

THESE MINUTES ARE NOT OFFICIAL  
UNTIL APPROVED BY THE CITY COUNCIL,  
CULVER CITY HOUSING AUTHORITY BOARD,  
AND SUCCESSOR AGENCY TO THE CULVER CITY  
REDEVELOPMENT AGENCY BOARD

REGULAR MEETING OF THE  
CITY COUNCIL, CULVER CITY  
HOUSING AUTHORITY BOARD,  
AND SUCCESSOR AGENCY TO THE CULVER CITY  
REDEVELOPMENT AGENCY BOARD  
CULVER CITY, CALIFORNIA

August 14, 2017  
5:00 p.m.

**Call to Order & Roll Call**

Mayor Cooper called the meeting of the City Council to order at 5:06 p.m. in the Mike Balkman Chambers at City Hall.

Present: Jeffrey Cooper, Mayor  
Thomas Small, Vice Mayor\*  
Jim B. Clarke, Council Member  
Göran Eriksson, Council Member  
Meghan Sahli-Wells, Council Member

\*Vice Mayor Small arrived at 5:25 p.m.

Note: The City Council also sits as Members of the Governing Board(s) convened as part of the meeting.

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**Closed Session**

Pursuant to Government Code Section 54956.9(e)(2), the City Attorney announced that one of the two matters for agenda item CS-3 related to an applicant's challenge to the City's replacement parking requirements for the conversion of a garage into an accessory dwelling unit.

The City Council recessed to Closed Session to consider the following items:

**CS-1** Conference with Real Property Negotiators

Re: 9820 Washington Boulevard

City Negotiators: John Nachbar, City Manager; Sol Blumenfeld, Community Development Director; Todd Tipton, Economic Development Manager

Other Parties Negotiators: Center Theater Group

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

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**CS-2** Conference with Labor Negotiators

City Designated Representatives: City Manager John M.

Nachbar; Administrative Services Director Serena Wright; Chief Financial Officer Jeff Muir

Employee Organizations: Culver City Employees Association; Culver City Management Group; Culver City Police Officers Association; Culver City Fire Fighters Association; Culver City Police Management Group; Culver City Fire Management Association

Pursuant to Government Code Section 54957.6

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**CS-3** Conference with Legal Counsel - Anticipated Litigation

Re: Significant Exposure to Litigation - 2 Items

Pursuant to Government Code Section 54956.9(d) (2)

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**CS-4** Conference with Legal Counsel - Existing Litigation

Re: Benedict Hills Estates Association, et al. v. Federal Aviation Administration, et al.

Case No. 16-1366

Pursuant to Government Code Section 54956.9(d) (1)

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**CS-5** Conference with Legal Counsel - Anticipated Litigation

Re: Initiation of Litigation - 1 Item

Pursuant to Government Code Section 54956.9(d)(4)

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**Reconvene**

Mayor Cooper reconvened the City Council at 7:09 p.m. with five Members present.

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**Recognition Presentations**

Item R-1

**Presentation of a Proclamation in Honor of Fiesta Ballona 2017**

Mayor Cooper presented a Proclamation to Marcus Tiggs, Standing Chair of the Fiesta La Ballona Committee in honor of Fiesta La Ballona 2017.

Marcus Tiggs thanked the City for the proclamation and discussed the efforts of volunteers, staff and sponsors to make the Fiesta possible.

Celeste Anlauf invited everyone to opening ceremonies on Friday night in honor of the Centennial year and discussed the participation of the Actors' Gang.

Bob Wayne discussed entertainment planned for the weekend and encouraged everyone to come.

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Item R-2

**Presentation of a Commendation to Parks, Recreation and Community Services Director Daniel C. Hernandez on the Occasion of his Retirement from the City of Culver City**

Council Member Clarke presented the Commendation to Dan Hernandez.

Dan Hernandez, Parks, Recreation and Community Services Director, thanked the City Council and staff for their support.

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**Invocation/Pledge of Allegiance**

John Nachbar, City Manager, led the invocation and the Pledge of Allegiance was led by Daniel Hernandez, Parks, Recreation and Community Services Director.

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**Report on Action Taken in Closed Session**

This item was done at the end of the meeting.

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**Community Announcements by City Council Members/  
Information Items from Staff**

Mayor Cooper read his press release regarding the events in Charlottesville, Virginia and declaring solidarity with the Mayor of Charlottesville.

Council Member Sahli-Wells reported receiving a sustainability award from California Greenworks; expressed concern with neo-Nazis, fascists, and racists in the news in Charlottesville; she read an excerpt from the ordinance enacted by the City Council in October in reaction to an increase in incidents against minority groups and condemning violence and hate speech; she remembered those who lost their lives over the weekend asking that the meeting be adjourned in their memory; reported meeting the Vice Mayor of Charlottesville several weeks ago; and she asked the City to stand with them.

Council Member Clarke thanked the Mayor for his statement regarding Charlottesville; he reported the need to recuse himself from item A-4; and he received City Council consensus to agendize joining with AARP to support Age Friendly Communities, a program to keep people aging in place.

Council Member Eriksson echoed comments from Mayor Cooper noting that during his travels in Europe, he had observed similar negative trends developing there and he encouraged everyone to be observant and fight against violence and hate.

Vice Mayor Small expressed pride at being part of the City Council and he expressed support for the Mayor's statement on Charlottesville; he reported recently attending a meeting with Dr. Wes Bellamy, the Vice Mayor of Charlottesville; and he announced that Juan Gonzalez of Democracy Now would be interviewed on September 9 by NPR in Culver City.

Mayor Cooper discussed growing up in San Francisco; attending a protest against the American Nazi Party at San Francisco State University; he expressed support for free speech and concern with violence; and he asked that the meeting be adjourned in memory of David Trygstad, founder of the Conservatory Coffee Shop.

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT WHEN THE MEETING IS ADJOURNED, THAT IT BE ADJOURNED IN MEMORY OF DAVID TRYGSTAD.

MOVED BY VICE MAYOR SMALL, SECONDED BY COUNCIL MEMBER CLARKE AND UNANIMOUSLY CARRIED, THAT WHEN THE MEETING IS ADJOURNED, THAT IT BE ADJOURNED IN MEMORY HEATHER HEYER, LIEUTENANT H. JAY CULLEN AND PILOT BERKE M.M. BATES WHO LOST THEIR LIVES IN CHARLOTTESVILLE, VIRGINIA.

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#### **Presentations to City Council**

Item P-1

#### **Presentation to the City Council from the Culver City Sister City Student Delegation to Iksan City, Korea**

This presentation was postponed to a future meeting.

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#### **Joint Public Comment - Items Not on the Agenda**

Mayor Cooper invited public comment.

The following members of the audience addressed the City Council:

Seth Horowitz reported that the Culver Hotel would be presenting the final Centennial event on September 23 and

he asked that the City agendaize their request that hotel be allowed to use the City Plaza south of the hotel.

There was City Council consensus to agendaize consideration of allowing the Culver Hotel to utilize a portion of the City Plaza to the south of the hotel.

Marla Koosed announced the final performance of the 1988 series by Heidi Duckler Dance Theatre celebrating the Art in Public Places ordinance on September 9 at the City Hall Courtyard noting that the performance is free for Culver City residents and RSVPs are necessary.

Dr. Janet Hoult thanked the Mayor for his remarks regarding Charlottesville and for reminding everyone that Culver City does not tolerate racist behavior; she discussed National Night Out on August 1; announced that she would be in Veterans Park on August 21 with an Astroscan telescope to share with anyone who wants to take a look; she presented Council Members with a copy of her book *Where Did the Sun Go?*; and she read a poem about an eclipse in 2009.

Alex Fisch, Committee on Homelessness, discussed increases in the number of homeless in Los Angeles County; increases in Culver City; the decrease in the number of people sheltered in Culver City; he noted that for the first time there was an unsheltered family in the City; reported the change in time of day that the count was taken; increased housing costs; flat wages; concern with increasing numbers; the feeling that the numbers underrepresent the situation; economic insecurity; strategies to combat homelessness released by Los Angeles County; work by the Committee to study and implement the strategies; approval of pilot programs by the City Council; Measure H; grant funding from the County; and he asked that the City Council place the Economic Opportunity Ordinance on a future agenda.

Discussion ensued between Mr. Fisch and Council Members regarding clarification on the request to agendaize discussion of a draft ordinance created by the Committee and modeled on the County ordinance, and City Council consensus was achieved to consider an Economic Opportunity Ordinance on a future agenda.

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**Receipt and Filing of Correspondence**

Jeremy Green, City Clerk, reported that one piece of correspondence had been received for item A-1 by the City Clerk's office before 4:00 p.m. on August 14, 2017.

MOVED BY VICE MAYOR SMALL, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE.

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**Order of the Agenda**

No changes were made.

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**Consent Calendar**

MOVED BY VICE MAYOR SMALL, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE ITEMS C-1 THROUGH C-9.

Item C-1

**CC:HA:SA - Cash Disbursements**

THAT THE CITY COUNCIL, HOUSING AUTHORITY AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY APPROVE CASH DISBURSEMENTS FOR JULY 15, 2017 - AUGUST 4, 2017.

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Item C-2

**CC:HA:SA - Meeting Minutes**

THAT THE CITY COUNCIL, HOUSING AUTHORITY, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY APPROVE MINUTES FOR THE REGULAR CONSOLIDATED CITY COUNCIL MEETING ON JULY 24, 2017.

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Item C-3

**CC - Approval of a Resolution Adopting the Records Retention Schedule for the City of Culver City**

THAT THE CITY COUNCIL: ADOPT THE RECORDS RETENTION SCHEDULE FOR THE CITY OF CULVER CITY.

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Item C-4

**CC - Adoption of a Resolution Authorizing the Destruction of Examination Materials in the Administrative Services Department Which are More than Two Years Old**

THAT THE CITY COUNCIL: ADOPT A RESOLUTION AUTHORIZING THE DESTRUCTION OF EXAMINATION MATERIALS IN THE ADMINISTRATIVE SERVICES DEPARTMENT WHICH ARE MORE THAN TWO (2) YEARS OLD.

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Item C-5

**CC - (1) Approval of a Professional Services Agreement with Konica Minolta for Professional Consulting Services and Electronic Document Management Software to Support Citywide Document Retention and Document Collaboration Efforts in an Amount Not-to-Exceed \$365,000; and (2) Authorize the City Manager to Approve Annual Maintenance and License Subscription Payments in an Amount Not-to-Exceed \$65,700 Annually**

THAT THE CITY COUNCIL:

- 1) APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH KONICA MINOLTA TO PROVIDE PROFESSIONAL CONSULTING SERVICES AND ELECTRONIC DOCUMENT MANAGEMENT SOFTWARE FOR AN AMOUNT NOT-TO-EXCEED \$365,000 INCLUDING AN ANNUAL MAINTENANCE EXPENDITURE FOR THE FIRST YEAR; AND
- 2) AUTHORIZE THE CITY MANAGER TO APPROVE ONGOING ANNUAL MAINTENANCE AND LICENSE SUBSCRIPTION PAYMENTS FOR THE HARDWARE AND SOFTWARE RELATED TO THE CITYWIDE DOCUMENT



MANAGEMENT SYSTEM IN AN AMOUNT NOT-TO-EXCEED \$65,700 ANNUALLY PROVIDED THE SOFTWARE SOLUTION CONTINUES TO BE REQUIRED TO SUPPORT THE CITY'S OPERATIONS; AND

3) AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND

4) AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-6

**CC - (1) Approval of an Agreement with Mutual Builders for Renovations to the Restrooms and Chief's Office at the Police Facility in the Amount of \$98,730.00; and (2) Authorize \$9,873.00 in Change Order Authority for the Public Works Director/City Engineer**

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH MUTUAL BUILDERS FOR RENOVATIONS TO THE RESTROOMS AND THE CHIEF'S OFFICE AT THE POLICE FACILITY IN THE AMOUNT OF \$98,730.00; AND,

2. AUTHORIZE \$9,873.00 IN CHANGE ORDER AUTHORITY FOR THE PUBLIC WORKS DIRECTOR/CITY ENGINEER; AND,

3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,

4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-7

**CC - Approval of an Extra Work Change Order in the Amount of \$72,500.00 to the Existing Contract with Western State Fire Protection Company for the Installation of Additional Smoke Detectors at the Veteran's Memorial Auditorium as part of the Safety Upgrades for the Facility (PZ-876)**

THAT THE CITY COUNCIL:

1. APPROVE THE EXTRA WORK CHANGE ORDER IN THE AMOUNT OF \$72,500.00 (IN ADDITION TO THE ORIGINAL \$66,945.62 CHANGE ORDER AUTHORITY) TO THE EXISTING CONTRACT WITH WESTERN STATE FIRE PROTECTION COMPANY FOR THE INSTALLATION OF ADDITIONAL SMOKE DETECTORS AT THE VETERAN'S MEMORIAL BUILDING; AND,
2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO EXECUTE THE EXTRA WORK CHANGE ORDER ON BEHALF OF THE CITY.

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Item C-8

**CC - (1) Waiver of Formal Bidding Procedures; and (2) Approval of an Agreement with Spring Cleaners for a Term Ending June 30, 2022 in an Amount Not-To-Exceed \$85,000.00 to Provide Jail Laundry Service**

THAT THE CITY COUNCIL:

1. WAIVE FORMAL COMPETITIVE BIDDING PROCEDURES; AND,
2. APPROVE AN AGREEMENT WITH SPRING CLEANERS FOR JAIL LAUNDRY SERVICES FOR A TERM ENDING ON JUNE 30, 2022 IN AMOUNT NOT-TO-EXCEED \$85,000.00 (\$17,000 PER YEAR); AND,
3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,
4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-9

**CC: (1) Approval of an Amendment to the Existing Professional Services Agreement with the South Bay Regional Public Communications Authority for Emergency Police & Fire Dispatch Services in an Additional Amount Not-to-Exceed \$400,000 for the Purchase of a New Computer Aided Dispatch (CAD) and Records Management Software (RMS); and (2) Authorization of the Annual Maintenance Payments for the Software Estimated at \$160,000 Per Year**

THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH SOUTH BAY REGIONAL PUBLIC COMMUNICATIONS AUTHORITY FOR EMERGENCY POLICE AND FIRE DISPATCH SERVICES, IN AN ADDITIONAL AMOUNT NOT-TO-EXCEED \$400,000 TO SUPPORT THE PURCHASE OF THE MARK 43 CAD AND RMS SOFTWARE; AND,
2. AUTHORIZE THE ANNUAL MAINTENANCE PAYMENT FOR A TERM OF FIVE YEARS, ESTIMATED AT \$160,000 PER YEAR; AND,
3. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,
4. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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### **Public Hearings**

Item PH-1

**CC: PUBLIC HEARING: Introduction of an Ordinance Amending Title 17, Zoning, of the Culver City Municipal Code (CCMC), Section 17.400.100 - Residential Uses - Accessory Residential Structures, Section 17.400.115 - Temporary Storage Containers, and Chapter 17.520 - Temporary Use, Special Event, and Temporary Event Permits (Zoning Code Amendment P2017-0100-ZCA)**

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE THE AFFIDAVIT OF PUBLICATION AND POSTING OF PUBLIC NOTICE.

Gabriela Silva, Associate Planner, provided a summary of the material of record and presented photographs illustrating the structures being discussed.

Discussion ensued between staff and Council Members regarding trash containers near the property line and odors for adjoining neighbors; the focus on portable structures; space constraints; changes to setback requirements; residential remodel projects; length of time for the temporary use; efforts to anticipate issues; concern with hoarders; standards for ADUs; controlling the number of units on the lot; situations where people install numerous small

structures since they cannot get a permit for a larger structure; clarification that the structures are not meant to be for accessory dwelling; pod placement; and mitigating parking loss.

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY VICE MAYOR SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL OPEN THE PUBLIC HEARING.

Mayor Cooper invited public input.

No cards were received and no speakers came forward.

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL CLOSE THE PUBLIC HEARING.

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER ERIKSSON AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL INTRODUCE AN ORDINANCE APPROVING ZONING CODE AMENDMENT P207-0100-ZCA, AMENDING TITLE 17, ZONING, OF THE CULVER CITY MUNICIPAL CODE (CCMC), SECTION 17.400.00 - RESIDENTIAL USES - ACCESSORY RESIDENTIAL STRUCTURES, SECTION 17.400.115 - TEMPORARY STORAGE CONTAINERS, AND SECTION 17.520 - TEMPORARY USE, SPECIAL EVENT, AND TEMPORARY EVENT PERMITS.

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## **Action Items**

### Item A-1

#### **CC - Approval of Final Plans and Specifications and Authorization to Publish a Notice Inviting Bids for the Veterans Memorial Park Age 5 - 12 Playground Equipment Replacement Project**

Patrick Reynolds, Parks Manager, provided a summary of the material of record.

Mayor Cooper received clarification regarding the quality of the equipment and that the equipment was discontinued shortly after installation making it hard to find replacement parts.

Mayor Cooper invited public participation.

The following member of the audience addressed the City Council:

Albert Vera discussed the importance of inclusiveness and expressed support for building a fully accessible park for children with all types of special needs.

Discussion ensued between staff and Council Members regarding compliance with ADA requirements; imaginative play; the limited space available; the ramp, post and platform design approach; play activities; holding the interest of children; addressing accessibility issues for those who are less ambulatory; designing a playground with sensory stimulation; space requirements; the importance of engaging all ages and abilities; a suggestion to look at Lindberg Park for such a playground; outreach; engaging park users in the process; ground materials; addressing comments sent in by residents; shade structures; funding; the maintenance fund; Capital Improvement Projects; clarification on what changes are planned; improvements planned for Tellefson Park; involvement of the Parks, Recreation and Community Services Commission; life expectancy of the equipment; when the technology becomes obsolete; providing challenging play; encouraging adults to interact with their children; the leaf blower investigation; Proposition A monies; maintenance funds; the timeline for incurring expenses; concern with overloading staff; project management by Public Works; County deadlines; staffing; project tracking; the work plan process; putting other projects on hold in order to meet the deadline; the unique nature of the situation; staffing changes at the County; concern with pushing through items quickly; support for the design; costs for adding a slide to option 1; an observation that the bids usually come in under budget; Aidan's Place in Westwood; the popularity of Lindberg Park; popularity of the newest equipment; use of the manufacturer that was working in Blair Hills; the bid process for the installer; the time frame; maintenance worker salary and benefits; different parts of the Prop A monies; ongoing funds; excess funds for the playground structure; holding up maintenance and service monies; natural shade; and taking a solar survey.

MOVED BY COUNCIL MEMBER CLARKE, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: APPROVE THE FINAL PLANS AND SPECIFICATIONS AND AUTHORIZE THE PUBLICATION OF A NOTICE INVITING BIDS FOR THE VETERANS

MEMORIAL PARK AGE 5 - 12 PLAYGROUND EQUIPMENT REPLACEMENT  
OPTION 1, WITH THE ADDITION OF A SLIDE.

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Item A-2

**CC - (1) Discuss Amendments to Culver City Municipal Code  
§9.04.015 Prohibited Public Nuisance Conditions on Real  
Property to Prohibit the Use of Leaf Blowers with Noise  
Levels Exceeding 65 Decibels; and (2) Direction to City  
Manager as Deemed Appropriate**

Joe Susca, Senior Management Analyst, provided a summary of  
the material of record.

Mayor Cooper received clarification regarding involvement  
of Homeowner Associations.

Mayor Cooper invited public participation.

The following members of the audience addressed the City  
Council:

Robert Hirschhorn expressed opposition to leaf blowers due  
to the excessive noise levels they produce; he discussed  
actions at the City Council subcommittee meeting to cap the  
noise level at 65 decibels with a three-year transition  
period to reach that level; he requested that the  
recommendation be attached to the current leaf blower  
regulations in the City; felt a recommendation would be  
ineffective and preferred an ordinance; discussed leaf  
blower use by surrounding properties; felt a one-year  
transition period was reasonable; and he discussed the  
generous leaf blower exchange program through the South  
Coast Air Quality Management District (AQMD).

Responding to Mayor Cooper, Mr. Hirschhorn explained that  
the Homeowner Association would pursue limits on leaf  
blowers with contracted gardeners.

Bernadette Dollard, Tara Hill Homeowners Association,  
provided highlights of the ban enacted two years ago by the  
Board of Directors noting that quality of life had gone up  
since the ban.

David Kairo expressed support for noise limits on leaf blowers and discussed negative affects to his quality of life.

Kathryn Heymann expressed support for noise limits; cited studies that indicate that costs do not go up and alternatives can be equally efficient; and she noted that the condo association at Raintree often looks to the City for leadership.

Megan Koehler registered her support for a ban on leaf blowers; she wanted to see an ordinance as she felt that a recommendation could be negligible; she discussed the ban by Santa Monica; and the transition period.

Steve Rose reported that the Chamber of Commerce supported the staff recommendation; expressed support for implementation of an ordinance with the recommended transition period; discussed impacts of the proposed ordinance; and he recognized Gloria Parker, co-owner of Chris's Lawnmower Shop.

Discussion ensued between staff and Council Members regarding time saved by using leaf blowers; clarification regarding misinformation and inaccurate statistics; careful studies; actions of other cities; enforceability of restrictions; concern with penalizing the entire industry for the actions of a few; research and work that went into the process; residential areas vs. commercial areas; concern with impacting the ability to get the job done; enforcing the permitting process; concern with airborne particulates; the transition period; the self-regulating nature of the industry; setting the next industry standards; permit requirements and procedures for commercial properties; education given in response to residential complaints; procedures used in Europe; policies of nearby cities; requiring more efficient leaf blowers; the AQMD exchange program; air pollution concerns; noise issues; the proposed three-year phase in for commercial and five-year phase in for residential; a suggestion for a three-year implementation to phase out the sale of leaf blowers over 65 decibels in the City; and concern with sending mixed messages by selling something one can buy in Culver City but cannot use in Culver City.

Council Member Sahli-Wells proposed a motion for a five-year phase in for the 65 decibel level for residential use

and a three-year implementation for commercial use, with a ban on the sale of leaf blowers and immediate notification given about the changes.

Additional discussion ensued between staff and Council Members regarding commercial vs. residential applications; appreciation for the work done on the issue; concern with debris blown into the street by gardeners; increasing enforcement; resident assistance in targeting those blowing debris into the street; staff assistance to provide the AQMD study to Council Members; the experience of cities that have banned gas leaf blowers; startup costs; lesser results; and concerns of Culver City paddle tennis players with the potential affects to play with the removal of leaf blowers.

Responding to inquiry, Bernadette Dollard explained that Tara Hill uses brooms rather than leaf blowers and residents have adjusted to the fact that they are not able to accomplish the same job as before.

Council Member Eriksson moved the staff recommendation.

Council Member Sahli-Wells proposed a substitute motion prohibiting the operation of leaf blowers with a noise level exceeding 65 decibels to be effective three years after adoption for commercial use and five years after adoption for private residential use.

Discussion ensued between staff and Council Members regarding clarification that a resident hiring a gardener would be considered a commercial use as the gardener is a licensed professional; terminology; non-commercial residential use; concern with potential confusion; and keeping the time period to five years for commercial and residential use for reasons of consistency.

MOVED BY COUNCIL MEMBER SAHLI-WELLS AND SECONDED BY VICE MAYOR SMALL THAT THE CITY COUNCIL:

1. DISCUSS A BAN ON THE SALE AND USE OF LEAF BLOWERS WITH NOISE LEVELS EXCEEDING 65 DECIBELS; AND,
2. PROVIDE DIRECTION TO THE CITY MANAGER WITH REGARD TO THE FOLLOWING RESTRICTIONS, TO BE INCLUDED IN A PROPOSED ORDINANCE AMENDING THE CCMC:



I. PROHIBITION OF THE OPERATION OF A LEAF BLOWER WITH A NOISE LEVEL EXCEEDING 65 DECIBELS TO BE EFFECTIVE FIVE YEARS AFTER ITS ADOPTION FOR NON-COMMERCIAL RESIDENTIAL, AND THREE YEARS FOR COMMERCIAL WITH IMMEDIATE NOTIFICATION; AND,

II. PROHIBITION OF THE SALE OF LEAF BLOWERS WITH NOISE LEVELS EXCEEDING 65 DECIBELS TO BE EFFECTIVE SIX MONTHS AFTER ITS ADOPTION; AND,

3. PROVIDE OTHER DIRECTION TO THE CITY MANAGER AS DEEMED APPROPRIATE.

THE MOTION FAILED BY THE FOLLOWING VOTE:

AYES: SAHLI-WELLS, SMALL

NOES: CLARKE, COOPER, ERIKSSON

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED THAT THE CITY COUNCIL:

1. DISCUSS A BAN ON THE SALE AND USE OF LEAF BLOWERS WITH NOISE LEVELS EXCEEDING 65 DECIBELS; AND,

2. PROVIDE DIRECTION TO THE CITY MANAGER WITH REGARD TO THE FOLLOWING RESTRICTIONS, TO BE INCLUDED IN A PROPOSED ORDINANCE AMENDING THE CCMC:

I. PROHIBIT THE OPERATION OF A LEAF BLOWER WITH A NOISE LEVEL EXCEEDING 65 DECIBELS TO BE EFFECTIVE FIVE YEARS AFTER ITS ADOPTION; AND,

3. PROVIDE OTHER DIRECTION TO THE CITY MANAGER AS DEEMED APPROPRIATE.

Council Member Sahli Wells proposed a motion prohibiting the sale of leaf blowers with noise levels exceeding 65 decibels to be effective five years after the adoption of the ordinance.

Discussion ensued between staff and Council Members regarding concern with hurting local businesses; similarities with the fireworks ordinance; and impacts to stores.

MOVED BY COUNCIL MEMBER SAHLI-WELLS AND SECONDED BY COUNCIL MEMBER CLARKE THAT THE CITY COUNCIL: PROHIBIT THE SALE OF

LEAF BLOWERS WITH NOISE LEVELS EXCEEDING 65 DECIBELS TO BE EFFECTIVE FIVE YEARS AFTER THE ADOPTION OF THE ORDINANCE.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: CLARKE, SAHLI-WELLS, SMALL  
NOES: COOPER, ERIKSSON

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Item A-3

**CC - (1) Rejection of Bid Received; and (2) Authorization to Publish a Notice Inviting Bids, for the Culver City Park - Park to Playa - Ballona Creek Connection Project - PZ-551**

Mate Gaspar, Engineering Services Manager, provided a summary of the material of record noting that \$60,000 that had been budgeted for the project had not been included bringing the total of the project to \$600,000.

Discussion ensued between staff and Council Members regarding the Request for Proposals (RFP) process; the consultant analysis; confirmation of the estimated bid; the bid range; and timing.

Mayor Cooper invited public participation.

No speakers came forward and no cards were received.

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. REJECT THE BID PROPOSAL FOR THE CULVER CITY PARK - PARK TO PLAYA - BALLONA CREEK CONNECTION PROJECT; AND
2. AUTHORIZE THE PUBLICATION OF A NOTICE INVITING BIDS FOR THE PROJECT.

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Item A-4

**CC - (1) Consideration of City Sponsorship of the Centennial Birthday Party in the Park on September 16, 2017 and the Incorporation Day Ceremony on September 20, 2017 in**

**an Amount Not-to-Exceed \$9,600; (2) Consideration of Designation of said Events as City-Sponsored Events; (3) Approval of Related License Agreement; (4) Adoption of a Resolution Granting a Permit to Public School 310 to Conduct a Beer Garden in Veterans Memorial Park during the Birthday Party in the Park**

Council Member Clarke recused himself and exited the dais.

Shelly Wolfberg, City Manager's Office, provided a summary of the material of record.

Mayor Cooper invited public participation.

The following members of the audience addressed the City Council:

Paul Jacobs expressed support for the staff report and for the work done by the leaders of the Closing Committee.

Discussion ensued between staff and Council Members regarding use of the \$25,000 contribution previously approved by the City Council; reimbursement of costs associated with closing events; the amount spent by the City to date on Centennial activities; the City Council authorization of \$67,000 for staff time, permit fees and equipment use; hard costs; and soft costs.

Paul Jacobs discussed in-kind City costs; suggested separating soft costs from the item being considered; he noted that the goal of the Committee was not to have to provide invoices and seek City assistance; discussed the Memorandum of Understanding; money left on the table; and overall costs.

Discussion ensued between Council Members, staff and Mr. Jacobs regarding City sponsorship; the amount given per year or per event; the \$25,000 allocation applied for the closing event; meeting the threshold to be a City sponsored event; increased sponsorships; suggestions for who to approach for additional sponsorship; balancing expenses vs. revenue; opening ceremonies vs. closing ceremonies; and control over costs.

Jim Clarke discussed the Birthday Party in the Park and Incorporation Day; money raised, costs and sales; money set

aside for the Closing Ceremonies; income for the two events; and surplus funds.

Discussion ensued between Centennial Committee representatives and the City Council regarding clarification that the budget reflected City waiver of fees; the Party in the Park, the Formal, and the separate ticketed Culver Hotel event; the number of Culver City residents attending the Culver Hotel event; sponsorship levels for the Closing Ceremony; money designated for the Closing Ceremony; funding for the Culver Hotel; clarification that funds from the Beer Garden will be used to pay for costs; clarification of wording in the motion; Centennial Park; providing other beverage choices; food truck permits and location; parking; differentiating the money going to closing events from the City; and combining the closing events.

MOVED BY COUNCIL MEMBER ERIKSSON AND SECONDED BY COUNCIL MEMBER SAHLI-WELLS THAT THE CITY COUNCIL:

1. DETERMINE THE TOTAL AMOUNT OF ASSISTANCE, NOT-TO-EXCEED \$9,600, AS NOTED IN THIS STAFF REPORT FOR THE CENTENNIAL BIRTHDAY PARTY IN THE PARK AND THE INCORPORATION DAY EVENT (CENTENNIAL CLOSING EVENTS) AT CITY HALL; AND,
2. DESIGNATE THE CENTENNIAL CLOSING EVENTS AS CITY-SPONSORED EVENTS; AND,
3. APPROVE A LICENSE AGREEMENT BETWEEN THE CITY AND CCCCC FOR THE USE OF CITY PROPERTY, EQUIPMENT, IN-KIND STAFF TIME, AND COSTS; 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; AND,
6. ADOPT A RESOLUTION GRANTING A PERMIT TO CCCCC FOR A BEER GARDEN TO BE CONDUCTED IN VETERANS PARK DURING THE SEPTEMBER 16TH BIRTHDAY IN THE PARK EVENT WITH LANGUAGE IN 1A. MODIFIED TO CLARIFY THAT ALL PROCEEDS GO TO COVER COSTS ASSOCIATED WITH THE EVENT.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: COOPER, ERIKSSON, SAHLI-WELLS, SMALL  
NOES: NONE  
RECUSED: CLARKE

Council Member Clarke returned to the dais.

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Item A-5

**CC - (1) Discussion of Draft Request for Qualifications (RFQ) and Outline Request for Proposals (RFP) for the General Plan Update (GPU) and the Summary Matrix of Best Practices; and (3) Direction to the City Manager as Deemed Appropriate**

Sol Blumenfeld, Community Development Director, introduced the item.

Ashley Hefner, Advance Planning Manager, provided a summary of the material of record.

Mayor Cooper invited public participation.

No cards were received and no speakers came forward.

Discussion ensued between staff and Council Members regarding renaming the required circulation element; including parking in the mobility and housing element; incorporating Vision Zero in the General Plan; the Bicycle and Pedestrian Action Plan; the Inglewood Oil Field Specific Plan; land use, open space, sustainability, health and quality of life; consultant review of policies and ordinances that could impact the General Plan; providing a document summary to the consultants; sustainability; the conservation element; formulating a Climate Action Plan; incorporating elements into the General Plan process; ensuring health and equity in all policies; including sustainability in all elements; creating an age friendly community initiative with AARP; aging in place; the timetable; consultant selection; City Council involvement; optional elements; institutional knowledge that could be lost after the election; clarification that the picture used on page 2 was not in Culver City; the point in the process when advisory committees are formed; addressing issues at hand; working discussions before the RFQ; distribution beyond the usual channels; ensuring that the

firm chosen has the proper experience; allowing time to get more involved; concern with the timeframe; establishing a subcommittee to vet the RFP and RFQ; involvement of the full City Council; demonstration of surrounding jurisdictions and agencies; extra meetings; the importance of the issues; efforts and resources necessary; creative and thorough outreach for the RFQ; inclusion of universities; benefits of a back and forth discussion over a conference table; concern with pushing things through without a thorough discussion; creativity; openness in the RFQ language; outside the box thinking; concern with writing by committee and losing creativity; moving forward with the RFQ; staff agreement to provide a detailed schedule; milestones; special meetings; working sessions; ensuring a unanimous approach with all Council Members comfortable with the RFQ; being cognizant of the timeline; scheduling; whether the issue deserves more time; concern with placement of the RFQ as the last item on the agenda in a Council meeting; flexibility possible in a subcommittee meeting; the interactive nature of the process; the ultimate goal; identifying and agreeing upon what is important; competency to do the work; appointing two people to accomplish the item on the current agenda; agreement that Vice Mayor Small and Council Member Sahli-Wells would work on refining the RFQ; scheduling; providing directions for changes; and City Council consensus to place an item on the August 30 agenda at 5:00 p.m. to go with the 7:00 p.m. City Council landscaping meeting.

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#### **Public Comment - Items Not on the Agenda**

Mayor Cooper invited public comment.

No cards were received and no speakers came forward.

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#### **Items from Council Members**

Council Member Clarke reported on the successful Non-Profit Fair at Veterans Auditorium on August 12, 2017.

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#### **Report on Action Taken in Closed Session**

Jeremy Green, City Clerk, stated that there was nothing to report out from Closed Session except that CS-3b and CS-5 were postponed.

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**Adjournment**

There being no further business, at 11:55 p.m., the City Council, Successor Agency to the Culver City Redevelopment Agency Board, and Culver City Housing Authority Board adjourned in memory of David Trygstad, founder of the Conservatory Coffee Shop and Heather Heyer, Lieutenant H. Jay Cullen and Pilot Berke M.M. Bates who lost their lives in Charlottesville, Virginia to August 28, 2017.

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Jeremy Green  
CITY CLERK of Culver City, California  
EX-OFFICIO CLERK of the City Council and SECRETARY of the  
Successor Agency to the Culver City Redevelopment Agency  
Board, and Culver City Housing Authority Board  
Culver City, California

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August 14, 2017

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JEFFREY COOPER

MAYOR of Culver City, California and CHAIR of the  
Successor Agency to the Culver City Redevelopment Agency  
Board, and Culver City Housing Authority Board