



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

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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)

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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.

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SMOKING IS PROHIBITED IN CITY HALL (SMMC 4.44.030)



AGENDAS

CITY OF SANTA MONICA

REGULAR MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY JULY 25, 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. Conference with Legal Counsel – Existing Litigation: Litigation has been initiated formally pursuant to Government Code Section 54659.(d)(1): Airbnb, Inc. and Homeaway.com, Inc. v. City of Santa Monica, United States District Court, Central District of California, Western Division, Case Numbers 2:16-cv-6645, 2:16-cv-6641**
- 1.B. Conference with Legal Counsel – Potential Litigation: Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9 (d)(4): 1 case**
- 1.C. Conference with Legal Counsel – Existing Litigation: Litigation has been initiated formally pursuant to Government Code Section 54659.9 (d)(1): Leevan, et al. v. City of Santa Monica, Los Angeles Superior Court Case Number SS 026 729**
- 1.D. Conference with Legal Counsel – Existing Litigation: Litigation has been initiated formally pursuant to Government Code Section 54659.9 (d)(1): Cruz v. Alvord & City of Santa Monica, Los Angeles Superior Court Case Number BC 600 248**
- 1.E. 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 Association (MTA), Public Attorneys Union (PAU), Supervisory Team Association (STA), Municipal Employees Assoc (MEA), Firefighters Local 1109 IAFF (Local 1109), Fire Executive Mgmt Assoc (FEMA), Police Officer Assoc (POA), SMART-TD**

- 1.F. Conference with Real Property Negotiator:**
Property: 250 Santa Monica Pier
Negotiator: Andy Agle, Jason Harris and Rick Cole
Under Negotiation: Lease Terms
Owner of Record: Romana Pier, LLC, dba Al Mare

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. Introduction of Incoming City Attorney, Lane Dilg

3. CONSENT CALENDAR

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

3.A. Cancellation of Regular City Council Meeting Scheduled for August 22, 2017

Recommended Action

Staff recommends that the City Council vote to cancel the regular meeting scheduled for August 22, 2017, due to a lack of quorum.

3.B. Workers' Compensation Claims Administration Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP #105 to Intercare Holdings Insurance Services, Inc., a California-based company, for workers' compensation claims administration services;
2. Authorize the City Manager to negotiate and execute an agreement with Intercare Holdings Insurance Services, Inc. for three years, with two one-year renewal options in an amount not to exceed \$1,699,509 over a five-year period, with future year funding contingent on Council budget approval; and
3. Authorize the City Manager to negotiate and execute a first modification to agreement #10234 in the amount of \$113,800 with TCS Risk Management Services, LLC, a California-based company, for workers' compensation data analysis and consulting services. This will result in a five-year amended agreement with a new total amount not to exceed \$326,300, with future year funding contingent on Council budget approval.

3.C. SCE Charge Ready Program, Electric Vehicle Charging Equipment and Services

Recommended Action

Staff Recommends that the City Council:

1. Award RFP# 119 to ChargePoint, a California-based company to install three single-port and 26 dual-port smart electric vehicle chargers and provide charging as a service;
2. Authorize the City Manager to negotiate and execute an agreement with ChargePoint, for an initial capital cost in an amount not to exceed \$229,077

for one year (including a 15% contingency) for the purchase and installation of smart EV chargers and an amount not to exceed \$13,075 per year for four years for ongoing operating costs, for a total amount not to exceed \$281,377 over a five year period with future year funding contingent on Council budget approval;

3. Authorize the City Manager to negotiate and execute the necessary documents to participate in the SCE Charge Ready Program.

3.D. Purchase and Delivery of Brake Reline Kits

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4291 to American Moving Parts, LLC, a California-based company, for the purchase and delivery of transit bus brake reline kits;
2. Authorize the City Manager to negotiate and execute an agreement with American Moving Parts, LLC, in an amount not to exceed \$110,000 for one year, with four additional one year renewal options with costs increasing by three percent in the first two renewal periods and five percent for the final two, for a total amount not to exceed \$591,194 for a five year period. Future year funding is contingent on Council approval.

3.E. Contract for Investment Safekeeping Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP# 109 to The Bank of New York Mellon Trust Company, N.A., a New York based company, to provide investment portfolio custodial services.
2. Authorize the Director of Finance/City Treasurer to negotiate and execute a professional services agreement with The Bank of New York Mellon Trust Company, N.A., for five years in an estimated total amount of \$175,000 with future year funding contingent on Council budget approval.

3.F. Second Modification to Professional Services Agreement for Historic Resources Inventory Update

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a second modification to agreement #10087 (CCS) in the amount of \$40,800 with Architectural Resources Group, Incorporated ("ARG"), a California-based company, to provide professional services for additional historical property analysis for the City's Historic Resources Inventory update that will be completed late summer 2017. This would result in an amended contract that terminates on December 30, 2018 with a new total amount not to exceed \$295,285, with future year funding contingent on Council budget approval.

3.G. Reject Bid for Local Electrical Supplies via In-Store Purchases

Recommended Action

Staff recommends that the City Council:

1. Reject the only bid for Bid #4284 to furnish electrical supplies via in-store purchases as required by the Facilities Maintenance Division and Street & Fleet Services Division;
2. Direct staff to reissue a bid in order to obtain the best bidder for local electrical supplies via in-store purchases.

3.H. Purchase of Citywide Printing Equipment and Related Support and Maintenance Services

Recommended Action

Staff recommends that the City Council authorize the Purchasing Services Manager to continue issuing purchase orders to Konica Minolta Business Solutions (KMBS), a New Jersey-based company, for the purchase of citywide printing equipment and related support and maintenance services in an amount not to exceed \$450,000 over the next two years, with future year funding contingent on Council budget approval. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080 (b), as competitive bid procedures have already been utilized by the County of Los Angeles.

3.I. Reject Bid for Citywide Water Cooler Rental

Recommended Action

Staff recommends that the City Council:

1. Reject the only bid for Bid #4269 to provide water cooler rental and maintenance citywide; and
2. Direct staff to revise specifications and reissue a bid in order to obtain a best bidder to provide water coolers and maintenance citywide.

3.J. Transit Air Conditioning Repair Service

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4290 to Bus Systems Unlimited, a California-based company, for the repairs and maintenance of the air-conditioning systems on transit buses and Fire Department heavy apparatus;
2. Authorize the City Manager to negotiate and execute an agreement with Bus Systems Unlimited, in an amount not to exceed \$173,250 for one year with four additional one year renewal options to extend on the same terms and conditions, for a total amount not to exceed \$866,250, with future year funding contingent on council budget approval.

3.K. Resolution Approving Revisions to the City-wide Records Retention Schedule

Recommended Action

Staff recommends that the City Council adopt the attached resolution approving the revisions to the City-wide Records Retention Schedule ("Schedule").

3.L. Bid Award for the Purchase of Sodium Hypochlorite for Water Treatment

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4289 to Olin Corporation, a California-based company, as the primary vendor for the purchase of sodium hypochlorite for the Arcadia Water Treatment Plant and Charnock Well Field site; JCI Jones Chemicals, Inc., a California-based company, as the secondary vendor for the purchase of sodium hypochlorite for the Arcadia Water Treatment Plant and Charnock Well Field site; and Waterline Technologies, a California-based company, for purchase of sodium hypochlorite for the Santa Monica Urban Runoff Recycling Facility (SMURRF);
2. Authorize the Purchasing Services Manager to issue a purchase order with Olin Corporation for sodium hypochlorite in the amount not to exceed \$120,000 for one year, with four additional one-year renewal options to extend at mutually agreeable price adjustments ranging from -10% to +10%, for a total not to exceed \$600,000, with future year funding contingent on Council budget approval;
3. Authorize the Purchasing Services Manager to issue a purchase order with JCI Jones Chemicals, Inc. for sodium hypochlorite in the amount not to exceed \$20,000 for one year, with four additional one-year renewal options to extend at 5% increases, for a total not to exceed \$110,513, with future funding contingent on Council budget approval;
4. Authorize the Purchasing Services Manager to issue a purchase order with Waterline Technologies for sodium hypochlorite in the amount not to exceed \$20,000 for one year, with four additional one-year renewal options to extend at increases between 4% to 10%, for a total not to exceed \$115,748, with future funding contingent on Council budget approval.

3.M. Bid Award for the Purchase of Two Compressed Natural Gas Sign Trucks and One Compressed Natural Gas Asphalt Tool Truck

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4278 to Raceway Ford, a Michigan-based company, for the purchase and delivery of two Compressed Natural Gas Sign Trucks;
2. Authorize the Purchasing Services Manager to issue a purchase order with Raceway Ford for the purchase and delivery of two Compressed Natural Gas Sign Trucks in an amount not to exceed \$307,832.
3. Award Bid #4279 to Los Angeles Freightliner, an Oregon-based company, for the purchase and delivery of one Compressed Natural Gas Asphalt Tool Truck;
4. Authorize the Purchasing Services Manager to issue a purchase order with Los Angeles Freightliner for the purchase and delivery of one Compressed Natural Gas Asphalt Tool Truck in an amount not to exceed \$287,235.

3.N. City Council - Special Meeting - Mar 7, 2017 5:30 PM

3.O. City Council - Regular and Special Joint Meeting - Jun 13, 2017 5:30 PM

3.P. City Council - Special Meeting - Jun 27, 2017 4:30 PM

4. STUDY SESSION

No items

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. Ordinance Setting the FY 2017-18 Tax Rate for the 2012 Library General Obligation Refunding Bonds

Recommended Action

Staff recommends that the City Council adopt the attached ordinance setting the FY 2017-18 tax rate for the 2012 Library General Obligation Bonds.

7.B. Adoption of the Final Downtown Community Plan (DCP), Certification of the DCP Final Environmental Impact Report (FEIR), Adoption of Associated Amendments to the Land Use and Circulation Element, Civic Center Specific Plan, Zoning Ordinance, Santa Monica Municipal Code Chapter 9.53, and Santa Monica Municipal Code Chapter 8.08.

Recommended Action

Staff recommends that the City Council (Council):

- 1) Adopt a resolution (Attachment B) certifying the Final Environmental Impact Report for the Downtown Community Plan;
- 2) Adopt a resolution (Attachment C) adopting a Statement of Overriding Considerations and Mitigation Monitoring Plan and making necessary CEQA findings for the Downtown Community Plan;
- 3) Adopt a resolution (Attachment D) adopting the Downtown Community Plan;
- 4) Adopt a resolution (Attachment E) adopting amendments to the Land Use and Circulation Element to implement and ensure consistency with the Downtown Community Plan;
- 5) Adopt a resolution (Attachment F) adopting amendments to the Civic Center Specific Plan to implement and ensure consistency with the Downtown Community Plan;

- 6) Adopt first reading of an ordinance (Attachment G) amending the Zoning Ordinance to ensure consistency with the Downtown Community Plan and incorporate by reference Chapter 4 of the Downtown Community Plan;
- 7) Adopt first reading of an ordinance (Attachment H) amending Santa Monica Municipal Code Section 9.53.130 (Transportation Demand Management) to ensure consistency with the Downtown Community Plan; and
- 8) Adopt first reading of an ordinance (Attachment I) amending Santa Monica Municipal Code Section 8.08.060 (Building Regulations – Administrative Code) to ensure consistency with the Downtown Community Plan.

7.C. Introduction and First Reading of Ordinance to Amend Administrative Citation Hearing Procedures

Recommended Action

Staff recommends that the City Council (“Council”) introduce for first reading the attached ordinance amending Sections 1.09.090, 6.16.030, 8.08.040 and 10.04.04.040 of the Santa Monica Municipal Code (“SMMC”) to provide greater flexibility, clarity, and consistency regarding the procedures for administrative citation appeal hearings.

8. STAFF ADMINISTRATIVE ITEMS

8.A. Proposed Revisions to Housing Trust Fund Guidelines

Recommended Action

Staff recommends that the City Council approve proposed revisions to the Housing Trust Fund Guidelines, as recommended by the Housing Commission, which would create a new housing trust fund with associated guidelines for eligible uses and affordability levels, as well as new procedures and measures applicable to all housing trust funds regarding public input, planning, reporting, and overall transparency, as redlined in Attachment A.

8.B. Preserving Our Diversity (POD) Subsidy Pilot Program

Recommended Action

Staff recommends that Council:

1. Approve the Program Model and Guidelines for the proposed Preserving Our Diversity pilot program (Attachment A).
2. Authorize budget changes as outlined in the Financial Impacts & Budget Actions section of this report.

9. PUBLIC HEARINGS

9.A. Hold Public Hearings for Streetlight Assessment District A, District B, and District C

Recommended Action

Staff recommends that the City Council:

1. Hold a public hearing and receive public comment regarding each of the following street light assessment districts, in conformance with Proposition 218, authorized by State law under the Municipal Improvement Act of 1911:
 - a. District "A" – 10th Street between Carlyle Avenue and Marguerita Avenue.
 - b. District "B" – 25th Street between Idaho Avenue and Washington Avenue.
 - c. District "C" – 27th Street between Pico Boulevard and Pearl Street.
2. Close the public hearings and direct the City Clerk to accept the ballots submitted and tabulate the vote for each proposed district; and
3. Continue the hearings to the August 8, 2017 Council Meeting for adoption of the resolution to certify the results for each district.

9.B. Public Hearing and Approval of the Stormwater Parcel Reports, and Stormwater Management User Fees and Clean Beaches and Ocean Parcel Taxes for Fiscal Year 2017-18

Recommended Action

Staff recommends that the City Council hold a public hearing, receive public comment and approve the proposed 2017 Stormwater Parcel Reports pursuant to the California Health and Safety Code, and Stormwater Management User Fees and Clean Beaches and Ocean Parcel Taxes for Fiscal Year 2017-18.

10. REPORTS OF BOARDS AND COMMISSIONS

No items

11. RESOLUTIONS

11.A. Adopt a Resolution Authorizing an Additional Property Assessed Clean Energy (PACE) Provider

Recommended Action

Staff recommends that the City Council adopt the attached resolution authorizing Figtree as additional Property Assessed Clean Energy (PACE) provider.

11.B. Amendment of Preferential Parking Zone DD

Recommended Action

Staff recommends that the City Council:

1. Amend Preferential Parking Zone DD to change 26th Street between Pearl Street and Ocean Park Place North from "2 Hour Parking, 8 A.M. to 6 P.M. Monday-Friday by Permit" to "No Parking, 9 A.M. to 6 P.M., Monday-Friday, except by permit"; and
2. Approve the attached Resolution (Attachment A) establishing Preferential Parking Regulations.

12. WRITTEN COMMUNICATIONS OTHER THAN REPORTS OF COMMISSION AND OFFICERS

No items

13. COUNCILMEMBER DISCUSSION ITEMS

- 13.A. Designation of voting delegate and alternate(s) for the League of California Cities Annual Conference and Business Meeting, to be held September 13 through September 15, 2017, in Sacramento, California.**
- 13.B. Appointment to one unscheduled vacancy on the Building & Fire - Life Safety Commission for a term ending on 06/30/2020**
- 13.C. Annual Appointment of one Councilmember to the Audit Subcommittee for a term ending June 30, 2021.**

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

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