



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

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

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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.

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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 NOVEMBER 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. Conference with Legal Counsel- Existing Litigation – Litigation has been initiated formally pursuant to Government Section 54956.9(d)(1): Pico Neighborhood Association and Maria Loya v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 616804**
- 1.B. Conference with Real Property Negotiator:
Property: 1338-42 5th Street, 1321-23 5th Street, and 1337-45 7th street
City Negotiator: Andy Agle, Dir., Housing & Economic Dev
Under Negotiation: Price & Terms for Property Exchange
Owner of Record: 1337 7th Street LLC as to 1337-45 7th Street; City of Santa Monica as to 1338-42 5th Street, 1321-23 5th Street**
- 1.C. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.(d)(1): Hacker v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 680226**
- 1.D. Conference with Legal Counsel – Anticipated Litigation: Anticipate significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) – 1 case**
- 1.E. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Lopez v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 597865**
- 1.F. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1):**

Coscarelli v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 613971

- 1.G. Conference with Labor Negotiator. City Labor Negotiator: Donna Peter, Director of Human Resources
Bargaining Unit: The International Association of Sheet Metal, Air, Rail and Transportation Workers - Transportation Division Local 1785 (SMART-TD)**
- 1.H. Conference with Legal Counsel – Anticipated Litigation: Anticipate significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) – 1 case**

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

2. SPECIAL AGENDA ITEMS

No items

3. CONSENT CALENDAR

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

3.A. Award Construction Contract for the North Beach Playground Project

Recommended Action

Staff recommends that the City Council:

- 1. Award Bid #SP2374 to C.S. Legacy Construction, Inc., a California-based company, to perform construction services for the North Beach Playground Project;
- 2. Authorize the City Manager to negotiate and execute a contract with C.S. Legacy Construction, Inc., in an amount not to exceed \$2,007,145 (including a 10% contingency);
- 3. Authorize the Director of Public Works to issue any necessary change orders to complete additional work within contract authority.

3.B. Reject All Bids for Water / Wastewater Instrumentation Maintenance Services

Recommended Action

Staff recommends that the City Council:

- 1. Reject all bids for Bid #4288 for Water/Wastewater instrumentation maintenance services.
- 2. Direct staff to reissue a bid in order to obtain the best bidder for Water/Wastewater instrumentation maintenance services.

3.C. Award Contract for Dial-A-Ride Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP #106 to Lyft, a California-based transportation network company, for Dial-A-Ride and optional related services;
2. Authorize the City Manager to negotiate and execute an agreement with Lyft, in an amount not to exceed \$600,000 for one year, with three additional one-year renewal options in the amount of \$600,000, on the same terms and conditions for a total amount not to exceed \$2,400,000 over a four-year period, with future year funding contingent on Council budget approval.

3.D. Award Contract for Office of Sustainability & Environment (OSE) Public Outreach and Engagement Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP #114 to GOOD Worldwide Inc., a California-based company, for public outreach and engagement services.
2. Authorize the City Manager to negotiate and execute an agreement with GOOD Worldwide Inc., in an amount not to exceed \$245,000 (for one year, with two-additional one-year renewal options in the amount of \$245,000, on the same terms and conditions) for a total amount not to exceed \$735,000 over a three- year period, with future year funding contingent on Council budget approval.

3.E. Award Professional Services Agreement for 2017-18 Annual Water Main Replacement Project

Recommended Action

Staff recommends that the City Council:

1. Award RFP #2464 to Cannon Corporation, a California-based company, to provide design services, develop construction documents, and provide engineering support during the construction of the Annual Water Main Replacement Project for fiscal years 2017-18, 2018-19 and 2019-20;
2. Authorize the City Manager to negotiate and execute a professional services agreement with Cannon Corporation, in an amount not to exceed \$251,981 (including a 10% contingency) for one year, with two additional one-year renewal options in an amount not to exceed \$247,149 and \$215,532 for the second and third years respectively, for a total amount not to exceed \$714,662 over a three-year period, with future year funding contingent on Council budget approval.

3.F. Purchase of Fire Apparatus Replacement Parts and Services

Recommended Action

Staff recommends that the City Council:

1. Authorize the Purchasing Services Manager to issue a purchase order with Kovatch Mobile Equipment Corporation (KME), a Pennsylvania-based company, for the purchase of Original Equipment Manufacturer (O.E.M.) repair parts, and O.E.M. repairs of Fire Vehicles in the amount not to exceed \$99,000 for one year, with four (4) additional 1-year renewal options, with a 10% increase in the second year and an additional 3% increase per year for

- years two through five, for a total amount not to exceed \$568,265 with future year funding contingent on Council budget approval.
2. Authorize additional expenditures in the amount of \$66,089 in FY16-17 in order to address needed repairs critical to the maintenance and operation of the fire vehicles.

3.G. Street Lighting Design Services - First Modification to Professional Services Agreement 3167 (CCS) with Penco Engineering

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to Professional Services Agreement 3167 in the amount of \$132,000 with Penco Engineering, a California-based company, to provide street lighting design services for the construction of new streetlights within two newly formed assessment districts established by Resolutions 11066 and 11067, dated August 8, 2017; and street lighting assessment district formation services for up to three districts during FY 2017-18. This will result in a 3-year amended agreement with a new total amount not to exceed \$199,000.

3.H. Contract Modification for Software Licensing and Migration Services with Harris Computer Corporation for the NorthStar Utility Billing System

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate with Harris Computer Systems Corporation and execute a second modification to agreement #9649 (CCS) in the amount of \$433,162 to purchase additional software modules and extend maintenance and support services for a five year period. This would result in a 10 year amended agreement with a new total amount not to exceed \$812,703, with future year funding contingent on Council budget approval.

3.I. Authorization to execute an agreement with PlanSource Benefits Administration, Inc.

Recommended Action

Staff recommends that the City Council authorize the City Manager to execute an agreement with PlanSource Benefits Administration, Inc., ("PlanSource") a Florida-based company, to continue to provide a benefits administration system, for the City of Santa Monica. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080(d) after considering the vendor's specific expertise, unique background to provide the needed services, and City's interest in avoiding unnecessary expense and delay. The proposed agreement is for an amount not to exceed \$75,000 for the first year, with two additional one-year renewal options in an amount not to exceed \$80,000 for each additional year, for a total amount not to exceed \$235,000 with future funding contingent on Council budget approval.

3.J. Readoption of the Area A Disaster Management Organization Joint Powers Agreement

Recommended Action

Staff recommends that the City Council:

The City of Santa Monica readopt the Joint Powers Agreement governing the Disaster Management Area A Board in order to regain its board member position and voting status on regional disaster and emergency preparedness and management decisions.

3.K. First Contract Modification with DNV-GL for Professional Service to Develop the Climate Action & Adaptation Plan

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #3286 in the amount of \$34,000 with DNV-GL, a Norway-based company with offices in California, for Climate Action & Adaptation Plan development services. This will result in a three-year amended agreement with a new total amount not to exceed \$260,578, with future year funding contingent on Council budget approval.

3.L. Conversion of Community Garden License Agreement to Permit System - *Staff will request to pull item from the agenda.*

Recommended Action

Staff recommends that City Council adopt the attached resolution to allow the conversion of the Community License Agreement to a permit system and authorize the Community and Cultural Services Director to amend and promulgate Community Garden Rules and Regulations as well as the Good Neighbor Policy.

3.M. Award Contract to Walker Parking Consultants/Engineers Inc. to prepare a Parking Study for Development of the Civic Center Multipurpose Sports Fields

Recommended Action

Staff recommends that the City Council:

1. Award RFP #140 to Walker Parking Consultants/Engineers Inc., a California - based company, for consulting services to prepare a parking study that ensures adequate parking for all Civic Center uses, including development of the Civic Center Multi-Purpose Sports Field, and continued access to the coastal area.
2. Authorize the City Manager to negotiate and execute an agreement with Walker Parking Consultants/Engineers Inc, in an amount not to exceed \$136,305 for one year, with two additional one-year renewal options on the same terms and conditions, with future year funding contingent on Council budget approval.

. SPECIAL JOINT MEETING OF THE CITY COUNCIL AND PUBLIC FINANCING AUTHORITY

. ROLL CALL

3.N. Approval of minutes for the May 9, June 27 and August 8, 2017 Public Financing Authority meetings.

Recommended Action

Staff recommends that the Public Finance Authority approve the minutes for the May 9, June 27 and August 8, 2017 meetings.

3.O. Prepayment and Defeasance of Lease Revenue Bonds, Series 2009

Recommended Action

Staff recommends that the City Council:

- 1. Adopt the attached Resolution Authorizing the Defeasance of the Santa Monica Public Financing Authority Lease Revenue Refunding Bonds, Series 2009 (Public Safety Facility Project) and Authorizing the Execution of Necessary Documents and Certificates and Related Actions (Attachment A) and approve the related documents required for the defeasance and prepayment of the Bonds (Attachments C and D).

Staff recommends that the Public Financing Authority:

- 2. Adopt the attached Resolution Authorizing the Defeasance of the Santa Monica Public Financing Authority Lease Revenue Refunding Bonds, Series 2009 (Public Safety Facility Project) and Authorizing the Execution of Necessary Documents and Certificates and Related Actions (Attachment B) and approve the related documents required for the defeasance and prepayment of the Bonds (Attachments C and D).

ADJOURNMENT OF SPECIAL MEETING

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. Second Reading and Adoption of Ordinances Amending and Extending the Taxicab Franchises of Bell Cab, Independent Taxi Owners' Association, Metro Cab, Taxi! Taxi! and Yellow Cab and an Ordinance Amending Section 6.49.070 of the Santa Monica Municipal Code Updating the Expiration Date of Taxicab Driver Permits

Recommended Action

Staff recommends that City Council adopt the attached ordinances amending and

extending the taxicab franchises and an ordinance amending Section 6.49.070 of the Santa Monica Municipal Code updating the expiration date of taxicab driver permits.

- 7.B. Introduction and first reading of an Ordinance adopting Development Agreement 15ENT-0266 to allow a 5-story (50 feet), 67,470 square-foot mixed-use housing project at 1430 Lincoln Boulevard consisting of 100 residential units, 5,878 square feet of ground floor commercial space, and 296 parking spaces within a four-level subterranean parking garage.**

Recommended Action

Introduce for first reading an ordinance adopting the proposed Development Agreement at 1430 Lincoln Boulevard based upon the findings contained in the staff report.

- 7.C. Introduction and first reading of an Ordinance adopting Development Agreement 12DEV005 to allow a 6-story (60 feet), 46,124 square-foot mixed-use housing project at 1325 6th Street consisting of 64 residential units, 6,557 square feet of ground floor commercial space, and 138 parking spaces within a four-level subterranean parking garage.**

Recommended Action

Introduce for first reading an ordinance adopting the proposed Development Agreement at 1325 6th Street based upon the findings in the staff report.

8. STAFF ADMINISTRATIVE ITEMS

- 8.A. Annual Homelessness Report - *Council may request this item be heard before 7-A.***

Recommended Action

Staff recommends that City Council:

1. Endorse the concepts contained in the Strategic Goal Action Plan and direct staff to continue implementation of Council's Strategic Goal (*Taking a leadership role in regional efforts to address homelessness*) through:
 - a. Pro-active engagement
 - b. Smart deployment of local resources
 - c. Prove efficacy of models to stabilize and connect homeless individuals to housing
 - d. Increase availability of housing and services in other communities,
 - e. Ensure effective, safe and respectful use of the Library
 - f. Activate internal and external stakeholders to collectively address homelessness
2. Authorize the City Manager to negotiate and execute an agreement with Los Angeles County for the implementation of a C3 homeless outreach team to operate within Santa Monica city limits, under the direction of the City. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080 (b) and is for a total amount not to exceed \$1,106,897 for two years, with two additional one-year

renewal options with future year funding contingent on Council budget approval.

3. Direct staff to undertake a selection process with pre-qualified City vendors and the County of Los Angeles to identify and incubate flexible multidisciplinary teams to provide outreach and engagement services to homeless individuals in City public spaces and return to Council for additional authority as needed.
4. Authorize the City Manager to accept a grant award in the amount of \$70,000 from United Way of Greater Los Angeles (UWGLA) Planning Grants for Cities for the development of a community-wide homelessness training strategy.
5. Approve the staffing and position changes as detailed in Attachment A.
6. Authorize budget changes as outlined in the Financial Impacts and Budget Actions section of this report.

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. Appointment to one unscheduled vacancy on the Airport Commission for a term ending 6/30/2018. (Continued from the November 14, 2017 meeting.)**
- 13.B. Appointment to one unscheduled vacancy on the Social Services Commission for a term ending 6/30/2021. (Continued from the November 14, 2017 meeting.)**
- 13.C. Appointment to one unscheduled vacancy on the Commission on the Status of Women for a term ending on 6/30/2020.**
- 13.D. Request of Councilmembers Himmelrich and McKeown that the City Attorney review recent correspondence, including a letter from the Santa Monica League of Women Voters, regarding alleged violations of Santa Monica campaign finance laws and recommend avenues for further action, including the possibility of appointing an independent counsel.**

13.E. Request of Mayor Winterer that the Council approve use of his travel funds to represent the City at the Global Covenant of Mayors North American Climate Summit & C40 Cities Bloomberg Philanthropies Awards in Chicago, IL from December 3-6, 2017. The host will pay a majority of the costs, including airfare and two nights lodging, therefore expenses should be nominal.

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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