



City of Santa Monica

City Council Meeting

AGENDA

KEVIN MCKEOWN
MAYOR

GLEAM DAVIS
COUNCILMEMBER

TED WINTERER
COUNCILMEMBER

SUE HIMMELRICH
COUNCILMEMBER

ANA MARIA JARA
COUNCILMEMBER

GREG MORENA
COUNCILMEMBER

TERRY O'DAY
MAYOR PRO TEM

LANE DILG
INTERIM CITY MANAGER

GEORGE CARDONA
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

Meetings are broadcast live on CityTV cable channel 16, on the internet at www.smgov.net, and can be live streamed <https://primetime.bluejeans.com/a2m/live-event/argwbkvz>. 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. To listen to the Council meeting through your telephone the Attendee Dial-In number is: 1 (415) 466-7000 - PIN 1619384 #.

RULES OF ORDER FOR THE CONDUCT OF CITY COUNCIL MEETINGS

(Resolution No.11172 (CCS))

In lieu of attending the meeting, the public is strongly encouraged to submit their written correspondence and written public comment on agenda items via email to councilmtgitems@smgov.net. Written public comment submitted before 2:00 pm on the day of the meeting will be available for online viewing.

Additionally, **effective May 5, 2020 and until COVID-19 restrictions are lifted**, remote public comments can be made by phone at (310) 458-8423. Remarks from the public are limited to a total of 6 minutes per City Council meeting, with a maximum of 2 minutes per agenda item; under some circumstances, Council may change the maximum to 1 minute per agenda item. Except for the author of the request, public comment on 12-items are limited to 1 minute.

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. **Suspended until COVID-19 restrictions are lifted: 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 wish 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 2 PM on the day of the City Council meeting will be distributed to the City Council prior to the meeting and **posted online**.

The Civic East Wing is 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.

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AGENDAS

CITY OF SANTA MONICA

REGULAR MEETING

VIA TELECONFERENCE PURSUANT TO

EXECUTIVE ORDER N-29-20 ISSUED BY,
GOVERNOR GAVIN NEWSOM

TUESDAY, MAY 26, 2020

MEETING BEGINS AT 5:30 PM

Meeting can be viewed at: CITY TV: Cable Channel 16 or Streaming at <https://www.smgov.net/content.aspx?id=4292> LIVE STREAM (Chrome Browser Recommended): <https://primetime.bluejeans.com/a2m/live-event/argwbkvz> AND DIAL-IN NUMBER: 1 (415) 466-7000 (US), PIN 1619384 #

LIVE STREAM

[<https://primetime.bluejeans.com/a2m/live-event/argwbkvz>](https://primetime.bluejeans.com/a2m/live-event/argwbkvz)

AND DIAL-IN NUMBER

1 (415) 466-7000 (US), PIN 1619384 #

TO PROVIDE REMOTE PUBLIC COMMENT: Call (310) 458-8423

In an effort to reduce the risk of spreading Coronavirus (COVID-19), members of the City Council and City Staff will participate via teleconference. The meeting will be broadcast on CityTV Channel 16 and streaming on the City's website as normal, but participants may also join the teleconference via other methods listed above. Those wishing to give public comment must submit their comments via email to councilmtgitems@smgov.net [<mailto:councilmtgitems@smgov.net>](mailto:councilmtgitems@smgov.net) or call in at the number listed above. Please note the agenda item number in your comments.

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 – Anticipated Litigation – Request to enter into a lawsuit as an amicus curiae, pursuant to Government Code Section 54956.9:

Eloy Ortiz Oakley, et al., v. Betsy Devos, in her official capacity as the United States Secretary of Education, et al., U.S. District Court for the Northern District of California Case No. 20-cv-03215.

- 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, Second District Court of Appeal, Case No. B295935.**
- 1.C. Conference with Legal Counsel – Anticipated Litigation – Request to enter into a lawsuit as an amicus curiae, pursuant to Government Code Section 54956.9: HIAS, Inc., et al. v. Donald J. Trump, in his official capacity as President of the United States, et al., U.S. Fourth Circuit Court of Appeals Case No. 20-1160.**
- 1.D. Conference with Labor Negotiator: Government Code Section 54957.6**

Agency Designated Representatives: Chief People Officer Lori Gentles and Human Resources Manager Shawn Weiske. Bargaining Units: Administrative Team Associates, California Teamsters Local 911, Confidential Unrepresented Employees Pay Plan, Executive Pay Plan, Municipal Employees Association, Management Team Associates, Public Attorneys Legal Support Staff Union, Public Attorneys Union, Santa Monica Fire Executive Management Association, Santa Monica Firefighters Local 1109 IAFF, Santa Monica Police Officers Association, Supervisory Team Associates, International Association of Sheet Metal, Air, Rail, and Transportation Workers, Transportation Division Local 1785 (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. Commendation. 126 City Employees.**
- 2.B. Commendation: Katie E. Lichtig, Assistant City Manager/Chief Operating Officer**
- 2.C. City Manager's Report: Economic Recovery Update**

3. CONSENT CALENDAR

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

- 3.A. Award Request for Proposal and enter into Agreement with Film Independent for the Independent Spirit Awards**

Recommended Action

Staff recommends that the City Council:

1. Award RFP# 249 to Film Independent to use a portion of the 1550 Beach Parking Lot for the Independent Spirit Awards from February 17, 2021 to March 4, 2021, and to return on tentative dates of February 16 to March 3, 2022 and February 15 to March 2, 2023
2. Authorize the City Manager to negotiate and execute a license agreement with Film Independent for a three -year term. The annual rental for each of the three occupations is approximately \$104,000.

3.B. Affordable Housing Funding Opportunities from the State

Recommended Action

Staff recommends that the City Council adopt the attached resolutions:

1. Authorizing and adopting the 302(c)(4) plan for the Permanent Local Housing Allocation Program for Funding Allocation Years 2019-2023 (Attachment A); and
2. Authorizing the submission of an application for Permanent Local Housing Allocation Program Funding (Attachment B); and
3. Authorizing the submission of an application for Local Housing Trust Fund Program Matching Grant Funding (Attachment C).

3.C. Adoption of Resolution Ratifying COVID-19 Emergency Proclamation and Supplements

Recommended Action

Staff recommends that Council adopt the proposed resolution ratifying the Executive Order issued by the Director of Emergency Services declaring the existence of a local emergency in the city of Santa Monica and the Supplements to that Order.

3.D. Adoption of Resolution Recognizing Two-Year Reinstatement Period for Employees Laid Off As Result of COVID-19 Restructuring

Recommended Action

Staff recommends that Council adopt the proposed resolution recognizing a two-year reinstatement period (increasing by one additional year the reinstatement period set forth in the City Charter) for employees who are laid off as a result of the restructuring of the City's workforce caused by the impacts of the COVID-19 pandemic.

3.E. Authorization to enter into Agreement with Right Management Corporation and with BetterUP Outplacement and Transitioning Services

Recommended Action

Staff recommends that the City Council:

1. Authorize the City Manager to negotiate and execute an agreement with Right Management Corporation for professional outplacement and transitioning services for the Human Resources Department. This recommendation is made as an exception to the competitive bidding process pursuant to Section 2.24.250 (g) and is for a total amount not to exceed \$300,000, with future year funding contingent on Council budget approval.

2. Authorize the City Manager to negotiate and execute an agreement with BetterUp for professional coaching services for the Human Resources Department. This recommendation is made as an exception to the competitive bidding process pursuant to Section 2.24.250 (g) and is for a total amount not to exceed \$125,000, with future year funding contingent on Council budget approval.
3. Authorize budget changes as outlined in the Financial Impacts and Budget Actions section of this report.

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 an Ordinance Amending Santa Monica Municipal Code Section 9.53.130 to Exclude One Hundred Percent Affordable Housing Projects from Transportation Allowance Requirements

Recommended Action

Staff recommends that City Council adopt the attached Ordinance.

7.B. Second Reading and Adoption of Ordinance Amending Santa Monica Municipal Code Section 3.21.090 to Extend the Term of the First Shared Mobility Device Pilot Program to April 30, 2021, and Amend Santa Monica Municipal Code Section 3.22.090 to Change the Start Date of the Second Shared Mobility Device Pilot Program to May 1, 2021

Recommended Action

Staff recommends that City Council adopt the attached Ordinance.

8. STAFF ADMINISTRATIVE ITEMS

8.A. An Update on City Restructuring and Council Authorization to Restore Priority Programs

Recommended Action

Staff recommends that Council:

1. Provide direction to staff on proposals to restore priority services not included in the May 5, 2020 restructuring plan;

2. Provide direction to staff on proposal to allocate CDBG entitlement and COVID-19-related funds; and
3. Provide direction to staff on the updated Community Services Pricing Policy on Fees.

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 Mayor Pro Tem O'Day that, in light of a majority of the residents affected now opposing the 9th Street Streetlight Assessment District, Council direct staff to prepare for Council approval a resolution rescinding Council's prior authorization, as stated in Resolution 11213 (CCS) adopted November 12, 2019, to pay 50% of the costs of the proposed streetlighting.**

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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