



City of Santa Monica

City Council Meeting

AGENDA

GLEAM DAVIS
MAYOR

KEVIN MCKEOWN
COUNCILMEMBER

TED WINTERER
COUNCILMEMBER

SUE HIMMELRICH
COUNCILMEMBER

ANA MARIA JARA
COUNCILMEMBER

GREG MORENA
COUNCILMEMBER

TERRY O'DAY
MAYOR PRO TEM

RICK COLE
CITY MANAGER

LANE DILG
CITY ATTORNEY

DENISE ANDERSON-WARREN
CITY CLERK

STANDARDS OF BEHAVIOR THAT PROMOTE CIVILITY AT ALL PUBLIC MEETINGS:

- Treat everyone courteously;
- Listen to others respectfully
- Exercise self-control
- Give open-minded consideration to all viewpoints;
- Focus on the issues and avoid personalizing debate;
- Embrace respectful disagreement and dissent as democratic rights, inherent components of an inclusive public process, and tools for forging sound decisions

Meetings are broadcast live on CityTV cable channel 16, Radio Station KCRW FM 89.9 (after 8:00 PM for regular meetings), and on the internet at www.smgov.net and www.kcrw.org. Cable television re-broadcasts air on Thursday and Saturday at 11:30 AM. The agenda will air on CityTV on Saturday and Sunday at 11:00 AM and 6:00 PM, and on Monday and Tuesday at 12:30 PM and 6:00 PM.

RULES OF ORDER FOR THE CONDUCT OF CITY COUNCIL MEETINGS

(Resolution No.11172 (CCS))

Persons wishing to address the City Council regarding items on the agenda must be present and submit their name and address (optional) in writing to the City Clerk **before the public hearing is opened for that item.** Request-to-Speak forms are available prior to the meeting and throughout the meeting. Remarks from the public are limited to a total of 6 minutes per City Council meeting, with a maximum of 2 minutes and a minimum of one minute per item. Except for the author of the request, public comment on 12-items are limited to 1 minute. Except on Public Input, speakers may donate 2 minutes to another person who may speak for a total of 4 minutes on that item. Both the donor of time and the designated speaker must submit their cards in person together.

ORDER OF BUSINESS (may not be changed except by majority vote of the City Council.)

1. Closed Session.
2. Special Agenda Items (City Manager's Report Commendations, Presentations, etc.).
3. Consent Calendar (All items considered in one motion unless removed by a City Councilmember for discussion. Public comment shall be heard prior to City Council discussion).
4. Study Session.
5. Continued Items.
6. Administrative Proceedings.
7. Ordinances:
 - 1st Reading
 - 2nd Reading
8. Staff Administrative Item.
9. Public Hearings.
10. Reports of Boards and Commissions.
11. Resolutions.
12. Written Communications (other than Reports of Commission and Officers).
13. Councilmember Discussion Items.
14. Public Input (members of the public may address the City Council **only** on items not on the agenda, but within the subject matter jurisdiction of the City)

Agendas and reports are accessible on the City's webpage at smgov.net/council/agendas. They are also available at the City Clerk's Office and in alternate formats upon request. For a free email subscription to the City Council Agendas, please contact the City Clerk's Office at (310) 458-8211 or clerk@smgov.net.

Addressing the City Council: State your name, address (optional), and neighborhood for the record; address the City Council as a whole, not as individuals. After the public hearing closes, no member of the public shall address the City Council on the matter under consideration without first securing Council approval. Please be courteous. **Any electronic presentation materials intended to be presented at a City Council meeting must be emailed to the City Clerk at clerk@smgov.net no later than 12 PM on the day of a City Council meeting.**

Members of the audience: Please refrain from clapping, whistling, or acts of disorderly conduct; do not distribute literature without prior authorization of the presiding officer; remain seated unless addressing the City Council; do not stand or sit in aisles or against the wall; do not enter the well area of the dais or go behind rails unless authorized by the presiding officer.

Members of the public unable to attend a meeting but wish to comment on an item(s) listed on the agenda may submit written comments prior to the meeting by mailing them to: City Clerk, 1685 Main Street, Santa Monica, CA 90401 or to councilmtgitems@smgov.net. Written comments received from the public by 12 PM on the day of the City Council meeting will be distributed to the City Council prior to the meeting and **posted online**.

City Hall and the Council Chamber are wheelchair accessible. If you require any special disability related accommodations (i.e. sign language interpreting, access to an amplified sound system, etc.), please contact the City Clerk's Office at (310) 458-8211 or TDD: (310) 917-6626 at least 3 days prior to the scheduled meeting.

Si desea comunicarse con alguien en español, llame a nuestra oficina al (310) 458-8211 y pida hablar con Esterlina Lugo.

Santa Monica Blue Bus Lines #2, #3, #5, #9 and the EXPO Line serve City Hall. Parking is available on Main Street, on Olympic Drive, and in the Civic Center Parking Structure (validation free).



AGENDAS

CITY OF SANTA MONICA

SPECIAL MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY AUGUST 27, 2019

MEETING BEGINS AT 4:30 PM

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

(This is a special City Council meeting. Public comment is restricted to only items listed on the agenda.)

1. CLOSED SESSIONS

**1.A. Public Employee Evaluation:
Title: City Manager**

ADJOURNMENT

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Vernice Hankins

From: Andrew Hoyer <abhoyer@yahoo.com>
Sent: Tuesday, August 27, 2019 10:11 AM
To: councilmtgitems; Council Mailbox; Council Mailbox; Gleam Davis; Terry O'Day; Ana Maria Jara; Councilmember Kevin McKeown; Sue Himmelrich; Greg Morena; Ted Winterer; Rick Cole; Lane Dilg; Clerk Mailbox
Subject: City Council Special Meeting August 27, 2019 4:30 pm Item 1A
Attachments: CC 2019-07-23 6A 4th Street Historic District Andrew Hoyer.mp4; CC 2019-07-23 6A 4th Street Historic District Rick Cole.mp4

City Clerk,

Please include this email and the attached videos as part of the public record.

Good Morning Council Members,

I understand that this afternoon you will be conducting the Public Employee Evaluation for the City Manager, Rick Cole. As most of you are aware, on July 23, 2019 I made accusations of negligence against the Staff Liaison to the Arts Commission. Rick Cole took his comment time to address me specifically in regards to those accusations. This caused some consternation among many members of the public but I assure you it did not bother or offend me. During the break between agenda items we spoke out in the hallway in regards to my comments. Based on that conversation I had intended to make the statement below during the Public Input portion of the August 13, 2019 City Council meeting but I noticed that Rick Cole was not in attendance and decided that I would wait. I hope to be able to stay late enough tonight so that I can get this comment on the record. Members of the Neighborhood Council have asked me to follow that with the submission of these comments to the Santa Monica Daily Press so that the greater general public can be informed of his actions regarding the lost opportunity to purchase the Millard Sheets Home Savings mural at 26th and Wilshire.

I have included video excerpts of both of our statements on July 23, 2019 for your review as part of your Performance Evaluation. I'd like to repeat that I am not concerned with being addressed specifically by Mr. Cole. I am more concerned about the decision not to alert any of our city's commissions about the opportunity to purchase the mural and keep it

Communication: Public Employee Evaluation:

close to home. Many commission members were extremely upset by this news.

My prepared remarks are below.

Thank you,
Andrew Hoyer
SMMCN Board Vice President & Govt Affairs Officer

Good evening, my name is Andrew Hoyer and I am the Government Affairs Officer for Santa Monica Mid City Neighbors. Tonight I am here to extend an apology.

At your last meeting I had accused Shannon Daut of negligence. But I learned later that night that she was not at fault.

Rick Cole and I spoke in the hall after the agenda item. The first thing he mentioned was that the land in Santa Monica was recently assessed at \$49.6 BILLION and he was incredulous that I would believe he or his staff would care about the tax rolls of fourteen small plots.

As the conversation turned to my accusation against Ms. Daut, Mr. Cole acknowledged that he had been made aware of the opportunity for Santa Monica to purchase the famous and formerly landmarked mural at Wilshire and 26th Street instead of letting it get carted away to far-off Orange County. However, Mr. Cole apparently felt that the \$1 million dollar asking price was going to be “too heavy a lift” for the city to undertake. A city that had just been appraised at \$49.6 billion was not going to be able to find \$1 million to keep this iconic mural close to home.

So it was Rick Cole’s decision to not inform the Arts Commission that an opportunity existed to keep the mural here. Rick Cole decided that the public did not need to know about the possibility of purchasing this large piece of public art. Rick Cole felt that a city worth \$49.6 billion would not be able to generate donations equal to the asking price.

So I apologize to Ms. Daut for accusing her of negligence. It was wrong of me to pass judgement on her without knowing all of the facts and I am truly sorry for doing so. Ms. Daut was apparently just following orders from her boss.

Rick Cole is the person who is responsible for the loss of this wonderful piece of public art. And it was not negligence, it was a decision.

There is only one moment in time when it is essential to awaken. That moment is now.
- Buddha