

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 23, 2021
7:00 p.m.

Call to Order & Roll Call

Mayor Fisch called the regular meeting of the City Council, Culver City Housing Authority Board, and Successor Agency to the Culver City Redevelopment Agency Board to order at 4:32 p.m. via Virtual Webex.

Present: Alex Fisch, Mayor
Daniel Lee, Vice Mayor
Göran Eriksson, Council Member
Yasmine-Imani McMorris, Council Member
Albert Vera, Council Member

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Jeremy Green, City Clerk, reported that no correspondence had been received for Closed Session.

MOVED BY MAYOR FISCH, SECONDED BY COUNCIL MEMBER MCMORRIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL, CULVER CITY HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY BOARD ADJOURN TO CLOSED SESSION.

Closed Session

At 4:34 p.m. the City Council, Culver City Housing Authority Board, and Successor Agency to the Culver City Redevelopment Agency Board adjourned to Closed Session to consider the following Closed Session Items:

CS-1 CC - Public Employee Appointment

Title: City Attorney

Pursuant to Government Code Section 54957.(b) (1)

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CS-2 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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Regular Session

Mayor Fisch called the regular meeting of the City Council, Culver City Housing Authority Board, and Successor Agency to the Culver City Redevelopment Agency Board to order at 8:28 p.m.

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Pledge of Allegiance

Mayor Fisch led the Pledge of Allegiance.

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Closed Session Report

Mayor Fisch indicated nothing to report out of Closed Session.

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Community Announcements by City Council Members/Information Items from Staff

Ken Powell, Fire Chief, provided a brief COVID-19 update noting the recent surge in COVID cases due to the Delta variant; discussed mask requirements for indoor public spaces regardless of vaccination status; protection from severe illness for vaccinated individuals; full approval of the Pfizer vaccine by the Food and Drug Administration (FDA); and plans by the City to enact a mandatory vaccination policy for City employees, contractors, volunteers and interns.

Council Member Vera discussed National Senior Citizens Day on August 21; his donation to Culver Palms Meals on Wheels; and he thanked Assembly Member Bryan for sending a Field Representative to the event.

Council Member McMorris echoed the statement from the Fire Chief about the importance of safety and wearing masks; reported her appointment to the Westside Council of Governments Santa Monica Bay Restoration Commission; and she thanked Mayor Fisch for nominating her for the position.

Council Member Eriksson discussed cities in Orange County engaging in a lawsuit around how Regional Housing Needs Assessment (RHNA) numbers are reached and he proposed agendaizing a discussion of the matter; expressed appreciation for the vote of Los Angeles county in opposition to SB9 and SB10 and he read a quote from Paul Koretz on the matter; and he indicated that he and Council Member Vera would be attending an Independent Cities seminar.

Vice Mayor Lee expressed empathy for those parents sending their children back to in-school instruction in the current situation with the Delta variant; discussed childhood vaccination; efforts of the City of Pasadena, Burbank and Los Angeles county to bring rent control to their areas; the League of Cities Annual Conference in Sacramento; and he indicated that within Brown Act constraints, he would seek ideas from one other Council Member regarding speaking at the Conference.

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Presentations to City Council

Item P-1

CC - Presentation Regarding a Proposed Project by Organization Streets For All to Extend the La Ballona Creek Bike Path

Michael Schneider, Streets for All, discussed efforts to finish the Ballona Creek bike path; history of the path; different jurisdictions involved; the letter of support received; and he asked for support of the Consent Calendar item to approve having staff write a letter of support for the project.

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Joint Public Comment - Items NOT on the Agenda

Mayor Fisch invited public comment.

Jeremy Green, City Clerk, explained procedures for making public comment and noted that a discussion of 5G was not on the current agenda, but that a public community meeting on the item would be held.

Mayor Fisch acknowledged receipt of email regarding 5G and noted that the Council was listening and learning.

The following members of the public addressed the City Council:

Judi Sherman expressed concern with the safety of 5G installations being proposed in Fox Hills; discussed proximity to schools and residents; the ability of the City to amend the ordinance as other cities have done to develop setback guidelines to protect citizens; the narrative promoted by communications companies; Federal Communications Commission (FCC) guidelines that have not been changed since 1996; a recent United States Court of Appeals ruling regarding inadequate protection by current FCC guidelines; she asked the City to take a proactive stance to protect citizens; she hoped Council Members had a chance to review materials she submitted; and she thanked Charles Herbertson for organizing the community workshop.

Andrea Schainen thanked Council Member Eriksson for his response to her email in opposition to the prohibition of allowing Parks and Recreation employees to work for programs that operate at City facilities; she discussed her daughter's situation working

for Southern California Aquatics Kids (SCAK); part-time jobs; harm done by the ordinance; she questioned the rationale for the prohibition; felt that the change was punitive to paid programming, specifically SCAK in response to their lane advocacy; she thanked the City for sending out the Picture Culver City postcard; and she discussed difficulties getting on the site and the overwhelming amount of information that discourages resident engagement.

Sharon Chatten discussed Government Code Section 659641.1; exemptions for Fire Department facilities; the position of the American Cancer Society; her proximity to the proposed 5G installation; and increased risk of cancer.

Deborah Wallace was called to speak but did not respond.

Edgar Varela, Arts District Business Improvement District, sought to gather support for the Culver City Arts Walk 'n Roll Festival on October 9; discussed the collaboration between businesses and residents along Washington Boulevard; the community event; proceeding safely in the current environment; City support; and he asked about City sponsorship and consideration.

Discussion ensued between staff and Council Members regarding Subcommittee consideration; timing; and City Council consensus was achieved to consider the matter.

Bryan Sanders was called to speak but did not respond.

David Kairo provided background on himself; discussed threats to health with the 5G proposal; the pandemic; asked the City Council to prevent telecom companies from deploying 5G small cell antennas under the guise of improving technology; he noted that the human brain is not fully developed until 25 years old; discussed violating the duty of schools to provide a safe environment; and he asked that factfinding determinations be required and the ordinance be updated to require underground installations.

Evalina Baras was called to speak but did not respond.

Deborah Wallace expressed concern with the potential health effects of the installation of small cell towers in Fox Hills; discussed property values; aesthetics; and she proposed that the towers be installed in the business areas of Fox Hills.

Jeremy Green, City Clerk, indicated that the 5G Cell Sites Community Meeting would be on September 8 with registration available later this week.

Ron Ostrin discussed plans of the Culver City Democratic Club to oppose SB9 and 10 on September 8; pending transformational legislation; deregulation; the movement led by YIMBY; funding; efforts to buy-up real estate; allowing 6 units where single family residences are without upgrading infrastructure; laws of physics; generational wealth; and the lie of exclusionary zoning.

Melissa Sanders expressed opposition to the proposal for R1 up zoning; discussed the need for affordable housing; repurposing; rezoning; land value; focusing on housing for lower-income individuals rather than for those who can afford it; concern with being called racist for not wanting to live in Palms or Venice; and she asked Mayor Fisch to consider who he is supporting and where money is coming from before agreeing to events, noting his upcoming plans to speak at an event organized by a major Trump supporter.

Mayor Fisch discussed the large number of people on the Board of Directors for the event that he will be speaking at.

Melissa Stucky was called to speak but did not respond.

Jeff Cooper, The Exchange Club, announced the Car Show on October 2 at West LA College; indicated seeking an Offsite Special Events grant in order to have banners posted at major intersections; and he asked the City Council to agendize consideration of the request at the next City Council meeting.

City Council consensus was achieved to consider the requested item.

Jeannine Wisnosky Stehlin, Culver City Neighbors United, provided background on the organization and herself; expressed concern with information not included in a postcard distributed on how to help Culver City achieve its housing needs; discussed providing input on the Housing Element in October when the City intends to turn it in by September; tenets of the Housing Element; concern that the Mayor was working with paid lobbyists and advisors not affiliated with the City months before the issue came to light; opposition of the lobbyists to work done by the consultants that the City is paying for; and Council Members who ran on a platform of transparency and collaboration.

Mayor Fisch discussed consulting with different viewpoints and he felt the statements from Ms. Wisnosky Stehlin were gross mischaracterizations.

Mark Lipman pointed out that the preferred land use map was predicated on examining a 100% affordable housing overlay zone but staff has asserted that conversation is months away; proposed that rather than focusing on up zoning, the focus instead be placed on having real affordable housing in the community; discussed finding time to agendaize consideration of a community land trust; looking at racial diversity in employment; and he suggested putting forth a resolution in support of Levar Burton becoming the new Jeopardy host.

Discussion ensued between staff and Council Members regarding previous and current City Council consensus for consideration of a 100% affordable housing overlay in conjunction with the Housing Element as soon as possible, and jurisdiction with regard to taking a position on the host of Jeopardy.

Bryan Sanders encouraged people to do their own homework and to read about the Housing Element, RHNA, R1 zoning and meetings between Professor Elmendorf, the Mayor, and the Planning Commission by accessing public records at bit.ly/ccpubrec, and he pointed out the importance of transparency.

Evalina Baras expressed opposition to the proposed approval of 5G cell towers in the Fox Hills area; discussed proximity of her home to the potential sites; radiation emissions; the lack of safety studies; the inability of the City Council to make a determination without information on health implications; and clear evidence regarding the harmful effects of prolonged exposure on health.

Kelli Estes discussed receipt of a postcard from the City seeking input to the General Plan draft Housing Element; the ability to schedule a meeting online; the amount of material to review; outreach; making it easier for people to engage; she suggested special community meetings to go over the draft and obtain input apart from the existing General Plan Advisory Committee (GPAC) meetings; and she expressed concern with discouraging participation.

Robin Turner provided background on herself; discussed transparency in the City; concerns with nepotism; potential illegal activity; and she asked that the City Attorney formally

look into a conflict of interest between the proponents of R1 up zoning and two Council Members.

Colin Diaz, Chamber of Commerce, announced that the in-person centennial celebration planned for August 27 had to be postponed due to an increase in COVID cases; he indicated that they would be spotlighting businesses in the local business district for the next seven weeks; invited the City to partner with the Chamber; and he highlighted the 90th Anniversary of George Petrelli's Steakhouse.

Till Stegers asked that the City support extending the Ballona Creek bike path.

Mayor Fisch reported that he would be a keynote speaker for Up for Growth on September 21, noting that it was not a Trump event.

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Receipt and Filing of Correspondence

MOVED BY VICE MAYOR LEE, SECONDED BY COUNCIL MEMBER MCMORRIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE.

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Order of the Agenda

Item C-11 was considered at the beginning of the Consent Calendar.

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Consent Calendar

Jeremy Green, City Clerk, reported that speaker cards had been received for Item C-11.

Item C-11

CC - Adoption of an Ordinance Amending Development Standards for the Single-Family (R1) Residential Zone, Accessory Dwelling Units (ADUs), and Micro-Units and Amending the City Zoning Map with the Previously Adopted Residential Hillside (-RH) Overlay

William Kavadas, Assistant Planner, provided a summary of the material of record.

Mayor Fisch invited public comment.

The following members of the public addressed the City Council:

Khin Khin Gyi provided background on herself; expressed appreciation for drafting the ordinance with an exclusion for Accessory Dwelling Units (ADUs) and Junior ADUs on the Crest; she discussed the mudslides in 2005; the high risk fire zone; the current owner occupancy requirement for JADUs resulting in decreased availability of rental units that runs counter to the original goal; and she felt the matter required further consideration.

Ron Ostrin discussed parking; the ability to build ADUs and JADUs as a reason not to eliminate single-family housing; properties bought by developers; providing affordable housing; the YIMBY agenda to deregulate local zoning; benefits to hedge funds, big tech, the banks and investors; systemic failures; attacks on Black ownership; racism; transference of generational wealth; he equated exclusionary zoning with election fraud noting that repeating a lie enough times leads people to believe it; and he asked that the town not be ruined with a YIMBY agenda.

THAT THE CITY COUNCIL: ADOPT AN ORDINANCE APPROVING ZONING CODE TEXT AMENDMENT P2021-0050-ZCA MODIFYING DEVELOPMENT STANDARDS FOR THE SINGLE-FAMILY (R1) RESIDENTIAL ZONE, ACCESSORY DWELLING UNITS, MICRO-UNITS AND OTHER RELATED SECTIONS OF THE ZONING CODE AND ZONING CODE MAP AMENDMENT P2021-0050-ZCMA TO REFLECT THE RESIDENTIAL HILLSIDE (-RH) OVERLAY ZONE, AND WAIVE FURTHER READING.

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MOVED BY VICE MAYOR LEE, SECONDED BY COUNCIL MEMBER MCMORRIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1 THROUGH C-11.

Item C-1

CC:HA:SA - (1) Approval of Cash Disbursements for July 31, 2021 to August 13, 2021

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE CASH DISBURSEMENTS FOR JULY 31, 2021 TO AUGUST 13, 2021.

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Item C-2

CC:HA:SA - Approval of Minutes for the Regular City Council Meeting of August 9, 2021

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF AUGUST 9, 2021.

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Item C-3

CC - (1) Authorization to the Mayor and Staff to Prepare and Send a Letter of Support for a Project to Extend the La Ballona Creek Bike Path as Proposed by the Organization Streets For All; and (2) Other Direction to the City Manager as Deemed Appropriate

THAT THE CITY COUNCIL: AUTHORIZE THE MAYOR AND STAFF TO PREPARE AND SEND A LETTER OF SUPPORT FOR A PROJECT TO EXTEND THE LA BALLONA CREEK BIKE PATH AS PROPOSED BY THE ORGANIZATION STREETS FOR ALL.

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Item C-4

CC - (1) Approval of the Final Plans and Specifications and Authorization to Publish a Notice Inviting Bids for the Mesmer Low-Flow Diversion Project, PR-005 (Mesmer Project); and (2) Adoption of a Resolution Making the Necessary Findings for Carrying Out the Mesmer Project and Adopting the Mitigation Monitoring Program (MMP) of the Ballona Creek Bacteria Total Maximum Daily Load Project Final Environmental Impact Report, Pursuant to the California Environmental Quality Act

THAT THE CITY COUNCIL:

1. APPROVE THE FINAL PLANS AND SPECIFICATIONS AND AUTHORIZE THE PUBLICATION OF A NOTICE INVITING BIDS FOR THE MESMER LOW-FLOW DIVERSION PROJECT, PR005; AND

2. ADOPT A RESOLUTION MAKING THE NECESSARY FINDINGS FOR CARRYING OUT THE MESMER PROJECT AND ADOPTING THE MITIGATION MONITORING PROGRAM (MMP) OF THE BALLONA CREEK BACTERIA TOTAL MAXIMUM DAILY LOAD PROJECT FINAL ENVIRONMENTAL IMPACT REPORT, PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT.

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Item C-5

CC - Adoption of a Resolution (1) Adopting the Stormwater Quality Master Plan (SWQMP) to Help the City Comply with the Municipal Separate Storm Sewer System (MS4) Permit Issued by the Los Angeles Regional Water Quality Control Board (LA RWQCB); and (2) Finding the SWQMP is Exempt from the California Environmental Quality Act (CEQA)

THAT THE CITY COUNCIL: ADOPT A RESOLUTION (1) ADOPTING THE STORMWATER QUALITY MASTER PLAN (SWQMP) TO HELP THE CITY COMPLY WITH THE MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) PERMIT ISSUED BY THE LOS ANGELES REGIONAL WATER QUALITY CONTROL BOARD (LA RWQCB); AND (2) FINDING THE SWQMP IS EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA).

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Item C-6

CC - (1) Approval of a Professional Services Agreement with Crosstown Electrical & Data, Inc. in an Amount Not-to-Exceed \$85,919 for the Installation of a Heavy Vehicle Charger (\$71,599 Base Plus \$14,320 Contingency); (2) Authorization to the City Manager to Negotiate and Approve the Final Terms of the Agreement with Crosstown Electrical & Data, Inc.; and (3) Receipt and Filing of Report Regarding Emergency Purchase of Materials in the Amount of \$14,265

THAT THE CITY COUNCIL:

1. WAIVE FORMAL COMPETITIVE BIDDING PROCEDURES, PURSUANT TO CCMC SECTION 3.07.090.E, AND AWARD A CONTRACT WITH CROSSTOWN ELECTRICAL & DATA, INC. IN AN AMOUNT NOT-TO-EXCEED \$85,919

(\$71,599 BASE PLUS \$14,320 CONTINGENCY) FOR THE INSTALLATION OF A HEAVY VEHICLE CHARGER (REQUIRES A FOUR-FIFTHS VOTE); AND,

2. AUTHORIZE THE CITY MANAGER TO NEGOTIATE AND APPROVE THE FINAL TERMS OF THE CONTRACT WITH CROSSTOWN ELECTRICAL & DATA, INC; 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; AND,

5. RECEIVE AND FILE THE REPORT REGARDING THE EMERGENCY PURCHASE OF RELATED PROJECT MATERIALS IN THE AMOUNT OF \$14,265, PURSUANT TO CCMC SECTION 3.07.060.A.

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Item C-7

CC - Approval of Recommended Appointment of Robert Quinn as the Culver City Unified School District Representative to Seat #9 of the Finance Advisory Committee

THAT THE CITY COUNCIL: APPOINT ROBERT QUINN TO SEAT NO. 9 - CCUSD REPRESENTATIVE ON THE FINANCE ADVISORY COMMITTEE, FOR A MINIMUM TERM THROUGH JUNE 30, 2023.

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Item C-8

CC - Approval of an Amendment to the Existing Professional Services Agreement with Avenu/MuniServices to Continue Quarterly Utility Users Tax (UUT) Compliance, Administrative and Revenue Protection Program Services for an Additional Three-Month Period in An Amount Not-to-Exceed \$15,000

THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH AVENU/MUNISERVICES FOR A PERIOD OF THREE MONTHS IN AN AMOUNT NOT TO EXCEED \$15,000; 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-9

CC - Approval of an Amendment to the Existing Professional Services Agreements with Brinks to Continue Armored Car Services for an Additional Four-Month Period in an Amount Not-to-Exceed \$20,000

THAT THE CITY COUNCIL:

1. APPROVE AN AMENDMENT TO THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH BRINKS FOR A PERIOD OF FOUR MONTHS IN AN AMOUNT NOT TO EXCEED \$20,000; 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-10

CC - Approval of the Final Plans and Specifications and Authorization to Publish a Notice Inviting Bids for the Washington Boulevard Stormwater and Urban Runoff Diversion Project, PR001

THAT THE CITY COUNCIL: APPROVE THE FINAL PLANS AND SPECIFICATIONS AND AUTHORIZE THE PUBLICATION OF A NOTICE INVITING BIDS FOR THE WASHINGTON BOULEVARD STORMWATER AND URBAN RUNOFF DIVERSION PROJECT, PR001.

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Public Hearings

Item PH-1

CC - CONTINUATION OF PUBLIC HEARING TO SEPTEMBER 13, 2021: (1) Introduction of an Ordinance Amending Chapter 15.02 of the

Culver City Municipal Code by adding Subchapter 15.02.500 Mandatory Seismic Strengthening Provisions for Existing Wood-Frame Buildings with Soft, Weak or Open-Front Walls (Soft Story Seismic Retrofit); (2) Discussion of Fees, Costs to Owners, and Tenant Pass-Throughs; and (3) Direction to the City Manager as Deemed Appropriate

Mayor Fisch invited public comment.

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

MOVED BY VICE MAYOR LEE, SECONDED BY COUNCIL MEMBER MCMORRIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL CONTINUE THE PUBLIC HEARING TO SEPTEMBER 13, 2021.

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Action Items

Item A-1

CC - (1) Consideration of Sponsorship Request from Leela Dance Collective in Support of a Pop-Up Dance Performance as Part of their ReSound: Kathak in the Streets Event; (2) Consideration of Sponsorship Request from the Culver City Arts Foundation in Support of the Tito's Fiesta Mexicana Event; (3) If Desired, Designation of One or Both of these Events as City-Sponsored and Determination of the Level of Financial Assistance (In-Kind or Otherwise); and (4) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment to Carryover \$22,493.50 from Fiscal Year 2020/2021 Funds to the Special Events Program Grant Account

Darren Uhl, Parks, Recreation and Community Services Manager, provided a summary of the material of record.

Discussion ensued between staff and Council Members regarding timing of grant consideration; assisting and supporting organizations using a regular calendar year; fiscal year planning; unused funding from last year; mid-year requests; tying the standardized process into the budget; staff changes; City Council changes; the effects of the pandemic on the process; Subcommittee consideration; efforts to eliminate serial consideration; grant requests; staff research; cost estimates; marketing assistance; in kind vs. monetary support;

offline discussion between Council Members and staff; size of the event; and grant amounts.

Mayor Fisch invited public comment.

The following members of the public addressed the City Council:

Wirt Morton, Tito's Tacos, discussed the planned event on October 4 on 2021; reported that ticket proceeds would be directed to the Cultural Affairs Foundation; and he asserted that they were seeking in-kind contributions, not a grant.

Bryan Sanders was called to speak, but had difficulty with his audio.

Dylan Gottlieb was called to speak but did not respond.

Jim Clarke indicated that the Tito's Taco event was the biggest fundraiser of the year for the Culver Arts Foundation; discussed use of funds; and clarification that a financial contribution was not being sought, but rather the assignment of City support services to the event was being requested.

Discussion ensued between Mr. Clarke, staff and Council Members regarding private security for the event and COVID precautions.

Bryan Sanders expressed support for the Tito's Tacos event.

Discussion ensued between staff and Council Members regarding appreciation to those who spoke and to staff for their efforts; the City policy regarding sponsorship requirements; in-kind contributions for the Tito's event; costs in 2019; the difficulty of considering grants off-cycle; other events that may be coming forward for funding consideration; actual costs for staff time; appreciation for the events; the previous process; soft costs vs. hard costs; gathering data to plan a concrete structure moving forward; appreciation for the helpful direction to staff; allocation of money by the Subcommittee; the amount of total in-kind dollars to be committed by the City; and the total budget.

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

1. APPROVE THE SPONSORSHIP REQUEST FROM THE LEELA DANCE COLLECTIVE AS SUGGESTED BY THE SUBCOMMITTEE; AND,

2. APPROVE THE SPONSORSHIP REQUEST FROM THE CULVER CITY ARTS FOUNDATION IN THE AMOUNT OF \$8,000 IN-KIND SERVICES; AND,
3. DESIGNATE BOTH OF THESE EVENTS AS A CITY-SPONSORED EVENTS; AND,
4. APPROVE A RELATED BUDGET AMENDMENT TO CARRYOVER \$22,493.50 FROM FISCAL YEAR 2020/2021 FUNDS TO THE SPECIAL EVENTS PROGRAM GRANT ACCOUNT (FOUR-FIFTHS VOTE REQUIREMENT).

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Item A-2

CC - (1) Adoption of an Ordinance Amending Culver City Municipal Code Section 9.08.035, Use of Sidewalks for Outdoor Dining, to Add the Use of Parklets and Other Uses in the Public Right-of-Way and Modify the Current Outdoor Dining Agreement Process; (2) Adoption of a Resolution Establishing Fees for the Parklet Program; and (3) Consider Excluding or Waiving One or More Fees

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

The following member of the public addressed the City Council:

Mark Lipman proposed removing requirements for proof of citizenship when applying for a business license; discussed use of public space for private business; serving all types of businesses; and he asked about allowing extremely small businesses to do tabling.

Discussion ensued between staff and Council Members regarding the upcoming comprehensive review of the Business Regulation section of the Code; the subcommittee addressing non-traditional vending; sensitivity to difficulties being faced by businesses in the current climate; flexibility with response to feedback from businesses; support for waiving the meter parking space fees only for the first year with other fees maintained as proposed; comparing the amount of money generated for parking meter fees vs. sales tax revenue generated; the ability of a community groups to rent, buy or lease a parklet for alternative uses; providing more independent green space; opportunities and efforts to bring greenspace to the City; programming space on Main Street by Parks and Recreation or the Transportation Department; dynamic parking pricing; parking as a resource for quick circulation of business visits; the importance of

available on-street parking; maintaining liveliness downtown with parklets; providing a cushion; alternative and community use of space; more public use of public space; the inability to make the fees co-terminus; restaurants who have already established outdoor dining spaces; consistency for all the restaurants; and consensus to explore alternative uses of parklet space.

MOVED BY VICE MAYOR LEE, SECONDED BY COUNCIL MEMBER MCMORRIN AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. ADOPT AN ORDINANCE AMENDING SECTION 9.08.035 OF THE CULVER CITY MUNICIPAL CODE TO ADD THE USE OF PARKLETS AND OTHER USES, AND MODIFY THE OUTDOOR DINING AGREEMENT PROCESS, AND WAIVE FURTHER READING; AND,

2. ADOPT A RESOLUTION ESTABLISHING PARKLET FEES FOR THE INSTALLATION OF PARKLETS IN THE PUBLIC RIGHT-OF-WAY THAT WAIVES THE PARKLET METERED PARKING SPACE FEE ONLY FOR THE FIRST YEAR; AND,

3 DIRECT STAFF TO EXPLORE ALTERNATIVE USES FOR THE SPACE.

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Item A-3

CC - (1) Introduction of an Ordinance Amending, Title 5, Public Works, of the Culver City Municipal Code (CCMC) to Add a New Chapter 5.08 Entitled "Mandatory Organic Waste Disposal Reduction Regulations"; and (2) Adoption of a Categorical Exemption Relating Thereto, Pursuant to the California Environmental Quality Act (CEQA)

Chanel Kincaid, Senior Management Analyst, provided a summary of the material of record.

Mayor Fisch invited public comment.

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

Discussion ensued between staff and Council Members regarding mandatory requirements; appreciation to staff for the presentation; recovery of edible food; the edible food recovery program run by Grace Diner; interaction between the MET Team and the Assistant to the City Manager on Homelessness; food

going to waste; coordinating compliance; and working cooperatively with homeless outreach groups in the Service Provider Area (SPA).

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY VICE MAYOR LEE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. INTRODUCE AN ORDINANCE AMENDING, TITLE 5, PUBLIC WORKS, OF THE CULVER CITY MUNICIPAL CODE (CCMC) TO ADD A NEW CHAPTER 5.08 ENTITLED "MANDATORY ORGANIC WASTE DISPOSAL REDUCTION REGULATIONS"; AND,

2. ADOPT A CLASS 8 CATEGORICAL EXEMPTION (ACTIONS BY REGULATORY AGENCIES FOR PROTECTION OF THE ENVIRONMENT) PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT, FINDING THAT THE PROPOSED MANDATORY ORGANICS WASTE DISPOSAL REDUCTION REGULATIONS DO NOT CREATE ANY POTENTIALLY SIGNIFICANT ADVERSE IMPACTS ON THE ENVIRONMENT.

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Item A-4

CC - Consideration of Adoption of a Position Opposing the Recall Election of the Governor of California

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

Mayor Fisch clarified that his impetus for bringing the item forward was to highlight the impacts of the recall on the City not the political aspects of the action.

Mayor Fisch invited public comment.

The following members of the public addressed the City Council:

Michelle Weiner indicated that she was not prepared to speak.

Ron Ostrin was called to speak but did not respond.

Kelli Estes cited meeting minutes that indicated the Council had reached consensus to take no position on the recall; discussed the staff recommendation; irrelevance of the item as the recall is happening regardless of any objection; the legal, democratic process; the importance of remaining a non-partisan

body; a potential conflict of interest with a Council Member; and perception.

Discussion ensued between staff and Council Members regarding the feeling that the City would have been better off receiving more relief; the importance of taking note of a recent editorial written by Erwin Chemerinsky; the potential for the person who gets the most votes to not be determined to be the governor; the role of the City Council; the recall as a partisan, political issue; the feeling that recalls are fundamentally undemocratic; decisions related to race, class, power and money; the impacts of the state on local jurisdictions; the importance of speaking up for what is right and doing the right thing; the waste of resources; support for opposing the recall; questionable expenditures; worthiness of candidates on the ballot; validity of the process; opinions; the purview of the City Council; and partisanship.

Mayor Fisch clarified that he works for the Attorney General for the State of California and no conflict of interest exists.

MOVED BY VICE MAYOR LEE AND SECONDED BY COUNCIL MEMBER MCMORRIN THAT THE CITY COUNCIL: CONSIDER A POSITION OPPOSING THE RECALL OF THE CALIFORNIA GOVERNOR ON THE GROUNDS THAT IT IS WASTEFUL AND THE PROCESS IS UNDEMOCRATIC.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

AYES: FISCH, LEE, MCMORRIN
NOES: NONE
ABSTAIN: ERIKSSON, VERA

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Public Comment - Items Not on the Agenda

No further public comment was received.

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Items from Council Members

None.

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Council Member Requests to Agendize Future Items

Council Member Eriksson discussed efforts of the Orange County Council of Governments to challenge RHNA numbers and received City Council consensus to direct the City Attorney to investigate joining the process.

Discussion ensued between staff and Council Members regarding viability of the case; concern with spending time and resources; and the fact that the Westside Council of Governments declined joining the process.

Council Member McMorris proposed examining attendance of meetings and public engagement with virtual meetings vs. in-person meetings; reiterated a previous request for transparency in the Public Records Request process; and she discussed costs and staff time.

Discussion ensued between staff and Council Members regarding support for hybrid meetings; the importance of data; increasing community engagement; strategic planning; staff agreement to prepare a report to the City Council to illustrate transparency efforts; time and cost associated with requests; concern with stifling the freedom of the public; the difficulty of comparing virtual meeting attendance with public meetings as in-person attendees were not counted; keeping track of how many people attend in-person meetings in the future; comparisons of public comment made; and capacity of Council Chambers.

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Adjournment

There being no further business, at 11:20 p.m., the City Council, Housing Authority Board, and Successor Agency to the Culver City Redevelopment Agency Board adjourned to a meeting to be held on September 13, 2021.

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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

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

Date: _____