



**COMPLETED AGENDA**

CITY OF SANTA MONICA

REGULAR MEETING

CITY HALL COUNCIL CHAMBERS

1685 MAIN STREET, ROOM 213

TUESDAY JULY 24, 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 Labor Negotiator - City Negotiator: Donna C. Peter, Director of Human Resources Bargaining Units: Coalition of Santa Monica City Employees (CSME)**

ACTION: Heard. No reportable action taken.

**1.C. Conference with Real Property Negotiator  
Property: 175 Ocean Park Boulevard  
Negotiator: Andy Agle, Dir. Housing and Economic Development  
Under Negotiation: Price and terms  
Owner of Record: City of Santa Monica**

ACTION: Heard. No reportable action taken.

**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**

ACTION: Heard. No reportable action taken.

- 1.E. 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.

- 1.F. Conference with Legal Counsel – Anticipated Litigation – Request to enter into a lawsuit as an amicus curiae, pursuant to § 54956.9: City and County of San Francisco v. Sessions, U.S. District Court, Northern District of California, Case No. 17-CV-4642**

ACTION: Approved joining the amicus brief.

- 1.G. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9 (d)(1): Rodriguez v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 673809**

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

- 1.H. Conference with Legal Counsel – Existing Litigation – Litigation has been initiated formally pursuant to Government Code Section 54956.9 (d)(1): Mironova v. City of Santa Monica, Los Angeles Superior Court, Case No. BC 631461**

ACTION: Approved Settlement in the amount of \$160,000.

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. Proclamation declaring July 2018 as Park & Recreation Month**

ACTION: Presented by the Mayor.

- 2.B. City Manager's Report: Code Enforcement Update**

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 Six Compressed Natural Gas Passenger Vans**

**Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4304 to Reynolds Buick, Inc., a California-based company, for the purchase and delivery of six Compressed Natural Gas-powered passenger vans with the option to purchase up to three additional vans over a one-year option period; and

2. Authorize the Purchasing Services Manager to issue a purchase order with Reynolds Buick, Inc. for the purchase and delivery of six Compressed Natural Gas-powered passenger vans in the amount not to exceed \$321,145 for year one, with one additional renewal option year in the amount of \$160,573, for a total amount not to exceed \$481,718, with future year funding contingent on Council budget approval.

ACTION: Approved.

**3.B. Award Agreement to Corporate Realty Group, Inc. for Commercial Real Estate Broker Services at the Santa Monica Airport**

**Recommended Action**

Staff recommends that the City Council:

1. Award RFP# 167 to Corporate Realty Group Inc., a California-based company, to provide commercial real estate broker and related consultant services for Santa Monica Airport; and
2. Authorize the City Manager to negotiate and execute an agreement with Corporate Realty Group Inc. in an amount not to exceed \$430,611 (including a 10% contingency) for three years, with two one-year renewal options in the amounts of \$639,634 in year one and \$74,794 in year two, for a total amount not to exceed \$1,145,039 over a five-year period, with future year funding contingent on Council approval.

ACTION: Approved.

**3.C. Joint Funding Agreement with the U.S. Geological Survey (USGS), for Hydrogeologic Sampling, Planning and Installation of a Deep Nested Monitoring Well, and Development of a Basin-Wide Hydrogeologic Model for the Santa Monica Groundwater Basin**

**Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a Joint Funding Agreement (JFA) with the U.S. Geological Survey (USGS), an agency within the United States Department of the Interior, for hydrogeologic sampling, planning and installation of a deep nested monitoring well, and development of a basin-wide hydrogeologic model for the Santa Monica Groundwater Basin. This recommendation is made as an exception to the competitive bidding process pursuant to Section 2.24.080 (d) and is for an initial amount not to exceed \$1,800,000. Future year funding is contingent on Council budget approval.

ACTION: Approved.

**3.D. Contract Modifications with ehs International, Inc. (“EHS”) and Global Environmental Network, Inc. (“GEN”) to Supply Required Cal/OSHA Safety Training to City Employees**

**Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute first modifications for two employee safety-training Agreements:

1. Modification to agreement #4224 in the amount of \$263,360 with ehs International, Inc. ("EHS") a California based company, for Cal/OSHA safety training. This will result in a 5-year amended agreement with a total contract amount not to exceed \$438,260, with future year funding contingent on Council budget approval.
2. Modification to agreement #4225 in the amount of \$183,480 with Global Environmental Network, Inc. ("GEN"), a California based company, for Cal/OSHA safety training. This will result in a 5-year amended agreement with a total contract amount not to exceed \$305,800, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.E. Award Agreement to John S. Meek Company, Inc. for Pier Deck Board Replacements and Nail Patrol Services**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4331 to John S. Meek Company, Inc., a California-based company, for deck board replacements, nail patrol services and related repairs at the Santa Monica Pier; and
2. Authorize the City Manager to negotiate and execute an agreement with John S. Meek Company, Inc., in an amount not to exceed \$438,900 for two years, with one additional three-year renewal option with a 9% increase per year, for a total amount not to exceed \$1,256,789 over a five-year period, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.F. Award Bid to Completes Plus for Auto and Light-Duty Truck Parts**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4305 to Completes Plus, a California-based company, for the purchase and delivery of auto and light-duty truck parts; and
2. Authorize the Purchasing Services Manager to issue a purchase order with Completes Plus for the purchase and delivery of auto and light-duty truck parts in the amount not to exceed \$80,675 for one year, with four additional one-year renewal options to extend on the same terms and conditions, for a total amount not to exceed \$403,375 with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.G. Purchase of Three Compressed Natural Gas Stake-Bed Trucks**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4300 to Reynolds Buick, Inc., a California-based company, for the purchase of one Compressed Natural Gas (CNG) stake-bed truck with the option to purchase up to two additional stake-bed trucks over a one-year option period; and
2. Authorize the Purchasing Services Manager to issue a purchase order with Reynolds Buick, Inc. for the purchase of three CNG stake-bed trucks in the amount not to exceed \$267,135. The City is utilizing the option to purchase an additional two vehicles at this time.

ACTION: Approved.

### **3.H. Sixth Modification of Contract with Rimini Street for Maintenance and Support of the City's Financial and Human Resources Systems**

#### **Recommended Action**

Staff recommends that City Council authorize the City Manager to negotiate and execute a sixth modification to Master Services Agreement #9635 (CCS), in the amount of \$167,767, with Rimini Street Inc., a Nevada-based company for software maintenance and support services of the City's payroll and financial systems. This will result in a seven-year amended agreement with a new total amount not to exceed \$690,708, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.I. Award Bid to One Source Distributors for Streetlight Electrical Parts**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4351 to One Source Distributors, a California-based company, for the purchase and delivery of streetlight repair supplies and parts; and
2. Authorize the Purchasing Services Manager to issue a purchase order with One Source Distributors for the purchase and delivery of streetlight repair supplies and parts in the amount not to exceed \$200,450 for one year, with four additional one-year renewal options to extend at a 4% price increase annually for a total amount not to exceed \$1,085,702, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.J. Contract Modification with CityGrows for Software Development**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a first modification to agreement #4334 in the amount of \$70,000 with CityGrows, a Los Angeles-based company, for software development. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080 (d) and is for a total amount not to exceed \$138,000 with future year funding contingent on Council budget approval. Staff recommends that the City Council authorize budget changes as outlined in the Financial Impacts & Budget Actions section of this report.

ACTION: Approved.

### **3.K. Award Contract for Reservoir Water Treatment Mixing and Disinfectant Control**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award RFP #SP2544 to Process Solutions, Inc., a California based company, for the water treatment mixing and disinfectant control systems at the Mount Olivette, Riviera, and San Vicente Reservoirs Project;
2. Authorize the City Manager to negotiate and execute an agreement with Process Solutions, Inc. in an amount not to exceed \$1,000,000 (including a 16.3% contingency) for the design-build of disinfectant control systems at three reservoirs to automate adjustment of the City's drinking water quality;
3. Authorize the budget changes, including appropriations, as outlined in the Financial Impact and Budget Actions Section of this report.

ACTION: Approved.

### **3.L. Reject Bid for the Purchase of Solid Waste Plastic Bins**

#### **Recommended Action**

Staff recommends that the City Council:

1. Reject all bids for Bid #4275 for the purchase of 2-, 3-, and 4-yard plastic solid waste containers, and
2. Direct staff to reissue a bid to obtain the best bidder for the purchase of plastic solid waste containers.

ACTION: Approved.

### **3.M. Award Bid for the Advanced Traffic Management System, Phase 5 Project**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #SP2329 to Elencor Belco Electric, Inc, California-based company, for the Advanced Traffic Management System Phase 5 Project;
2. Authorize the City Manager to negotiate and execute a contract with Elencor Belco Electric, Inc, in an amount not to exceed \$1,748,476 (including a 10% contingency);
3. Authorize the Director of Planning and Community Development to issue any necessary change orders to complete additional work within contract authority.

ACTION: Approved.

### **3.N. Purchase of One Battery Electric 40-Foot Bus from Gillig LLC**

#### **Recommended Action**

Staff recommends that the City Council:

1. Authorize the City Manager to negotiate and execute a sixth modification to Agreement #9855 with Gillig, LLC, a California-based company, to furnish

- and deliver one 40-foot battery electric bus (BEB) in an amount not to exceed \$429,559. This would result in a four-year amended agreement with a new total amount not to exceed \$45,643,006.
2. Authorize the City Manager to negotiate and execute an agreement with the Center for Transportation and Excellence (CTE) to assist in the assessment of charging equipment and BEB technology for the BEB. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24.080 (A) and is for an amount not to exceed \$131,500, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.O. Windward School Lease Amendment**

#### **Recommended Action**

Staff recommends that the City Council:

1. Authorize the City Manager to negotiate and execute a sixth amendment to the Windward School lease agreement to modify the provisions regarding the shared use of school facilities and,
2. Authorize the City Manager to sign, as Landlord, Windward School's Master Plan Land Use Application.

ACTION: Approved.

### **3.P. Award Bid for Purchase of Detroit Diesel and Allison Engine and Parts**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4322 to Dartco Transmission Sales & Service Inc., a California-based company for the purchase of new Detroit Diesel and Allison engine and transmission parts;
2. Authorize the Purchasing Services Manager to issue a purchase order with Dartco Transmission Sales & Service Inc. for the purchase of Detroit Diesel and Allison Transmissions parts in the amount not to exceed \$100,658 for one year, with three-additional one-year renewal options to extend on the same terms and conditions for a total amount not to exceed \$421,117, which includes a 10% contingency and applicable taxes, with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.Q. Award Contract to Provide Motor Coach Operator Uniforms**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #4353 to two (2) vendors, providing two options for our Motor Coach Operator (MCO) uniforms. The contract awards would go to Becnel Uniforms, a California-based company, and Galls, a California-based company, for the provision of uniform supplies and related services for Big Blue Bus MCOs.

2. Authorize the City Manager to negotiate and execute separate agreements with Becnel Uniforms and Galls, with each not to exceed \$136,200 for the first year, with four additional one-year options to renew, for a total not to exceed \$681,000 for both agreements over a five year period with future funding contingent on City budget approval

ACTION: This item was pulled by staff.

### **3.R. License Agreement with DTSM, Inc. for Temporary Pop-Up Parklets**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute a license agreement with Downtown Santa Monica, Inc. (DTSM), a California-based not-for-profit corporation, to facilitate the deployment of temporary pop-up parklets in the on-street parking zone of downtown commercial streets. The proposed license agreement will have a term of one year, with four one-year extension options.

ACTION: Approved.

### **3.S. KCRW Professional Services Award to Broadcast Regular City Council Meetings**

#### **Recommended Action**

Staff recommends that the City Council authorize the City Manager to negotiate and execute an agreement with Santa Monica Community College District (SMMCD), a California-based community college, to broadcast regular City Council meetings for up to one year. This recommended award is made as an exception to the competitive bidding process pursuant to Section 2.24,080 (a-f) and is for a total not to exceed \$94,416 with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.T. Adoption of Big Blue Bus Drug & Alcohol Program**

#### **Recommended Action**

Staff recommends that the City Council adopt the Big Blue Bus Drug and Alcohol Program, as required by the Federal Transit Administration.

ACTION: Adopted.

### **3.U. Award Bid for Drug and Alcohol Collection Testing Services**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award RFP #177 to Barry Leeder, Inc., dba Collections Plus, a California-based company, for providing drug and alcohol collection testing services; and
2. Authorize the City Manager to negotiate and execute an agreement with Collections Plus, in an amount not to exceed \$188,140 (including a 10% contingency) for three years, with two additional one-year renewal options in



the amount of \$69,340 for the first option, and \$65,340 for the second option, on the same terms and conditions, for a total amount not to exceed \$322,820 over a five-year period with future year funding contingent on Council budget approval.

ACTION: Approved.

### **3.V. Award Construction Contract for Bike Network Linkages to Exposition Light Rail Project**

#### **Recommended Action**

Staff recommends that the City Council:

1. Award Bid #SP2390 to Elecnor Belco Electric Inc., a California-based company, to provide construction services for the Bike Network Linkages to Exposition Light Rail Project;
2. Authorize the City Manager to negotiate and execute a contract with Elecnor Belco Electric Inc. in an amount not to exceed \$5,214,148, including a 5 percent contingency;
3. Authorize the Director of Finance to allocate up to \$2 million in additional local match from FY 2017-2018 savings to be repaid from future funding sources, and approve changes outlined in the Financial Impacts and Budget Action section of the report;
4. Authorize the Director of Public Works to issue any necessary change orders to complete additional work within contract authority.

ACTION: Approved.

### **3.W. Approval of City Council Minutes - Regular Meeting - Apr 24, 2018**

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. Adoption of an Ordinance Setting the FY 2018-19 Tax Rate for the 2012 Library General Obligation Bonds**

#### **Recommended Action**

Staff recommends that the City Council adopt the attached ordinance (Attachment A) setting the FY 2018-19 tax rate for the 2012 Library General Obligation Bonds.

ACTION: Adopted.

### **7.B. Introduction and first reading of an Ordinance Authorizing the Use of Electronic Signatures on City Records**

#### **Recommended Action**

Staff recommends the City Council introduce for first reading the attached ordinance enabling the use of digital signatures and authorizing the City Manager to delegate signature authority under certain circumstances.

ACTION: Introduced and held first reading.

**8. STAFF ADMINISTRATIVE ITEMS**

**8.A. Qualified Initiative Petition amending the City Charter to establish term limits for members of the City Council**

**Recommended Action**

Staff recommends that the City Council:

1. Receive and file the attached Certification of Qualification regarding an initiative measure that proposes an amendment to the City Charter that would limit the time a person may serve on the City Council to three terms;
2. Adopt the attached resolution requesting and directing the actions necessary to place the measure on the November 6, 2018 General Municipal ballot.

ACTION: Received and adopted Resolution.

**8.B. Proposed Ballot Measure Amending the City Charter to Amend Boards and Commissions Eligibility Requirement**

**Recommended Action**

Staff recommends that the City Council:

- 1) Adopt the attached resolution (Attachment A) submitting to the voters a measure amending City Charter Sections 1009, 1011, and 1015 to change the eligibility requirement for the Library Board, Personnel Board, and Airport Commission from qualified elector of the City of Santa Monica to resident of the City of Santa Monica and amending City Charter Section 1005 to ensure compliance with applicable laws.
- 2) Introduce for first reading the attached ordinance (Attachment B) amending Santa Monica Municipal Code Section 2.48.010 to change the eligibility requirement for serving on the Commission for the Senior Community from elector of the City to resident of the City and amending Section 2.32.270 to ensure compliance with applicable laws.

ACTION: Adopted Resolutions and Introduced and held first reading.

**8.C. Proceed with Final Design phase for the Safe Streets for 17th Street & Michigan Avenue Project**

**Recommended Action**

Staff recommends that the City Council direct staff to proceed with the Final Design phase for the Safe Streets for 17<sup>th</sup> Street and Michigan Avenue project.

ACTION: Approved, and direction given to staff.

**8.D. Approve the Proposed Housing Trust Funds Initial Plan**

**Recommended Action**

Staff recommends that the City Council approve the proposed Housing Trust Funds Initial Plan, as recommended by the Housing Commission, which would establish

priority goals and funding allocations among target populations for the use of housing trust funds, as described in Attachment A.

ACTION: Approved, with direction given to staff.

#### **8.E. Adoption of a Compensation Philosophy**

##### **Recommended Action**

Staff recommends that the City Council approve the proposed Compensation Philosophy, a statement that documents the City's approach to establishing staff compensation.

ACTION: Approved, as amended.

### **9. PUBLIC HEARINGS**

#### **9.A. Public Hearing and Approval of the Stormwater Parcel Reports, and Stormwater Management User Fees and Clean Beaches and Ocean Parcel Taxes for Fiscal Year 2018-19**

##### **Recommended Action**

Staff recommends that the City Council hold a public hearing, receive public comment and approve the proposed 2018 Stormwater Parcel Reports pursuant to the California Health and Safety Code, and Stormwater Management User Fees and Clean Beaches and Ocean Parcel Taxes for Fiscal Year 2018-19.

ACTION: Held public hearing, received comments, and approved.

### **11. RESOLUTIONS**

#### **11.A. Adoption of Resolution Placing a Measure on the November 6, 2018 Ballot Amending Section 1804 of the City Charter**

##### **Recommended Action**

The City Attorney recommends that the City Council review and consider adopting the attached resolution (Attachment A) placing a measure on the November 6, 2018 ballot that would amend Section 1804 of the City Charter to: a) maintain base rent ceilings for existing residential tenancies; and b) establish base rent ceilings for new residential tenancies commencing on or after April 1, 2018, for purposes of calculating maximum allowable rents within the City. The measure would become effective only if the Affordable Housing Act, a statewide voter initiative that would repeal the Costa-Hawkins Rental Housing Act ("Costa-Hawkins Act") is adopted at the Statewide General Election on November 6, 2018.

ACTION: Recommendation to pass and defer to Rent Control Board.

### **13. COUNCILMEMBER DISCUSSION ITEMS**

#### **13.A. Annual Appointments to Boards and Commissions for terms ending June 30, 2018. (Continued from June 26, 2018)**

<b>Board/Commission</b>	<b>No. of Appts.</b>	<b>Term Ending</b>
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

ACTION: Continued to a future meeting.

**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. (Continued from June 26, 2018)**

ACTION: Continued to a future meeting.

**13.C. Designation of voting delegate and alternate(s) for the League of California Cities Annual Conference and Business Meeting, to be held September 12 through September 14, 2018, in Long Beach, California.**

ACTION: Appointed Councilmember Vazquez as the delegate.

**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 11:52 p.m.

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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](mailto: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](mailto:clerk@smgov.net) no later than 12 PM on the day of a City Council meeting.**

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*Si desea comunicarse con alguien en español, llame a nuestra oficina al (310) 458-8211 y pida hablar con Esterlina Lugo.*

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