



# 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:
  - 1<sup>st</sup> Reading
  - 2<sup>nd</sup> 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](mailto: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 11, 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 Labor Negotiator-City Negotiator: Donna C. Peter, Director of Human Resources and Liebert, Cassidy and Whitmore Legal Counsel- 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**

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. Santa Monica Little League Majors Division Champions**
- 2.B. Proclamation declaring July 2017 as Parks and Recreation Month**
- 2.C. Recognition of Elaine Polachek**

### 3. CONSENT CALENDAR

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

- 3.A. Contract for Service as City Attorney – recommendation that the City Council approve a contract with Lane Dilg for her services as City Attorney**

**Recommended Action**

Staff recommends that the City Council approve the proposed Employment Agreement with Helen Lane Dilg for her services as City Attorney and authorize the Mayor to execute the agreement.

**3.B. Award Bid for Liquefied Compressed Renewable Natural Gas Fueling Station Maintenance**

**Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4271 to Clean Energy Corporation, a California-based company, for maintenance and repair services related to the Liquefied Compressed Natural Gas (LCNG) fueling station;
2. Authorize the City Manager to negotiate and execute an agreement with Clean Energy Corporation, in an amount not to exceed \$254,100, including a \$12,100 contingency for one year, with four-additional one-year renewal options, with a three percent increase, for a total amount not to exceed \$1,174,531 over a five-year period, with future year funding contingent on Council budget approval.

**3.C. First Modification to Software License Agreement for Advanced Traffic Management System**

**Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #9648 in the amount of \$61,430 with Intelight Inc., an Arizona-based company, for licensing and maintenance of the City's Advanced Traffic Management System software. This will result in a nine year amended agreement with a new total amount not to exceed \$211,430, with future year funding contingent on Council budget approval.

**3.D. Cost-sharing Memorandum of Agreement with the City of Los Angeles for the Shoreline Coordinated Monitoring Plan for Santa Monica Bay**

**Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute Memorandum of Agreement (MOA) with the City of Los Angeles to implement a cost-share monitoring plan to comply with the Los Angeles Regional Water Quality Control Board's NPDES permit requirements for Santa Monica Bay. The cost over the five-year (FY2017-22) monitoring period of the Santa Monica Bay MOA will not exceed \$316,084.

**3.E. Approve Fifth Modification of Agreement for Software Maintenance and Support of the City's Payroll and Financial System**

**Recommended Action**

Staff recommends that City Council authorize the City Manager to negotiate and execute a fifth modification to Master Services Agreement #9635 (CCS), in the amount of \$109,271, including 10% contingency with Rimini Street Inc., a Nevada-based company for maintenance and support services of the City's payroll and financial systems. This will result in a six-year amended agreement with a new total

amount not to exceed \$522,941, with future year funding contingent on Council budget approval.

### **3.F. Approve MOU for AltCar Event Co-Producer**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a Memorandum of Understanding in an amount not to exceed \$25,000 for one year, with four additional one-year renewal options in the amount of \$25,000 per year, on the same terms and conditions, for a total amount not to exceed \$125,000 over a five-year period, with Platia Productions, a sole proprietorship based in CA, to co-produce the AltCar event. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080(d).

### **3.G. Award Bid for Towing Services for Transit Buses and Fire Apparatus**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4270 to Tom John's Towing, a California-based company, to provide towing services for transit buses and fire apparatus;
2. Authorize the City Manager to negotiate and execute an agreement with Tom John's Towing, in an amount not to exceed \$82,000 for one year, with four additional one-year renewal options in the amount of \$328,000, on the same terms and conditions for a total amount not to exceed \$410,000 over a five-year period, with future year funding contingent on Council budget approval.

### **3.H. Approve Sixth Modification to Contract to process and track Water Neutrality Ordinance**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a sixth modification to Professional Services Agreement #9980 in the amount of \$100,000 with ConserveTrack, LLC, a California-based company, to update the ConserveTrack web-based software system to process and track implementation of the water neutrality ordinance including plan review, new water demand and off-set calculations, water audits for selected direct installation sites, direct installations, inspections, and off-set payments. This will result in a 12-year amended agreement with a new total amount not to exceed \$279,635, with future year funding contingent on Council budget approval.

### **3.I. Award Purchase Order and Contract for Purchase and Replacement of Arcadia Water Plant Reverse Osmosis Membranes**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4274 to Cora Constructors, Inc., a California-based company, for the purchase of 1,620 reverse osmosis membrane elements and associated parts for the Arcadia Water Plant; and Process Engineering Services, Inc., a California-based company, for replacement and installation of new reverse osmosis membranes at the Arcadia Water Plant and haul-away/disposal of

- existing membranes.
2. Authorize the Purchasing Services Manager to issue a purchase order with Cora Constructors, Inc., for the provision of 1,620 reverse osmosis membrane elements and associated parts in an amount not to exceed \$779,022 (including a 10% contingency).
  3. Authorize the City Manager to negotiate and execute an agreement with Process Engineering Services, Inc. for replacement and installation of new reverse osmosis membranes at the Arcadia Water Plant and haul-away/disposal of existing membranes, in an amount not to exceed \$76,494.

**3.J. Approve Agreements for the purchase of computer equipment and related installation and maintenance services**

**Recommended Action**

Staff recommends that the City Council:

1. Award RFP #96 to Insight Public Sector, an Arizona-based company, for deployment and installation services for the City's desktop computer systems and to Hewlett Packard, a California-based company, for the purchase and warranty coverage of computer equipment;
2. Authorize the City Manager to negotiate and execute a contract with Insight Public Sector in an amount not to exceed \$389,000, including a \$39,000 contingency, over a four-year period; and,
3. Authorize the Purchasing Services Manager to issue a purchase order to Hewlett Packard in an amount not to exceed \$3,261,000, including a \$297,000 contingency, over a four-year period.

**3.K. Agreement with Vendor for Water Neutrality Program**

**Recommended Action**

Staff recommends that the City Council

1. Award RFP# 98A to DNV GL Energy Services USA, Inc., a California-based company, to implement the water neutrality ordinance;
2. Authorize the City Manager to negotiate and execute an agreement with DNV GL Energy Services USA, Inc. in an amount not to exceed \$2,000,000 over a five-year period with future year funding contingent on Council budget approval.

**3.L. Award a Professional Services Agreement for Airport Avenue Improvements**

**Recommended Action**

Staff recommends that the City Council:

1. Award RFP# 2466 to Cannon Consulting, a California-based company, to provide engineering design services and prepare construction contract documents for the Airport Avenue Improvements Project;
2. Authorize the City Manager to negotiate and execute a Professional Services Agreement with Cannon Consulting, in an amount not to exceed \$499,233 (including a 10% contingency).

**3.M. Resolution Authorizing the City Manager to Execute a Memoranda of Understanding with the Santa Monica Police Officers Association**

**Recommended Action**

Staff recommends that the City Council:

1. Adopt the attached Resolution authorizing the City Manager to execute a Memorandum of Understanding (MOU) between the City and the Santa Monica Police Officers Association (POA)
2. Adopt the attached resolution in compliance with CalPERS regulations eliminating Employer Paid Member Contribution (EPMC) for the Santa Monica Police Officers Association (POA); and
3. Approve the attached revised salary schedule effective as a result of the agreement reached for the classifications represented by POA.

**3.N. Award Construction Contract for Three Coastal Sub Basin Exploratory Borings/Wells and Destruction and Replacement of City Groundwater Supply Well SM-7**

**Recommended Action**

Staff recommends that the City Council:

1. Award Bid #SP2455 to Yellow Jacket Drilling Services, an Arizona-based company, for the drilling of three exploratory borings/wells and to plug and replace the City's existing SM-7 groundwater supply well;
2. Authorize the City Manager to negotiate and execute agreement contract with Yellow Jacket Drilling Services, in an amount not to exceed \$4,197,842 (including a \$547,545 contingency).
3. Authorize budget changes as outlined in the Financial Impacts & Budget Actions section of this report.

**3.O. City Council - Special Meeting - May 24, 2017 4:00 PM**

**3.P. City Council - Special Meeting - Jun 5, 2017 6:00 PM**

**4. STUDY SESSION**

**No items**

**5. CONTINUED ITEMS**

**5.A. The Final Public Hearing Draft Downtown Community Plan and Associated Amendments to the Land use and Circulation Element, Civic Center Specific Plan, Zoning Ordinance, SMMC Chapter 9.53 and SMMC Article 8.**

**Recommended Action**

Upon completion of public testimony at the July 10 Public Hearing on the Final Public Hearing Draft of the Downtown Community Plan and Final Environmental Impact Report, staff recommends that the City Council review and take action to make final changes to the following:

1. Final Public Hearing Draft Downtown Community Plan;
2. Downtown Community Plan Final Environmental Impact Report;

3. Associated amendments to the Land Use and Circulation Element;
4. Associated amendments to the Civic Center Specific Plan;
5. Associated amendments to the Zoning Ordinance;
6. Associated amendments to SMMC Chapter 9.53 (Transportation Demand Management);
7. Associated amendments to Article 8, Section 8.08.060 (Building Regulations)

Staff further recommends that Council direct staff to return on July 25, 2017 with resolutions to certify the EIR, adopt a Statement of Overriding Considerations, adopt the DCP, amend the LUCE, amend the CCSP, and first reading of an ordinance amending the Zoning Ordinance, SMMC Chapter 9.53, and SMMC Chapter 8.08, incorporating all changes made by majority vote of the Council after the public hearing.

#### 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 Ordinance Amending Santa Monica Municipal Code Section 4.65.030 To Provide A Temporary Exemption For Emergency Ambulance And Billing Services**

##### **Recommended Action**

Staff recommends that City Council adopt the attached Ordinance.

#### 8. STAFF ADMINISTRATIVE ITEMS

**No items**

#### 9. PUBLIC HEARINGS

**No items**

#### 10. REPORTS OF BOARDS AND COMMISSIONS

**No items**

#### 11. RESOLUTIONS

**No items**

#### 12. WRITTEN COMMUNICATIONS OTHER THAN REPORTS OF COMMISSION AND OFFICERS

**No items**



### 13. COUNCILMEMBER DISCUSSION ITEMS

**13.A. Request of Councilmember McKeown that the City Council authorize use of his own Council travel funds to attend the Railvolution conference, September 17th through 20th in Denver.**

### 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](http://www.smgov.net/council/agendas).

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