AGENDA
CITY OF SANTA MONICA
REGULAR MEETING
VIA TELECONFERENCE PURSUANT TO
EXECUTIVE ORDER N-29-20 ISSUED BY,
GOVERNOR GAVIN NEWSOM
TUESDAY, APRIL 28, 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/zqvrbskb AND DIAL-IN NUMBER: 1 (415) 466-7000 (US), PIN 9771453 #

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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 make that request via email to councilmtgitems@smgov.net. Please note the agenda item number in your comments. Comments received after the start of the meeting will be read aloud at the meeting (with time limitations).

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


ACTION: Appointed George Cardona as the Interim City Attorney.
Agency Designated Representatives: Laura Kalty, Outside Counsel, Liebert Cassidy Whitmore. Unrepresented Employee: Interim City Attorney.

ACTION: Approved.

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: California, et al. v. Texas, et al., U.S. Supreme Court Case No. 19-840; Texas, et al. v. California, et al., U.S. Supreme Court Case No. 19-1019.

ACTION: Approved joining the amicus brief.

1.D. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Herbert Woods v. City of Santa Monica, Los Angeles Superior Court, Case No. 19STCV14060.

ACTION: Approved Settlement in the amount of $150,000.

1.E. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Jeffery Gaul v. Nicholas Henry Robles, City of Santa Monica, et al., Los Angeles Superior Court, Case No. 19STCV00395.

ACTION: Approved Settlement in the amount of $22,500.

1.F. Conference with Legal Counsel – Potential Litigation: Consideration of whether to initiate litigation pursuant to Government Code Section 54956.9(d)(4) – 1 case.

ACTION: Heard. No reportable action taken.

1.G. Conference with Labor Negotiator: Government Code Section 54957.6

ACTION: Heard. No reportable action taken.

1.H. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Elizabeth Gadzimugometovas v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 693429.
ACTION: Approved Settlement in the amount of $225,000.

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. City Manager's Report: Economic Recovery

ACTION: Presented.

3. CONSENT CALENDAR

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

3.A. Award Proposal and Enter into Master Services Agreement for Architectural, Structural Engineering and Mechanical, Electrical and Plumbing Design Services

Recommended Action
Staff recommends that the City Council:

1. Establish a pre-qualified list for various design services as part of RFQ #SP2624 consisting of 27 consultants for the Public Works Department;
2. Authorize the City Manager to negotiate and execute Agreement Nos. 11018 (CCS) through 11030 (CCS) with 13 consultants, in an amount not to exceed $1,000,000 for three years, with two additional one-year renewal options in the amount of $300,000 each, on the same terms and conditions, for a total amount not to exceed $1,600,000 over a five-year period, with future year funding contingent on Council budget approval. These are on-call agreements and funding would be identified for associated projects.

ACTION: Approved.

(500-001)

3.B. Approval of First Modification to Contract #10689 with Aeroplex Group Partners, LLC for Property Leasing and Management Services

Recommended Action
Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #10689 (CCS) in the amount of $165,052 with Aeroplex Group Partners, LLC (“Aeroplex”) to provide additional commercial real estate leasing, consulting and property management services for the Santa Monica Airport, and modify certain terms of the commission structure for the contract. This will result in a two-year amended agreement in the amount of $800,007 expiring on June 30, 2020 with three one-year renewal options in the amount of $447,552 in FY 2020-2021, $453,187 in FY 2021-2022 and $458,999 in FY 2022-2023 at the sole discretion of the City, with a new total amount not to exceed $2,159,745 (including 10% contingency) with future year funding contingent on Council budget approval.
ACTION: Approved.

(900-002)

3.C. Award Request for Proposal and Enter into Agreement No. 11031 (CCS) with Conduent State and Local Solutions, Inc. for Parking Permits and Citation Services

Recommended Action
Staff recommends that City Council:

1. Award RFP #199 to Conduent State and Local Solutions, Inc., a New York based company, for the integrated parking permitting and citations payment solutions services for the Planning and Community Development Department;
2. Authorize the City Manager to negotiate and execute an agreement with Conduent State and Local Solutions, Inc. in an estimated amount of $7.2 million for five years, with two additional two year renewal options in the estimated amount of $6.2 million on the same terms and conditions, for a total estimated amount of $13.4 million over a nine year period, with future funding contingent on Council budget approval;
3. Authorize the Director of Planning and Community Development to issue any necessary change orders to complete additional work within contract authority.

ACTION: Approved.

(214-000)
(417-002-05)

3.D. Award of Contractual Services Agreement No. 11032 (CCS) to Apex Companies for Maintenance & Inspection of Stormwater Best Management Practices

Recommended Action
Staff recommends that the City Council:

1. Award RFP# SP2622 to Apex Companies, LLC, a California-based company, to provide inspection and maintenance services for the City’s stormwater infrastructure;
2. Authorize the City Manager to negotiate and execute an agreement with Apex Companies, LLC, in an amount not to exceed $977,733 (including a 15% contingency) for three years, with one renewal option of up to two years;
3. Authorize the Director of Public Works to issue any necessary change orders or modifications to complete additional work within contract authority; and
4. Authorize budget changes as outlined in the Financial Impacts & Budget Actions section of this report.

ACTION: Approved.
3.E. Authorization of Fleet Management Sole Source Requests for Proprietary Vehicle Parts and Service

Recommended Action
Staff recommends that the City Council:

1. Authorize the Procurement Manager to issue a purchase order with AMREP Manufacturing Company, LLC for equipment and parts for AMREP refuse bodies for the Public Works Department. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.250 (b) and is for a total amount not to exceed $304,051 with future year funding contingent on Council budget approval.

2. Authorize the City Manager to negotiate and execute Agreement No. 11033 (CCS) with Ray Gaskin Service for one year, with four additional one-year renewal options on the same terms and conditions, for a total amount not to exceed $468,394 over a five-year period, for the purchase of parts and service for Scranton Manufacturing (New Way) and Wayne Engineering (Curbtender) equipment for the Public Works Department, with future year funding contingent on Council budget approval. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.250(b).

3. Authorize the Procurement Manager to issue a purchase order with Coastline Equipment Company for repair and maintenance parts for John Deere construction equipment for the Public Works Department. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.250(b) and is for a total amount not to exceed $250,000 with future year funding contingent on Council budget approval.

ACTION: Approved.

(515-000-03)

3.F. Adoption of Resolution No. 11244 (CCS) Authorizing an Application for and Receipt of a LEAP Grant for an Amount Not to Exceed $300,000 for Preparation of the 2021-2029 Housing Element Update and Authorization for City Manager to Execute All Necessary Associated Documents

Recommended Action
Staff recommends that the City Council:

1. Adopt the attached resolution authorizing the application and receipt of funding in the amount of $300,000 from the State of California Department of Housing and Community Development’s Local Early Action Planning (LEAP) grant program.

2. Authorize the City Manager to execute all necessary documents to apply for the grant, and if awarded, accept and administer the grant, including any renewals.

3. Authorize the budget changes as outlined in the Financial Impact and Budget Actions section of this report following award of the grant funding.
ACTION: Approved.

(400-001-03)

3.G. Adoption of Fiscal Year 2020-2025 Santa Monica Public Housing Authority Plan

Recommended Action
Staff recommends that the Housing Authority Board:
1. Adopt the FY2020-2025 Santa Monica Public Housing Authority Plan (PHA Plan), which consists of a Five-Year Plan and Annual Plan; and
2. Authorize the submission of the FY2020-2025 PHA Plan to the United States Department of Housing and Urban Development (HUD).

ACTION: Pulled at the request of staff.

3.H. Approval of the Assessment of Fair Housing Plan to affirmatively further Fair Housing

Recommended Action
Staff recommends that the Council approve the attached Assessment of Fair Housing Plan.

ACTION: Approved.

(407-000-01)

3.I. Approval of the Fiscal Year 2018-2019 Summary Report of Multifamily Housing Production and Housing Trust Fund Financing

Recommended Action
Staff recommends that the City Council receive and approve the Fiscal Year 2018-2019 Summary Report of Multifamily Housing Production and Housing Trust Fund Financing.

ACTION: Approved.

(407-002-04)

3.J. Approval of First Modification to Agreement No. 10946 CCS with Yellow Jacket Drilling Services, LLC for the Construction of Two Exploratory Wells
Recommended Action
Staff recommends that the City Council:

1. Authorize the City Manager to negotiate and execute a first modification to agreement #10946 (CCS) in the amount of $211,448 with Yellow Jacket Drilling Services, LLC to increase the construction depth of two exploratory groundwater wells for the Public Works Department. This will result in an amended agreement with a new total amount not to exceed $2,911,653.
2. Authorize budget changes as outlined in the Financial Impacts and Budget Actions section of this report.

ACTION: Approved.

(502-002-03)

3.K. Approval of Professional Services Agreement No. 11034 (CC) with UCLA Santa Monica Hospital and Palm Drive Medical Group for Emergency Medical Services for Arreestees

Recommended Action
Staff recommends that the City Council authorize the City Manager to negotiate and execute a five-year professional services agreement with the UCLA Santa Monica Hospital and Palm Drive Medical Group, a California-based company, to provide emergency room medical services to arreestees. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.250(b) and is for a total amount not to exceed $250,000 with future year funding contingent on Council budget approval.

ACTION: Approved.

(701-012)

3.L. Approval of Extension of Software Maintenance Contracts with Trapeze, Inc.

Recommended Action
Staff recommends that the City Council:

1. Authorize the City Manager to negotiate and execute a fifth modification to agreement #9508 (CCS) in the amount of $321,649 with Trapeze, Inc. to extend the warranty maintenance of the Enterprise Asset Module (EAM) for tracking work orders, warehouse inventory management, fueling controls, and maintenance management functions through June 30, 2022, with one additional option to renew through June 30, 2023. This would result in an amended agreement with a new total amount not to exceed $1,617,019, with future year funding contingent on Council budget approval.
2. Authorize the City Manager to negotiate and execute a fourth modification to agreement #8928 (CCS) in the amount of $514,107 with Trapeze, Inc. to extend the warranty maintenance of the Motor Coach Operator Management System (OPS) and Planning and Scheduling (BlockBuster and FX) software for two additional years through June 30, 2022, with one additional option to renew through June 30, 2023. This would result in an amended agreement
with a new total amount not to exceed $2,884,030, with future year funding contingent on Council budget approval.

3. Authorize the City Manager to negotiate and execute a 12th modification to agreement #8153 (CCS) in the amount of $433,212 with Trapeze, Inc. to extend the warranty maintenance of the TransitMaster computer-aided dispatch/automated vehicle location (CAD/AVL) module. This 12th modification would extend warranty maintenance of the TransitMaster system through June 30, 2022, with one additional option to renew through June 30, 2023, and would result in an amended agreement with a new total amount not to exceed $6,081,448 with future year funding contingent on Council budget approval.

ACTION: Approved.

(1000-001)

3.M. Approve Renewal of Contract No. 11035 (with Vital Medical Services to provide in-house Medical Services to Arrestees)

Recommended Action
Staff recommends that the City Council authorize the City Manager to negotiate and execute a five-year professional services agreement with Vital Medical Services, LLC to provide in-house medical services to arrestees. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.250(b) and is for a total amount not to exceed $2,052,000 with future year funding contingent on Council budget approval.

ACTION: Approved.

(701-012)

3.N. Approval of Modification to Purchase Order with ProForce Law Enforcement for Bulletproof Vests

Recommended Action
Staff recommends that the City Council authorize the Procurement Manager to issue a change order to purchase order number 22000736 in the amount of $31,458 with ProForce Law Enforcement for bulletproof vests for law enforcement for the Police Department. This would result in a revised purchase order total not to exceed $281,458, with future year funding contingent on Council budget approval.

ACTION: Approved.

(701-001-02)

3.O. Agreement No. 11036 (CCS) for Separation of Rick Cole from City Employment – recommendation that the City Council approve the agreement with Rick Cole for his separation from his position as City Manager

Recommended Action
Staff recommends that Council:
(1) approve the agreement with Rick Cole for his separation from his position as City Manager; and,
(2) authorize the Mayor to sign the separation agreement on behalf of the City.

ACTION: Approved.

(1010-000)

3.P. Agreement No. 11037 (CCS) for Service as Interim City Manager -- recommendation that the City Council approve the agreement with Lane Dilg for her services as Interim City Manager

Recommended Action
Staff recommends that Council:
(1) approve the agreement with Lane Dilg for her services as Interim City Manager; and,
(2) authorize the Mayor to sign the agreement on behalf of the City.

ACTION: Approved.

(101-000)

3.Q. Resolution No. 11245 (CCS) Temporarily Amending Council Rule of Order and Procedure 15 Regarding Public Comment

Recommended Action
Staff recommends that Council adopt the attached resolution to temporarily amend City Council Rule of Order and Procedure 15 regarding public comment to expand the time period for receiving written comments and reflect new procedures that will permit oral public comment during Council meetings conducted via teleconferencing.

ACTION: Approved.

(100-000-04)

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.)


Recommended Action
Staff recommends that City Council adopt the attached Ordinance.

ACTION: Adopted.

(208-024)
7.B. **Introduction and First Reading of an Ordinance and Adoption of Resolution No. 11246 (CCS) to Amend Municipal Code Section 8.08.050, to Achieve Consistency with State Law, and Adopt a Local Amendment to Administrative Building Code**

**Recommended Action**

Staff recommends that the City Council:

1. Adopt the attached resolution making findings of local climatic, geological and topographical conditions, as required by the California Health & Safety Code, to adopt local amendments to the California Building Standards Code.
2. Introduce for first reading the attached ordinance to amend SMMC Section 8.08.050 to adopt the 2019 California Building Standards Code standard to exempt freestanding walls seven feet or less in height from requiring a building permit, and adopt a local amendment to the 2019 California Building Standards Code to exempt concrete or masonry walls from requiring a building permit only if they are four feet in height or less.
3. Instruct staff to file the adopted resolution and ordinance with the California Building Standards Commission following the second reading of the ordinance.

**ACTION:** Resolution adopted; ordinance introduced for first reading.

(416-003)

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.)

**ACTION:** Held.

**ADJOURNMENT** at 10:50 p.m.

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917-6626 at least 3 days prior to the scheduled meeting.

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