



# City of Santa Monica

## City Council Meeting

### AGENDA

GLEAM DAVIS  
MAYOR

KEVIN MCKEOWN  
COUNCILMEMBER

TED WINTERER  
COUNCILMEMBER

SUE HIMMELRICH  
COUNCILMEMBER

ANA MARIA JARA  
COUNCILMEMBER

GREG MORENA  
COUNCILMEMBER

TERRY O'DAY  
MAYOR PRO TEM

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:
  - 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. **Any electronic presentation materials intended to be presented at a City Council meeting must be emailed to the City Clerk at [clerk@smgov.net](mailto: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.

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## AGENDAS

CITY OF SANTA MONICA

REGULAR MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY APRIL 23, 2019

**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: Government Code Section 54957.6.  
Agency Designated Representatives: Lori Gentles, Chief People Officer-HR  
and Human Resources Manager Shawn Weiske, Bargaining Unit: Coalition of  
Santa Monica City Employees (CSMCE)**
- 1.B. 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, California Court of Appeal,  
Second Appellate District, No. B295935.**
- 1.C. Conference with Legal Counsel – Anticipated Litigation -- Anticipate  
significant exposure to litigation pursuant to Government Code Section  
54956.9(d)(2): Claims against City:**
- Claim No. 18-629, claimant Rogelio Monroy;
  - Claim No. 18-684, claimant Elizabeth Esquivias;
  - Claim No. 19-019, claimant Jose Zaldivar;
  - Claim No. 19-127, claimant John Doe 1;
  - Claim No. 19-128, claimant John Doe 2;
  - Claim No. 19-129, claimant John Doe 3;
  - Claim No. 19-130, claimant John Doe 4;
  - Claim No. 19-131, claimant John Doe 5;
  - Claim No. 19-132, claimant John Doe 6;
  - Claim No. 19-146, claimant John Doe 7;

- Claim No. 19-156, claimant Alvin Ferrara;
- Claim No. 19-157, claimant Carlos Martinez;
- Claim No. 19-158, claimant Jason Martin;
- Claim No. 19-159, claimant Jose Lopez.

**1.D. Conference with Legal Counsel – Anticipated Litigation -- Anticipate significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): land use litigation claims:**

- 1) 1323 5<sup>th</sup> Street, Administrative Approval (“AA”) Application# 18ENT-0283, Vesting Tentative Tract Map (“VTTM”) #82575 with Application #s 19PWMISC-0016, 19ENT-0089
- 2) 1338 5<sup>th</sup> Street, AA Application# 19ENT-0041, VTTM #82579 with Application #s 19PWMISC-0019, 19ENT-0087
- 3) 1415 5<sup>th</sup> Street, AA Application# 19ENT-0042, VTTM #82580 with Application #s 19PWMISC-0020, 19ENT-0086
- 4) 1437 5<sup>th</sup> Street, AA Application# 19ENT-0039, VTTM #82578 with Application #s 19PWMISC-0018, 19ENT-0084
- 5) 1437 6<sup>th</sup> Street, AA Application# 19ENT-0040, VTTM #82577 with Application #s 19PWMISC-0017, 19ENT-0088
- 6) 1557 7<sup>th</sup> Street, AA Application# 19ENT-0206, VTTM #82576 with Application #s 19PWMISC-0021, 19ENT-0090

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. Recognition of Yibin Shen**

**2.B. Proclamation declaring April 2019 as Arts Month**

**2.C. Proclamation declaring April 25, 2019 as Get on Board Big Blue Bus Day in the City of Santa Monica**

**3. CONSENT CALENDAR**

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

**3.A. First Contract Modification with Koury Engineering and Testing, Inc. for Fire Station No. 1 Inspection Services**

**Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #10678 (CCS) in the amount of \$400,000 with Koury Engineering and Testing, Inc., a California-based company, for deputy inspection, material testing, and geotechnical inspection for the Fire Station No. 1 Project for the Public Works Department. This will result in a three-year amended agreement with a new total amount not to exceed \$662,364.

### **3.B. Award of Bid for Fire Department Equipment**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4368 to two vendors: L.N. Curtis, a California-based company and Municipal Emergency Services, a California-based company for the purchase of fire hose, fire tools, and fire equipment;
2. Authorize the Purchasing Services Manager to issue a purchase order with L.N. Curtis for the purchase of fire hose, fire tools and fire equipment in the amount not to exceed \$200,000 for one year, with four additional one year renewal options in the amount of \$400,000 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 Municipal Emergency Services for the purchase of fire tools and fire equipment in the amount not to exceed \$45,000 for one year, with four additional one year renewal options in the amount of \$180,000 for a total not to exceed \$225,000 with future year funding contingent on Council budget approval.

### **3.C. Adoption of Big Blue Bus Resolution for State Transit Funds**

#### **Recommended Action**

Staff recommends that the City Council adopt the attached resolution authorizing the execution of the Transit and Intercity Rail Capital Program (TIRCP) Master Agreement and Program Supplements for the State-funded project.

### **3.D. Award of Professional Services Contract for Michigan Avenue Greenway and 20th Street Bike and Pedestrian Improvement Project**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award RFP #194 to JMC2 Civil Engineering + Surveying (JMC2), a California-based company for Michigan Avenue Greenway & 20th Street Bike and Pedestrian Improvement Project for the Planning and Community Development Department.
2. Authorize the City Manager to negotiate and execute an agreement with JMC2, in an amount not to exceed \$360,000 (including a 10% contingency) for five years.

### **3.E. Second Modification to Agreement No. 3440 for Vulnerability Analyst Services**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a second modification to agreement #3440 in the amount of \$150,000 with Aurora Systems Consulting, Inc., a California-based company, for vulnerability analyst services for the Information Services Department. This will result in a one year amended agreement with a new total amount not to exceed \$230,000, with future year funding contingent on Council budget approval.

### **3.F. Approval of Planning Commission Mission Statement**

**Recommended Action**

Staff recommends the Council endorse a revised Mission Statement for the Planning Commission.

**3.G. Approval of the Proposed FY 2019-20 Annual Action Plan Allocating Federal Community Development Block Grant (CDBG) and HOME Investment Partnerships****Recommended Action**

Staff recommends that the City Council:

1. Approve the Proposed FY 2019-20 Annual CDBG and HOME Action Plan (Attachment A).
2. Authorize the City Manager to submit all documents required to receive the City's annual Community Development Block Grant (CDBG) and Home Investment Partnerships Act (HOME) entitlement grant funds to the U.S. Department of Housing and Urban Development (HUD).

**3.H. Resolution Approving Final Parcel Map No. 74110 for a Three-Unit Condominium Project at 122 Strand Street****Recommended Action**

Staff recommends that the City Council adopt the attached Resolution approving Final Parcel Map No. 74110 at 122 Strand Street.

**3.I. First Modification to Agreement with LandCare USA for Citywide Landscape Maintenance Services****Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #9625 (CCS) in the amount of \$1,085,282 with LandCare USA, a Maryland-based company, for citywide landscape maintenance services for the Public Works Department. This will result in a five-year amended agreement with a new total amount not to exceed \$13,203,073, with future year funding contingent on Council budget approval.

**3.J. Award Bids for Purchase of Solid Waste and Recycling Containers****Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4370 to Consolidated Fabricators Corporation, a North Carolina-based company, for the purchase of 2- and 3-yard metal solid waste, recycling, and green waste/organics containers for the Public Works Department;
2. Authorize the Procurement Manager to issue a purchase order with Consolidated Fabricators Corporation for the purchase of 2- and 3-yard metal solid waste, recycling, and green waste/organics containers in the amount not to exceed \$309,000 for six years with future year funding contingent on Council budget approval.
3. Award Bid #4371 to Ball, Bounce, and Sport, an Ohio-based company, for the

purchase of 2-yard plastic green waste/organics containers for the Public Works Department;

4. Authorize the Procurement Manager to issue a purchase order with Ball, Bounce, and Sport for the purchase of 2-yard green waste/organics containers in the amount not to exceed \$395,000 for 10 years to extend on the same terms and conditions for years one through five and a 3% increase each year on pricing for years six through 10, with future year funding contingent on Council budget approval.
5. Award Bid #4371 to Rehrig Pacific Company, a California-based company, for the purchase of 2-, 3-, and 4-yard plastic solid waste and recycling containers for the Public Works Department;
6. Authorize the Procurement Manager to issue a purchase order with Rehrig Pacific Company for the purchase of 2-, 3-, and 4-yard plastic solid waste and recycling containers in the amount not to exceed \$3,381,000 for 10 years with future year funding contingent on Council budget approval.
7. Award Bid #4372 to Rehrig Pacific Company, a California-based company, for the purchase of 35-gallon plastic recycling and green waste/organics containers, 65-gallon and 95-gallon solid waste, recycling, and green waste/organics containers for the Public Works Department;
8. Authorize the Purchasing Services Manager to issue a purchase order with Rehrig Pacific Company for the purchase of 35-gallon plastic recycling and green waste/organics containers, 65-gallon and 95-gallon solid waste, recycling, and green waste/organics containers in the amount not to exceed \$2,156,000 for 10 years with future year funding contingent on Council budget approval.

**3.K. Accept Edward Byrne Memorial Justice Assistance Grant (JAG) - *New item received.***

**Recommended Action**

Staff recommends that the City Council:

1. Authorize the City Manager to accept two grant awards in the amount of \$28,293 and \$31,350 from the U.S. Department of Justice (DOJ) Edward Byrne Memorial Justice Assistance Grant (JAG) for implementation of the JAG 2017 and 2018 Crime Impact Project;
2. Authorize the City Manager to execute all necessary documents to accept the grants; and
3. Authorize budget changes as outlined in the Financial Impacts & Budget Actions section of the report.

**4. STUDY SESSION**

**No items**

**5. CONTINUED ITEMS**

**No items**

**6. ADMINISTRATIVE PROCEEDINGS**

- 6.A. 1828 Ocean Avenue: Appeal of the Planning Commission's decision to approve Development Review Permit (15ENT-0300) to allow a new five-story (47 feet) 81,630 square-foot mixed-use housing project consisting of 83 residential units, 2,000 square-feet of ground floor commercial space, and 273 automobile parking spaces within a three-level subterranean parking garage.**

**Recommended Action**

Staff recommends that the City Council deny the appeals and uphold the Planning Commission's approval by taking the following actions:

1. Deny Appeal 18ENT-0390;
2. Deny Appeal 18ENT-0391;
3. Deny Appeal 18ENT-0392;
4. Approve Development Review Permit 15ENT-0300;
5. Approve Major Modification 18ENT-0226;
6. Approve Waiver 18ENT-0227; and
7. Adopt the Statement of Official Action, pursuant to the draft findings and conditions.

- 6.B. 1921 Ocean Front Walk: Appeal of Planning Commission's decision to approve Development Review Permit (DRP) 15ENT-0297 to allow a new five-story (47 feet) 34,750 square-foot mixed-use housing project consisting of 22 residential units, 4,000 square-feet of ground floor commercial space, and 56 automobile parking spaces within a two-level subterranean parking garage.**

**Recommended Action**

Staff recommends that the City Council deny the appeal and uphold the Planning Commission's approval by taking the following actions:

1. Deny Appeal 18ENT-0312;
2. Approve Development Review Permit 15ENT-0297; and
3. Adopt the Statement of Official Action, pursuant to the draft findings and conditions.

**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 Chapter 2.24 of the Santa Monica Municipal Code to Increase the Threshold Dollar Limits for City Manager Authority to Award Solicitations of Public Works Projects, Goods and Services and Disposition of Property; Reflect Current and Proposed Procurement Practices; and Update the Code to Add Clarity Related to the City's Procurement Policies, Practices and Procedures**

**Recommended Action**

Staff recommends that City Council adopt the attached Ordinance.



**7.B. Introduction for first reading and adoption of an Emergency Interim Zoning Ordinance related to Single-Room Occupancy (SRO) uses. The proposed interim amendments pertain to development standards, land use regulations, residential use classifications, and definitions, with consideration given to changing regional housing trends, and consistent with housing-related goals and policies set forth in the 2010 Land Use and Circulation Element (LUCE) and 2017 Downtown Community Plan. - *New item received.***

**Recommended Action**

Staff recommends that the City Council introduce and adopt an Emergency Interim Zoning Ordinance related to Single-Room Occupancy uses in order to implement housing goals and policies set forth in the 2010 Land Use and Circulation Element and 2017 Downtown Community Plan and with consideration given to emerging regional housing trends.

8. STAFF ADMINISTRATIVE 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

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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