



## COMPLETED AGENDA

CITY OF SANTA MONICA

REGULAR MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY OCTOBER 23, 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): Pico Neighborhood Association and Maria Loya v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 616804**

ACTION: Heard. No reportable action taken.

- 1.B. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): HomeAway.com, Inc. & Airbnb, Inc. v. City of Santa Monica, Case Nos. 18-55367, 18-55805, 18-55806 (Ninth Circuit)**

ACTION: Heard. No reportable action taken.

- 1.C. Conference with Legal Counsel – Anticipated Litigation – Request to enter into a lawsuit as an amicus curiae, pursuant to § 54956.9: City of Chicago v. Sessions, U.S. Court of Appeals for the Seventh Circuit, Case No. 18-2885**

ACTION: Approved joining the amicus curiae.

- 1.D. Conference with real property negotiator  
Properties: 256 and 258 Santa Monica Pier  
City negotiator: Andy Agle, Director of Housing and Economic Development;  
Elana Buegoff, Pier Administrator  
Under negotiation: Lease Terms  
Owner of Record: City of Santa Monica**

ACTION: Heard. No reportable action taken.

- 1.E. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9(d)(1): Marinello v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 638873**

ACTION: Approved Settlement in the amount of \$20,000.

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

ACTION: Heard. No reportable action taken.

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: National Disabilities Employment Awareness Month**

ACTION: Presented by the Mayor.

- 2.B. City Manager Report: Update on Minimum Wage Enforcement**

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 Bid for the Purchase of up to 20 BMW Motorcycles for the Police Department**

**Recommended Action**

Staff recommends that the City Council:

1. Authorize the Purchasing Services Manager to issue a purchase order with Long Beach BMW Motorcycles, a California-based company, for the purchase and delivery of up to nine BMW Police motorcycles for the Public Works Department in FY 2018-19 as part of an existing contract with the City of San Diego. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080(b), as competitive bidding has already occurred. The award is for a total amount not to exceed \$283,597, with future year funding contingent on Council budget approval.
2. Authorize the Purchasing Services Manager to issue any necessary change orders to the purchase order for the purchase of 11 additional BMW Police motorcycles through the life of the City of San Diego contract expiring on June 20, 2019, with four one-year extension options through June 20, 2023, to replace up to five motorcycles damaged beyond repair during the course of Police Department activities and another six motorcycles that will be up for

replacement in FY 2021-22, for an additional amount not to exceed \$363,119, resulting in a total amount not to exceed \$646,716, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.B. Award of Furniture Agreement for City Services Building Project**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award RFP# SP2250 to ARCHI.TXTURE (DBA: Catalyst Office), a California-based company, to provide Steelcase furniture systems and related services including design, delivery and installation for the City Services Building Project and on an as-needed basis for other City staff offices;
2. Authorize the City Manager to negotiate and execute an agreement with Catalyst Office, for a total amount not to exceed \$3,000,000 (including an \$85,220 contingency) for five years, with future funding contingent on Council budget approval.

ACTION: Approved.

### **3.C. Reject All Bids for the Reuse of Excess Airfield Pavement Project**

#### **Recommended Action**

Staff recommends that the City Council:

1. Reject all bids for Bid #SP2533 for the Reuse of Excess Airfield Pavement Project for the Public Works Department.
2. Direct staff to reissue a bid to obtain the best bidder for the Reuse of Excess Airfield Pavement Project.

ACTION: Approved.

### **3.D. Memorandum of Agreement Between Big Blue Bus and the Los Angeles Police Department to provide Transit Security and Law Enforcement Services on its public buses, bus stops, and other locations as needed**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a Memorandum of Agreement (MOA) with the City of Los Angeles Police Department (LAPD) to provide transit security and law enforcement services to Big Blue Bus (BBB) on its public buses, bus stops, and other locations as needed within its service area outside of the borders of the city of Santa Monica, and working in coordination with SMPD on any interjurisdictional issues. The recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080(b). The MOA will be for a one-year pilot program for a total amount not to exceed \$504,580 (\$480,552 with 5% contingency) with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.E. Amended and Restated Agreement for Minimum Wage Enforcement Services**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute an Amended and Restated Agreement with the Los Angeles County Department of Consumer and Business Affairs (LA County) for minimum wage enforcement services. This action would result in an agreement for a term up to 10 years for a total contract amount not to exceed \$1,250,000, with future year funding contingent on Council budget approval.

ACTION: Approve.

### **3.F. Modification to Agreement No. 9756 (CCS) for Business License Software Maintenance and Support Services and Software Development Services for Finance Department**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #9756 (CCS) with HdL Software, LLC ("HdL") in an estimated amount of \$169,000 to extend the agreement for three years, with one two-year renewal option, for business license software maintenance and support services and to increase the agreement amount for additional software development services for the Finance Department. The modification will result in a 10-year amended agreement for a new total amount not to exceed \$378,275, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.G. Utility Users Tax and Franchise Fee Audit and Revenue Enhancement Services**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #162 to MuniServices, LLC, a California-based company for Utility Users Tax and Franchise Fee Audit and Revenue Enhancement Services for the Finance Department;
2. Authorize the City Manager to negotiate and execute a five-year agreement with MuniServices, LLC, in an estimated amount of \$320,000 with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.H. Designating City's Labor Negotiators Under Govt. Code Section 54957.6**

#### **Recommended Action**

Adopt a resolution establishing a standing list of representatives of the City of Santa Monica designated to participate in Closed Sessions with the City Council to discuss labor negotiations with certain unions and unrepresented employees.

ACTION: Adopted.

**3.I. Annual Premiums to Blue Shield of California for Employee Health Benefits**

**Recommended Action**

Staff recommends that the City Council authorize the City Manager to execute a contract with Blue Shield of California (Blue Shield) for a total amount not to exceed \$82,957,553 over a three-year period. Subsequent renewals following the three-year period would be exercised by Professional Services Agreement Renewal Letter.

ACTION: Approved.

**3.J. Approve Minutes for the City Council - Special Meeting - Jul 24, 2018 4:30 PM**

ACTION: Approved.

**3.K. Approve Minutes for the City Council - Regular Meeting - Jul 24, 2018 5:30 PM**

ACTION: Approved.

**3.L. Approve Minutes for the City Council - Regular Meeting - Jun 26, 2018 5:30 PM**

ACTION: Approved.

**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 Creating Santa Monica Municipal Code Section 10.08.565 to Establish a Vehicle Weight Restriction Requirement for the Santa Monica Pier Bridge**

**Recommended Action**

Staff recommends that City Council adopt the attached Ordinance.

ACTION: Adopted.

**7.B. Modification to Taxicab Franchise for consistency with AB 1069 and AB 939, and extension of Taxicab Franchise Agreement with TMAP Corp (dba Taxi! Taxi!)**

**Recommended Action**

- 1) Introduce for first reading of an ordinance amending Chapter 6.49 of the Santa Monica Municipal Code modifying provisions of the taxicab franchise regulations;
- 2) Adopt a Resolution establishing maximum taximeter rates.

ACTION: Ordinance introduced and held first reading; resolution adopted.

**7.C. Introduction and First Reading of an Ordinance Amending Chapter 4.55 of the Santa Monica Municipal Code to Authorize and Regulate Electric Vehicles in City Park Parking Lots After Hours**

**Recommended Action**

Staff recommends that the City Council introduce for first reading the attached ordinance amending Chapter 4.55 of the Santa Monica Municipal Code to authorize and regulate electric vehicles in city park parking lots after hours.

ACTION: Introduced and held first reading.

**8. STAFF ADMINISTRATIVE ITEMS**

**8.A. Selection of Renewable Electricity Default Rate for Residential Customers**

**Recommended Action**

Staff recommends that Council approve selection of the 100% renewable energy tier option as the default product for Clean Power Alliance of Southern California residential customers in Santa Monica.

ACTION: Approved.

**10. REPORTS OF BOARDS AND COMMISSIONS**

**10.A. Request from the Commission on the Status of Women regarding protections for hotel workers**

The Commission on the Status of Women recommends that the Council consider legislation to protect hotel workers from sexual violence, unreasonable workloads, and provide comprehensive education and training.

ACTION: Direction given to staff.

**13. COUNCILMEMBER DISCUSSION ITEMS**

**13.A. Appointment to one unscheduled vacancy on the Recreation & Parks Commission for a term ending 6/30/2020. (Continued from the October 9, 2018 meeting.)**

ACTION: Appointed Marcy Kaplan.

**13.B. Appointment to one unscheduled vacancy on the Arts Commission for a term ending June 30, 2020. (Continued from the October 9, 2018 meeting.)**

ACTION: Appointed Phil Brock.

**13.C. Appointment to one unscheduled vacancy on the Social Services Commission to a term ending 6/30/2020. (Continued from the October 9, 2018 meeting.)**

ACTION: Appointed Eric Stoff.

**13.D. Request of Councilmember McKeown, Santa Monica's Director on the Board of the Clean Energy Alliance of Southern California, to authorize use of his Council travel funds to attend the Community Choice Energy Summit in San Francisco, November 28 through 30th.**

ACTION: Approved.

**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 10:38 p.m. in memory of Jack Casey And Lawrence "Wayne" Harding.

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