

OFFICIAL MINUTES

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 12, 2020
5:30 p.m.

Call to Order & Roll Call

Mayor Eriksson called the regular meeting of the City Council to order at 5:30 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

o0o

Mayor Eriksson invited public comment.

Jeremy Green, City Clerk, indicated that no public comment had been received for Closed Session items.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER SMALL, AND UNANIMOUSLY CARRIED THAT THE CITY COUNCIL RECESS TO CLOSED SESSION.

o0o

Closed Session

At 5:32 p.m. the City Council adjourned to Closed Session to consider the following items:

CS-1 CC - Conference with Real Property Negotiators

Re: 6030A Bristol Parkway, 3846 Cardiff Ave, and Public Rights-of-Way Throughout

City Negotiators: John Nachbar, City Manager; Jesse Mays, Assistant City Manager; Charles Herbertson, Public Works Director/City Engineer; Michele Williams, Chief Information Officer

Other Parties Negotiators: Ting Internet

Under Negotiation: Both Terms and Price

Pursuant to Government Code Section 54956.8

o0o

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

o0o

Reconvene

Mayor Eriksson reconvened the meeting of the City Council at 7:04 p.m. with all Council Members present.

o0o

Recognition Presentations

Item R-1

CC - Proclamation in Recognition of Indigenous Peoples Day 2020

Jeremy Green, City Clerk, presented the proclamation in recognition of Indigenous Peoples Day 2020.

o0o

Item R-2

CC - A Proclamation Designating October 2020 as National Arta

and Humanities Month

Jeremy Green, City Clerk, presented the proclamation designating October 2020 as National Arts and Humanities month.

Alexey Steele, Artist Laureate, wished everyone a Happy National Arts and Humanities month; discussed the importance of arts in Culver City; the dedication of the arts team in Culver City; key arts events and activities during the pandemic; arts to be activated in support of the recovery; and help from the arts to build a joint future in Culver City.

oOo

Item R-3

CC - Presentation of a Proclamation Designating October as Disability Awareness Month 2020

Jeremy Green, City Clerk, presented a proclamation designating October as Disability Awareness month 2020.

Robyn Tenensap, Disability Advisory Committee, discussed the virtual Abilities Fair for Disability Awareness month 2020.

oOo

Item R-4

CC - Presentations of Commendations to Former Commissioners, Board Members, and Committee Members in Recognition of Their Service to the Culver City Community

Mimi Ferrel, City Clerk Specialist, presented commendations to Andrew Leist for his service on the Bicycle and Pedestrian Advisory Committee; Dr. Michelle Christie, Dr. Ira Diamond, Kimberly Gibson, John Helyar, Ko Ko Naing, and Deborah Wallace for their service on the Committee on Homelessness; Crystal Alexander, Alejandro Lara, and Jane Leonard for their service on the Finance Advisory Committee; Mike Berlin and Taria Lewis for their service on the Landlord Tenant Mediation Board; and Kevin Lachoff for his service on the Planning Commission.

Mayor Eriksson invited public input.

The following members of the public addressed the City Council:

Dr. Ira Diamond discussed his service on the Committee on Homelessness and expressed appreciation to the City for their dedication to addressing issues.

Mayor Eriksson thanked Dr. Diamond for his service.

Dr. Michelle Christie expressed appreciation to Committee on Homelessness Members for their dedication, and was pleased that the City proclaimed October as Disability Awareness month.

Mayor Eriksson thanked Dr. Christie for her service and expressed hope that she would remain involved in the disabled community.

Ko Ko Naing thanked the City for the commendation and for the honor of being able to serve; expressed appreciation for the inclusiveness of Culver City; thanked the City for designating October 2020 as Disability Awareness month; and he noted that October is also National Disability Employment Awareness month.

Mayor Eriksson thanked Mr. Naing for his service to the City.

Alejandro Lara expressed appreciation for the commendation and indicated it was a pleasure to serve on the Finance Advisory Committee.

Mayor Eriksson discussed his service alongside Mr. Lara on the Finance Advisory Committee and expressed appreciation for Mr. Lara's service.

Jane Leonard thanked the City for the acknowledgement of her service and staff for their work; noted the high bar set for work done; discussed the importance of the Finance Advisory Committee; and she encouraged additional participation by residents and businesses to represent the broader diversity in the community.

Mayor Eriksson thanked Ms. Leonard for her quality work on the Finance Advisory Committee.

Crystal Alexander discussed the formation of the Finance Advisory Committee; important financial issues facing the City; the bylaws; expansion of duties; she expressed gratitude for being able to serve; and she encouraged members of the community to get involved.

Mayor Eriksson thanked Ms. Alexander for her work in development

of the Finance Advisory Committee.

Taria Lewis thanked the City for the joy and privilege of serving on the Landlord Tenant Mediation Board and for the chance to bring people together to resolve conflict within the community; she thanked the City for having such a Board; and she acknowledged the work of Tevis Barnes and Mona Kennedy.

Mayor Eriksson thanked Ms. Lewis for her dedication and efforts to resolve conflict.

Kevin Lachoff acknowledged and thanked the Council Members who appointed and reappointed him; thanked staff for their work and Commissioners he served alongside; and he expressed appreciation for the honor of being able to serve.

Mayor Eriksson thanked Mr. Lachoff for his accomplishments and all that he has done for the City, noting that he continues to serve in a new capacity.

o0o

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 7:31 p.m. with all Members present.

o0o

Pledge of Allegiance

Mayor Eriksson led the Pledge of Allegiance.

o0o

Closed Session Report

Mayor Eriksson indicated nothing to report out of Closed Session.

o0o

Community Announcements by City Council Members/Information Items from Staff

Vice Mayor Fisch announced an author event with Brian Sonia-Wallace, Janet Hoult and Alexey Steele at Village Well Books and Coffee on October 17 noting that additional information was available at villagewell.com and he encouraged everyone to vote.

Daniel Lee apologized for being unable to attend the meeting with video; thanked those who serve on Commissions, Boards and Committees; acknowledged Arts and Humanities month; discussed Disability Awareness month; invisible disabilities; restrictions experienced; the desire to lead a normal life; and he felt that the City should do as much as possible to facilitate extending City services to everyone regardless of their level of ability.

Council Member Sahli-Wells discussed the life and passage of her grandmother; racial justice; the passage of her great uncle on October 5 from COVID-19; and she wished everyone hope and strength in working together toward common goals.

Council Member Small discussed Arts and Humanities month; recent virtual life painting sessions held with the current Artist Laureate, Alexey Steele painting the former Artist Laureate, Dr. Janet Hoult, and he indicated that the Sister City Committee would be celebrating Culver City's Sister City relationship with Capo d'Orlando, Italy on October 25 at 10:30 a.m.

Mayor Eriksson discussed changes during the pandemic; encouraged everyone to smile behind their mask and remember to keep up social contact with others, including neighbors; noted that everyone is struggling with these difficult times; and he suggested that getting outside while keeping social distance was a positive thing.

Jeremy Green, City Clerk, reported that all ballots had been sent out; encouraged anyone with questions or concerns to contact city.clerk@culvercity.org or (310) 253-5851; discussed official mailboxes for depositing ballots; indicated that information was available at culvercity.org/vote; noted that drop boxes in Culver City were located at Culver West Alexander Park and the Fox Hills Parkette at ; stated that in-person voting would be available at Vote Centers starting October 24 or 30 depending on the location, with ballots accepted there as well; and she added that more information was available at lavote.net.

Heba El-Guindy, Mobility and Transportation Engineering Manager, reported that the National Highway Traffic Safety

Administration identified October as National Pedestrian Safety month; discussed pedestrian fatalities in the United States; ongoing work on local road safety plans to improve pedestrian safety; review of all school areas; safety and accessibility improvements around El Merino School; the Walk and Rollers program; and various challenges and safety education efforts.

o0o

Information Items

Item I-1

CC - COVID-19 Update

John Nachbar, City Manager, reported that no significant update was available.

o0o

Item P-1

CC - Presentation of the Culver City Sustainable Business Certification Program and Announcement of the Program's Third Year Certification Recipients

Joe Susca, Senior Management Analyst, introduced the team hired by the City to oversee the Sustainable Business program.

Susy Borlido, Sustainable Works, provided a presentation on 2019/2020 End of Year Sustainable Program Highlights and background on the program; discussed the program launch in 2017; membership; current areas; target areas; certified businesses; program partnerships; standards for the tiered program; deliverables and programs; the program response to COVID-19; Business Recovery and Resilience webinars; and achievements for 2019-2020.

Shea Cunningham, Balanced Approach, discussed certified businesses and schools for 2019-2020; the amount of money, water and energy saved annually; waste reduction; landfill diversion; reduced greenhouse gases; significant impacts; businesses who did not make it through to certification, but did participate in improvements and retrofits; the Third Annual Culver City Sustainable Business Program Awards to be held on October 15; City Council commendations; the California Green Business

Network grant; and she thanked the City for their support, expressing hope that they would be able to continue to serve.

oOo

Joint Public Comment - Items Not on the Agenda

Mayor Eriksson invited public comment.

The following members of the public addressed the City Council:

Kelli Estes questioned whether the City was truly experiencing a fiscal emergency; discussed the amount of money being spent on the designs for Media Park; the hiring freeze; concern regarding fiscal responsibility; and lack of outreach.

Ron Bassilian, Protect Culver City, discussed lack of response to complaints regarding theft of signage; false ads against Measure B; additional information available at protectculvercity.org; complaints about a member of the School Board using a school mailing list to advertise their political causes; attempts to silence the Culver City Police Officers' Association (CCPOA) by classifying their statements as hate speech; and election tactics.

Roberta Sergant discussed the COVID update; infection rates in Culver City; compliance with healthcare directives; the CCPOA newsletter; and she expressed concern with targeting candidates in a negative way.

Robert Zirgulis quoted Martin Luther King Jr., encouraging judging a person by their character, not by the color of the skin; discussed lawn signs; theft of signage; vandalism; hate directed to CCPD; intimidation; the Police Union; the position of specific candidates running for City Council; hate speech; race baiting; and he offered a \$500 reward for the arrest and conviction of anyone vandalizing or stealing signs.

Mark Lipman acknowledged that unions have the right to negotiate and organize for their members' salaries and benefits and engage in political campaigning; discussed members of the community targeted by the CCPOA; public employees who represent the City; intimidation; the implicit threat of violence by CCPOA to members of the public that CCPD is sworn to protect; breach of public trust and clear violation of ethics laws which specifically prohibit retaliatory acts by public officials and employees; evidence of a systemic problem within CCPD; issuing

statements while hiding behind CCPOA; and he emphasized the importance of identifying those who approve the messaging and holding them accountable.

Jim Shanman, Culver City Safe Routes to School Coordinator, thanked the City for their ongoing support; discussed Walktober and National Safety Awareness month; www.ccwalkandroll.com; the Walk Across America challenge; school participation; Free Little Libraries; the scavenger hunt; and the Great Pumpkin Hunt.

Colin Diaz thanked Commission, Board and Committee Members for their service to the City; congratulated Women in Business honorees; indicated that additional information was available at www.culvercitychamber.com; and he thanked the Mayor and City Council for working to establish Women In Business Week in Culver City.

o0o

Receipt and Filing of Correspondence

Mayor Eriksson reported that 18 pages of correspondence had been received.

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

o0o

Order of the Agenda

Items C-4 and C-8 were considered at the end of the Consent Calendar.

o0o

Consent Calendar

Mayor Eriksson noted that Item C-4 required decisions on options and should be pulled for separate consideration.

Council Member Sahli-Wells asked that Item C-8 be pulled for separate consideration due to email received.

MOVED BY COUNCIL MEMBER SMALL, SECONDED BY COUNCIL MEMBER SAHLI-WELLS AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL APPROVE CONSENT CALENDAR ITEMS C-1, C-2, C-3, C-5, C-6, C-7, C-9 AND C-

10.

Item C-1

CC:HA:SA - (1) Approval of Cash Disbursements for September 19, 2020 to October 2, 2020

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE CASH DISBURSEMENTS FOR SEPTEMBER 19, 2020 TO OCTOBER 2, 2020.

o0o

Item C-2

CC:HA:SA - Approval of Minutes for the Special City Council Meeting on September 21, 2020 and the Regular Consolidated City Council Meeting on September 29, 2020

THAT THE CITY COUNCIL, HOUSING AUTHORITY BOARD, AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY BOARD: APPROVE MINUTES FOR THE SPECIAL CITY COUNCIL MEETING ON SEPTEMBER 21, 2020 AND THE REGULAR CONSOLIDATED CITY COUNCIL MEETING ON SEPTEMBER 29, 2020.

o0o

Item C-3

CC - (1) Award of Construction Contract in the Amount of \$422,657.50 to CEM Construction Corporation, as the Lowest Responsive and Responsible Bidder, for the Construction of Community Development Block Grant (CDBG) Sidewalk Barrier Removal & Repair Project (CDBG Project No. 602150-19 & 602154-19) and Concrete Curb and Gutter, Sidewalk, and Curb Ramps Project (Project No. PZ-428); and (2) Authorization to the Public Works Director/City Engineer to Approve Change Orders in an Amount Not-to-Exceed \$63,398 (15%); and (3) FOUR-FIFTHS VOTE REQUIREMENT: Approval of a Related Budget Amendment in the Amount of \$91,595

THAT THE CITY COUNCIL:

1. AWARD A CONTRACT TO CEM CONSTRUCTION CORPORATION AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, FOR THE CDBG SIDEWALK BARRIER REMOVAL & REPAIR PROJECT (CDBG PROJECT NO. 602150-19 & 602154-19) AND CONCRETE CURB AND GUTTER, SIDEWALK AND CURB RAMPS, PZ-428 IN THE AMOUNT OF \$422,657.50; AND,

2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT-TO-EXCEED \$63,398 (15%); 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. AUTHORIZE THE APPROPRIATION OF \$91,595 FROM PLAYA VISTA/SUNKIST PARK/NTMP UNAPPROPRIATED RESERVE ACCOUNT 420.212260 INTO ACCOUNT 420080000.730100.PZ428 (REQUIRES FOUR-FIFTHS VOTE).

o0o

Item C-5
(Out of Sequence)

CC - (1) Award of a Construction Contract to Elecnor Belco Electrical, Inc., in the Amount of \$1,610,080, as the Lowest Responsive and Responsible Bidder, for the Construction of the Traffic Signal Left Turn Phasing and Upgrade Project, PL-007 Federal Aid Project No. HSIPL 5240(035); and (2) Authorize the Public Works Director/City Engineer to Approve Change Orders in an Amount Not-to-Exceed \$241,500 (15%)

THAT THE CITY COUNCIL:

1. AWARD A CONSTRUCTION CONTRACT TO ELECNOR BELCO ELECTRICAL, INC., AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT NOT-TO-EXCEED \$1,610,080 FOR THE TRAFFIC SIGNAL LEFT TURN PHASING AND UPGRADE PROJECT, PL-007 FEDERAL AID PROJECT NO. HSIPL 5240(035); AND,

2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT-TO-EXCEED \$241,500; 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.

o0o

Item C-6

CC - (1) Award of a Construction Contract to Crosstown Electrical & Data, Inc., as the Lowest Responsive and Responsible Bidder, in the Amount of \$507,670, for the Construction of Network-Wide Traffic Signal Systems Performance Measures Project, PL-008; and (2) Authorize the Public Works Director/City Engineer to Approve Change Orders in an Amount Not-to-Exceed \$178,000 (35%)

THAT THE CITY COUNCIL:

1. AWARD A CONSTRUCTION CONTRACT TO CROSSTOWN ELECTRICAL & DATA, INC., AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT NOT-TO-EXCEED \$507,670, FOR THE CONSTRUCTION OF NETWORK-WIDE TRAFFIC SIGNAL SYSTEMS PERFORMANCE MEASURES PROJECT, PL-008; AND,
2. AUTHORIZE THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT TO-EXCEED \$178,000 (35%); 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.

o0o

Item C-7

CC - (1) Approval of a Purchase Order with Curbtender Sourcewell for the Purchase of a Curbtender Pup Model Collection Vehicle in the Amount of \$119,391.02; and (2) Authorize the Public Works Director/City Engineer to Approve Change Orders in an Amount Not-to-Exceed \$5,000

THAT THE CITY COUNCIL:

1. APPROVE A PURCHASE ORDER WITH CURBTENDER SOURCEWELL FOR PURCHASE OF CURBTENDER PUP COLLECTION VEHICLE IN THE AMOUNT OF 119,391.02; AND
2. AUTHORIZE THE DIRECTOR OF PUBLIC WORKS TO APPROVE CHANGE ORDERS IN AN AMOUNT NOT-TO-EXCEED \$5,000; AND
3. AUTHORIZE THE PURCHASING OFFICER TO EXECUTE SUCH PURCHASE ORDER ON BEHALF OF THE CITY.

o0o

Item C-9
(Out of Sequence)

CC - Approval of an Agreement with American Restore in the Amount of \$304,044.00 to Install Concrete Overlay on the Existing Transfer Station Tipping Floor

THAT THE CITY COUNCIL:

1. APPROVE AN AGREEMENT WITH AMERICAN RESTORE IN THE AMOUNT OF \$304,044.00 TO INSTALL A CONCRETE OVERLAY ON THE EXISTING TRANSFER STATION TIPPING FLOOR; 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.

o0o

Item C-10

CC - (1) Award of Construction Contract in the Amount of \$149,724.00 to Pacific Tennis Courts, Inc., as the Lowest Responsive and Responsible Bidder, for the Veterans Memorial Park Basketball Court Replacement Project, PZ-640; and, (2) Authorize the Public Works Director/City Engineer to Approve Change Orders in an Amount Not-to-Exceed \$30,000.00 (20%)

THAT THE CITY COUNCIL:

1. AWARD A CONTRACT TO PACIFIC TENNIS COURTS INC. AS THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, FOR THE VETERANS MEMORIAL PARK BASKETBALL COURT REPLACEMENT PROJECT, PZ640 IN THE AMOUNT OF \$149,724; AND,
2. AUTHORIZE THE PUBLIC WORKS DIRECTORY/CITY ENGINEER TO APPROVE CHANGE ORDERS IN THE AMOUNT NOT-TO-EXCEED \$30,000 (20%); 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.

o0o

Item C-4
(Out of Sequence)

CC - (1) Review and Approval of the Downtown Culver City Business Improvement District Advisory Board's Annual Work Program and Budget; and (2) Adoption of a Resolution Setting a Public Hearing on November 9, 2020 to Consider Levy of the Downtown Culver City Business Improvement District Assessment for 2021

Todd Tipton, Economic Development Manager, provided a summary of the material of record.

MOVED BY VICE MAYOR FISCH, SECONDED BY COUNCIL MEMBER SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: APPROVE THE DCCBID ADVISORY BOARD'S 2021 ANNUAL REPORT AS FILED WITH THE CITY CLERK AND ADOPT A RESOLUTION OF INTENT TO LEVY THE DOWNTOWN CULVER CITY BUSINESS IMPROVEMENT DISTRICT FOR 2021 AND SETTING NOVEMBER 9, 2020 AS THE DATE FOR THE REQUIRED PUBLIC HEARING.

o0o

Item C-8
(Out of Sequence)

CC - Approval of a Professional Services Agreement with SWA to Provide Design Services for the Development of a Media Park Conceptual Plan in an Amount Not-to-Exceed \$27,000

Council Member Sahli-Wells acknowledged email and public comment received about the item that expressed concern with budgeting, and she questioned the length of time that the City would control the property.

Elaine Gerety Warner, Economic Development Project Manager, discussed funding with Quimby Fees; the long-term lease for the use of Media Park; and complementing the investment made in downtown Culver City.

Discussion ensued between staff and Council Members regarding concerns expressed by the Farmers Market Manager about moving the market; the need to analyze the pros and cons of moving; ensuring stakeholder involvement; and consideration of having the land become Culver City land.

MOVED BY COUNCIL MEMBER SAHLI-WELLS, SECONDED BY COUNCIL MEMBER

SMALL AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL:

1. APPROVE A PROFESSIONAL SERVICES AGREEMENT WITH SWA TO PROVIDE DESIGN SERVICES FOR THE DEVELOPMENT OF A MEDIA PARK CONCEPTUAL PLAN IN AN AMOUNT NOT-TO-EXCEED \$27,000; 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.

o0o

Public Hearings Items

Item PH-1

CC - PUBLIC HEARING: Adoption of a Resolution Approving Tentative Tract Map No. 83049 (P2020-0056-TTM), for the Development of a Five-Unit Residential Condominium Subdivision at 4080 Lafayette Place in the Residential Medium Density Multiple Family Zone

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

Michael Allen, Current Planning Manager, introduced the item; clarified that the action was specifically on the Tentative Tract Map; he addressed public comment received regarding the impact of the project on nearby historic resources; discussed Planning Commission review of the item; and consistency with the neighborhood.

Council Member Sahli-Wells indicated that she had consulted with the City Attorney's Office and with Mr. Allen and determined that her home is far enough away from the development and no conflict of interest existed for her.

Carol Schwab, City Attorney, agreed that there was not a reasonably foreseeable financial effect on the property of Council Member Sahli-Wells as the property being considered is located approximately 1,000 feet from her home.

Council Member Small noted the narrow decision being made.

Deborah Hong, Planning Technician, discussed the site location and existing conditions; the site plan; Planning Commission review; the tentative tract map; and the staff recommendation.

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

Mayor Eriksson invited public comment.

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

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

Discussion ensued between staff and Council Members regarding constraints of state law.

MOVED BY VICE MAYOR FISCH, SECONDED BY COUNCIL MEMBER LEE AND UNANIMOUSLY CARRIED, THAT THE CITY COUNCIL: ADOPT A RESOLUTION APPROVING TENTATIVE TRACT MAP NO. 83049, SUBJECT TO CONDITIONS OF APPROVAL SET FORTH IN PLANNING COMMISSION RESOLUTION NO. 2020-P013, FOR THE CONSTRUCTION OF A FIVE-UNIT RESIDENTIAL CONDOMINIUM SUBDIVISION.

o0o

Action Items

Item A-1

CC - (1) Discussion of Findings and Recommendations from the City Manager's Office Related to the Public Safety Review; and (2) Provide Direction to the City Manager as Deemed Appropriate

John Nachbar, City Manager, expressed gratitude to everyone who participated in the process, and in particular, to Assistant City Manager Serena Wright-Black.

Serena Wright-Black, Assistant City Manager, introduced the item and provided background on Jackie Gomez-Whiteley.

Jackie Gomez-Whiteley, Center for Public Safety Management (CPSM), discussed the role of CPSM; team members involved in the process; racial equity; reimaging policing services; input from community groups; redesigning the CCPD policing model;

legal, operations, financial and social impacts; the ambitious schedule; the exhaustive analysis; methodology; data analysis; document review; interviews; focus groups; community input; community and CCPD demographics; fluctuations in crime rates; types of crimes; staffing; the current leadership transition; morale; workload; community initiated work vs. police-initiated work; response time; dispatch; the Operations Bureau; recommendations; the training program; use of non-sworn officers for automated traffic enforcement and traffic accident investigations; transferring parking meters to the Finance Department; use of phone apps for parking meters; moving Animal Services to Code Enforcement; increased coverage at the Jail; the Investigations Bureau; expanding the role of volunteers; School Resource Officers; the Forensics Lab; the Administration Bureau; civilianizing sworn positions; personnel; network security; Payroll; Community Relations; Community Service Officer (CSO) positions; growing the Explorer Program; Property and Evidence; Records; Racial and Information Profiling Act (RIPA) forms; technological solutions; establishing a Use of Force Committee; and sustained rates for citizen complaints vs. Internal Affairs complaints.

Discussion ensued between Ms. Gomez-Whiteley, staff and Council Members regarding data points; report availability; providing context to the data; the racial justice component to the work; best practices; meshing data with desired outcomes; quantitative data to provide understanding of what CCPD does and does not do; the breadth of information; time allotted to do the study; frequency of examination; the accreditation process; the charge when undergoing the process; conflicts between what the City Council agreed to hire consultants for, and what was presented; the charge to conduct an analysis of CCPD, identify staffing, workload, demographics, and organizational structure to evaluate effectiveness of the Bureau; concern that focusing on what CCPD does well was not necessary; clarification that the report was not complete, but rather an overview was presented; types of calls; priority; detail included in the report; initial impressions; calls for service; outcome data; traffic citation data; a previous internal study on race, traffic stops and field interviews; whether response times could be decreased if traffic stops were reduced; number of available officers; proper staffing; tracking of high liability incidents; hybrid scheduling; time to allow perspective on significant changes being made; analyzing overtime; availability of the raw data; the intent to provide information on baseline data regarding CCPD to contemplate a reduction; understanding the existing situation; pursuit of a data-driven approach; concern that the

data was heavily weighted toward the status quo; the timeline for availability of the draft report; and review by the City Manager and Police Chief.

Serena Wright-Black, Assistant City Manager, introduced and provided background on Saul Sarabia, and indicated that his report was available at www.culvercity.org/publicsafetyreview.

Discussion ensued between staff and Council Members regarding City Council instruction to staff; ensuring that the review was grounded in data; whether there had been specific direction to return with a goal of a 50% reduction; instruction and direction given at different meetings; the increase to the SSG budget for the coming year; and agreement at the budget meeting for a public safety review with a 90-day timeline with policy options, including a 50% reduction and creation of a mechanism for community oversight.

Saul Sarabia, Solidarity Consulting, thanked staff for their collaboration; discussed his role in the review; recommendations regarding potential alternatives to police in emergencies in specific areas of police/community contact such as mental health, substance use, and incidents related to unhoused populations; research on actions of other jurisdictions; community input regarding other areas where the police could be reallocated; structural racism; scope of work; responding to the community appetite to examine public safety infrastructure and address concerns of racial injustice; the timeline; the inability to integrate the data from CPSM; concerns raised by public speakers at City Council meetings; acknowledgement of systemic racism; taking concrete action to end racial injustice associated with CCPD and BIPOC (Black, Indigenous, People of Color) communities; calls to assess alternatives to police response in certain situations; defining community safety; reducing racial harm and violence to communities of color from members of CCPD; analysis that could lead to a shift in taxpayer money away from the police budget; the aspirational goal of reallocating up to 50% of the budget into prevention and a social safety net that could reduce crime by creating conditions so people would not commit certain infractions; quality of life; poverty; alternative responses to certain emergencies; perception of the review by the focus groups; anxieties and highest hopes for the review; defining what constitutes racial injustice and racism; strategies; potential solutions; removal of police from traffic enforcement; centering racial equity in alternative approaches to homelessness and mental health issues; diversion and community-based care; jail time imposed upon the

Black population for low-level charges; the Freedom House Model; partnering with medical staff and community residents to meet human needs; survey responses; reallocation of funding to mental health services; the feeling that sworn officers should not be the first response to homeless and mental health calls; partnerships to meet human needs; creation of the modern Emergency Medical Services (EMS) system; using the social justice framework to solve issues; actions of the City of Santa Monica; limitations of the co-response model; reducing use of force incidents; involuntary detainment; the percentage of interactions that result in arrest; economic indicators; social service delivery mechanisms vs. law enforcement mechanisms; the CAHOOTS (Crisis Assistance Helping Out On The Streets) model used in Oregon; cost effectiveness; removing guns from the situation; GARE (the Government Alliance on Race and Equity); the General Plan Advisory Committee (GPAC); county-wide trends; the LA County Alternatives to Incarceration initiative; recommendations to stop arresting people for the two most common infractions; addressing racial disparity; time and resources spent arresting 18-25 year-olds; collateral consequences; the fact that the majority of the arrests are for misdemeanors; drug possession; putting procedures in place that involve not calling the police in the first place; diversion programs; Transition Age Youth; issues with referrals to the police department; producing public safety for everyone; petty theft; having people trained in youth development respond rather than the police; developing metrics for success; referrals; innovations; actions of other jurisdictions; action items; legal framework; proactive policing; over-policing; perceptions vs. experience; structural changes; the importance of demonstrating that there is interest in having a real conversation around re-imagination of the current system; establishing a process to examine labor costs; de-mystifying the state of municipal law; liability; and things to take into consideration moving forward.

Discussion ensued between Mr. Sarabia, staff and Council Members regarding exploring more effective tactics to address petty crime; civil liberty decisions; economic decisions; bringing the parallel processes together; using data to examine liability; traffic interactions that may or may not lead to arrest; merging community wisdom with data; consideration by the GPAC and the Chief's Advisory Panel (CAP); dispatch data analysis; national data; adding precision with data specific to Culver City; the historic context; ensuring that valuable information is actualized into policy; the ambitious goals and timeline to act upon the urgency of the moment; the long process to dismantle systemic racism; repairing immediate harms that

are happening; responsibly running a City while ensuring equity and without compromising on safety; the status quo; establishing a realistic timeline for actionable change; identifying achievable change, key questions, and what can be acted upon immediately; determining metrics; response times; the example of the CAHOOTS model; executive governance; ensuring substantive effort to identify short term, midterm and long term achievements; length of time necessary to create a road map; studying startup costs; identifying needs through data; identifiable racial equity gaps; culture shift; traumatic engagements; the current police culture; removing police involvement in appropriate areas; addressing areas where police involvement persists; messaging; the inability to force alignment from the outside; community partnerships; accounting for legacies of overt discrimination in the City; aligning conditions for cultural change to happen; setting into motion processes to help people account for differing experiences; producing race equity outcomes; addressing qualitative change; maintaining civility; staying within a productive discussion; fears on both sides; practical next steps; the General Plan process; identifying enduring actions that are not affected by the election; legal questions; identifying relevant items to be researched and brought back to the new City Council; the basis for policy recommendations; liability insurance; research on changes in other jurisdictions; confronting questions from a status quo perspective or from a change-making perspective; what would be required of those with decision-making authority and resources to achieve change; the configuration of liability and responsibility; civil conversation; identification of what monopolizes police time; and the way the lack of a gun re-shapes the outcome of a potential 5150.

William Deeb, Insurance Consultant, discussed concern with defunding the police; concerns with changes to responsiveness; staffing levels and additional overtime; potential impacts on crime; sending out officers with appropriate backup; fatigue; protections afforded to municipalities; historic rulings for the plaintiffs rather than for municipalities; the need for detailed analysis and evidence of effectiveness of proposed changes; the potential for the inability to obtain insurance coverage and to have to self-insure; insurance company rankings for cities and impacts to home and auto policies in the City; and potential deterioration in crime statistics tied to changes made.

Discussion ensued between Mr. Deeb, staff and Council Members regarding the insurance industry perceptions; sending out non-

sworn personnel to respond to 911 calls; incidents that could evolve into threatening situations; individuals injured in what was deemed a non-threatening situation; insurance for the CAHOOTS program; misinterpretation of the process; fear that the City would be cutting services without replacing them; the intent to improve services; the outcome of less liability rather than more; reduced instances of extreme use of force cases; concern that the insurance industry is trying to influence policy without seeing any real outcomes; continuing on a path of well-considered and thought-out solutions to make the entire community safe rather than putting the City at any undue risk; direction to the City Attorney's office to do supplemental research; due diligence; examining the situations in other cities; whether Culver City would incur more liability for making the proposed policy choices; the importance of keeping the entire community safe; insurer concerns; areas with historically large payouts in municipalities; steps being taken by the City to decrease police-involved altercations; decreased premiums; providing evidence that changes are part of a measured process and not being made in response to political pressure; demonstrating improvement; the attitude of insurance carriers that things will get worse before they get better nationwide; changes to be made under the next City Council; hope that there would be no major changes to policies that are not borne out by data provided to the City Council; instances that support increased fees; and the ability of the City to investigate other insurers.

Serena Wright-Black, Assistant City Manager, highlighted pertinent information from the City Manager's recommendations; discussed options to reallocate responsibilities and develop new approaches to public safety; decreasing reliance on sworn officers for non-criminal activities; addressing concerns of disparate treatment; recognizing potential legal limitations; the lack of public trust; comments from community members; internal discussions on ways to gain trust; reenforcing the need to treat all citizens with fairness and respect; RIPA; compliance; the annual RIPA report; review of policies, practices and training with recommendations to eliminate profiling; review of information and reports with the CAP; required data collection and reporting; holding the management and officers accountable for shifting the culture of CCPD; updating the mission and vision statement to be more service oriented; updating the Bias-Free Policing Policy; incorporating best practices; training; working to re-build confidence; proposed enhancements to the CCPD budget; reassignment of Parking Enforcement, Animal Services and School Crossing Guards

to other departments; proposed pilot programs; Pre-Booking Diversion; Restorative Practices; non-police Mental Health Outreach Teams; potential grant funding; the experience of the City of Pasadena; reduced traffic citations; recommendations for the Use of Force policy; AB 1196 and 1506; reasonable use of force; public review procedures in the death of an unarmed civilian; and she acknowledged everyone who participated in the process.

Manny Cid, Acting Police Chief, provided an update on work done by CCPD in conjunction with the Task Force; discussed initiatives already put in place; appreciation to everyone participating in the process; the self-assessment by CCPD; re-thinking policing policy; identified areas of focus: patrol deployment, expansion of mental health services and resources, improved data collection and transparency, and enhancements to youth partnerships; the Park, Bike, Walk, and Talk Initiative; volatility and uncertainty with mental health calls; support for the co-responder model; mental health training for all officers; standardized data added to the monthly reports; RIPA; enhancing the diversion program; Partnerships to Advance Youth; the School Resource Officer Program; Youth Outreach Coordinators; and appreciation to staff who have already been working to implement changes.

Discussion ensued between staff and Council Members regarding the lateness of the hour; continuing the meeting; the need to hear public comment; those who have waited the whole time to speak; Brown Act considerations; and City Council and staff agreement to continue the meeting to tomorrow after the public speakers have been heard.

Mayor Eriksson invited public comment.

The following members of the public addressed the City Council:

Christie Gaynor acknowledged the need to examine systemic racism; discussed current CCPD engagement in Eight Can't Wait protocol; taking enough time to make an effective decision; felt that the 90-day time period provided insufficient time to complete a comprehensive examination; and she stated that the majority of people think that everything is ok in Culver City.

Daisy Vega made statements that were translated from Spanish regarding her experience reporting a sexual assault to CCPD two years ago and a lack of response; she indicated being humiliated by the experience; discussed continued victimization by the

person she accused; the young and inexperienced person who took the report; she agreed with recommendations in the race equity report; she wanted to be heard and provided background on herself; noted the need for professional policing; discussed discrimination and harassment of poor and Black people; harassment of her family members; and felt that the amount of money spent on policing should result in better programming.

Jaime Zeledon made statements that were translated from Spanish; indicated that he was speaking on behalf of Mar Vista Garden residents of color; he provided background on himself; discussed residents with mental health issues; aggressive response by CCPD to mental health calls; concern with the capacity of CCPD to deal with afflictions of the poor and communities of color; and he reported that when he called CCPD for assistance with his college student son who was experiencing anxiety and mental health issues, they took his son to jail.

The following individuals were called to speak but did not respond.

Thanassis Tetradis
Laura Stuart
Kiana Roman
Jeff Schwartz
Alejandro Arroyo
Richard Glaser
Juliana McCullen
David Ziskin
Eddie Basso
Heather Wollin
David Kim
Ron Bassilian
David Hoyt
Gayle Haberman
Annabella Hall
Emily Dibiny
Richard Schoenbaum
Kelli Estes
Jose Estrada
Ana Gonzalez
Bitania Beniam
Paula Amezola
Mariena Quintanilla
Garry Schyman
Frances Rosenau
Giavanni Washington

Pat Guerrero

Sebastian Hernandez read a statement on behalf of Culver City Action Network (CCAN) acknowledging the huge task; expressing disappointment with the City Manager's report; concern that the spirit of what was charged was not honored; dismay at the 1.6% proposed reduction to the CCPD budget; demonstrated over-policing; the intent to decrease contact between police and vulnerable members of the community; nominal recommendations; the request to see what a 50% reduction would look like; reallocation of funding toward diversion; the need for serious exploration to determine what is truly safer for everyone; providing safety from crime and from harassment by the government; offering a model for what restructuring would look like; challenging concerns from the insurance industry; liability from over-policing; discussion of a Civilian Oversight Committee; examination of the raw dispatch data; concern that an effort is being made to delay until a new City Council is in office; the interest of CCPOA in self-preservation rather than in public safety and racial justice; concern with a repudiation of community calls for justice; he asked that the City Council not act on the report, but instead direct staff to return with budget scenarios for future discussion; and he noted that over-policing continued endanger BIPOC every day.

Kira Grimes indicated that she would speak tomorrow.

Kevin Lachoff expressed opposition to the demand that the CCPD budget be cut by 50%; discussed the ambitious timeline to complete the study; thoughtful consideration of the item by the City Council; the joint meeting between the Finance Advisory Committee (FAC) and the CAP; he suggested working with the county to provide regional solutions similar to the CAHOOTS model to address mental health issues; felt that CAHOOTS would be more expensive than the current situation; discussed concern with approval of a measure that threatens the insurability of the City and increases costs for residents; and he noted frequent appreciation expressed for above standard City services.

Shelly Rosekelly asserted that the City Manager's report was an attempt to gaslight residents with tiny band-aids when surgery is required; discussed the request for data and options vs. the generalizations and assumptions provided; the lack of equity considerations included in the CPSM and staff presentations; misrepresentation of instructions; feigned interest in equity and justice in the City; the vote on June 22, 2020 by four

Council Members to support a 50% reduction to the CCPD budget; concern with the repeated omission of a 50% reduction by City staff; holding the City Manager accountable for failing to follow instructions and the City Council accountable for allowing him to do so; concern with the use of the word "aspirational" or "impossible"; concern that the City Manager and CCPD run the government; creation of a process with equity in mind; and the upcoming election.

Mayor Eriksson stated that the motion made by Council Member Lee for a 50% reduction failed due to the lack of a second, and that Council Member Lee had voted against the motion to pass the budget as presented.

Council Member Lee suggested checking the tape noting that he had voted against the budget, but the 50% reduction came up in the discussion regarding reimagining policing, with instruction that a 50% reduction should be included in options brought back.

Robert Zirgulis asserted that Saul Sarabia was an editor at La Gente which made him a racist; questioned whether Mr. Sarabia had referred to white people in a derogatory manner; he felt the process was a sham; indicated that if elected to the City Council, he would not allow racism to be promoted and CCPD to be demonized; and he stated that proposed changes were a license to steal.

Saul Sarabia confirmed that he had served as editor of La Gente at UCLA from 1992-1993 and as a writer in 1989, and he indicated that he had not, nor had known anyone who had referred to white people in the derogatory manner described by Mr. Zirgulis.

Andrew Lachman discussed the FAC meeting to explore issues; insufficient time for the FAC to issue a report or discuss anything; he felt that Mr. Sarabia's descriptions were correct; noted the need for future discussion about whether a 50% cut is reasonable to ask for, or what would be; he clarified that CAHOOTS was not yet operating in Los Angeles; discussed startup costs; shared dispatch; things to be considered; involvement of the FAC; appreciation for being part of the process; analyzing the effects of budget cuts to CCPD; expanding programs to effect changes; and he expressed thanks to Chief Cid, Council Member Sahli-Wells and the CAP.

Freddy Puza indicated that he would not be available to attend the meeting scheduled for the next evening; thanked the City Council for hearing speakers; found it unfortunate that the

report did not include the recommendation that the City Council had agreed upon; discussed missing data preventing a genuine conversation from taking place; structural data crucial to looking at alternative responses; appreciation for the preliminary report by Saul Sarabia; the lack of informed recommendations given the limited data; the need to address harm in communities that are over-policed; providing a pathway for alternative solutions; prevention; providing mental health and social services; reducing crime and increasing opportunity for people to thrive; the need for an independent Civilian Oversight Committee to ensure accountability; the origin of the item; the history of the City; connections to policy today; and the need to examine current protocols and have community conversations rooted in data to authentically move forward.

Yasmine Imani-McMorrin thanked the City Council for the conversation around the critical issue and for allowing the public to speak; discussed looking at the bigger picture; examining history; listening to community members; the opportunity to address historical and present harm, and intentionally create a system of safety that is best for the budget and a system that will serve the entire community; her participation through the Community of Color Collective; appreciation to staff for their work and for the report; she stated that the status quo with slight adjustments was not enough; and noted community support for thinking out of the box and taking the time to think about change.

Nancy Barba provided background on herself; found the staff report concerning as it did not align with the intent and direction given by the City Council; felt that the report did little reimagining and only enforced the budget status quo; discussed community input; shared stories of bias and discrimination at the hands of CCPD; the request that the result of the 90-day study be recommendations for shifting public resources and reducing reliance on CCPD to address community needs; omission of dispatch data; lack of data supporting recommendations; she asserted that the report did not imagine equitable public safety; she indicated that she was listening to try to understand staff and Council recommendations for next steps; and she expressed hope that the next City Council would seize the moment.

Noah Zatz asserted that with the exception of Saul Sarabia, the presentation was an example of epic gaslighting which leads to lack of confidence and distrust; he discussed the charge of the Task Force to make progress toward reimagining public safety;

clear instruction from four Council Members to reallocate responsibility away from armed police officers to other kinds of response; failure of the City Manager and CPSM to address the issues or assess opportunities for change; felt the report was a tune up for the status quo; discussed the proposed pilot programs; outside funding to supplement existing policing rather than reallocation; lack of a plan to divert 911 calls; and he felt the process was a disappointment and had set back public confidence.

Keith Jones indicated that he would save his comments for the meeting tomorrow.

Mark Lipman indicated that he was disappointed, but not surprised; discussed compensation for the Chief of Police and for other positions in CCPD; the amount of the CCPD budget spent on Other Pay/Compensation; the CCPD budget vs. the budget of other departments in the City; and the inability of the City Manager to find a way to make cuts.

Mayor Eriksson indicated that the item and meeting would be continued to October 13, 2020.

o0o

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.

o0o

Items from Council Members

Council Member Lee expressed appreciation to staff for their work.

o0o

Council Member Requests to Agendize Future Items

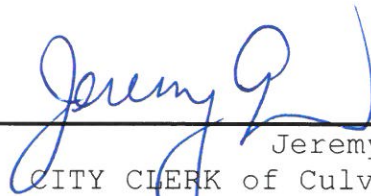
None.

o0o

Adjournment

There being no further business, at 1:43 a.m. October 13, 2020, the City Council continued the meeting to October 13, 2020 at 6:00 p.m.

o0o



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



GÖRAN ERIKSSON
MAYOR of Culver City, California

Date: 26 October 2020