



## Legislation Details (With Text)

**File #:** 21-0311 **Version:** 1  
**Type:** Gen. Bus. - Staff Report **Status:** Agenda Ready  
**In control:** City Council Regular Meeting  
**On agenda:** 10/5/2021 **Final action:**  
**Title:** Consider Request by Mayor Stern and Councilmember Montgomery to Postpone the Removal of the Peace Pole Pending the Cultural Arts Commission Review (Parks and Recreation Director Leyman).  
DISCUSS AND PROVIDE DIRECTION

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:**

Date	Ver.	Action By	Action	Result
10/5/2021	1	City Council Regular Meeting	accept	Pass

**TO:**  
Honorable Mayor and Members of the City Council

**THROUGH:**  
Bruce Moe, City Manager

**FROM:**  
Mark Leyman, Parks and Recreation Director

**SUBJECT:**  
Consider Request by Mayor Stern and Councilmember Montgomery to Postpone the Removal of the Peace Pole Pending the Cultural Arts Commission Review (Parks and Recreation Director Leyman).  
**DISCUSS AND PROVIDE DIRECTION**

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**RECOMMENDATION:**  
Staff recommends that the City Council discuss and provide direction regarding the request by Mayor Stern and Councilmember Montgomery to postpone the removal of the Peace Pole pending Cultural Arts Commission review.

**FISCAL IMPLICATIONS:**  
There are no fiscal implications associated with the recommended action.

**BACKGROUND:**  
Pursuant to the Brown Act, the City Council can only discuss items described on an agenda except under limited circumstances. The City Council has developed a process to allow individual Councilmembers to request, with the support of another Councilmember, that items be placed on a future agenda for City Council discussion. At that future meeting, the item is identified on the agenda in full compliance with the Brown Act. Typically, the process is a three-step process. However, in this

situation, where the requested action is to request that a City Commission review a matter and then provide a recommendation to the City Council, such direction can be provided to the Commission at the second step.

Accordingly, individual Councilmembers can initiate future agenda items by following the following process:

**STEP ONE:**

During "Future Agenda Items," a Councilmember may request that an item be placed on the agenda. If another Councilmember concurs with placing the item on the agenda, the item is placed on a future agenda. This step was completed at the September 21, 2021, City Council meeting.

**STEP TWO:**

The City Council discusses the request. After discussion, the City Council has the following options:

- a) Receive and File the report.
- b) By a majority vote, request that the Cultural Arts Commission review the matter and provide a recommendation to the City Council.
- c) Continue the item to a future date.

**CONCLUSION:**

Staff recommends that the City Council discuss and provide direction regarding the request by Mayor Stern and Councilmember Montgomery to discuss postponing the removal of the Peace Pole until the Cultural Arts Commission reviews the matter and provides a recommendation to the City Council.

**LEGAL REVIEW:**

The City Attorney has reviewed this report and determined that no additional legal analysis is necessary.