

**Santa Monica-Malibu Unified School District  
Board of Education  
Special Joint Meeting with the Santa Monica City Council  
Minutes**

August 7, 2001

A special combined meeting between the Santa Monica-Malibu Board of Education and the Santa Monica City Council was held on Tuesday, August 7, 2001, in City Council Chambers, 1685 Main Street, Santa Monica, California. The meeting was be televised live on City TV, Channel 16.

I. CALL TO ORDER: Board of Education and City Council

- A. Roll Call  
Tom Pratt - President - excused  
Julia Brownley - Vice President  
Pam Brady  
Jose Escarce  
Brenda Gottfried  
Mike Jordan - excused  
Maria Leon-Vazquez

Also in attendance on behalf of the district were Superintendent John Deasy and Chris Corliss, Coordinator of Sports and Physical Education and the district's representative in the partnership program and, on behalf of the City, Barbara Stinchfield, Director of Community and Cultural Services.

- B. Pledge of Allegiance was led by Mrs. Brownley.

II. MAJOR (ACTION) ITEMS: The agenda was unanimously adopted, 5-0, in a motion by Mrs. Brady and a second by Mrs. Leon-Vazquez; Mr. Pratt and Mr. Jordan *in absentia*.

- A.1 Approval of the Revised SMMUSD/ City of Santa Monica Elementary School Playground Access, a copy of which is attached hereto and made a part hereof of these original Minutes.

City Council Minutes of this meeting have been attached. They include all pertinent information regarding:

1. Council Members present and their votes on motions regarding the item
2. Names and intents of all public speakers before the combined legislative groups
3. Changes in text, context or content to the written document, Elementary Playground Access Plan
4. Direction to City staff regarding initiation of the plan

These Minutes correctly reflect the meeting. In addition to modifications listed in the City Minutes, the following modification was made and accepted as friendly: the word "playground" shall be changed to "playfield.."

Comments pertaining solely to the Board of Education of the Santa Monica-Malibu Unified School District included:

1. Deep appreciation for the willingness of the City Council to hold and host the combined meeting;
2. appreciation for the City Council's on-going support of public education, in general, and for supporting the playfield program so wholeheartedly.
3. Mrs. Brownley remarked that the Board's procedure of approving contracts differed from the City Council's (which sends documents to legal and does not see them again unless changes or amendments are necessary) in that the Board sends contracts to legal and revisits them again, prior to consummation.
4. Superintendent Deasy was authorized to consummate the contractual playfield agreement, as an adjunct to the Master Agreement with the city, on behalf of the school district.

### III. ADJOURNMENT

This meeting adjourned to a Special Meeting/ Board Retreat Workshop on Friday, August 10, 2001, at 8 AM, in the Executive Conference Room of First Federal Bank, 401 Wilshire Boulevard, Santa Monica, California and on Saturday, August 11, 2001, at 8 AM, in the Board Room of the District's Administrative Offices, 1651 16th Street, Santa Monica, California, and to

the next regularly scheduled meeting of the Board of Education, Thursday, August 16, 2001, at 7:00 PM in the Board Room of the District's Administrative Offices, 1651 16th Street, Santa Monica, California, 90404.

Approved:

President: \_\_\_\_\_

Secretary: \_\_\_\_\_

Date: \_\_\_\_\_

**CITY OF SANTA MONICA**

**CITY COUNCIL MINUTES**

**AUGUST 7, 2001**

A regular adjourned meeting of the Santa Monica City Council was called to order by Mayor Feinstein at 8:05 p.m., on Tuesday, August 7, 2001, at City Council Chambers, 1685 Main Street.

Roll Call: Present: Mayor Michael Feinstein

Mayor Pro Tem Richard Bloom

Councilmember Ken Genser

Councilmember Robert T. Holbrook

Councilmember Herb Katz

Councilmember Kevin McKeown

Councilmember Pam O'Connor

Also Present: City Manager Susan McCarthy

City Attorney Marsha Jones Moutrie

City Clerk Maria M. Stewart

On order of the Mayor, the City Council convened at 8:05 p.m., to a joint meeting with the Santa Monica-Malibu Unified School District Board of Education. Board of Education Member Julia Brownley led the assemblage in the Pledge of Allegiance.

Discussion ensued among Councilmembers regarding the order of items on the Council's agenda. It was a general consensus, and at the order of the Mayor, that closed sessions would be heard at the end of the meeting.

**8-A: Santa Monica-Malibu Unified School District and City of Santa Monica *Revised Elementary School Playground Access Program* - recommendation that the City Council adopt the *Revised Elementary School Playground Access Program Plan*, and authorize the City Manager to negotiate and execute a program agreement with the School District for program implementation, was presented.**

The following members of the public spoke in support of the recommendation: Neil Carrey, Joey Fullmer, John Petz, Tricia Crane, Jerry Rubin, Kathy Kartiganer, Donna Block, Abby Arnold, Ruth Ann Shanley, Mark Harding.

The following members of the public spoke generally in support of the recommendation but expressed concerns regarding certain issues including, but not limited to, noise to surrounding residents, parking impact, safety and security of students, age limit of children, hours of operation, and possible night time use: Harold Starr, Richard Pollard, Alice Mitchell, Daniel Mitchell, Pat Samarge, Abby Klein, Betsy Newell, Alysa Tennenbaum, Melissa Dinolfo, Nicole Lopez, David Mota, M. Gorosh, and Albert Karel.

Motion by Mayor Pro Tem Bloom, seconded by Councilmember Genser to bifurcate discussion to allow Councilmember McKeown to participate given a potential conflict of interest due to his employment by the School District. The motion was unanimously approved by voice vote, with all members present.

Councilmember McKeown was excused during the budget part of the discussion, and then rejoined the meeting to discuss non-budget issues.

Motion by Councilmember Genser, seconded by Councilmember McKeown to approve the program as regards to the access issues.

Motion to amend by Councilmember McKeown, seconded by Mayor Pro Tem Bloom to direct staff to have systematic and periodic monitoring of issues as they develop, and to return to Council for a change in policy, if necessary. The motion was accepted as friendly.

Motion to amend by Councilmember Katz, to change the word "supervise" to "monitor" in the third paragraph of page 7, Section 7, "Security and Monitoring," of the agreement. The motion was accepted as friendly.

Motion to amend by Mayor Pro Tem Bloom, seconded by Councilmember Holbrook to change opening hours on Saturday to 10:00 a.m., and on Sunday to 11:00 a.m. The motion failed by the following vote:

AYES: Councilmember Holbrook, Mayor Pro Tem Bloom

NOES: Councilmembers Katz, Genser, McKeown, O'Connor, Mayor Feinstein

ABSENT: None

Motion by Mayor Pro Tem Bloom, seconded by Councilmember Holbrook to change the hours on Saturday to 9:00 a.m., and on Sunday to 10:00 a.m. The motion was approved by the following vote:

AYES: Councilmembers Holbrook, O'Connor, Genser, Mayor Pro Tem Bloom, Mayor Feinstein

NOES: Councilmembers McKeown, Katz

ABSENT: None

The main motion, as amended above, was approved by the following vote:

AYES: Councilmembers Katz, Genser, McKeown, O'Connor, Holbrook, Mayor Pro Tem Bloom, Mayor Feinstein

NOES: None

ABSENT: None

*Councilmember McKeown was excused at 11:45 p.m.*

Motion by Mayor Feinstein, seconded by Councilmember Katz to authorize the City Manager to negotiate and execute the agreement with the School District. The motion was approved by the following vote:

AYES: Councilmembers Katz, Genser, O'Connor, Holbrook, Mayor Pro Tem Bloom, Mayor Feinstein

NOES: None

ABSENT: Councilmember McKeown

On order of the Mayor, the special joint meeting with the School Board was adjourned at 11:50 p.m., with Councilmember McKeown absent.

*Councilmember McKeown returned at 11:51 p.m.*

**8-B: Approval of Outdoor Dining Standards for Santa Monica Boulevard and Broadway Avenue in Conjunction with the Downtown Transit Mall Improvements.**

On order of the Mayor, this matter was continued to August 14, 2001.

**8-C:** Modification to start time for City Council meetings, discussion of the deliberation process, and recommendation to adopt resolution effecting proposed changes, or to direct staff to return with a resolution reflecting Council preferences. (Continued from July 24, 2001.)

On order of the Mayor, this matter was continued to September 11, 2001.

Motion by Councilmember Katz, seconded by Councilmember O'Connor to start the next two Council meetings at 5:45 p.m. The motion was unanimously approved by voice vote, with all members present.

The following members of the public spoke: Pro Se discussed disability issues; Art Casillas discussed issues with the Police Department; Ned Landin discussed sound levels by street performers in the Third Street Promenade and Pier.

On order of the Mayor, the City Council recessed at 11:59 p.m., to hear closed sessions, and returned at 12:55 to report the following:

**2-A:** Conference with Legal Counsel - Existing Litigation: Martinelli v. City of Santa Monica Case No. SC 061 916.

ACTION: Not heard.

**2-B:** Conference with Legal Counsel - Existing Litigation: San Diego County Water Authority, et al., v. Metropolitan Water District, et al., Case No. 321 056.

ACTION: Not heard.

**2-C:** Conference with Legal Counsel - Existing Litigation: Chateau 16<sup>th</sup> Street Villas, LLC and Norman Salter v. City of Santa Monica, Case No. BS 065 985.

ACTION: Not heard.

**2-D:** Conference with Legal Counsel - Anticipated Litigation. Number of cases: Two.

ACTION: One case heard. No reportable action taken.

On order of the Mayor, the City Council meeting was adjourned at 1:00 a.m. to August 14, 2001, at 5:45 p.m.

ATTEST:

Maria M. Stewart, City Clerk

APPROVED:

Michael Feinstein, Mayor