



AGENDA REPORT

Meeting Date: December 15, 2009
Item Number: G-4
To: Honorable Mayor & City Council
From: City Attorney
Subject: AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE SOLICITATIONS ORDINANCE, THE NAME OF THE SOLICITATIONS ADVISORY COMMISSION AND THE BEVERLY HILLS MUNICIPAL CODE
Attachments: 1. Ordinance

RECOMMENDATION

It is recommended that the proposed ordinance be adopted.

INTRODUCTION

This ordinance codifies the Solicitations Commission's recommended changes to improve and simplify the administration of the charitable solicitation rules, and to clarify the Commission's role for the community.

DISCUSSION

The ordinance was introduced for first reading at the December 1, 2009 City Council meeting.

FISCAL IMPACT

There is no fiscal impact.



Laurence S. Wiener, City Attorney

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF BEVERLY HILLS
AMENDING THE SOLICITATIONS ORDINANCE, THE
NAME OF THE SOLICITATIONS ADVISORY COMMISSION
AND THE BEVERLY HILLS MUNICIPAL CODE

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS HEREBY
ORDAINS AS FOLLOWS:

Section 1. The definition of “Monetary Drive” in Section 4-3-803 of Article 8 of Chapter 3 of Title 4 of the Beverly Hills Municipal Code is hereby amended to read as follows:
”MONETARY DRIVE: Multiple solicitation activities by a single organization for a single purpose in a twelve month period, including membership drives or solicitations by mail or telephone, but not including events such as dinners, carnivals, fairs or dances.”

Section 2. Section 4-3-805 of Article 8 of Chapter 3 of Title 4 of the Beverly Hills Municipal Code is hereby amended to read as follows:

“4-3-805: REVIEW OF APPLICATIONS BY CHARITABLE SOLICITATIONS
COMMISSION:

After filing of the application, the application shall be submitted to the Charitable Solicitations Commission for review and recommendation. The Commission shall review the application, and shall also review any information furnished by the police department, based on their investigation of the applicant; and the Commission shall then make a recommendation to the official empowered by the city to grant or deny the permit.”

Section 3. Section 4-3-808 of Article 8 of Chapter 3 of Title 4 of the Beverly Hills

Municipal Code is hereby amended to read as follows:

“4-3-808: TERM OF PERMIT:

A solicitation permit issued for an event pursuant to this article shall be valid until one hundred and eighty (180) days from the date of issue, or until the completion of the event, whichever comes first. A solicitation permit issued for a monetary drive pursuant to this article shall be valid until twelve (12) months from the date of issue, or the completion of the monetary drive, whichever comes first.”

Section 4. Section 4-3-813 of Article 8 of Chapter 3 of Title 4 of the Beverly Hills

Municipal Code is hereby amended to read as follows:

“4-3-813: RECORDS AND REPORTS:

A. The permittee shall compile and retain for a period of not more than three (3) years detailed records and a financial statement showing the amount of funds raised by the solicitation, the amount expended in collecting such funds, including a detailed report of the wages, fees, commissions, and expenses paid to any person in connection with such solicitation, and the disposition of the balance of the funds collected by the solicitation.

B. Within sixty (60) days of the expiration of the permit the permittee shall file a complete and detailed report of the information required by subsection A of this section with the city. Such report shall be a public record and be available for public inspection.”

Effective Date. This Ordinance shall go into effect and be in full force and effect at 12:01 a.m. on the thirty-first (31st) day after its passage.

Adopted:
Effective:

NANCY KRASNE
Mayor of the City of
Beverly Hills, California

ATTEST:

(SEAL)
BYRON POPE
City Clerk

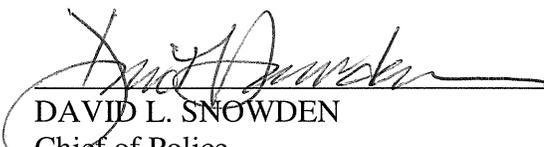
APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

RODERICK J. WOOD, ICMA-CM
City Manager



DAVID L. SNOWDEN
Chief of Police