

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

October 24, 2016  
5:30 p.m.

### **Call to Order & Roll Call**

Mayor Clarke called the meeting of the City Council to order at 5:30 p.m. in the Mike Balkman Chambers at City Hall.

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

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**

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

**CS-1** Public Employee Performance Evaluation  
Title: City Manager  
Pursuant to Government Code Section 54957

**CS-2** Conference with Legal Counsel - Existing Litigation  
Hilario Haro et. al v. City of Culver City  
LASC Case No. 614938  
Pursuant to Government Code Section 54956.9 (d) (1)

**CS-3** Conference with Legal Counsel - Anticipated Litigation  
Re: Initiation of Litigation - 1 Matter

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

**CS-4 Conference with Real Property Negotiators**

Re: 8824 National Boulevard (Ivy Station)

City Negotiators: John Nachbar, City Manager; Sol Blumenfeld, Community Development Director; Murray Kane, Kane Ballmer and Berkman; Todd Mooney, Kane Ballmer and Berkman

Other Parties Negotiators: Los Angeles County Metropolitan Transit Authority (LACMTA); Lowe Enterprises Real Estate Group (LOWE)

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

**CS-5 Conference with Real Property Negotiators**

Re: 9300 Culver Boulevard

City Negotiators: John Nachbar, City Manager; Sol Blumenfeld, Community Development Director; Murray Kane, Kane Ballmer and Berkman

Other Parties Negotiators: Combined/Hudson 9300 LLC

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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**Reconvene**

Mayor Clarke reconvened the City Council and convened the Culver City Housing Authority Board, Culver City Parking Authority Board, the Successor Agency to the Culver City Redevelopment Agency Board and the Culver City Disaster Council at 6:45 p.m. with all Members present.

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**Recognition Presentations**

Item R-1

**CC - Presentation of Certificates of Recognition to the Participants in the El Marino Language Exchange Program**

Council Members presented Certificates of Recognition to the

Participants in the El Marino Language Exchange Program.

Anne Allaire, Culver City School Board, invited chaperones to join in the group picture.

Debbie Jones thanked the City for supporting cultural and language immersion.

Liam Salame Peduzzy, Exchange Student from Mexico, thanked the City for receiving the students and for sharing the City with them.

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#### **Invocation/Pledge of Allegiance**

City Manager John Nachbar led the invocation and the Pledge of Allegiance was led by Paul Jacobs.

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

Mayor Clarke reported on action taken in Closed Session noting that the City Council had directed the City Attorney to file a lawsuit against the Federal Aviation Administration (FAA) related to aircraft overflights; the lawsuit will challenge the FAA's Environmental Assessment in its finding of no significant impact pertaining to the Southern California Metroplex project; he indicated that the petition for review would be filed this week; reported that a press release would be forthcoming; and he indicated that items CS-1 and CS-4 had been pulled for consideration at a later date.

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

Jeremy Green, Deputy City Clerk, reported that it was the last day to register to vote; a computer was available at the back of Council Chambers to register to vote; she read a poem submitted by Artist Laureate Janet Hoult who could not be present; she reported that several residents had not received their e-sample ballot booklet, but the provider indicated that Culver City booklets had been

mailed out the previous week; she provided a contact number (1-800-815-2666) to request a replacement booklet; and she indicated sample e-ballots were available for viewing on the City website or lavote.net.

Council Member Sahli-Wells indicated that voter registration could be verified and online ballots could be requested online at lavote.net.

Mayor Clarke reported contacting Sheila Kuehl's office regarding the issue with sample ballots, and he indicated that a drop off box was available during working hours at City Hall, for those who would like to drop off their vote by mail ballot.

Additional discussion ensued between staff and Council Members regarding West LA College locations for drop off of vote by mail ballots during the weekend; information on the homepage of the City website; disclaimer information regarding sample ballots; and the length of time allowable to mail sample ballots.

Council Member Eriksson reported that Metro had increased the frequency of trains and he reported attending a public meeting with the Overflight subcommittee.

Council Member Sahli-Wells reported that she would be attending the Mayor's Innovation Project on Fostering Resilience and Sustainable Water for the Region; announced that the last of the Town Hall meetings on Measure CW would be held on October 26 at Syd Kronenthal Park with additional information available at [cleanculvercity.org](http://cleanculvercity.org); reported that she would be receiving an award from the Los Angeles County Bicycle Coalition on October 27; and she announced a free dance performance by Donna Sternberg Dancers on November 5 at Helms Bakery.

Vice Mayor Cooper expressed support for legal actions the City is taking action against the FAA.

MOVED BY MAYOR CLARKE, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT WHEN THIS MEETING IS ADJOURNED, THAT IT BE ADJOURNED IN MEMORY OF TOM HAYDEN.

John Nachbar, City Manager, introduced a new assistant in the City Manager's Office, Jesse Mays.

Jesse Mays expressed excitement at being able to work for the City.

Council Member Sahli-Wells congratulated Vice Mayor Cooper for his recognition in the Culver City News as the Best of Culver City in regards to public representatives.

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

Mayor Clarke invited public comment.

The following members of the audience addressed the City Council:

Kathleen Tepley, Culver City Centennial Celebration Committee, presented a video about Culver City for the Centennial.

Ken Palmer thanked the City Council for their action to protest the findings of the FAA.

Council Members clarified that the process would be long and difficult and noise would continue but the City would work to resolve the issues; residents were encouraged to keep up the pressure on the FAA; and gratitude was expressed to June Lehrman for the important information she has provided.

June Lehrman, Culver City for Quiet Skies and Representative to the LAX Community Roundtable, thanked the City Council for the courageous action; noted that the lawsuit was just the beginning; vowed to continue public and political pressure; reported that a litigation arm, public pressure arm and technical arm had been discussed at the most recent meeting; and she indicated that she would do everything possible to back up the City Council in the decision made.

Additional discussion ensued between staff and Council Members regarding City Council consensus to agendize a discussion of legislative and political strategy in relation to the FAA lawsuit.

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**Receipt and Filing of Correspondence**

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL RECEIVE AND FILE CORRESPONDENCE RECEIVED BY THE CITY CLERK'S OFFICE BEFORE 4:00 P.M. ON OCTOBER 24, 2016.

Jeremy Green, Deputy City Clerk, reported that one piece of correspondence had been received from Dr. Janet Hoult and was read during Community Announcements.

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**Order of the Agenda**

No changes were made at this time.

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**Consent Calendar**

MOVED BY VICE MAYOR COOPER, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1 THROUGH C-5, C-8, C-9, C-11, C-12, C-14.

Item C-1

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

THAT THE CITY COUNCIL, CULVER CITY HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY BOARD: APPROVE CASH DISBURSEMENTS FOR OCTOBER 1, 2016 - OCTOBER 14, 2016.

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Item C-2

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

Council Member Sahli-Wells reported that several non-substantive adjustments had been made to the minutes.

THAT THE CITY COUNCIL, CULVER CITY HOUSING AUTHORITY BOARD, CULVER CITY PARKING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE CULVER CITY REDEVELOPMENT AGENCY BOARD:

APPROVE MINUTES FOR THE SPECIAL MEETING AND THE REGULAR MEETING OF OCTOBER 10, 2016.

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Item C-3

**CC:SA - Adoption of Respective Resolutions Approving the Transfer and Acceptance of Certain Real Properties from the Successor Agency to the City of Culver City for Governmental Use Pursuant to the Long Range Property Management Plan and Approving the Grant Deeds and Related Actions**

THAT THE CITY COUNCIL:

1) ADOPT A RESOLUTION APPROVING, AND RECOMMENDING TO ITS OVERSIGHT BOARD THAT THE OVERSIGHT BOARD APPROVES, THE TRANSFER OF CERTAIN REAL PROPERTY (12601 WASHINGTON BOULEVARD; ASSESSOR'S PARCEL NO. 4231-019-901) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS;

2) ADOPT A RESOLUTION APPROVING, AND RECOMMENDING TO ITS OVERSIGHT BOARD THAT THE OVERSIGHT BOARD APPROVES, THE TRANSFER OF CERTAIN REAL PROPERTY (3713-3715 ROBERTSON BOULEVARD; ASSESSOR'S PARCEL NOS. 4206-033-917 AND 4206-033-936) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS;

3) ADOPT A RESOLUTION APPROVING, AND RECOMMENDING TO ITS OVERSIGHT BOARD THAT THE OVERSIGHT BOARD APPROVES, THE TRANSFER OF CERTAIN REAL PROPERTY (3727 ROBERTSON BOULEVARD; ASSESSOR'S PARCEL NO. 4206-033-925) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27,



2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS; AND

4) ADOPT A RESOLUTION APPROVING, AND RECOMMENDING TO ITS OVERSIGHT BOARD THAT THE OVERSIGHT BOARD APPROVES, THE TRANSFER OF CERTAIN REAL PROPERTY (10401, 10555 AND 10601 VIRGINIA AVENUE; ASSESSOR'S PARCEL NOS. 4209-027-905, 4209-029-900, 4209-029-923, 4209-029-924, AND 4209-029-925) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS.

THAT THE CITY COUNCIL:

1) ADOPT A RESOLUTION APPROVING THE ACCEPTANCE OF CERTAIN REAL PROPERTY (12601 WASHINGTON BOULEVARD; ASSESSOR'S PARCEL NO. 4231-019-901) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS;

2) ADOPT A RESOLUTION APPROVING THE ACCEPTANCE OF CERTAIN REAL PROPERTY (3713-3715 ROBERTSON BOULEVARD; ASSESSOR'S PARCEL NOS. 4206-033-917 AND 4206-033-936) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS;

3) ADOPT A RESOLUTION APPROVING THE ACCEPTANCE OF CERTAIN REAL PROPERTY (3727 ROBERTSON BOULEVARD; ASSESSOR'S PARCEL NO. 4206-033-925) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP



APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS; AND

4) ADOPT A RESOLUTION APPROVING THE ACCEPTANCE OF CERTAIN REAL PROPERTY (10401, 10555 AND 10601 VIRGINIA AVENUE; ASSESSOR'S PARCEL NOS. 4209-027-905, 4209-029-900, 4209-029-923, 4209-029-924, AND 4209-029-925) FROM THE SUCCESSOR AGENCY TO THE CITY FOR GOVERNMENTAL USE PURSUANT TO THE LRPMP APPROVED BY THE DOF ON MARCH 18, 2014 AND THE AMENDMENT TO THE LRPMP APPROVED BY THE DOF ON JULY 27, 2016 AND CONSISTENT WITH THE PROVISIONS OF THE DISSOLUTION LAW AS REVISED BY SB 107, APPROVING THE GRANT DEED TO EFFECTUATE THE DISPOSITION OF SAID PROPERTY, AND APPROVING RELATED ACTIONS.

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Item C-4

**CC - Adoption of a Resolution Authorizing the Destruction of Examination Materials in the Human Resources Department Which Are More than Two Years Old**

THAT THE CITY COUNCIL: ADOPT A RESOLUTION AUTHORIZING THE DESTRUCTION OF EXAMINATION MATERIALS IN THE HUMAN RESOURCES DEPARTMENT WHICH ARE MORE THAN TWO YEARS OLD.

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Item C-5

**CC - Approval of a Two-Year Professional Services Agreement with Hadronex, Inc. (DBA Smart Cover Systems) for the Monitoring and Repair of 43 Smart Cover Units in an Amount Not-to-Exceed \$110,897.00**

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 43 SMART COVER UNITS IN AN AMOUNT NOT-TO-EXCEED \$110,897.00; 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-8  
(Out of Sequence)

**CC - Approval of Final Plans and Specifications and Authorization to Publish Notice Inviting Bids for the Sidewalk Barrier Removal & Repair Project, PS-011, CDBG #601788-16**

THAT THE CITY COUNCIL: APPROVE THE FINAL PLANS AND SPECIFICATIONS AND AUTHORIZE PUBLICATION OF A NOTICE INVITING BIDS FOR CONSTRUCTION FOR THE SIDEWALK BARRIER REMOVAL & REPAIR PROJECT, PS-011, CDBG #601788-16.

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Item C-9

**CC - Approval of a Purchase Order with Allstar Fire Equipment, Inc. for 18 Sets of Firefighter Protective Clothing in an Amount Not-to-Exceed \$45,238.23**

THAT THE CITY COUNCIL:

1. APPROVE A PURCHASE ORDER WITH ALLSTAR FIRE EQUIPMENT, INC. FOR 18 SETS OF FIREFIGHTER PROTECTIVE CLOTHING IN AN AMOUNT NOT-TO-EXCEED \$45,238.23;

2. AUTHORIZE THE PURCHASING OFFICER TO EXECUTE THE PURCHASE ORDER ON BEHALF OF THE CITY.

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Item C-11  
(Out of Sequence)

**CC - Approval of a Purchase Order with Westnet, Inc. for the Fire Station Alerting System Upgrade Project, in an Amount Not-to-Exceed \$280,000.00**

THAT THE CITY COUNCIL:

1. APPROVE A PURCHASE ORDER WITH WESTNET, INC. FOR THE FIRE STATION ALERTING SYSTEM UPGRADE PROJECT, IN AN AMOUNT NOT-TO-EXCEED \$280,000.00; AND
2. AUTHORIZE THE PURCHASING OFFICER TO EXECUTE THE PURCHASE ORDER ON BEHALF OF THE CITY.

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Item C-12

CC - Award of Contract to GMC Engineering, Inc., as the Lowest Responsive and Responsible Bidder, in the Amount of \$1,202,227.25 (Plus a 10% Contingency) for the Construction of the Hetzler Road Pedestrian Trail Improvements Project (PP001)

THAT THE CITY COUNCIL:

1. AWARD A CONTRACT TO GMC ENGINEERING INC., AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT OF \$1,202,227.25 FOR THE CONSTRUCTION OF HETZLER ROAD PEDESTRIAN TRAIL IMPROVEMENTS PROJECT # PP 001; AND
2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE CHANGE ORDERS IN THE AMOUNT OF \$120,000 TO PROVIDE FOR UNFORESEEN CONSTRUCTION CONTINGENCIES.

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Item C-14  
(Out of Sequence)

CC - Adoption of a Resolution Establishing Various Fees Relating to Massage Establishment Permits Pursuant to Culver City Municipal Code Chapter 11.07

THAT THE CITY COUNCIL: ADOPT A RESOLUTION ESTABLISHING VARIOUS FEES RELATING TO MASSAGE ESTABLISHMENT PERMITS PURSUANT TO CULVER CITY MUNICIPAL CODE CHAPTER 11.07.

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Item C-6  
(Out of Sequence)

CC - (1) Approval of the Following Agreements Relating to the Veterans Memorial Auditorium Upgrade Project: (A) LA ProPoint, Inc. in the Amount of \$143,819.75 for Cleaning of the Fire Protection Curtain and Upgrade to the Stage Rigging Equipment; (B) Power Source Systems, Inc. in the Amount of \$229,320.00 for the Installation of New Emergency Exit Lighting, Relocation of Existing Backup Generator to a More Accessible Location, Installation of New Fire Extinguishers and Cabinets, Retrofit of Panic Hardware for Doors to Public Areas, and Installation of a Fall Protection Measure for the Balcony Level; (C) Western States Fire Protection Company in the Amount of \$192,500.00 for the Installation of a New Fire Alarm System; and (D) 4-Wall Entertainment, Inc. in the Amount of \$103,816.43 for the Upgrade of the Theatrical Lighting System; and (2) Authorize an Aggregate of \$66,945.62 in Contingency Authority for the Public Works Director/City Engineer to be Dispersed as Needed for this Project as a Whole

Council Member Eriksson expressed concern with exceptions in the proposal and possible extra costs.

Discussion ensued between staff and Council Members regarding input of the Parks, Recreation and Community Services Commission, and clarification that no extra costs are anticipated and funding is available in other Capital Improvement Project funds for asbestos abatement.

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH LA PROPOINT, INC. IN THE AMOUNT OF \$143,819.75 FOR THE CLEANING OF THE FIRE PROTECTION CURTAIN AND UPGRADE TO THE STAGE RIGGING EQUIPMENT; AND,
2. APPROVE AN AGREEMENT WITH POWER SOURCE SYSTEMS, INC. IN THE AMOUNT OF \$229,320.00 FOR THE INSTALLATION OF NEW EMERGENCY EXIT LIGHTING, RELOCATION OF EXISTING BACKUP GENERATOR TO A MORE ACCESSIBLE LOCATION, INSTALLATION OF NEW FIRE EXTINGUISHERS AND CABINETS, RETROFIT OF PANIC HARDWARE FOR DOORS TO PUBLIC AREAS, AND INSTALLATION OF A FALL PROTECTION MEASURE FOR THE BALCONY LEVEL; AND,

3. APPROVE AN AGREEMENT WITH WESTERN STATES FIRE PROTECTION COMPANY IN THE AMOUNT OF \$192,500.00 FOR THE INSTALLATION OF A NEW FIRE ALARM SYSTEM; AND,
4. APPROVE AN AGREEMENT WITH 4-WALL ENTERTAINMENT, INC. IN THE AMOUNT OF \$103,816.43 FOR THE REPLACEMENT OF THE THEATRICAL LIGHTING SYSTEM; AND,
5. AUTHORIZE AN AGGREGATE OF \$66,945.62 IN CONTINGENCY AUTHORITY FOR THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE AMENDMENTS TO ANY OF THE APPROVED AGREEMENTS TO BE DISPERSED AS NEEDED FOR THIS PROJECT AS A WHOLE; AND,
6. AUTHORIZE THE CITY ATTORNEY TO REVIEW/PREPARE THE NECESSARY DOCUMENTS; AND,
7. AUTHORIZE THE CITY MANAGER TO EXECUTE SUCH DOCUMENTS ON BEHALF OF THE CITY.

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Item C-7

**CC - Adoption of a Resolution Approving an Encroachment Agreement with Sunesys for Use of Culver City Public Right-of-Way to Install Fiber Optic Cable in the Area of Lindblade Street, Higuera Street, Ince Boulevard, and Lucerne Avenue**

Council Member Eriksson expressed concern with recent work done by a third party contractor; due diligence; and the importance of making sure that the site looks as good or better than it did at the start.

Discussion ensued between staff and Council Members regarding requirements for restoring trenches and concrete; enforcement by the Public Works Inspector; standards; consistency with surrounding agencies; addressing specific locations; checklists for Inspectors; permits issued to the contractor at the completion of the project; standard specifications; the guarantee of work for a year; potential failure; a suggestion to send out an Inspector just before the warranty expires to make sure the work is still satisfactory; temporary patches; and reporting issues via Culver City Connect or Go Request.

THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION APPROVING AN ENCROACHMENT AGREEMENT WITH SUNESYS FOR THE PROPOSED USE OF CULVER CITY PUBLIC RIGHT-OF-WAY TO INSTALL FIBER OPTIC CABLE IN THE AREA OF LINDBLADE STREET, HIGUERA STREET, INCE BOULEVARD, AND LUCERNE AVENUE.
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  
(Out of Sequence)

**CC - Adoption of a Resolution Approving an Encroachment Agreement with Fireline Broadband for Use of the Public Right-of-Way on Jefferson Boulevard, Pearson Street, Leahy Street, Duquesne Avenue, Lucerne Avenue, Hayden Avenue, Steller Drive, Warner Drive, Smiley Drive, Blackwelder Street and Fairfax Avenue**

Council Member Eriksson discussed building the fiber network in the City; Federal law and right of way; and he suggested requesting underground cabling.

Discussion ensued between staff and Council Members regarding underground districts; telecommunications policies; changes to the laws; different types of businesses coming in; managing the right of way; time frame; and appreciation for improvements to Wesley Street.

THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION APPROVING AN ENCROACHMENT AGREEMENT WITH FIRELINE BROADBAND FOR THE PROPOSED USE OF CULVER CITY PUBLIC RIGHT-OF-WAY TO INSTALL FIBER OPTIC CABLE AT VARIOUS LOCATIONS AS DESCRIBED IN EXHIBIT A.
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-13  
(Out of Sequence)

**CC - FOUR-FIFTHS VOTE REQUIREMENT (BUDGET AMENDMENT ONLY)**

- (1) Approval of an Agreement in an Amount Not-to-Exceed \$1,813,246 with Sentry Control Systems for the Purchase and Installation of New Parking and Revenue Control System Equipment for the City Hall, Watseka, Cardiff and Ince Garages in Downtown Culver City; (2) Approval of a 10-Year Maintenance Agreement with Sentry Control Systems in an Amount Not-to-Exceed \$1,145,238; (3) Authorize the City Manager up to \$350,000 in Change Order Authority for the Installation of License Plate Recognition Technology where Feasible; and (4) Approval of a Related Budget Amendment

Council Member Sahli-Wells expressed concern that it could cost money to visit City Hall.

Discussion ensued between staff and Council Members regarding validated parking for those conducting City business; adequate notification and communication; bicycle parking; the Kirk Douglas Theatre parking; the firm providing the services; test cases; staff availability for assistance; intercom systems; 24 hour parking restrictions; cameras to monitor facilities; assistance during normal business hours; peak hour monitoring; the condition of existing equipment; providing a cash option; the time frame; and remote operation.

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT IN THE AMOUNT OF \$1,813,346 WITH SENTRY CONTROL SYSTEMS (SENTRY) TO PURCHASE AND INSTALL NEW PARCS EQUIPMENT FOR THE CITY HALL, WATSEKA, CARDIFF AND INCE GARAGES IN DOWNTOWN CULVER CITY; AND

2. APPROVE A TEN YEAR MAINTENANCE AGREEMENT WITH SENTRY IN AN AMOUNT NOT-TO-EXCEED \$1,145,238; AND

3. AUTHORIZE THE CITY MANAGER UP TO \$350,000 IN CHANGE ORDER AUTHORITY FOR THE INSTALLATION OF LICENSE PLATE RECOGNITION (LPR) TECHNOLOGY WHERE FEASIBLE; AND

4. APPROVE A BUDGET AMENDMENT TO APPROPRIATE \$350,000 FROM



THE PARKING AUTHORITY FUND RESERVE TO ACCOUNT  
47580000.730100.PA004 (A BUDGET AMENDMENT REQUIRES A FOUR-  
FIFTHS VOTE); AND

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

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

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Item C-15  
(Out of Sequence)

CC - Adoption of an Ordinance Amending Section 9.07.035,  
Construction, of Chapter 9.07, Noise Regulations, of the  
Culver City Municipal Code, to Allow the Limited Expansion  
of Construction Hours Under Certain Circumstances, as  
Authorized by Permit

Council Member Sahli-Wells received clarification that the  
temporary use permit would require a test study.

THAT THE CITY COUNCIL: ADOPT AN ORDINANCE AMENDING SECTION  
9.07.035, CONSTRUCTION, OF CHAPTER 9.07, NOISE REGULATIONS  
OF THE CULVER CITY MUNICIPAL CODE, TO ALLOW THE LIMITED  
EXPANSION OF CONSTRUCTION HOURS UNDER CERTAIN  
CIRCUMSTANCES, AS AUTHORIZED BY PERMIT.

MOVED BY COUNCIL MEMBER SMALL, SECONDED BY COUNCIL MEMBER  
SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL  
APPROVE ITEMS C-6, C-7, C-10, C-13 AND C-15.

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#### Action Items

Item A-2  
(Out of Sequence)

CC - (1) Receipt and Filing of the Culver City Centennial  
Celebration Committee's Quarterly Report, and (2) (If  
Desired) Direct the City Manager as Deemed Appropriate

Mayor Clarke invited public comment.

The following members of the audience addressed the City Council:

Paul Jacobs, Culver City Centennial Celebration Committee, discussed the role of the Committee for the next year; focusing on community support; community events; acting as a facilitator; partnerships with standardized community events; fundraising challenges; sponsorships; the use of public property; and City Council involvement.

Darrel Menthe, Culver City Centennial Celebration Committee, discussed the parade; community involvement; public legacy; changes to the initial charge to celebrate the year; appreciation to staff for their work on opening events; clarification that the Committee did not intend to request any City funds other than fee waivers; and he indicated that no planned events were anticipated to be on the magnitude of the opening ceremonies.

Discussion ensued between the speakers and Council Members regarding submission of a revised budget for the remainder of the year; support for community events; encouragement to organizations; closing events; and involvement of the historical society.

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY VICE MAYOR COOPER AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: RECEIVE AND FILE THE CCCCC'S QUARTERLY STATUS REPORT.

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Item A-1  
(Out of Sequence)

CC - (1) Discussion and Direction to the City Manager Regarding Potential Reorganization of the Culver City Cultural Affairs Foundation; (2) (If Desired), Formation of an Ad Hoc Subcommittee Focusing on Revising the Structure of the Culver City Cultural Affairs Foundation; and (3) Acceptance of \$10,000.00 in Funds from the Culver City Cultural Affairs Foundation to Support the Technical Enhancement of Veterans Memorial Auditorium and \$17,725.00 from the Culver City Cultural Affairs Foundation to Support the 2016 Boulevard Music Summer Festival

Mayor Clarke asked that the motion be split.

Council Member Sahli-Wells thanked the family of Syd Kronenthal for their donation and Gary Mandell for his effective fundraising during the Summer Concert series.

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

3) APPROVE THE TRANSFER OF \$10,000.00 FROM THE CULVER CITY CULTURAL AFFAIRS FOUNDATION TO THE CITY IN SUPPORT OF TECHNICAL ENHANCEMENT OF VETERANS MEMORIAL AUDITORIUM; AND

4) ACCEPT DONATIONS IN THE AMOUNT OF \$17,725.00 TO SUPPORT THE 2016 BOULEVARD MUSIC SUMMER FESTIVAL AND APPROVE THE TRANSFER OF SUCH FUNDS TO THE CITY.

Mayor Clarke provided background on the item noting that the concept of setting up a separate 501(c)(3) organization had been brought up at the Strategic Planning Retreat with a suggestion from the Cultural Affairs Foundation and the Cultural Affairs Commission that a City Council subcommittee be set up to create a draft of bylaws and a Memorandum of Understanding (MOU).

Mayor Clarke invited public input.

The following members of the audience addressed the City Council:

Jeannine Wisnosky Stehlin, Cultural Affairs Commissioner, expressed support for reestablishing the Foundation as a private, standalone 501(c)(3) as she felt that would enable Board Members to operate more efficiently; suggested that the subcommittee would work on separation plan, timeline, new bylaws, the Letter of Agreement with the City, and ensure that meetings of the Board remain open to the public; she discussed the makeup of the subcommittee; City assistance; an annual directive from the Cultural Affairs Commission; and concern regarding raising funds to support a staff member.

Discussion ensued between staff and Council Members regarding clarification that the subcommittee would be a Brown Act subcommittee with participation by members of

three different legislative bodies; staff participation; the start-up process; the MOU; City Council appointments; public participation; bylaws; City support; the desire for a partnership; and subcommittee Members already appointed by the Foundation.

Len Dickter, Cultural Affairs Commission Chair, discussed support of the proposed subcommittee by the Foundation; the mission going forward as an independent 501(c)(3); the MOU with the Foundation; the Creative Economy Report; the Commission's workplan for 2016-2017; the importance of direction; and optimizing chances of success.

Additional discussion ensued between staff and Council Members regarding a mechanism for addressing potential philanthropy opportunities; adding members to the subcommittee; length of the existence of the subcommittee; previously appointed members by the Foundation and the next scheduled meeting for the Foundation; and public participation.

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

- 1) CONSIDER THE RECOMMENDATIONS OF THE CULTURAL AFFAIRS COMMISSION (CAC) AND CULVER CITY CULTURAL AFFAIRS FOUNDATION (CAF) BOARD, TOGETHER WITH PUBLIC INPUT, REGARDING POTENTIAL REORGANIZATION OF THE CAF AND, AS DEEMED APPROPRIATE, PROVIDE DIRECTION TO THE CITY MANAGER; AND
- 2) CREATE A SUBCOMMITTEE TO FOCUS ON REVISING THE STRUCTURE OF THE CAF, INCLUDING DEVELOPMENT OF REVISED BYLAWS AND A DRAFT MOU WITH THE CITY.

MOVED BY COUNCIL MEMBER ERIKSSON, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: APPOINT COUNCIL MEMBER SMALL AND MAYOR CLARKE TO SERVE ON THE SUBCOMMITTEE.

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Item A-4  
(Out of Sequence)

**CC - Consideration of a Resolution Condemning Violence and Hate Speech, Expressing Solidarity with Muslims and all**

**those Targeted for their Ethnicity, Race, Religion, or Sexual Orientation**

Council Member Sahli-Wells reported serving on the Board of a National Group of Mayors, Supervisors and School Board Members called Local Progress partnering with the Young Elected Officials Network to work on an initiative to combat anti Muslim violence and hate speech that has been increasing recently.

Discussion ensued between staff and Council Members regarding the suggestion of Mohammed Kahn from King Fahad Mosque to include other communities; language of the Resolution; putting a spotlight on recent specific issues; including all races, religions and communities rather than being specific; concern with taking away the meaning of the movement by erasing the particularity of the issue; communities feeling the hate; the number of complaints received in Culver City; isolated incidents of hate speech graffiti; communication between the Police Department and the Mosque; disturbances; disputes; the importance of standing by Culver City residents; national vs. local issues; solidarity; and valuing the Muslim community in Culver City.

Council Member Sahli-Wells moved to adopt the resolution. Council Member Small seconded the motion and the discussion continued.

Council Member Eriksson indicated that he would abstain from the motion as he felt everyone should be included and the Police Department had not indicated that there was a specific issue in the City.

MOVED BY COUNCIL MEMBER SAHLI-WELLS AND SECONDED BY COUNCIL MEMBER SMALL THAT THE CITY COUNCIL: ADOPT THE RESOLUTION CONDEMNING VIOLENCE AND HATE SPEECH, EXPRESSING SOLIDARITY WITH MUSLIMS AND ALL THOSE TARGETED FOR THEIR ETHNICITY, RACE, RELIGION, OR SEXUAL ORIENTATION.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

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Item A-3  
(Out of Sequence)

CC:DC - (1) Culver City Disaster Council Adoption of Resolutions (A) Recommending to City Council the Adoption of the Culver City Emergency Operations Plan; and (B) Delegating the Authority of the Disaster Council to Department Heads, Certain Senior Management, City Clerk's Department and All Employees in Human Resources to Register Disaster Service Workers; and (2) the City Council (A) Adoption of a Resolution (A) Adopting the Emergency Operations Plan; and (B) Approval of Memorandums of Understanding with Various Veterinarian Hospitals and Volunteer Organizations for the Care and Sheltering of Animals during Times of Emergency/Disaster

Dave White, Fire Chief, introduced the item.

Christine Parra, Emergency Preparedness Coordinator, Fire Administration, provided a summary of the material of record.

Discussion ensued between staff and Council Members regarding clarification that Red Rover is a volunteer group that does emergency response, shelter and care for animals in Los Angeles County; inclusion of the three vet clinics in the City; clarification that all City workers are disaster service workers; outreach to let residents know that there is a plan in place for their pets; including information in annual pet license renewals; and state recognition and use of Culver City's plan for promotional testing.

MOVED BY COUNCIL MEMBER SMALL, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE DISASTER COUNCIL:

1. ADOPT A RESOLUTION RECOMMENDING TO THE CITY COUNCIL THE ADOPTION OF THE CULVER CITY EMERGENCY OPERATIONS PLAN;  
AND,

2. ADOPT A RESOLUTION DELEGATING AUTHORITY TO REGISTER VOLUNTEER DISASTER SERVICE WORKERS TO DEPARTMENT HEADS, CERTAIN SENIOR MANAGEMENT, THE CITY CLERK'S DEPARTMENT AND ALL EMPLOYEES IN HUMAN RESOURCES.

THAT THE CITY COUNCIL:

1. ADOPT A RESOLUTION ADOPTING THE EMERGENCY OPERATIONS PLAN;
2. APPROVE MOUS WITH ANIMAL HOSPITALS/CLINICS AND VOLUNTEER ORGANIZATIONS FOR THE CARE AND SHELTER OF ANIMALS DURING SUDDEN EMERGENCIES AND DISASTERS;
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 A-5  
(Out of Sequence)

CC - (1) Discussion of a Position on Proposition 57: Criminal Sentences, Juvenile Criminal Proceedings and Sentencing, Initiative Constitutional Amendment and Statute, Appearing on the November 8, 2016 Statewide Ballot; and (2) Adoption of a Resolution Opposing Proposition 57; or (3) Direction to Send a Letter Supporting Proposition 57; or (4) Take no Position on Proposition 57; and (5) Direction to the City Manager as Deemed Appropriate

Council Member Eriksson expressed opposition to the Proposition as he felt it was poorly written, could result in unintended consequences, and he felt there could be impacts to the City.

Discussion ensued between staff and Council Members regarding potential impacts to Culver City; Police Department statistics; increases in crime this year; impacts of the potential legalization of marijuana; statistics on how many people return to prison; the need for reform of the criminal justice system; keeping the focus on local measures; prison overcrowding; mass incarceration; concern with the current system; classification of non-violent crimes; the practice of trying juveniles as adults; groups that support Proposition 57; concern with increases to crime; and priorities.



Council Member Eriksson moved to take a No position on Proposition 57 and Vice Mayor Cooper seconded the motion.

Additional discussion ensued between staff and Council Members regarding roles and responsibilities as a member of the City Council; the task of protecting citizens; the effectiveness of governing by Proposition; the broken nature of the system; legislators; whether the City Council should take a stand on the issue; and additional research.

MOVED BY COUNCIL MEMBER ERIKSSON AND SECONDED BY VICE MAYOR COOPER THAT THE CITY COUNCIL: ADOPT A RESOLUTION OPPOSING PROPOSITION 57.

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

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

Mayor Clarke invited public comment.

No cards were received and no speakers came forward.

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

Mayor Clarke noted that the City Council had agreed to agendize a discussion of political and legislative strategies for the FAA lawsuit.

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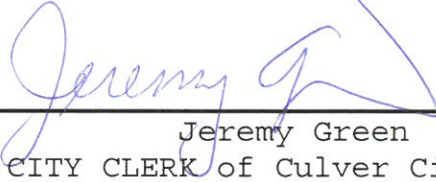
#### **Adjournment**

There being no further business, at 9:31 p.m., the City Council, Housing Authority Board, Parking Authority Board, Successor Agency to the Culver City Redevelopment Agency

October 24, 2016

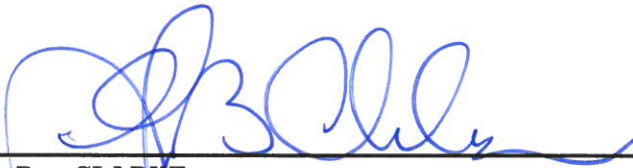
Board and the Culver City Disaster Council adjourned its meeting in memory of Tom Hayden.

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



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JIM B. CLARKE  
MAYOR of Culver City, California and CHAIR of the  
Successor Agency to the Culver City Redevelopment Agency  
Board, Culver City Parking Authority Board, Culver City  
Disaster Council and Culver City Housing Authority Board