City of Santa Monica

City Council Meeting

AGENDA

TED WINTERER
MAYOR

SUE HIMMELRICH
COUNCILMEMBER

GLEAM DAVIS
MAYOR PRO TEM

TONY VAZQUEZ
COUNCILMEMBER

TERRY O'DAY
COUNCILMEMBER

KEVIN MCKEOWN
COUNCILMEMBER

PAM O'CONNOR
COUNCILMEMBER

RICK COLE
CITY MANAGER

JOSEPH LAWRENCE
INTERIM 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), 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.

STANDING IN AISLES OR AGAINST THE WALL IS NOT PERMITTED

RULES OF ORDER FOR THE CONDUCT OF CITY COUNCIL MEETINGS

(Resolution No.10928 (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 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 Councilmember for discussion. Public comment shall be heard prior to 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 www.smgov.net/council/agendas. They are also available at the City Clerk's Office and in alternate formats upon request. For a free 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.

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; 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 wishing to comment on an item(s) listed on the agenda may submit written comments prior to the meeting by meeting by mailing them to: City Clerk, 1685 Main Street, Santa Monica, CA 90401 or to councilmtgitems@smgov.net.

MATERIALS RECEIVED FROM THE PUBLIC BY 4:30 PM THE EVENING OF THE COUNCIL MEETING WILL BE DISTRIBUTED TO 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, #4, #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).

SMOKING IS PROHIBITED IN CITY HALL (SMMC 4.44.030)

AGENDAS

CITY OF SANTA MONICA

REGULAR AND SPECIAL JOINT MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY FEBRUARY 28, 2017

MEETING BEGINS AT 5:30 PM

CALL TO ORDER
PLEDGE OF ALLEGIANCE
ROLL CALL

(Please note that Agenda Items may be reordered during the Council meeting at the discretion of the City Council.)

1. CLOSED SESSIONS

1.A. Public Employee Evaluation
Title: City Clerk

1.B. Public Employee Recruitment
Title: City Attorney

1.C. Conference with Labor Negotiator - City Negotiator: Donna C. Peter, Director of Human Resources - Bargaining Units: Administrative Team Associates (ATA), California Teamsters Local 911 (Teamsters), Management Team Associates (MTA), Public Attorneys Union (PAU), Supervisory Team Associates (STA), Municipal Employees Association (MEA), Firefighters Local 1109 IAFF (Local 1109), Fire Executive Management Association (FEMA), Police Officer Association (POA), SMART-TD, Coalition of SM City Employees

1.D. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Rogers v. City of Santa Monica, Los Angeles Superior Court Case Number BC 574 897

1.E. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): City of Santa Monica v. Atlantic Aviation, Los Angeles Superior Court Case Number SC 126 653

1.F. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): City of Santa Monica v. American Flyers, Los Angeles Superior Court Case Number 16RO5422

1.G. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): City of Santa Monica v. United States of America, U. S. District Court Case Number CV 13-08046

1.H. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): City of Santa Monica v. Federal Aviation Administration, United States Court of Appeals for Ninth Circuit Case Number 16-72827

1.I. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Pico Neighborhood Association, Maria Loya and Advocates for Malibu Public Schools v. City of Santa Monica, Los Angeles Superior Court Case Number BC 616 804

1.J. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Vettese v. City of Santa Monica, et al., Los Angeles Superior Court Case Number BC 577 856

The following is the order of business for items to be heard no earlier than 6:30 p.m.

2. SPECIAL AGENDA ITEMS

2.A. Proclamation: Women's History Month

3. CONSENT CALENDAR

(All items will be considered and approved in one motion unless removed by a Councilmember for discussion.)

3.A. Property Insurance Brokerage Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP #92 to Alliant Insurance Services, Inc., a California-based company, for property insurance brokerage services; and
2. Authorize the City Manager to negotiate and execute a professional services agreement with Alliant Insurance Services, Inc., in an amount not to exceed $425,000 for a five-year period, with future year funding contingent on Council budget approval.

3.B. Edison Language Academy Safe Routes to School (SRTS) Project

Recommended Action

Staff recommends that the City Council:

1. Review the refined designs for the Edison Language Academy Project consisting of physical changes at Delaware Avenue/22nd Street, Kansas Avenue Mid-block near Edison Language Academy, 27th Street/Kansas

Avenue, and Stewart Street/Kansas Avenue; and
2. Receive and file the designs for the Edison SRTS Project.

3.C. Resolution Approving Final Parcel Map No. 73541 for a 2-Unit Condominium Project at 723 Pier Avenue

Recommended Action
Staff recommends that the City Council adopt the Resolution approving Final Parcel Map No. 73541 for a 2-Unit Condominium Project at 723 Pier Avenue.

3.D. Bid Award for the Purchase of 18 Nissan Leaf Electric Vehicles

Recommended Action
Staff recommends that the City Council:

1. Award Bid #4258 to Nissan of Stockton, a Yokohama, Japan-based company, for the purchase and delivery of 14 Nissan Leaf Electric Vehicles with the option to purchase up to four additional Nissan Leaf Electric Vehicles over a two year period;
2. Authorize the Purchasing Services Manager to issue a purchase order with Nissan of Stockton for the purchase and delivery of 14 Nissan Leaf Electric Vehicles in an amount not to exceed $403,950 for year one, with one additional one-year renewal option in the amount of $115,415, for a total amount not to exceed $519,365.

3.E. Memorandum of Understanding with Main Street Business Improvement Association

Recommended Action
Staff recommends that the City Council authorize the City Manager to negotiate and execute a one-year Memorandum of Understanding with the Main Street Business Improvement Association to co-produce the 2017 Summer SOULstice event.

3.F. Modification to Gafcon Contract for Citywide Prevailing Wage and Labor Compliance

Recommended Action
Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to Agreement #3142 in the amount of $220,000 with Gafcon, Inc., a California-based company, to provide citywide labor compliance and certified payroll monitoring on an as-needed basis. This will result in a three-year amended agreement with a new total amount not to exceed $300,000, with future year funding contingent on Council budget approval.

3.G. Third Modification to Saddle Peak Antenna Site Lease Agreement

Recommended Action
Staff recommends that City Council authorize the City Manager to negotiate and execute a third modification to agreement #8377 in the amount of $300,000 with American Tower Corporation, a Delaware-based company, for antenna site lease. This would result in a five-year amended agreement with a new total contract

amount not to exceed $798,828, with future year funding contingent on Council budget approval.

3.H. Award of Feasibility/Design-Build Contract to shorten the runway at Santa Monica Municipal Airport (SMO) to 3,500 feet per Consent Decree between the City and FAA.

Recommended Action
Staff recommends that the City Council:

1. Award RFP# 2500 to AECOM/Aeroplex, a California-based company, an engineering consultant for reducing Runway 03-21 at Santa Monica Municipal Airport (SMO) to 3,500 feet per consent decree between the Federal Aviation Administration (FAA) and the City of Santa Monica.
2. Authorize the City Manager to negotiate and execute a feasibility/design-build agreement with AECOM/Aeroplex, in an amount not to exceed $879,741 (including a 10% contingency).

4. STUDY SESSION

4.A. Study Session and Quarterly Update Regarding Civic Center Multipurpose Sports Field

Recommended Action
Staff recommends that the City Council conduct a study session to review and provide direction to staff in response to advancing the development of the Civic Center multi-purpose sports field.

5. CONTINUED ITEMS

No items

6. ADMINISTRATIVE PROCEEDINGS

No items

7. ORDINANCES

(Public comment is permitted on ordinances for introduction and first reading. No public discussion is permitted on ordinances for second reading and adoption.)

7.A. Second Reading and Adoption of an Ordinance Adopting Changes, Corrections, and Clarifications to the Zoning Ordinance, Chapters 9.01 Through Chapter 9.52 of Article 9 of the Santa Monica Municipal Code, Including Changes Related to Accessory Dwelling Units To Be Consistent with Recent Changes in State Law

Recommended Action
Staff recommends that City Council adopt the attached Ordinance.

8. STAFF ADMINISTRATIVE ITEMS

. **SPECIAL JOINT MEETING OF THE CITY COUNCIL AND REDEVELOPMENT SUCCESSOR AGENCY**

. **ROLL CALL**

8.A. Annual Update on City Investment Policy and Resolution to Complete the Divestment the City's and Successor Agency's Assets from Wells Fargo Bank

Recommended Action
Staff recommends that the City Council:

1. Review and approve the City's revised Investment Policy;
2. Extend the delegation of investment authority to the Director of Finance, as City Treasurer, from March 1, 2017 through February 28, 2018; and
3. Adopt a resolution setting forth steps to complete the divestment of City assets from Wells Fargo Bank.

Staff also recommends that the Successor Agency Governing Board:

1. Review and approve the revised Investment Policy for Successor Agency Investments; and
2. Extend the delegation of investment authority to the Treasurer of the Successor Agency, from March 1, 2017 through February 28, 2018; and
3. Adopt a resolution setting forth steps to complete the divestment of Successor Agency assets from Wells Fargo Bank.

. **ADJOURNMENT OF SPECIAL JOINT MEETING**

8.B. Presentation of Comprehensive Annual Financial Report (CAFR) to Council

Recommended Action
Staff recommends that the City Council:

1. Receive and file the City's Comprehensive Annual Financial Report (CAFR), the independent auditors' unmodified report for the City's financial statements for the fiscal year ending June 30, 2016, and the Auditor's Letter to Council; and
2. Direct staff on the future presentation of the CAFR to the Audit Subcommittee and the Council.

8.C. Resolution of the City Council of the City of Santa Monica Implementing the Consent Decree and Authorizing All Actions Necessary to Ensure the Closure of Santa Monica Airport Effective as of Midnight on December 31, 2028, and the Shortening of the Santa Monica Airport Runway Pending Closure

Recommended Action
Staff recommends that the Council adopt the attached resolution adopting three measures to implement the February 1 Consent Decree with the Federal Aviation Administration (FAA) and the Federal Government regarding Santa Monica Airport (SMO):

1. The City Council directs the City Manager, City Attorney and their staffs to take all actions necessary and proper to ensure that SMO will cease to operate as an airport and shall be closed to all aeronautical use forever effective as of midnight on December 31, 2028.

2. The City Council directs the City Manager not to enter into any agreements with the FAA, or any other party, that may have the effect of requiring the City to continue to operate SMO after December 31, 2028.

3. The City Council directs the City Manager to ensure that the City provides 30-day prior notice to the FAA of the City's intent to initiate shortening of SMO's runway to an operational length of 3500 feet at the earliest feasible opportunity.

9. PUBLIC HEARINGS

No items

10. REPORTS OF BOARDS AND COMMISSIONS

No items

11. RESOLUTIONS

11.A. Authorizing Prosecutors and Staff in the City Attorney's Office Access to California Law Enforcement Telecommunications System (CLETS)

Recommended Action
Staff recommends that the City Council ("Council") adopt the attached resolution authorizing prosecutors and staff in the City Attorney's Office access to criminal history information.

11.B. Resolution Embracing Diversity and Clarifying the City's Role in Enforcing Federal Immigration Law

Recommended Action
Staff recommends that the City Council adopt the attached resolution reaffirming the City's values of diversity and inclusivity and reasserting the Santa Monica Police Department's policies on the enforcement of federal immigration laws.

12. WRITTEN COMMUNICATIONS OTHER THAN REPORTS OF COMMISSION AND OFFICERS

No items

13. COUNCILMEMBER DISCUSSION ITEMS

13.A. Request of Mayor Winterer, Mayor Pro Tem Davis, and Councilmember McKeown that the Council allocate $7500 in contingency funds to serve as a matching grant to assist students from lower-income families to participate in this year's student cultural exchange program with our Friendship City of Kizugawa, Japan, under the auspices of the JAMS Science Magnet, a 501(c)(3) non-profit.

14. PUBLIC INPUT

(Public comment is permitted only on items not on the agenda that are within the subject matter jurisdiction of the City. State law prohibits the City Council from taking any action on items not listed on the agenda, including issues raised under this agenda item.)

ADJOURNMENT

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available at the City Clerk's Counter located at City Hall, 1685 Main Street, Santa Monica during normal business hours. Documents are also available at www.smgov.net/council/agendas.

For a *free* subscription to City Council Agendas contact the City Clerk's Office at (310) 458-8211 or clerk@smgov.net. This agenda is available in alternate format upon request.

Members of the public unable to attend a meeting but wishing 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 councilmtgitems@smgov.net. Materials received from the public by 4:30 PM the evening of the Council meeting will be distributed to Council prior to the meeting **and posted online**.

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

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.

Santa Monica Blue Bus Lines #2, #3, #4 and #9 serve City Hall. Parking is available on Main Street, on Olympic Drive, and in the Civic Center Parking Structure (validation free).