



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

Meetings are broadcast live on CityTV cable channel 16, Radio Station KCRW FM 89.9 (after 8:00 PM for regular meetings), 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.

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)

Agendas and reports are accessible on the City's webpage at smgov.net/council/agendas. They are also available at the City Clerk's Office and in alternate formats upon request. For a free email 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. **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**.

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, #5, #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).



AGENDAS

CITY OF SANTA MONICA

REGULAR MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY JUNE 26, 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 – Anticipated Litigation: Anticipate significant exposure to litigation pursuant to Government Code Section 54956.9 (d)(2): SAMO Apartments, LLC v. City of Santa Monica**
- 1.C. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code 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.D. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Leevan & Wilshire -26 LLC. V. City of Santa Monica, Los Angeles Superior Court, Case No. SS026729**

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: Immigrant Heritage Month**

2.B. Commendation: SMLL Major Division Champions

3. CONSENT CALENDAR

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

3.A. Award Contract for Purchase of Renewable Natural Gas

Recommended Action

Staff recommends that the City Council:

1. Award RFP #139 to Clean Energy Renewable Fuels, LLC, a California-based company, for the procurement and supply of Renewable Natural Gas; and
2. Authorize the City to register and participate in the California Air Resources Board Low Carbon Fuel Standards Carbon Credit Program; and
3. Authorize the City Manager to negotiate and execute an agreement with Clean Energy Renewable Fuels, LLC in an amount not to exceed \$306,350 (including a 10% contingency) for one-year, with four additional one-year renewal options, on the same terms and conditions, for a total amount not to exceed \$1,531,750 over a five-year period, with future year funding contingent on Council budget approval.

3.B. Award Construction Contract for the Airport Lighting Retrofit Project

Recommended Action

Staff recommends that the City Council:

1. Award Bid #SP2523 to Clear Blue Energy Corporation, a California-based company, for construction services for the Airport Lighting Retrofit Project;
2. Authorize the City Manager to negotiate and execute a contract with Clear Blue Energy Corporation, in an amount not to exceed \$419,786 (including a \$69,965 contingency); and
3. Authorize the Director of Public Works to issue any necessary change orders to complete additional work within contract authority.

3.C. Award Bid to Provide Heavy-Duty Batteries

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4325 to:
 - a. Battery Power, Inc., a California-based company, for the purchase of DEKA brand heavy-duty batteries for transit coaches; and
 - b. Battery Systems, Inc., a California-based company for the purchase of Odyssey brand heavy-duty batteries for transit coaches and Fire Vehicles.
2. Authorize the Purchasing Services Manager to issue purchase orders with:
 - a. Battery Power for DEKA brand heavy-duty 8D and Group 31 batteries in an amount not to exceed \$49,170 for one year, with four (4) additional one-year renewal options with the same terms and conditions for a total not to exceed \$245,850 over a five-year period with future year funding contingent on Council budget approval;

- b. Battery Systems, Inc. for Odyssey brand heavy-duty bus and Fire apparatus batteries in an amount not to exceed \$32,390 for a one-year period, with four (4) additional one-year renewal options with a 5% increase per year for a total not to exceed \$178,972 over a five-year period with future year funding contingent on Council budget approval.

3.D. Professional Service Agreement to Provide Operation, Maintenance, and Monitoring Services for the Landfill Gas Extraction System at the City's Municipal Yard

Recommended Action

Staff recommends that the City Council authorize the City Manager to negotiate and execute an agreement with ES Engineering Services, to operate, maintain, and monitor the landfill gas extraction system currently operating at the City's Municipal Yard for a total amount not to exceed \$531,045 (including a 10% contingency) over a three-year period, with future year funding contingent on Council budget approval.

3.E. Professional Services Agreement for Employee Benefits Consulting Services

Recommended Action

Staff recommends that the City Council:

1. Award RFP#173 to Alliant Insurance Services, Inc., (Alliant), a California-based company for employee benefits consulting services;
2. Authorize the City Manager to negotiate and execute an agreement with Alliant, in an amount not to exceed \$273,000 (including a \$25,000 contingency) for three years, with two additional 1-year renewal options in the amount of \$96,800 (including a \$8,800 contingency) for the first renewal option and \$101,200 (including a \$9,200 contingency) for the second renewal option, otherwise on the same terms and conditions, for a total amount not to exceed \$471,000 over a 5-year period, with future funding contingent on Council budget approval.

3.F. Award Contract to Leed Electric Inc. for Electrical Services at Water and Wastewater Treatment Facilities

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4336 to Leed Electric Inc., a California-based company, to provide electrical contractor services at water treatment facilities and wastewater facilities;
2. Authorize the City Manager to negotiate and execute an agreement with Leed Electric Inc., in an amount not to exceed \$1,660,000 over a five-year period, including 5% annual increases, with future funding contingent on Council budget approval.

3.G. Award Request for Proposal for Citywide Records Storage Services

Recommended Action

Staff recommends that the City Council:

1. Award Request for Proposal #154 to Filekeepers, LLC, a California-based company, for citywide offsite records storage services;
2. Authorize the City Manager to negotiate and execute an agreement with Filekeepers, LLC, in an amount not to exceed \$350,000 for five years, with five additional one-year renewal options with the same terms and conditions for a total amount not to exceed \$700,000 over a 10-year period with future year funding contingent on Council budget approval.

3.H. Downtown Santa Monica, Inc. FY 2018-19 Budget and Work Plan

Recommended Action

Staff recommends that the City Council approve the Downtown Santa Monica, Inc. budget and work plan for Fiscal Year 2018-19.

3.I. Santa Monica Tourism Marketing District FY 2018-19 Budget and Work Plan

Recommended Action

Staff recommends that the City Council receive and approve the Santa Monica Tourism Marketing District's Fiscal Year 2018-19 Budget and Work Plan.

3.J. Award of Contract for Licensed Clinical Social Worker

Recommended Action

Staff recommends that the City Council:

1. Award RFP #176 to Dorothy Berndt, a California-based Licensed Clinical Social Worker (LCSW), to connect at-risk tenants with local services to help keep them housed.
2. Authorize the City Manager to negotiate and execute an agreement with Dorothy Berndt, in an amount not to exceed \$53,000 (including a \$3,000 contingency) for one year, with two additional two-year renewal options in the amount of \$212,000, on the same terms and conditions, for a total amount not to exceed \$265,000 over a five-year period, with future-year funding contingent on Council budget approval.

3.K. Bid Award for the Purchase of Medium- and Heavy-Duty Tires

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4349 to Daniels Tire Service, a California-based company, for the purchase and delivery of miscellaneous new and recapped medium- and heavy-duty tires, and related services; and
2. Authorize the City Manager to negotiate and execute an agreement with Daniels Tire Service in an amount not to exceed \$172,500 (including a 15% contingency) for one year, with four additional one-year renewal options in the amount of \$690,000, at an additional increase, based on the consumer price index, per year, for a total amount not to exceed \$862,500 over a five-year period, with future year funding contingent on Council budget approval.

3.L. Award Bid for Traffic Signs and Supplies

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4312 to Safeway Sign Company, Safety Network Traffic Signs, Inc., and Maneri Sign Co., Inc., all California-based companies, for the purchase and delivery of traffic signs and supplies;
2. Authorize the Purchasing Services Manager to issue a purchase order with Safeway Signs Company for the purchase and delivery of traffic signs and supplies in the amount not to exceed \$85,000 for one year, with four additional one-year renewal options and a price increase of 10% annually.
3. Authorize the Purchasing Services Manager to issue a purchase order with Safety Network Traffic Signs, Inc. for the purchase and delivery of traffic signs and supplies in the amount not to exceed \$15,000 for one year, with four additional one-year renewal options and a price increase of 7% annually.
4. Authorize the Purchasing Services Manager to issue a purchase order with Maneri Sign Company, Inc. for the purchase and delivery of traffic signs and supplies in the amount not to exceed \$50,000 for one year, with four additional one-year renewal options and a price increase of 5% annually.

3.M. Bid Award for the Purchase of Disposable Microflex Gloves Citywide

Recommended Action

Staff recommends that the City Council:

1. Award Bid #4356 to Bound Tree Medical, an Ohio-based company, for the purchase and delivery of Microflex disposable gloves to be used by staff citywide;
2. Authorize the Purchasing Services Manager to issue annual purchase orders with Bound Tree Medical, for the purchase and delivery of Microflex disposable gloves for a total amount not to exceed \$720,000 over a five-year period, with future funding contingent on Council budget approval.

3.N. Santa Monica Pier Corporation Fiscal Year 2018-19 Budget and Work Plan

Recommended Action

Staff recommends that the City Council approve the Santa Monica Pier Corporation Fiscal Year 2018-19 Budget and Work Plan.

3.O. Award RFP #169 for Outcomes Design and Data Management Solutions

Recommended Action

Staff recommends that the City Council:

1. Award RFP# 169 to Canavan Associates, a Massachusetts-based company, for redesign of performance measures and outcomes and implementation of a data management system for human services programs.
2. Authorize the City Manager to negotiate and execute an agreement with Canavan Associates for a total amount not to exceed \$395,000 over a 3-year period, with future year funding contingent on Council budget approval.

3.P. Installation and maintenance of Closed Circuit Television Camera (CCTV) equipment for the Police Department over a five year period.

Recommended Action

Staff recommends that the City Council:

1. Award RFP# 151 to Converjint Technologies, LLC, a California-based company for installation and maintenance of CCTV equipment.
2. Authorize the City Manager to negotiate and execute an agreement with Converjint Technologies, LLC for installation of CCTV equipment in an amount not to exceed \$1,500,000 over a five-year period with future funding contingent on Council approval.
3. Authorize the City Manager to negotiate and execute an agreement with Converjint Technologies, LLC for maintenance and repair of CCTV equipment in an amount not to exceed \$500,000 over a five-year period with future funding contingent on Council approval.

3.Q. Parking Citation Software Issuance System for the Police Department

Recommended Action

Staff recommends that the City Council:

1. Award RFP# 160 to Conduent State & Local Solutions, Inc., a Maryland-based company for a Parking Citation Issuance software system.
2. Authorize the City Manager to negotiate and execute an agreement with Conduent State & Local Solutions, Inc. for a Parking Citation Issuance software system in an amount not to exceed \$225,000 over a five-year period with future funding contingent on Council approval.

3.R. First Modifications to Contract # 4193 with Super Soccer Stars and # 4154 with Diana Albarracin for Specialty Recreation Classes and Camps

Recommended Action

Staff Recommends that the City Council

- 1) Authorize the City Manager to negotiate and execute a first modification to agreement #4154 in the amount of \$75,573 with Diana Albarracin a California-based company, for recreational services. This will result in a 2 year amended agreement with a new total amount not to exceed \$250,573 with future year funding contingent on Council budget approval; and,
- 2) Authorize the City Manager to negotiate and execute a first modification to agreement #4193 in the amount of \$209,259 with Super Soccer Stars Corporation a California-based company, for recreational services. This will result in a 2 year amended agreement with a new total amount not to exceed \$384,259 with future year funding contingent on Council budget approval.

4. STUDY SESSION

No items

5. CONTINUED ITEMS

- 5.A. Request of Councilmembers McKeown and Himmelrich that Council authorize staff to explore appropriate local responses to the possible statewide repeal of the Costa-Hawkins Act, and ways in which our community might capture a portion of rent windfalls to support hardship renters and fund affordable housing. (Continued from June 12, 2018)**

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 Amending Santa Monica Municipal Code Chapter 3.21 Establishing a Shared Mobility Device Pilot Program and Related Permitting and Operator Selection Process**

Recommended Action

Staff recommends that City Council adopt the attached Ordinance.

- 7.B. Second Reading and Adoption of Ordinance Amending Sections 11.04.040 and 11.04.050 of the City Elections Code to Make a Clerical Correction and to Update Limits on Campaign Contributions to City Candidates**

Recommended Action

Staff recommends that City Council adopt the attached Ordinance.

8. STAFF ADMINISTRATIVE ITEMS

- 8.A. Proposed Ballot Measure Amending the City Charter to Require a Super-Majority Council Vote to Amend the Land Use and Circulation Element or the Downtown Community Plan to Increase Permitted Heights or Floor Area Ratios**

Recommended Action

In accordance with previous Council direction, staff recommends that the City Council adopt the attached resolution (Attachment A) placing a measure on the November 6, 2018 ballot that would amend Section 615 of the City Charter to require a super-majority Council vote for amendments to the Land Use and Circulation Element (LUCE) or the Downtown Community Plan (DCP) that would result in an increase in allowed height or floor area ratio (FAR).

- 8.B. Labor Peace Agreements for Food-Service Operators on City-Owned Properties**

Recommended Action

Staff recommends that the City Council consider whether the model of the San Francisco Airport Labor Peace/Card Check policy is responsive to Council's October 2017 direction to develop new Labor Peace policy provisions for the City's food

service leases (subject to setting thresholds for exempting various subcategories of those leases from an LPA requirement).

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. Annual Appointments to Boards and Commissions for terms ending June 30, 2018.

Board/Commission	No. of Appts.	Term Ending
Airport Commission	1	6/30/2022
Architectural Review Board	2	6/30/2022
Arts Commission <i>(Must reside or work in the City of Santa Monica)</i>	2	6/30/2022
Commission for the Senior Community	3	6/30/2022
Commission on the Status of Women	2	6/30/2022
Disabilities Commission <i>(One must be a person with a self-identified disability)</i>	3	6/30/2022
Downtown Santa Monica, Inc. <i>(Must live, work, own property, or hold a business license in the City of Santa Monica)</i>	3	6/30/2022
Housing Commission	2	6/30/2022
Landmarks Commission <i>(One appointment must be a local historian. One appointment must be an architect historian)</i>	3	6/30/2022

Personnel Board	1	6/30/2023
Planning Commission	1	6/30/2022
Recreation and Parks Commission	2	6/30/2022
Santa Monica Library Board	2	6/30/2022
Santa Monica Travel & Tourism, Inc.	1	6/30/2021
	3	6/30/2022
Social Services Commission	2	6/30/2022

- 13.B. Appointment to two unscheduled vacancies on the Clean Beaches Ocean Parcel Tax Citizens Oversight Committee for one term ending 12/31/2018 and one term ending 12/31/2019**
- 13.C. Request of Mayor Winterer that the Council allocate \$1,000 as a matching grant to L.A. Works, a 501(c)3 non-profit that creates and implements hands-on community service projects throughout the greater Los Angeles area. The funds will go towards City event-related costs for their “From Streets to Shelter” event on August 11th at Clover Park. The event will bring together hundreds of corporate and community volunteers to focus on the pressing issue of homelessness at an engaging pop-up event.**
- 13.D. Request of Councilmembers Himmelrich and Vazquez that the Council allocate \$22,000 to the Santa Monica Malibu Education Foundation as startup funds for the implementation of a Mariachi Education Program. The initial pilot program will begin at Edison Elementary and will offer students an educational experience that would expand their cultural awareness and promote a lifelong appreciation for this genre of music. - *New item received.***
- 13.E. Request of Mayor Winterer, Mayor Pro Tem Davis and Councilmember McKeown, to give direction to the City Attorney to provide language for a potential Charter Amendment and Municipal Code amendment to change eligibility requirements for the Senior Commission, Airport Commission, Library Board, and Personnel Board from “qualified electors” to “residents” to encourage civic involvement by all our residents, as outlined in the June 15 Information Item.**

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

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 email subscription to the City Council Agendas, please contact the City Clerk's Office at (310) 458-8211 or clerk@smgov.net.

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. 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. 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.**

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, #5, #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).