



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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RULES OF ORDER FOR THE CONDUCT OF CITY COUNCIL MEETINGS

(Resolution No.11106 (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)

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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. **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 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 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**.

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AGENDAS

CITY OF SANTA MONICA

REGULAR MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY MAY 22, 2018

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 54956.9(d)(1): Homeaway.com, Inc., and Airbnb, Inc. v. City of Santa Monica, United States District Court, Central District of California, Case Nos. 2:16-cv-6641-ODW-AFM, 2:16-cv-6645-ODW-AFM**
- 1.B. 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.C. Conference with Legal Counsel – Potential Litigation: Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9 (d)(4) – 3 cases**
- 1.D. Conference with Legal Counsel – Anticipated Litigation: Anticipate significant exposure to litigation pursuant to Government Code Section 54956.9 (d)(2): 1 case - Pope v. City of Santa Monica, City Claim No. 17-0710**

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: Public Works Week**

2.B. Proclamation: Bike Month

2.C. Recognition of Retiring SMPD Canine

2.D. Proclamation declaring May 2018 as National Foster Care Month

3. CONSENT CALENDAR

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

3.A. Sole Source Award for the Purchase of Nine Tennant Company Scrubber-Sweepers and Full Service Maintenance Agreements

Recommended Action

Staff recommends that the City Council:

1. Authorize the Purchasing Services Manager to issue a purchase order with Tennant Company, a Minnesota-based company, for the purchase and delivery of four model M-30 sweeper-scrubbers, two model M-20 sweeper-scrubbers, one model S-30 rider-sweeper, one model T-17 rider-scrubber, and one model M-6100 rider-sweeper. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080(a) and is for a total amount not to exceed \$584,331 with future year funding contingent on Council budget approval.
2. Authorize the City Manager to negotiate and execute an agreement with Tennant Company, a Minnesota-based company, to provide full service maintenance for nine vehicles. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080(a) in an amount not to exceed \$380,456 for the purchase of six pre-paid, four-year maintenance agreements and three pre-paid, five-year maintenance agreements, with future year funding contingent on Council budget approval.

3.B. Award Contract to Beacon Mortuary, Inc. for Mortuary and Transportation Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP #155 for Mortuary and Transportation Services to Beacon Mortuary, Inc., a California-based company, for mortuary, decedent preparation, and decedent transportation services;
2. Authorize the City Manager to negotiate and execute an agreement with Beacon Mortuary, Inc., in an amount not to exceed \$85,000 for one year, with four additional one-year renewal options in the amount of \$85,000 on the same terms and conditions, for a total not to exceed \$425,000 over a five-year period, with future year funding contingent on Council budget approval.

3.C. First Modification to Contract #10373 with Birdi & Associates, Inc. for Airport Security Enhancement Project

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #10373(CCS) in the amount of \$55,142 (including a 10% contingency) with Birdi & Associates, Inc. ("B&A"), a California-based company, for security enhancement project services, and extend the term of the agreement by one year. This will result in a one-year amended agreement expiring on June 30, 2019 with a new total amount not to exceed \$266,342, with future year funding contingent on Council budget approval.

3.D. Modification of Contracts with Stericycle for Hazardous Waste Disposal Services

Recommended Action

Staff recommends that the City Council:

1. Authorize the City Manager to negotiate and execute a first modification to agreement #10054 in the amount of \$430,000 for two additional years with Stericycle Environmental Solutions, a Texas-based company, for the provision of residential household hazardous waste (HHW) door-to-door collection program services, hazardous waste management, transportation, and recycling/disposal services for various City locations, and for as-needed staffing for the HHW Center. This will result in a five-year amended agreement with a new total amount not to exceed \$1,285,000, with future funding contingent on Council budget approval
2. Authorize the City Manager to negotiate and execute a first modification to agreement #10055 in the amount of \$350,000 for two additional years with Stericycle Environmental Solutions, for the provision of sewer diversion cleaning, wet well cleaning and hazardous waste disposal services. This will result in a five-year amended agreement with a new total amount not to exceed \$680,000, with future funding contingent on Council budget approval.

3.E. Modification to Agreement with SA Technologies for SQL Report Development Services

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #3324 in the amount of \$140,000 with SA Technologies, Inc.,(SAT) a California-based company, for services related to SQL report development. This will result in a 3 year amended agreement with a new total amount not to exceed \$218,000 with future year funding contingent on Council budget approval.

3.F. Award Bids for Water Treatment Maintenance Supplies and Ammonium Sulfate

Recommended Action

Staff recommends the City Council:

1. Award Bid #4339 to Harrington Industrial Plastics, a California-based company, for the purchase of water treatment maintenance supplies.
2. Authorize the Purchasing Services Manager to issue a purchase order with Harrington Industrial Plastics for water treatment maintenance supplies in the amount not to exceed \$120,000 for one year, with one additional one-year

renewal option to extend on the same terms and conditions, for a total amount not to exceed \$240,000, with future year funding contingent on Council budget approval.

3. Award Bid #4340 to Brenntag Pacific, Inc., a California-based company, as primary vendor; and Hill Brothers Chemical Company, a California-based company, as secondary vendor, for the purchase of bulk 40% ammonium sulfate solution for water treatment purposes.
4. Authorize the Purchasing Services Manager to issue a purchase order with Brenntag Pacific, Inc., for bulk 40% ammonium sulfate solution in the amount not to exceed \$75,000 for one year, with four additional one-year renewal options to extend with annual increases of 5%, for a total amount not to exceed \$415,000, with future funding contingent on Council budget approval.
5. Authorize the Purchasing Services Manager to issue a purchase order with Hill Brothers Chemical Company for bulk 40% ammonium sulfate solution in the amount not to exceed \$20,000 for one year, with four additional one-year renewal options to extend with annual increases of 3%, for a total amount not to exceed \$110,000, with future funding contingent on Council budget approval.

3.G. Award Bid for Water and Wastewater Maintenance Supplies and Parts

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4334 to S&J Supply Company, Inc., a California-based company, for the purchase and delivery of water and wastewater supplies and repair parts.
2. Authorize the Purchasing Services Manager to issue a purchase order with S&J Supply Company, Inc. for water and wastewater supplies and repair parts in an amount not to exceed \$300,000 for one year, with four additional one-year renewal options (with a 5% increase in years three through five) for a total amount not to exceed \$1,594,000 over a 5-year period, with future funding contingent on Council budget approval.

3.H. Resolution Authorizing City to Access Local, State and Federal Level Criminal Offender Record Information for Purposes of Employment, Volunteer, Contractor, License, Certification Background Checks

Recommended Action

Staff recommends that the City Council adopt the attached resolution authorizing the Human Resources Director, and City Manager, or designees, access to local, state and federal level criminal history information to complete background checks on prospective employees, volunteers, contractors, license and certification applicants as well as to repeal Resolution number 10898.

3.I. Award of Construction Contract for Public Safety Facility HVAC Replacement Project

Recommended Action

Staff recommends that the City Council:

1. Award Bid #SP24311 to BMD Technologies, Inc., a California-based company, for the Public Safety Facility (PSF) Heating, Ventilation, Air Conditioning (HVAC) Replacement Project;
2. Authorize the City Manager to negotiate and execute a contract with BMD Technologies, Inc., in an amount not to exceed \$664,883 (including a 10% contingency); and
3. Authorize the Director of Public Works to issue any necessary change orders to complete additional work within contract authority.

3.J. Police Department Purchase of Ammunitions - Dooley Enterprises

Recommended Action

Staff Recommends that the City Council authorize the Purchasing Services Manager to issue a purchase order with Dooley Enterprises Inc., a California-based company, for the Police Department ammunitions. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080 (d) and is for a total amount not to exceed \$425,000 over a five-year period with future year funding contingent on Council budget approval.

3.K. Donation of One Horse Retiring from Police Department Mounted Unit

Recommended Action

Staff recommends that the City Council approve the donation of one horse to Rubina Wolf Isagolian. Through this donation, the City would be retiring this horse and providing him with a good home whereupon the horse would receive proper care and housing.

3.L. Award Bid to Associated Ready Mixed Concrete, Inc. for Concrete Materials

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4313 to Associated Ready Mixed Concrete, Inc., a California-based company, for the purchase and delivery of mixed concrete materials; and
2. Authorize the Purchasing Services Manager to issue a purchase order with Associated Ready Mixed Concrete, Inc. for the purchase and delivery of mixed concrete materials in the amount not to exceed \$80,730 (includes a 15% contingency) for one year, with four additional one-year renewal options to extend at a 5% increase per year, for a total amount not to exceed \$446,085, with future year funding contingent on Council budget approval.

3.M. Joint Homeless Outreach Service Provider

Recommended Action

Staff recommends that the City Council:

1. Award RFP#158 to West Coast Care Foundation, Inc., a California-based company, for outreach services to individuals experiencing homelessness;
2. Authorize the City Manager to negotiate and execute an agreement with West Coast Care Foundation, Inc., in an amount not to exceed \$250,000, for one year,

with three additional one-year renewal option(s) for a total amount not to exceed \$1,000,000 over a 4-year period, with future year funding contingent on Council budget approval.

3.N. Award Bid to Bob Wondries Ford for Original Equipment Manufacturer Ford Parts

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4311 to Bob Wondries Ford, a California-based company, for the purchase and delivery of Ford Original Equipment Manufacturer (OEM) parts and materials;
2. Authorize the Purchasing Services Manager to issue a purchase order with Bob Wondries Ford for the purchase and delivery of Ford Original Equipment Manufacturer (OEM) parts and materials in the amount not to exceed \$110,822 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 \$554,110, with future year funding contingent on Council budget approval.

3.O. Santa Monica Airport Air Quality Study Agreement Modification

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a second modification to Agreement #3333 in the amount of \$56,939 with Trustees of Tufts College, a Boston-based entity, to conduct the final monitoring phase of the Santa Monica Airport Air Quality Study at a later time period than the original agreement delineated, requiring additional costs associated with pausing and restarting the project. This will result in an amended agreement with a new total amount not to exceed \$110,930 within the original 18-month agreement term.

3.P. Purchase of Mobile Printers for the Police Department

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4314 to MSA Systems, Inc., a California-based company for the purchase of 350 mobile printers.
2. Authorize the Purchasing Services Manager to issue a Purchase Order with MSA Systems, Inc. for 350 mobile printers in the amount not to exceed \$223,300.

3.Q. Request to Authorize Services for Change Management, Process Re-engineering and Communication and Training for the Total Workplace Project

Recommended Action

Staff recommends that the City Council:

1. Award RFP# 156 to Experience Engineering, Inc., a Minnesota-based company for change management, process re-engineering and staff engagement and training services related to the Total Workplace project.
2. Authorize the City Manager to negotiate and execute an agreement with Experience Engineering, Inc. in an amount not to exceed \$350,000 (including a

\$20,000 contingency) for three years with future year funding contingent on Council budget approval.

3.R. Police Canine Retirement

Recommended Action

Staff recommends that City Council:

1. Authorize the retirement of police service dog Rambo from Police service.
2. Authorize Rambo be sold to Santa Monica Police Officer Louis Marioni for the sum of one dollar.

3.S. Extension of Contract for Electronic Agenda Management Services - *New item received.*

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute a second modification to Agreement 9784 (CCS) with Carahsoft/Granicus, a California-based company, for an agenda management software system. This is a one year agreement, with three additional one-year renewal options at a 7% increase, for a modification total of \$80,067. This will result in a new total contract amount not to exceed \$165,424 with future year funding contingent on Council budget approval.

3.T. City Council - Special Meeting - Mar 6, 2018 5:30 PM - *New item received.*

4. STUDY SESSION

4.A. Financial Status Update, FY 2018-19 Proposed Budget, and FY 2018-20 Proposed Biennial CIP Budget

Recommended Action

Staff recommends that the City Council:

1. Receive the FY 2017-18 through FY 2021-22 Financial Status Update;
2. Review and provide direction to staff regarding the FY 2018-19 Proposed Operating Budget and FY 2018-20 Proposed Biennial Capital Improvement Program (CIP) Budget;
3. Review and provide direction to staff on proposed change to the expenditure control budgeting policy;
4. Review and provide direction to staff on proposed new fees and revisions to certain Community and Cultural Services fees, zoning fees and residential preferential parking fees; and
5. Provide direction to staff on allocation of Council discretionary funds.

5. CONTINUED ITEMS

6. ADMINISTRATIVE PROCEEDINGS

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 10.08.560 to Update Vehicle Weight Restriction Requirements for the Santa Monica Municipal Pier and the Newcomb Pier

Recommended Action

Staff recommends that City Council adopt the attached Ordinance.

7.B. Second Reading and Adoption of Ordinance Adding Chapter 4.27 Titled Tenant Protection to the Santa Monica Municipal Code, Making Clerical Changes to Article 4 of the Santa Monica Municipal Code and Adding Section 4.27.050 Limiting No-Fault Evictions of Students and Educators During the School Year

Recommended Action

Staff recommends that City Council adopt the attached Ordinance.

7.C. Introduction and First Reading of an Ordinance to Amend the Zoning Ordinance Making Changes, Corrections, and Clarifications to the Zoning Ordinance Related to Policy Issues That Have Arisen Since the Adoption of the Zoning Ordinance Through Its Implementation - *New item received.*

Recommended Action

Staff recommends that the City Council introduce for first reading an ordinance amending the City's Zoning Ordinance making changes, corrections, and clarifications to the Zoning Ordinance related to policy issues that have arisen since the adoption of the Zoning Ordinance through its implementation.

8. STAFF ADMINISTRATIVE ITEMS

8.A. Resolution of the City Council making minor amendments to the Civic Center Specific Plan that are consistent with Council's direction to develop the Civic Center Multipurpose Sports Field and the City's emphasis on managing and sharing existing parking resources as a whole system. - *Supplemental Staff Report received.*

Recommended Action

1. Consider the 7th Addendum to the Civic Center Specific Plan EIR for proposed amendments to the Civic Center Specific Plan (CCSP) in support of the Civic Center Multipurpose Sports Field; and
2. Approve amendments to the CCSP, per Attachment A of this report.

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

13.A. Recommendation to accept Tom Ford's and Grace Phillips' resignation from the Clean Beaches & Ocean Parcel Tax Citizens Oversight Committee and authorize the City Clerk to publish the vacancy

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.)

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