

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

October 26, 2020  
5:30 p.m.

**Call to Order & Roll Call**

Mayor Eriksson called the regular meeting of the City Council to order at 5:40 p.m. in the Mike Balkman Chambers at City Hall via Virtual Webex.

Present: Göran Eriksson, Mayor  
Alex Fisch, Vice Mayor  
Daniel Lee, Council Member  
Meghan Sahli-Wells, Council Member  
Thomas Small, Council Member

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**Closed Session**

At 5:41 p.m. the City Council adjourned to Closed Session to consider the following item:

**CS-1** CC - Conference with Labor Negotiators  
City Designated Representatives: City Manager John Nachbar;  
Assistant City Manager Serena Wright  
Employee Organization: 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; Executive Management Employees  
Pursuant to Government Code Section 54957.6

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**Reconvene**

Mayor Eriksson reconvened the meeting of the City Council at 7:12 p.m. with all Council Members present.

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**Recognition Presentations**

Item R-1

**CC - Presentation of a Proclamation Designating October 26-31, 2020 as Annual Women in Business Week in Culver City**

Jeremy Green, City Clerk, presented the proclamation designating October 26-31, 2020 as Annual Women in Business Week in Culver City.

Colin Diaz, Culver City Chamber of Commerce, thanked the City for the Proclamation; discussed the value of women-owned businesses; the annual Women in Business event; he encouraged everyone to visit [culvercitychamber.com](http://culvercitychamber.com) to find out more information about events honoring women-owned businesses in Culver City; asked anyone with suggestions for women-owned Culver City businesses to honor to write to [info@culvercitychamber.com](mailto:info@culvercitychamber.com); and he congratulated recent award recipients.

Monica Razuleu-Muñoz provided background on herself; thanked the City for the recognition; and invited everyone to support women-owned businesses in Culver City.

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Item R-2

**CC - Presentation of a Proclamation in Honor of Filipino American History Month 2020**

Jeremy Green, City Clerk, presented the proclamation in honor of Filipino American History Month 2020.

Council Member Small thanked the City for observing the Proclamation over the past four years, and he indicated that it

had been his honor to serve the Filipino American community both in the City and regionally.

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**Regular Session**

Mayor Eriksson convened the meeting of the Culver City Housing Authority Board and the Successor Agency to the Culver City Redevelopment Agency Board at 7:26 p.m. with all Members present.

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**Pledge of Allegiance**

Mayor Eriksson led the Pledge of Allegiance.

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**Closed Session Report**

Mayor Eriksson indicated nothing to report out of Closed Session.

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

Council Member Lee congratulated the recipients of the Women in Business Awards from the Culver City Chamber of Commerce; discussed observance of Filipino American History Month; and he acknowledged the efforts of the Filipino community to support the farm worker movement in a multi-cultural way and to support workers' rights.

Council Member Sahli-Wells discussed the life and legacy of Bill Cavaness, asking that when the meeting is adjourned, that it be adjourned in his memory, and she also asked that the meeting be adjourned in memory of Samuel Paty who was beheaded in France for teaching tolerance.

Vice Mayor Fisch encouraged everyone to get out and vote on November 3, and he lauded the bravery and fortitude of those who chose to run.

Mayor Eriksson encouraged everyone to be polite, calm and respectful no matter what the results of the election turn out to be; discussed Halloween and the need to wear masks and maintain social distance; he indicated that while trick or treating was not prohibited, it was not encouraged; and he discussed the Pumpkin Scavenger Hunt put on by the Walk and Rollers.

Council Member Small discussed the Culver City Sister City Committee Zoom celebration of the Sister City relationship with Capo d'Orlando, Italy.

Mayor Eriksson recommended that anyone with an interest in the Sister City Committee to volunteer noting that Culver City has five Sister Cities around the world.

Kim Braun, Environmental Programs and Operations Manager, discussed the California Redemption Value (CRV) program starting soon; the previous program; the downfall of the recycling market; the closing of RePlanet locations; the inability of residents to return their bottles and cans and obtain their redemption value; the pilot program by Cal Recycle to fund operations to support CRV centers; City sponsorship; she announced that beginning November 2, 2020, So Cal Recycling would be operating mobile collection CRV centers to accept bottles and cans for redemption; discussed coordination with the City; specific locations and dates where the trucks will be; signage; and she indicated that additional information was available at [www.culvercity.org/recycle](http://www.culvercity.org/recycle).

Discussion ensued between staff and Council Members regarding hours of operation; assessment of volume received; providing afternoon hours; state regulations; and service requirements.

Jeremy Green, City Clerk, presented a map with voting locations and ballot drop off boxes in Culver City, and she discussed Vote Centers and days and hours of operation.

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**Information Items**

Item I-1

**CC - COVID-19 Update**

Ken Powell, Fire Chief and Current Emergency Operations Center Director for the COVID-19 Effort, indicated that the EOC was operating at a Level 2; discussed efforts to address challenges and issues surrounding COVID-19; current numbers; he reminded everyone not to go trick or treating or mix with others; discussed risks; the Public Health Order prohibiting large gatherings and events, even outdoors; ways to celebrate safely; he encouraged everyone to get vaccinated for the flu; and he indicated that details about upcoming free flu clinics were available on the City website.

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

Mayor Eriksson invited public comment.

The following members of the public addressed the City Council:

Tim Millen was called but did not respond.

David Coles, Bike Culver City, asked the City Council to agendize a discussion of opening the Jackson Gate to provide access to the Ballona Creek Bike Path.

Bubba Fish echoed comments made by David Coles noting that he wanted to see everyone have access to one of the best amenities in Culver City.

Jeff Schwartz discussed the work of California Public Safety Management (CPSM); reiterated previous requests made for CPSM to release their data; indicated that he had no confidence in the CPSM analysis; discussed background of CPSM staff; incomplete research; suggestions for expansion; the lack of consideration of redistributing police responsibilities and resources; social media posts; the intent of CPSM to expand policing in its current form; obstruction of independent analysis; human and financial costs of the status quo; justice and equity; goals and values that shape research questions; delaying access to data; undermining the report and the mission of the Public Safety Task Force to complete work in 90 days;

and he proposed that in the future there should be clauses in consultant contracts for public release of data before the submission of draft reports, with a substantial penalty for late work.

Paul Ferrazi questioned whether a date had been set for publishing the final Environmental Impact Report (EIR) for the Inglewood Oil Field.

Heather Baker, Assistant City Attorney, reported that the EIR for the Inglewood Oil Field Specific Plan had been placed on hold, so no date was available.

David Metzler suggested opening the Jackson Gate temporarily during the COVID-19 crisis to provide access, pending longer term consideration of the matter.

Discussion ensued between staff and Council Members regarding consideration of opening up the Jackson Gate by the Sustainability Subcommittee; length of time that the item has been debated; and City Council consensus was achieved to bring back the item for future consideration.

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#### **Receipt and Filing of Correspondence**

Mayor Eriksson reported that 120 pages of correspondence had been received.

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

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#### **Order of the Agenda**

Mayor Eriksson received agreement from the City Council to move Item A-4 forward to be heard after Item A-1 on the agenda, and he noted that Item C-5 required a decision and should be considered separately at the end of the Consent Calendar.

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**Consent Calendar**

MOVED BY COUNCIL MEMBER SMALL, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1 THROUGH C-4 AND ITEMS C-6 THROUGH C-13.

Item C-1

**CC:HA:SA - (1) Approval of Cash Disbursements for October 2, 2020 to October 16, 2020**

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE CASH DISBURSEMENTS FOR OCTOBER 2, 2020 TO OCTOBER 16, 2020.

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Item C-2

**CC:HA:SA - Approval of Minutes for the Regular Consolidated City Council Meeting on October 12, 2020 and the Adjourned Special City Council Meeting on October 13, 2020**

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE MINUTES FOR THE REGULAR CONSOLIDATED CITY COUNCIL MEETING ON OCTOBER 12, 2020 AND THE ADJOURNED SPECIAL CITY COUNCIL MEETING ON OCTOBER 13, 2020.

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Item C-3

**CC - (1) Receipt and Filing of Fourth Report on Current Emergency Response Expenditures; and (2) Receipt and Filing of Approved Additional Emergency Response Agreements**

THAT THE CITY COUNCIL:

1 RECEIVE AND FILE A REPORT ON CURRENT EMERGENCY RESPONSE EXPENDITURES; AND

2. RECEIVE AND FILE A REPORT ON CURRENT EMERGENCY RESPONSE PURCHASES/AGREEMENTS.

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Item C-4

**CC - (1) Approval of a Two-Year Professional Services Agreement with Hadronex, Inc. (DBA Smart Cover Systems) for the Monitoring and Repair of 46 Smart Cover Units in an Amount Not-to-Exceed \$82,290.00; (2) Authorization to the Public Works Director/City Engineer to Approve Amendment(s) to the Agreement in an Amount Not-to-Exceed \$10,000.00; and (3) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment for \$60,907 from Sewer Fund Reserves**

THAT THE CITY COUNCIL:

1. APPROVE A TWO-YEAR PROFESSIONAL SERVICES AGREEMENT WITH HADRONEX, INC. (DBA SMART COVER SYSTEMS) FOR THE MONITORING AND REPAIR OF 46 SMART COVER UNITS IN AN AMOUNT NOT-TO-EXCEED \$82,290.00; AND,
2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE AMENDMENT(S) TO THE AGREEMENT IN AN AMOUNT NOT-TO-EXCEED \$10,000.00; AND
3. APPROVE A RELATED BUDGET AMENDMENT (REQUIRES A FOUR-FIFTHS VOTE); 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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Item C-6  
(Out of Sequence)

**CC - (1) Approval of a Professional Services Agreement with Trigger Global Inc. for the Development of the Culver Boulevard Realignment and Urban Filtration and Retention Augmented Reality Outreach Project, PR002 in an Amount Not-to-Exceed \$165,000 (\$150,000 Base Cost with a 10% Contingency of \$15,000); and 2) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment in the Amount of \$165,000**

THAT THE CITY COUNCIL:



1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH TRIGGER GLOBAL, INC. IN THE AMOUNT OF \$165,000 (\$150,000 BASE COST WITH A 10% CONTINGENCY OF \$15,000) FOR THE CULVER BOULEVARD STORMWATER TREATMENT AND FILTRATION OUTREACH PROJECT; AND,
2. APPROVE A RELATED BUDGET AMENDMENT (A BUDGET AMENDMENT REQUIRES A FOUR FIFTHS VOTE); 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 - Appointment of a Member to the General Plan Advisory Committee (GPAC)**

THAT THE CITY COUNCIL: APPOINT DOMINIQUE DJEDJE TO THE GENERAL PLAN ADVISORY COMMITTEE (GPAC) TO SERVE UNTIL THE CITY COUNCIL DISCHARGES OR DISBANDS THE GPAC OR UNTIL THE MEMBER RESIGNS OR IS REMOVED.

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Item C-8

**CC - (1) Approval of a Five-Year Agreement with Brasco International, Inc. for the Acquisition of Bus Stop Furniture in an Amount Not-to-Exceed \$1,120,922; and (2) Authorization to the Purchasing Officer to Issue Purchase Orders During and Under the Terms of the Agreement as Determined by the Chief Transportation Officer**

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH BRASCO INTERNATIONAL, INC. FOR THE PROCUREMENT OF BUS STOP FURNITURE IN AN AMOUNT NOT-TO-EXCEED \$1,120,922; AND,
2. AUTHORIZE THE PURCHASING OFFICER TO ISSUE PURCHASE ORDERS DURING AND UNDER THE TERMS OF THE AGREEMENT, AS DETERMINED BY THE CHIEF TRANSPORTATION OFFICER; 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 Agreement with Concept Consultant, Inc., as the Lowest Responsive and Responsible Bidder, for the Removal of Existing Bus Stop Furniture and the Installation of New Bus Stop Furniture at Select Locations in the City in an Amount Not-to-Exceed \$472,716; and (2) Authorization to the Chief Transportation Officer to Approve Amendments to such Agreement in an Additional Amount of \$ 118,179 (25%) for Unexpected Costs**

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH CONCEPT CONSULTANT, INC. FOR THE INSTALLATION OF NEW BUS STOP FURNITURE IN AN AMOUNT NOT-TO-EXCEED \$472,716; AND,

2. AUTHORIZE THE CHIEF TRANSPORTATION OFFICER TO APPROVE AMENDMENTS TO SUCH AGREEMENT IN AN ADDITIONAL AMOUNT OF \$118,179 (25%) FOR UNEXPECTED COSTS; 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-10

**CC - Approval of a Memorandum of Understanding (MOU) with the City of Beverly Hills in an Amount Not-to-Exceed \$3.5M for the Joint Development of the Culver Boulevard Stormwater Filtration/Retention Regional Project; and (2) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment**

THAT THE CITY COUNCIL:

1. APPROVE THE MEMORANDUM OF UNDERSTANDING (MOU) WITH THE CITY

OF BEVERLY HILLS TO RECEIVE FUNDS IN AN AMOUNT NOT TO EXCEED \$3,500,000 FOR THE JOINT DEVELOPMENT OF THE CULVER BOULEVARD STORMWATER FILTRATION/RETENTION REGIONAL PROJECT; AND

2. APPROVE A RELATED BUDGET AMENDMENT (REQUIRES A FOUR FIFTHS VOTE); AND

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

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

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Item C-11

**CC - Adoption of a Resolution Confirming the October 2, 2020 Twenty-Seventh Supplement to Public Order (Additional Limited Reopenings; Posting Requirement for Workforce Resources Poster; Continued Waiver of Outdoor Dining and Valet Parking License Fees through December 31, 2020; and Outdoor Operation of Certain Personal Care Establishments Permitted in Public Right-of-Way) and the October 16, 2020 Twenty-Eighth Supplement to Public Order (Gatherings) Issued by the City Manager, as Director of Emergency Services, under City of Culver City Emergency Authority, Due to the Coronavirus Respiratory Disease (COVID-19) Pandemic**

THAT THE CITY COUNCIL: ADOPT A RESOLUTION CONFIRMING THE OCTOBER 2, 2020 TWENTY-SEVENTH SUPPLEMENT TO PUBLIC ORDER (ADDITIONAL LIMITED REOPENINGS; POSTING REQUIREMENT FOR WORKFORCE RESOURCES POSTER; CONTINUED WAIVER OF OUTDOOR DINING AND VALET PARKING LICENSE FEES THROUGH DECEMBER 31, 2020; AND OUTDOOR OPERATION OF CERTAIN PERSONAL CARE ESTABLISHMENTS PERMITTED IN PUBLIC RIGHT-OF-WAY) AND THE OCTOBER 16, 2020 TWENTY-EIGHTH SUPPLEMENT TO PUBLIC ORDER (GATHERINGS), ISSUED BY THE CITY MANAGER, AS DIRECTOR OF EMERGENCY SERVICES, UNDER CITY OF CULVER CITY EMERGENCY AUTHORITY, DUE TO THE CORONAVIRUS RESPIRATORY DISEASE (COVID-19) PANDEMIC.

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Item C-12

**CC - Approval of an Agreement with Calix Inc. for the Purchase of Networking Equipment and Maintenance to Support the Deployment of Internet Service Provider (ISP) services using the City's Municipal Fiber Network (Culver Connect) in an Amount Not-to-Exceed \$160,000; and (2) Authorize the Chief Information Officer to Approve Amendments to the Agreement in an Additional Amount Not-to-Exceed \$16,000 (10% of Base Contract for Unexpected Costs)**

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH CALIX INC FOR THE PURCHASE OF NETWORKING INFRASTRUCTURE COMPONENTS AND MAINTENANCE SERVICES IN THE AMOUNT OF \$160,000 TO SUPPORT THE DEPLOYMENT AND OPERATION OF ISP SERVICES USING CULVER CONNECT NETWORK; AND
2. AUTHORIZE THE CHIEF INFORMATION OFFICER TO APPROVE AMENDMENT(S) TO THE AGREEMENT IN AN ADDITIONAL AMOUNT NOT-TO-EXCEED \$16,000 (10% OF BASE CONTRACT FOR UNEXPECTED COSTS); 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-13

**CC - Approval of an Agreement with Natural Gas Systems, Inc. for the Maintenance and Repair of the Compressed Natural Gas (CNG) Refueling Station in an Amount Not-To-Exceed \$247,800.00**

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH NATURAL GAS SYSTEMS, INC. FOR THE REPAIR AND MAINTENANCE OF THE COMPRESSED NATURAL GAS (CNG) REFUELING STATION AN AMOUNT NOT-TO-EXCEED \$247,800.00.
2. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,
3. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-5  
(Out of Sequence)

**CC - (1) Approval of the Culver City Arts District Business Improvement District Annual Work Plan and Budget; and (2) Adoption of a Resolution of Intention to Conduct a Public Hearing on November 9, 2020 for the Consideration of the Levy of the Culver City Arts District Business Improvement District Assessment for 2020**

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY VICE MAYOR FISCH AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: APPROVE THE CCAD BID ADVISORY BOARD'S 2020 ANNUAL REPORT AND WORK PLAN AS FILED WITH THE CITY CLERK.

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**Public Hearings Items**

Item PH-1

**CC - PUBLIC HEARING: Appeal of the Public Works Director's Decision for Denial of Request for Removal of Two City-Owned Parkway Trees Located at 10820 Fairbanks Way**

Eric Mirzaian, Maintenance Operations Manager, provided a summary of the material of record.

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

Mayor Eriksson invited public comment.

The following member of the public addressed the City Council:

Adrienne Malka, appellant, provided background on herself; thanked staff and the Council for taking the time to consider the item; discussed the major nuisance of the berries and complaint of roots and root damage; aggressive pruning and application of the growth inhibitor; a study indicating that growth inhibitor promotes root expansion; temporary fixes; the ongoing hazard and expense created by mature ficus trees; complaints on other streets; the staff inspection; she felt that

City criteria for removal consideration had been met; wanted to file an error of fact and disputed finding to overturn Mr. Talavera's decision; discussed sidewalk replacement; actions of the City of Santa Monica; replacement of ficus trees with more urban-friendly trees; sewer repair; the invasive root system of ficus trees; costly repairs; and holes drilled in the tree.

Charles Herbertson, Public Works Director, discussed the decision made to trim the tree back to reduce berry production; application of growth inhibitor; reduced damage to the public right of way; revisiting the issue at a later date; damage to private property; the inspection by the Urban Forester; the difficulty of replacing the tree; and the City policy to retain trees if at all possible.

Eric Mirzaian, Maintenance Operations Manager, discussed the responsibility of the applicant to provide evidence of damage and justification for removal; lack of evidence of damage to public infrastructure; the brown spots observed by Ms. Malka on the tree; and he requested a copy the study linking growth inhibitor to root growth cited by Ms. Malka.

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

Discussion ensued between staff and Council Members regarding significant mitigation efforts; acknowledgement of email from neighbors who would like to see the trees retained; the City policy to retain trees if at all possible; continued monitoring of the situation; acknowledgement of concerns and appreciation to Ms. Malka for her engagement; encouragement for the discussion to continue; concern with lack of evidence; a request for additional proof of private nuisance; and the need to phase out ficus trees in the City.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY VICE MAYOR FISCH AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: AFFIRM THE DECISION OF THE PUBLIC WORKS DIRECTOR TO DENY THE APPLICANT'S REQUEST FOR TREE REMOVAL LOCATED AT 10820 FAIRBANKS WAY.

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**Action Items**

Item A-1

**CC - Consideration of the City Council Ad Hoc Equity Subcommittee's Recommendation Regarding: (1) Adoption of a Resolution Amending the Bylaws of the Equity and Human Relations Advisory Committee and the Finance Advisory Committee Pertaining to the Appointment Process for the Labor Representative Seat; and (2) Reconsideration of the Current Labor Seat Representative Appointment to the Equity and Human Relations Advisory Committee; and (3) Provide Direction to the City Clerk as Deemed Appropriate**

Jeremy Green, City Clerk, provided a summary of the material of record.

Discussion ensued between staff and Council Members regarding providing transparency by asking employees to go through the same process residents do when being appointed; inflaming an already volatile situation in the conversation around Public Safety; allowing the public to be heard; appointing a person involved in an officer-involved shooting to serve on a body with the purpose of addressing inequities in the community; support for appointing a more appropriate representative; hearing about the experience of the employees and potential resident concerns; evidence-based recommendations; lived experiences; the appointment of Luis Martinez; perception of controversy; concern with an inappropriate process and appointment; support for finding another employee representative to fill the slot; moving forward in the process successfully; consideration of all the Committees, Commissions and Boards to provide consistency; improvements to the process; healthy community conversations; and meaningful input.

Mayor Eriksson invited public comment.

The following members of the public addressed the City Council:

Carlene Brown expressed appreciation to the Ad Hoc Equity Subcommittee for bringing the issue forward; she thanked People of Color for Change and the Culver City Action Network (CCAN) for their efforts in the process; and she read a quote by Eleanor Roosevelt that encouraged use of imagination and courage.

Shelly Rosekelly expressed support for the recommendation to remove Luis Hernandez from the Equity and Human Relations Advisory Committee (EHRAC) and for changing the Labor

appointment process; discussed ensuring appointments appropriate to the mission of the Committee; taking concrete action to show a commitment to equity; liability of Lieutenant Martinez in the death of Lejoy Grissom; the lack of disciplinary action; systemic racism; injustice built into the criminal justice system; protests since the death of George Floyd; she wanted to see the City take the issue of equity more seriously than the appointment suggests; and she proposed requiring members to apply rather than being appointed by the Bargaining Units.

Rebecca Rona, speaking as a private citizen, discussed repeated complaints regarding Labor Representative appointments; lack of transparency; the number of applicants; she suggested opening up the application process to all staff members with an emphasis placed on the honor of serving; and she discussed recruitment of staff members to apply.

Sebastian Hernandez, CCAN, discussed concern with effects to the legitimacy of the EHRAC with the appointment of Luis Martinez; use of excessive force; concern with the lack of acknowledgement of any wrongdoing; irresponsibility of the appointment; continued malignment of a deceased man; honesty; the Culver City Police Officers Association (CCPOA) and effects to the credibility of other Bargaining Units; and exposure of flaws in how the City operates.

Kiana Roman was called to speak but did not respond.

Mark Lipman discussed the importance of establishing a foundation of trust; the response to community demands for accountability of the Culver City Police Department (CCPD) to nominate their most controversial member to serve; concern that CCPD behaves as though they own the City; intimidation and threats on social media against community members who call for accountability; efforts to buy the election to maintain control over the budget; discrediting candidates backed by the Police Union; and concern with actively working to sow division with a power grab.

Paula Amezola provided background on herself noting that she is running for Culver City School Board and speaking on behalf of herself; expressed concern for the safety of youth of color; discussed behavior of CCPOA to threaten youth, residents, and election candidates; Culver City as a City of Kindness; the process for appointments; and she expressed support for the



EHRAC, for the removal of Luis Hernandez, and for making an appointment through a more transparent process

Yasmine-Imani McMorris provided background on herself; discussed harm done by the appointment of the Labor Representative that ran counter to the community intentions of the EHRAC; echoed previous comments; felt that the bylaws should be amended to promote transparency; asserted that Lt. Martinez should be removed from the EHRAC with the future appointment to be brought before the City Council; and noted the importance of listening to the community throughout the process.

Noah Zatz discussed concerns expressed regarding interfering with the right of the Police Bargaining Unit to make the appointment; collective bargaining; individual cases; City Council discretion over Committee membership; abuse of the process by the Police Union; deference to a good partner; the need to confront the fundamental problem: nomination of the one City employee found to have wrongfully killed an unarmed Black man by a federal jury; he asserted that the nomination was a symbol of defiance, impunity and distain for racial justice; and he noted the choice before the City Council and the message being sent.

Freddy Puza spoke in favor of amending the process for appointment of the Labor Representative on the EHRAC and on the Finance Advisory Committee (FAC) and for the removal of the current representative on the EHRAC; he felt that the new process would allow for more transparency to help restore public trust; discussed concern with the decision to choose Luis Martinez to serve on the EHRAC, especially during the current time; discouragement of people to engage with the Committee; and he urged the City Council to reconsider the appointment and restore credibility to the Committee.

Discussion ensued between staff and Council Members regarding acknowledgement of the importance of the EHRAC; proper vetting of each seat; transparency that a new process could allow; opening up the process to all staff rather than having the Executive Committees be responsible; persistent systemic and profound racism; unacceptable loss of Black lives at the hands of police officers; the need to change policies to promote racial justice; the feeling that the appointment went against the spirit of the Committee; finding a deeper form of policing; future work to be done; the importance of EHRAC in the work of healing the inequities in the community; making sure that the selection process is healthy and transparent; term length;

allowing City employees who do not live in the City to get to know residents better; the larger context of the continuing wave of unarmed Black men being killed by the police; the details of the specific incident; listening to the experience of other people; controversies that inflame rhetoric; day-to-day experiences vs. extreme cases; allowing for ongoing substantive conversations without distraction; opening the process up for employees to apply; changing the term to two years; support for removing Mr. Martinez due to the outcry and encouragement for people to leave him be; support for Subcommittee recommendations; formal seats; concern that if the position is opened up to any employee and they are not appointed, they are therefore not representing their Labor Group; allowing Labor to pick their representative; concern with holding an incident over someone for the rest of their life; the value of having a formal representative; success of the model until now; concern with creating policy for one occurrence; concern with defamatory public comment made; looking at the big picture; the importance of structural changes to increase transparency; the importance of the Labor seat; the requirement that the Labor representative be part of a bargaining unit; the large majority of employees in bargaining units; City Council creation of the EHRAC; the feeling that not having the appointment go through the Executive Committee does not remove the importance of the position; transparency on how the person came to be in the position; the feeling that residents should know who is serving as their representative; the right of the public to make comments that are insulting and not based on fact; concern with discouraging anyone's comments; the importance of having an EHRAC representative that interacts with the public regularly; the feeling that transparency does not violate labor laws; transparency required of other people who serve; non-union employees; consideration of any employee who is open to having their qualifications vetted in order to serve; employee groups within the City; the School District as its own entity; not imposing City rules on an organization that has their own rules; coming to agreement with other organizations; incorporating ways to allow employee groups to suggest people that are then vetted through the City Council with a public hearing; representatives from other groups currently serving on Committees; the relationship of Labor to certain Committees; changing the structure; nuances between general employee seats and Labor seats; personal perspectives vs. being an appointed representative by all of the members of the Labor Group; changing the title to City employee seat vs. Labor Representative seat; and FAC appointments.

Vice Mayor Fisch moved to adopt the Equity Subcommittee recommendations regarding changes to the EHRAC bylaws, hold off on making changes on the FAC, and relieve Lt. Martinez of his appointment. Council Member Small seconded the motion.

Additional discussion ensued between Council Members regarding continued consideration of the FAC; taking a wholistic look and being equitable for all employee positions; necessary nuance; and uniformity of process.

MOVED BY VICE MAYOR FISCH, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY:

1. ADOPT A RESOLUTION AMENDING THE EQUITY AND HUMAN RELATIONS ADVISORY COMMITTEE BYLAWS; AND
2. MAINTAIN THE FINANCE ADVISORY COMMITTEE BYLAWS; AND
3. RELIEVE LT. LUIS MARTINEZ OF HIS APPOINTMENT TO THE LABOR SEAT ON THE EQUITY AND HUMAN RELATIONS ADVISORY COMMITTEE.

Further discussion ensued between staff and Council Members regarding the process to fill the vacant position on the EHRAC; consideration of a two year term for employees vs. a one year term for employees; the need to resolve the unfortunate situation with the Labor appointment; and City Council consensus to have the new appointee serve the remaining term plus a full-term as opposed to a partial term.

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Item A-4  
(Out of Sequence)

**CC - (1) City Council Oil Drilling Subcommittee ("Subcommittee") and City Staff Update Regarding the Preparation and Future Consideration of a Proposed Amortization Program for the Culver City Portion of the Inglewood Oil Field; (2) Consideration of the Subcommittee's Recommendation to Adopt a Resolution Declaring the City Council's Intent to Evaluate the Establishment of an Approximate Five-Year Phase-Out Period for the Amortization and Removal of Nonconforming Oil and Gas Activities within the City; and (3) Direction to the Subcommittee and City Staff as Deemed Appropriate**

Council Member Sahli-Wells discussed the level of effort put in by the City and the community on the issue over many years;

impacts of the Inglewood Oil Field (IOF); positive long term impacts of making changes; support for adopting the amortization program; initial conversations with energy providers; opportunity for the community; the transition in Los Angeles county; and potential partnerships with training, labor, and remediation work.

Melanie Doran Traxler, Contract Project Manager, provided a summary of the material of record.

Discussion ensued between staff and Council Members regarding the time frame for oil extraction to stop and for remediation to begin; length of time to complete remediation; evaluation during the course the amortization program; the intent to have things wind down at the end of the five-year period; working to answer questions during the amortization period; feasibility; further study; compensation to the current operator; economic information in the studies; factors to suggest a potential five-year phase-out period; return of the capital investment; clarification for the public; addressing a just transition; partnerships; and the process.

Mayor Eriksson invited public comment.

The following members of the public addressed the City Council:

Alonzo Hill provided background on himself; discussed Sentinel Peak Resources (SPR); the amortization study; rights of mineral owners; potential financial harm to workers, small businesses and the local economy; items left out of the amortization study; concern with a loss of local industrial jobs and supporting businesses; energy supply; and he asked that the City Council consider the serious impacts of the proposed policies.

Khin Khin Gyi discussed studies indicating harm to public health caused by oil drilling; negative effects of exposure to air pollution; COVID-19 death rates; climate change; oil prices; changes in oil companies world-wide; the importance of considering data and trends; streamlining and transitioning oil company workers to other jobs; coordination with the county to bring about a just future and transition to a healthier environment; and economic opportunities after the pandemic.

Theodore Cordova suggested that it would be the responsible thing to wait until after the election to vote on what is best for Culver City; discussed the important role of petroleum in

the pandemic; supporting businesses during the pandemic; and he felt that the item required further consideration.

Jessica Paquette was called to speak but did not respond.

Monica Embry, Sierra Club, discussed local representative, David Haake; applauded the work of the City to ensure a just transition; discussed the capital investment amortization study demonstrating that the return on investment would be achieved by January; wanted to see oil production cease in 2021; and she felt that the five-year remediation period was sufficient.

Chan Park was called to speak but did not respond.

Jennifer Rivera, California Independent Petroleum Association, spoke in support of SPR and in opposition to the resolution; discussed the loss of jobs; felt that five years was not an adequate time period for a just transition; discussed defining just transition noting that a just transition was untried in the region; felt the changes were an abuse of power and that the new City Council should decide the matter; discussed loss of tax monies and fees; infringement on the operator's rights; potential lawsuits; and she urged the City Council not to move forward.

Armanda Parson read a letter signed by 58 mineral owners with a stake in the Culver City portion of IOF in opposition to actions proposed by the City citing loss of income, and infringement on vested property rights, and they encouraged the City to focus on truly pressing needs such as homelessness and public safety instead.

Ethan Senser, Food and Water Action, thanked the City for taking on the issue and setting an example for the rest of the county; he supported ceasing operations in 2021; discussed proper remediation over a five-year period; ensuring a just transition; addressing the harm done; and he urged the City to continue moving forward.

Jack Breuker, Concerned Mineral Owners of California, provided background on the organization; urged the City Council to oppose the policy being considered; discussed vested rights; livelihoods of individuals on a fixed income; loss of taxes and fees paid to the City; the current fiscal emergency; money spent pursuing a dead end policy; legal fees; royalty owners; setting a bad precedent; and he wanted to see the incoming City Council focus on economic recovery.

Sarah Wiltfong, Los Angeles County Business Federation, provided background on the organization; expressed opposition to the item; discussed eminent domain; establishing a precedent; lawsuits and legal fees; the previous state of fiscal emergency declared; the pandemic; the designation of the IOF as an essential business; taxes and fees paid each year; leaving the decision up to the new City Council; and she urged the City Council to weigh the consequences before moving forward.

Christina Coulson was called to speak but did not respond.

Karina Maher was called to speak but did not respond.

Danny Horn was called to speak but did not respond.

Ralph Combs echoed previous comments in opposition to the policy; discussed his participation in an earlier meeting to consider the item; the agenda of the City Council; efforts to shut down the IOF based on flawed information and pre-conceived notions; creation of a net negative environmental impact; sustainability and environmental stewardship; dependence on imports; demand; benefits of petroleum products; and negative social and economic impacts.

Richard Kennedy Sr., Los Angeles South Chamber of Commerce, provided background on the organization; discussed presentations by SPR at recent community Town Halls; partnership; reassurances that SPR operates responsibly and satisfies all regulations; classification of the IOF as an essential business; critical resources; taxes and fees that pay for City services; and he asked that the City refrain from an illegal amortization process that would cause the City further harm.

Ben Oakley, Western States Petroleum Association, discussed the study of relevant factors; concern with the proposed five-year phase-out period before information from the study is available; the obligation to share information prior to moving forward; stakeholder engagement of mineral rights holders; allowing opportunities to provide additional detail about significant legal issues; the stated objective to transition to renewable energy and reduce reliance on fossil fuels; supply side restrictions on local crude oil production; increased reliance on imported oil; human rights and environmental standards; safeguarding the environment while not sacrificing the economic well-being of the community; the five-year phase-out period;

employee compensation; and he urged the City not to move forward.

Graham Hamilton, The Surfrider Foundation, acknowledged the indigenous Tongva peoples and their efforts to protect their ancestral land and water; he discussed mineral rights; industry pressure to maintain the status quo; priorities of the fossil fuel industry; beautification projects vs. clean air and water; lies and misleading statements; addressing the climate crisis and creating sustainable jobs; and he urged the City Council to vote yes on the item and ensure a just transition away from fossil fuels toward a clean energy future.

Nicki Carlsen, SPR Representative, reported submitting a letter in opposition to the proposed action; discussed failure to address information submitted by SPR; the lack of a valid timeframe; the failure of the City to address issues; the unacceptable five-year period; speaking on behalf of a future City Council; issues with the proposed resolution; and concern with loss of jobs and economic benefit.

Eddie Hazard was called to speak but did not respond.

Council Member Sahli-Wells reported that all Council Members had received a letter from Eddie Hazard.

Liz Jones, Center for Biological Diversity, urged the City Council to adopt the Subcommittee's proposed resolutions; discussed health and safety risks for those who live near oil drilling; climate change; keeping remaining oil reserves in the ground; letters submitted to the City Council; broad powers of the City Council to regulate and prohibit oil and gas operations; use of amortization periods to phase-out a wide variety of activities; rejections of special protections by the Los Angeles Superior Court in 2010; the Baker and O'Brien study; sufficiency of the five-year time frame; support for adopting the proposed resolution and for moving forward with the amortization program as quickly as possible; the need for a more detailed timeline to stop oil drilling; and encouragement to transition toward a more sustainable economy.

Discussion ensued between staff and Council Members regarding people's constitutional rights; mineral rights owners; the legal position of the City; the track record of the City Attorney's Office; timing of bringing the issue before the City Council; setting the direction; length of the process; the best estimate for a realistic timeline with all information given; the

parallel process of the General Plan Update; community interest; finalization of the amortization plan; planning ahead; encompassing different variables; the five-year time frame; providing a point of reference to refine the study; the ability of staff to return with a request for additional money to complete the plan; cases that might require additional refinement; the environmental review; legal liability of the City; stakeholders indicating that they will sue; negotiation of a mutually agreeable plan; eliminating non-conforming oil and gas uses; consistent threats of lawsuits for numerous issues; the commitment to continue the study; getting to an endpoint with actionable decisions; encouragement to work collaboratively; establishing a City policy; and elevating visibility for future City Council changes.

Vice Mayor Fisch moved to accept the Subcommittee recommendation.

Additional discussion ensued between staff and Council Members regarding proposed length of the phase-out; appreciation for the work done; establishing a specific timeline for phase-out and remediation; highlighting that the City is already at 100% renewable energy; the focus on health and safety rather than on climate change; the Raintree condominium complex; people in proximity to oil operations that happen in Culver City; commercial development; attracting companies with a focus on renewable energy; the relatively small amount of money being lost by the City; helping employees transition; decision-making across Councils; clear instruction from the community; input from industry representatives; efforts made by the City to work with SPR for collaborative solutions; attempts to delay the process; mineral rights vs. property rights; placement of solar panels and wind energy; benefits to property owners who enjoy oil royalties; evolving technology; making plastic out of materials other than petroleum; holding companies responsible for the life-cycle of their products; support for the subcommittee recommendations with a shorter timeline if possible; other considerations; support for eliminating oil extraction in 2021; answering questions throughout the process; value of the property; length of time for remediation; the resolution to enshrine specific direction given by the City Council in August; the goal to provide a fair and reasonable planning horizon for everyone; defining just transitions; exciting economic prospects of clean energy and clean energy solutions; battery storage; the opportunity to go from a finite, diminishing resource with a non-conforming use to renewable with opportunities for job and wealth creation while addressing



public health needs and desires of the community; divesting from fossil fuels; contraction of the industry; California law; investment in the community and in the economy; support received from the community, labor and environmental organizations; and appreciation to staff and the City Council for their efforts in the process.

MOVED BY VICE MAYOR FISCH, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY: ADOPT A RESOLUTION DECLARING THE CITY COUNCIL'S INTENT TO EVALUATE THE ESTABLISHMENT OF AN APPROXIMATE FIVE-YEAR PHASE-OUT PERIOD FOR THE AMORTIZATION AND REMOVAL OF NONCONFORMING OIL AND GAS ACTIVITIES WITHIN THE CITY.

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Item A-2  
(Out of Sequence)

**CC - (1) Consideration of Recommendations by the Fiesta La Ballona Committee Regarding the Future of the Committee and the 2021 Fiesta La Ballona Dates; (2) If Desired, Adoption of a Resolution Temporarily Setting Aside the Term Limits of the Committee Members Holding Seats 2 and 4 and Extending the Terms of Seats 2, 3 and 4 for One Additional Year, with an Option for a Second Year in the Event the Fiesta La Ballona is Cancelled in 2021; and (3) Direction to City Manager**

Jeremy Green, City Clerk, provided a summary of the material of record.

Discussion ensued between staff and Council Members regarding extension of terms if the event is unable to be held in 2021; the proposed change of date; Dia de los Muertos; and extension of the terms for Marcus Tiggs, Ronnie Jayne and Lila Swenson.

MOVED BY VICE MAYOR FISCH, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL ADOPT A RESOLUTION TEMPORARILY SETTING ASIDE THE TERM LIMITS OF THE COMMITTEE MEMBERS HOLDING SEATS 2 AND 4 AND EXTENDING THE TERMS FOR SEATS 2, 3 AND 4 FOR ONE ADDITIONAL YEAR, WITH THE OPTION OF A SECOND YEAR IN THE EVENT FIESTA LA BALLONA IS CANCELLED IN 2021.

Additional discussion ensued between staff and Council Members regarding the process to fill the vacant seat; timing; the annual process; and letting the applicant know about the uncertain future of the event.

MOVED BY COUNCIL MEMBER SMALL, SECONDED BY COUNCIL MEMBER LEE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL WAIT UNTIL THE ANNUAL RECRUITMENT PROCESS TO FILL THE VACANCY.

Further discussion ensued between staff and Council Members regarding outreach; clarification that the request for the date change is for 2021 only; support of the recommendation by the Parks, Recreation and Community Services staff as there are no Halloween events put on by the department; availability of rides at that time; and other events taking place at the same time.

Council Member Sahli-Wells moved to send the item back to the Committee for additional information, Mayor Eriksson seconded the motion and the discussion continued.

Darren Uhl, Recreation and Community Services Manager, discussed consideration by the Fiesta La Ballona Committee; input from the Chair who works in large scale professional events; availability of event professionals in the fall; the need to go out to bid for the carnival contract anyway; weather considerations; tying the Beer Garden to an Oktoberfest event; adding a community costume parade; and the lack of a Halloween event in the City.

Additional discussion ensued between staff and Council Members regarding concern with pre-existing Dia de los Muertos events in Los Angeles county; availability of equipment; appreciation for the professional insight of the Chair; the Arts District Walk and Roll Festival in October; the need for further exploration; determining whether there is staff capacity for two events in October; the need for outreach; concern with hurting turnout for both events; direction to reach out to the Walk and Roll event organizers; and the City Council agreed to direct staff to move forward with a concept of moving the date of the 2021 Fiesta la Ballona from August to October 29, 30 and 31, 2021 (Halloween weekend), reach out to Walk and Roll event coordinators, and provide a memo to the City Council with an update on resource availability and potential conflicts with other events, or return with another potential date if conflicts exist.

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**CC - (1) Receipt of a Progress Update on the Culver City Economic Recovery Task Force; (2) Discussion of Capping Third Party Delivery Fees Charged to Restaurants; (3) Discussion of Choose Culver City, a Buy Local Campaign; (4) Discussion of Virtual Performance Arts Center; and (5) Direction to the City Manager as Deemed Appropriate**

Elaine Gerety Warner, Economic Development Project Manager, provided a presentation on progress made by the Economic Recovery Task Force over the past two months and she indicated that discussion items included capping delivery fees, the buy local campaign, the Virtual Performing Arts Center and any other recommendations or input from the City Council.

Discussion ensued between staff and Council Members regarding appreciation to the Task Force for all of their work; concern with the proposed cap on delivery fees and the slim profit margin for restaurants; the buy local campaign and coordination with The Whole 9 Gallery; creating places where people can take pictures of themselves with public art pieces connected to institutions; drawing people into the City; the new art show at the Helms Bakery; the inventory of vacant store spaces in the City for the store front arts program; creating static visual art that draws people to come and take pictures; the Love Wall in the Hayden Tract; the letter from Marla Koosed encouraging more pizzazz in the graphics; having a more extensive and developed marketing campaign for Culver City; the letter offering assistance from the Cultural Affairs Commission Performing Arts Subcommittee in vetting the Virtual Performing Arts Center; concern with the cap on delivery fees; consistency with neighboring cities; outreach to restaurants; concern that restaurants are including plastic cutlery for orders being delivered to homes; the large increase in plastic waste since the pandemic; wasted money; referral of the Virtual Performing Arts Center to the Cultural Affairs Commission after Subcommittee consideration; providing authority to the Cultural Affairs Commission Performing Arts Subcommittee to make marketing sponsorship recommendations; size and scope of the sponsorships; support for the buy local campaign; agreement that if the Cultural Affairs Commission Performing Arts Subcommittee cannot agree, the Commission would consider items; regular reports to the Commission; and agreement on opt in language for the 15%/5% delivery cap.

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

Mayor Eriksson invited public comment.

Jeremy Green, City Clerk, indicated that no additional public comment had been received.

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**Items from Council Members**

None.

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**Council Member Requests to Agendize Future Items**

City Council consensus was achieved to discuss opening the Jackson Gate.

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**Adjournment**

There being no further business, at 12:52 a.m. October 27, 2020, the City Council adjourned the meeting in memory of Bill Cavaness and Samuel Paty to November 9, 2020.

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Jeremy Green  
CITY CLERK of Culver City, California  
Culver City, California

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GÖRAN ERIKSSON  
MAYOR of Culver City, California

Date: \_\_\_\_\_