

CITY OF SANTA MONICA

CITY COUNCIL MINUTES

OCTOBER 3, 2006

A regular adjourned meeting of the Santa Monica City Council was called to order at 5:51 p.m., on Tuesday, October 3, 2006, at City Council Chambers, 1685 Main Street.

Roll Call: Present: Mayor Robert T. Holbrook (arrived at 6:15 p.m.)
Councilmember Richard Bloom
Councilmember Ken Genser
Councilmember Herb Katz (arrived at 6:00 p.m.)
Councilmember Kevin McKeown
Councilmember Pam O'Connor

Absent: Mayor Pro Tem Bobby Shriver

Also Present: City Manager P. Lamont Ewell
Assistant City Attorney Joe Lawrence
Acting City Clerk Denise Anderson-Warren

CONVENE/PLEDGE

A quorum of the City Council convened at 5:51 p.m., with Councilmember Katz, Mayor Pro Tem Shriver and Mayor Holbrook absent. Councilmember Genser led the assemblage in the Pledge of Allegiance.

In the absence of Mayor Holbrook and Mayor Pro Tem Shriver, the Acting City Clerk asked for a motion to have one of the Councilmembers present preside over the meeting in the interim until the Mayor arrived.

Motion by Councilmember O'Connor, seconded by Councilmember Genser, to appoint Councilmember Bloom as interim Chair. The motion was approved by the following vote:

AYES: Councilmembers Genser, O'Connor, McKeown, Bloom
NOES: None
ABSENT: Councilmembers Katz, Mayor Pro Tem Shriver, Mayor Holbrook

Member of the public Joy Fullmer spoke on various closed session items.

CLOSED SESSIONS:

On order of Interim Chair Bloom, the City Council recessed at 5:57 p.m., to consider closed sessions and returned at 7:28 p.m., with Mayor Pro Tem Shriver absent to report the following:

Councilmember Katz arrived at 6:00 p.m.

2-A: Conference with Legal Counsel - Existing Litigation: City of Santa Monica v. Baron & Budd, P.C., Case No. BC 315 186. City v. Baron & Budd, P.C., Case No. BC 315 186.

Mayor Holbrook arrived at 6:15 p.m.

ACTION: Heard. No reportable action taken.

2-B: Conference with Legal Counsel - Existing Litigation: City adv. Shell Oil Company (arbitration regarding compliance with settlement agreement in City of Santa Monica v. Shell Oil Co., Case No. 01CC4331).

ACTION: Heard. No reportable action taken.

2-C: Conference with Legal Counsel - Existing Litigation: Fifth/Arizona Investors, LLC v. City of Santa Monica, LASC Court Case No. SC083204, Court of Appeals Case No. B185512.

ACTION: Heard. No reportable action taken.

ORDINANCES:

LANDMARK/HISTORIC DISTRICT

7-A: Second reading and adoption of Ordinance No. 2206 (CCS) entitled: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MONICA AMENDING SANTA MONICA MUNICIPAL CODE SECTIONS 9.04.20.10.030, 9.04.10.02.450, 9.36.270, 9.32.170, AND 9.56.030 TO ALLOW FOR MODIFICATION OF DEVELOPMENT STANDARDS AND IMPLEMENTATION OF INCENTIVES FOR PROJECTS THAT INCLUDE THE RETENTION AND PRESERVATION OF A DESIGNATED LANDMARK BUILDING OR CONTRIBUTING STRUCTURE TO AN ADOPTED HISTORIC DISTRICT," was presented.

Motion by Councilmember Genser, seconded by Councilmember McKeown, to adopt ordinance, reading by title only and waiving further thereof. The motion was approved by the following vote:

- AYES: Councilmembers Genser, O'Connor, McKeown, Katz, Bloom, Mayor Holbrook
- NOES: None
- ABSENT: Mayor Pro Tem Shriver

PROJECT DESIGN AND DEVELOPMENT STANDARDS

7-B: Second reading and adoption of Ordinance No. 2207 (CCS) entitled: “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MONICA AMENDING ARTICLE 9 OF THE SANTA MONICA MUNICIPAL CODE TO MODIFY PROJECT DESIGN AND PROPERTY DEVELOPMENT STANDARDS FOR SPECIFIED USES IN CERTAIN RESIDENTIAL, COMMERCIAL AND INDUSTRIAL DISTRICTS IN THE CITY INCLUDING, BUT NOT LIMITED TO, STANDARDS RELATED TO PERMITTED BUILDING HEIGHTS, EXCEPTIONS TO THE HEIGHT LIMIT, UNIT DENSITY, PARCEL COVERAGE, FLOOR AREA AND ARCHITECTURAL DESIGN REVIEW CRITERIA, AND MODIFYING THE AFFORDABLE HOUSING PRODUCTION PROGRAM,” was presented.

Motion by Councilmember McKeown, seconded by Councilmember Genser, to adopt ordinance, reading by title only and waiving further reading thereof. The motion was approved by the following vote:

- AYES: Councilmembers Bloom, McKeown, O’Connor, Genser
- NOES: Councilmember Katz
- ABSENT: Mayor Pro Tem Shriver
- ABSTAIN: Mayor Holbrook

PRIORITY OF CITY SERVICE

7-C: Second reading and adoption of Ordinance No. 2208 (CCS) entitled: “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANTA MONICA ADDING CHAPTER 1.20 TO THE SANTA MONICA MUNICIPAL CODE RELATING TO PRIORITY FOR CITY SERVICE,” and **Resolution No. 10169 (CCS) entitled:** “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA MONICA SETTING FORTH THE PRIORITY OF CITY SERVICES RELATED TO DEVELOPMENT ACTIVITIES,” were presented.

Motion by Mayor Holbrook, seconded by Councilmember Bloom, to adopt ordinance, reading by title only and waiving further reading thereof. The motion was approved by the following vote:

- AYES: Councilmembers Genser, O’Connor, McKeown, Katz, Bloom, Mayor Holbrook
- NOES: None
- ABSENT: Mayor Pro Tem Shriver

Motion by Mayor Holbrook, seconded by Councilmember O’Connor, to adopt the resolution, reading by title only and waiving further reading thereof. The motion was approved by the following vote:

- AYES: Councilmembers Bloom, Katz, McKeown, O’Connor, Genser, Mayor Holbrook
- NOES: None
- ABSENT: Mayor Pro Tem Shriver

**COUNCILMEMBER
ITEMS:**

13-A: Appointment to one special vacancy on the Social Services Commission for a term ending June 30, 2007.

**SOCIAL SERVICES
COMMISSION**

The Mayor opened the floor for nominations to the Social Services Commission.

Councilmember Bloom nominated, Maria Hernandez. Ms. Hernandez was appointed by acclamation, with Mayor Pro Tem Shriver absent.

**ANNUALS
APPOINTMENTS**

13-B: Annual appointments to the following boards and commissions

**BAYSIDE & SENIOR
COMMUNITY**

Board/Commission	No. of Appts.	Term Ending
Bayside District Corporation	1	06/30/2010
Commission for the Senior Community	2	06/30/2010

Member of the public Jerry Rubin spoke in support of a candidate for the Bayside District Corporation.

On order of the Mayor, and at the request of Councilmember Genser, the appointments were continued to October 10, 2006.

STATUS OF WOMEN

The Mayor opened the floor for nominations to the Commission on the Status of Women.

Commission on the Status of Women	1	06/30/2010
-----------------------------------	---	------------

Councilmember O'Connor nominated, Melissa Dagadog. Ms. Dagadog was appointed by acclamation, with Mayor Pro Tem Shriver absent.

**CONVENTION &
VISITORS**

Convention & Visitors Bureau	1	06/30/2010
------------------------------	---	------------

On order of the Mayor, and request of Councilmember O'Connor, the appointment was continued to October 10, 2006.

ARTS COMMISSION

13-C: Appointment to one annual vacancy on the Arts Commission for a term ending June 30, 2010.

On order of the Mayor, and request of Councilmember McKeown, this appointment was continued to October 10, 2006.

**EXEMPT PARKING FOR
VETERANS**

13-D: Request of Councilmember McKeown that Council direct staff to evaluate possible revenue implications and return with an ordinance exempting from parking meter fees military veterans displaying honorific license plates such as Congressional Medal of Honor, Legion of Valor, Purple Heart, American Prisoner of War, and Pearl Harbor Survivor, was presented.

Members of the public Joe Natoli, Jerry Rubin and Odas Flake, spoke in support of the request.

Motion by Councilmember McKeown, seconded by Councilmember Katz, to approve the request. The motion was approved by the following vote:

AYES: Councilmembers Genser, O'Connor, McKeown, Katz,
Bloom, Mayor Holbrook
NOES: None
ABSENT: Mayor Pro Tem Shriver

**CORNER PARCELS
ZONING**

13-E: Request of Mayor Holbrook that Council direct staff to assess alternatives and prepare an ordinance amending the Santa Monica Zoning Code to address permitted walls on corner parcels where a Zoning Code-defined side yard may be perceived by the neighborhood as a front yard, including direction to prepare the ordinance in advance of the comprehensive update to the Zoning Ordinance, was presented.

There was no one present for public comment.

Motion by Mayor Holbrook, to approve request. The motion was duly seconded, and was unanimously approved by voice vote, with Mayor Pro Tem Shriver absent.

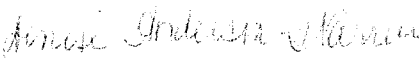
PUBLIC INPUT:

Members of the public Joe Natoli, Jerry Rubin and Pro Se expressed various concerns.


ADJOURNMENT:

On order of the Mayor, the City Council meeting was adjourned at 8:10 p.m. to October 10, 2006, in memory of Jeanette Hicks, a resident of Sunset Park, known as "Silver".

ATTEST:


Denise Anderson-Warren
Acting City Clerk

APPROVED:


Robert T. Holbrook
Mayor