



**CITY OF BEVERLY HILLS  
CITY COUNCIL  
REGULAR COUNCIL MEETING  
May 06, 2008**

The Regular Meeting of the City Council of the City of Beverly Hills was held in the Council Chambers at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

**A. ROLL CALL**

Present: Councilmember Delshad, Councilmember Krasne, Councilmember Briskman, Vice Mayor Fenton, and Mayor Brucker  
Absent: None

**B. PRESENTATIONS**

1. RECOGNITION OF RETIRING COMMISSIONER - Traffic and Parking Commission  
- Lou Milkowski

Mayor Brucker presented Lou Milkowski with a plaque and gift in honor of his years of dedicated service to the City on the Traffic and Parking Commission. Mr. Milkowski's wife Gloria joined him at the podium for the presentation.

Mr. Milkowski expressed his thanks for the opportunity to serve the community.

2. CERTIFICATES OF APPOINTMENT - Human Relations Commission  
- Barbara Linder  
- Dr. Sharona R. Nazarian  
- Ilona Sherman

Mayor Brucker presented Certificates of Appointment to new Human Relations Commissioners Barbara Linder, Dr. Sharona Nazarian and Ilona Sherman.

3. PROCLAMATION - Declaring May 28, 2008 to be Youth in Government Day  
Mayor Brucker invited Eric Warren, Principal of Beverly Vista School, and Brian Tash, Director of Curriculum and Instruction, to participate in

the presentation. The 8th grade students mentioned the schools they represent and the City position they will assume at the upcoming Youth in Government Day.

Mayor Brucker presented a proclamation declaring May 28, 2008 as Youth In Government Day in Beverly Hills.

4. PROCLAMATION - Older American of the Year - Myron Roberts  
Recreation Services Manager Bill Banks introduced honoree Myron Roberts. Mayor Brucker invited Vice Mayor Fenton to join him in presenting Mr. Roberts with a proclamation honoring him as Beverly Hills' Older American of the Year.

**C. ORAL COMMUNICATIONS**

1. TELEPHONE CALL-IN (310.285.1020) (Members of the public are invited to place telephone calls to comment on issues that do not appear on the evening's agenda. The City Council will take up to three telephone calls per meeting. Comments on the evening's agenda must be made in person as the item comes before the City Council.)

1. Frances Schloss spoke about the Park Master Plan.

2. AUDIENCE COMMENTS. Any person wishing to address the City Council on any matter not on the agenda may do so at this time. However, the State open meetings law (Government Code Section 54950 et seq.) prohibits the City Council from providing a detailed response or acting upon any item not contained on the agenda posted 72 hours before a regular meeting and 24 hours before a special meeting. If you wish to address the City Council at this time, please complete a speaker's card and give it to the City Clerk prior to the commencement of the meeting. Please use the microphone provided, clearly stating your name for the official record and courteously limiting your remarks to three (3) minutes so others may have the opportunity to speak as well.

Vice Mayor Fenton addressed concerns about his health.

1. Yar Meshkaty, Chair of the Human Relations Commission, mentioned the Human Relations Commission will be studying a Code of Conduct for the City. He noted that it will be presented at a Council Meeting in the near future.
2. Les Bronte spoke about Vice Mayor Fenton's leadership.
3. Rudy Cole commented on Vice Mayor Fenton's service to the Beverly Hills community.
4. Sydney Daye spoke about alley and landfill charges.

5. Max Salter spoke about a smoke-free resort in Palm Springs and requested an ordinance for solar panels.
6. Jonathan Prince spoke about increasing the JPA.
7. Tania Ferris asked for Council support of the school system and the JPA.
8. Lisa Licht thanked the Council for their continued support of the Beverly Hills school system.
9. Dan Leib spoke in favor of a substantial increase in support to the Beverly Hills schools.
10. Mayor Brucker read a note into the record from Dana Kiesel regarding increasing funding to the JPA.
11. Mayor Brucker read a note from Gal Morron and Tom S. urging support of increased funding to the JPA.
12. Mayor Brucker read a note in support of the Beverly Hills schools from Alex Kern.
13. Mayor Brucker red a note into the record from Fanny Magier regarding the Beverly Hills School system.
14. Mayor Brucker read a note from Suzy Roberts into the record in support of increasing the JPA funding.

**3. REPORT FROM THE CITY MANAGER \* Team Beverly Hills Application Period - Gisele Grable, Community and Cultural Services Administrator**

Gisele Grable announced applications are being accepted for the Team Beverly Hills program and made a PowerPoint presentation. She noted the deadline for submitting applications is June 12, 2008.

**4. CITY COUNCILMEMBER AND COMMITTEE REPORTS - Showcase Beverly Hills:**  
\* Community Emergency Response Training (C.E.R.T.)

Councilmember Krasne read an announcement regarding the City's CERT program.

**D. PUBLIC HEARING**

TO SET:

None

TO CONSIDER:

1. AN APPEAL OF THE PLANNING COMMISSION'S DECISION TO DENY THE REQUEST FOR A CONTRIBUTING DETERMINATION OF CHARACTER FOR THE CONVERSION OF AN EXISTING APARTMENT BUILDING INTO A COMMON INTEREST DEVELOPMENT FOR THE PROPERTY LOCATED AT 404 NORTH MAPLE DRIVE (BETWEEN ALDEN DRIVE AND BEVERLY BOULEVARD) Comment: At its meeting of January 24, 2008, the Planning Commission reviewed the request and determined that the findings for a character contributing determination could not be made for the subject building due to the building mass and lot coverage in comparison to the other developments in the same block. Staff recommends this item be continued to the Regular Formal City Council Meeting on June 17, 2008.

**ITEM D-1: BY ORDER OF THE CHAIR, THIS MATTER IS CONTINUED TO THE MEETING OF JUNE 17, 2008.**

2. AN APPEAL OF THE ARCHITECTURAL COMMISSION'S DECISION DENYING A FAÇADE CHANGE FOR A PROPERTY LOCATED AT 190 NORTH CANON DRIVE (FRED HAYMAN). Comment: At its meeting of January 9, 2008, the Architectural Commission reviewed the request and determined that the findings required for an architectural review permit could not be made in conjunction with the proposed façade remodel to the existing building. Staff recommends this item be continued to the Regular Formal City Council Meeting on June 17, 2008.

**ITEM D-2: BY ORDER OF THE CHAIR, THIS MATTER WAS CONTINUED TO THE MEETING OF JUNE 17, 2008. IT WAS NOTED THE ARCHITECTURAL COMMISSION LIAISON COMMITTEE WILL MEET ON THIS ITEM PRIOR TO THAT DATE.**

3. AN APPEAL FROM THE DECISION OF THE HEARING OFFICER UPHOLDING AN ASSESSMENT FOR UNPAID BUSINESS TAXES, PENALTIES AND INTEREST FOR NRT, INC. (COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY) ON REMAND FROM CITY COUNCIL APPEAL. Comment: The Assistant Director of Administrative Services - Finance issued a decision upholding the assessment for unpaid business taxes, penalties and interest for NRT, Inc. (Coldwell Banker) in the amount of \$1,059,377.77. NRT, Inc. has filed an appeal objecting to the amount of the assessment. Staff recommends this item be continued to the Regular Formal City Council Meeting on June 17, 2008.

**ITEM D-3: BY ORDER OF THE CHAIR, THIS MATTER IS CONTINUED TO THE MEETING OF JUNE 17, 2008.**

E. CONTINUED AND NEW BUSINESS

1. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS CHANGING THE PREFERENTIAL PERMIT PARKING ZONE DESIGNATION ON THE 300 BLOCK OF SOUTH CANON DRIVE BETWEEN OLYMPIC BOULEVARD AND THE ALLEYWAY FROM ZONE "Q" TO ZONE "BR". Comment: Extracts the small multiple-family block section of South Canon Drive between Olympic Boulevard and the alley from Preferential Permit Parking Zone "Q" and includes it with Zone "BR" located on the 300 block of Reeves Drive with the current regulation of "1-hour Parking, 8am to 2:30 am, Daily, Except by Permit."

Deputy Director of Transportation Aaron Kunz presented the staff report for this item. He showed a PowerPoint of the proposed clean-up of this parking permit zone and indicated there was no opposition to the change throughout this process.

MOVED by Vice Mayor Fenton, seconded by Councilmember Krasne to adopt Resolution E-1 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS  
CHANGING THE PREFERENTIAL PERMIT PARKING ZONE  
DESIGNATION ON THE 300 BLOCK OF SOUTH CANON DRIVE  
BETWEEN OLYMPIC BOULEVARD AND THE ALLEYWAY FROM  
ZONE "Q" TO ZONE "BR".

Ayes: Councilmember Delshad, Councilmember Krasne,  
Councilmember Briskman, Vice Mayor Fenton, and Mayor Brucker  
Noes: None

CARRIED

**ITEM D-1: ADOPTED RES#08-R-12603**

2. AN ORDINANCE OF THE CITY OF BEVERLY HILLS ADOPTING THE BEVERLY HILTON SPECIFIC PLAN ZONE TO ENABLE THE REVITALIZATION OF THE BEVERLY HILTON HOTEL SITE WITH A NEW LUXURY HOTEL, CONDOMINIUMS, AND OPEN SPACE. For Adoption. Comment: This is the second reading of the Ordinance to amend the zoning designation for the Beverly Hilton Hotel site located at 9876 Wilshire Boulevard from C3 to the "Beverly Hilton Specific Plan" zone and add the new zone to the Zoning Code.
  1. Bijan Pakzad spoke in support of the project.
  2. Carol Ward spoke about the materials for circulation of the petition against this project.
  3. Alma Ordaz addressed the content in the mailing pieces regarding this project.

4. Red Richmond spoke about a flyer received on Friday and the petitions for circulation.
5. Woodrow Clark, with his wife Andrea Kuehn, raised the issue of having a City plan in place prior to development of the 9900 Wilshire and Hilton projects.
6. Larry Larson, speaking on behalf of the Citizens Right to Decide Committee, addressed the resolution and exhibits that are to be circulated as part of the petition to place the Hilton expansion on the ballot.
7. Peggy Kaus asked the Council to consider the quantity of the exhibits that must accompany the petition for circulation.
8. Andrea Grossman spoke about a misleading flyer received about the project on Friday.
9. Marjorie Pressman spoke in support of the project.
10. Lou Lipofsky spoke in opposition to the project.
11. Max Salter spoke in support of the project.
12. Steven Weinglass spoke about the Revitalization Plan.
13. Tom Roberts stated his opposition to the project.
14. Rudy Durand spoke in support of the project.
15. Bill Devore spoke in support of the project.
16. Sandy Habalow spoke in support of the project.
17. Nancy Barth spoke about the referendum process.
18. Marilyn Gallup spoke about the mailings being distributed.
19. Eli Schneidman spoke about deteriorating market conditions.
20. Estella Rivarolo spoke about traffic generation in terms of this project.
21. Thomas White, Chairman of the Municipal League, spoke about the size of the resolution and exhibits for circulation.
22. Peter Landau spoke in support of the Hilton project.
23. Matthew Finerman asked that the project be put to a vote of the people.
24. Brad Black spoke to the merits of the project.

25. Marian Gross spoke about a mailer and having a referendum.
26. Arthur Kasell spoke in support of the project.
27. Paul Leserman stated this project should be voted on by the residents.
28. Ruth Kraft spoke about the mailers and allowing the community to vote on this issue in November.
29. Marie France asked the Council to vote to approve the project.
30. Ken Goldman spoke about the amount of documentation required to be included in the circulation of the petition.
31. Millicent Shubert spoke in support of the project.
32. Mayor Brucker read a letter from Daniel Simons in support of the project.

Community Development Director Vince Bertoni provided a brief staff report noting what the amendment to the zoning ordinance would accomplish. Mr. Bertoni noted the City Council conducted first reading of this ordinance on April 21, 2008, and this would be the second reading.

At the request of Mayor Brucker, City Attorney Laurence Wiener explained the reason the EIR is included as part of the resolutions when circulating the referendum petition. Mr. Wiener confirmed that the decision regarding the attachments was made the City Attorney and not the Council.

The meeting recessed at 10:20 p.m. and reconvened at 10:25 p.m. with all Councilmembers present.

The Council discussed alternatives to the amount of materials for the resolutions and ordinances with the City Attorney. Mr. Wiener suggested the following information accompany the petition: the ordinance, description of the property, CEQA resolution adopted by the Council, copy of the Specific Plan, executive summary and appendix C to the Final EIR which was the summary of the project as approved, the discussions of air quality, noise, transportation, traffic, and public services from the EIR. He stated these documents would address the concerns raised during the public hearing.

Following discussion, the Council consensus is not to reconsider the General Plan Amendment resolution.

There was a 5-0 consensus to revise the zoning ordinance this evening, due to revisions to the exhibits and minor changes to the text of the ordinance, and reintroduce the ordinance for the Specific Plan Zone and continue this evening's meeting to Monday morning for a second reading to adopt the revised ordinance.

Councilmember Briskman presented comparisons between the Planning Commission approval vs. the City Council approval of the project.

Councilmember Delshad thanked the Planning Commissioners for their due diligence during this process. Mr. Delshad mentioned it is the City Council's responsibility to make sure projects are financially viable and explained the reasons for his voting in favor of the project.

Councilmember Krasne stated she did not want to address development projects until the General Plan was adopted, and listed the reasons she did not vote in favor of this project.

Councilmember Fenton pointed out the City of Los Angeles is providing incentives to developers building in downtown by not charging Transit Occupancy Tax (TOT) which is highly competitive with the City of Beverly Hills. Mr. Fenton stated this is a good project to be able to stay competitive.

Mayor Brucker stated he is not opposed to a Waldorf-Astoria Hotel and a condominium component to make the project work. The Mayor clarified some statistics that were mentioned earlier.

MOVED by Councilmember Briskman, seconded by Vice Mayor Fenton to reintroduce by title only and waive full reading of the ordinance as amended and presented to the Council as follows:

AN ORDINANCE OF THE CITY OF BEVERLY HILLS ADOPTING THE BEVERLY HILTON SPECIFIC PLAN ZONE TO ENABLE THE REVITALIZATION OF THE BEVERLY HILTON HOTEL SITE WITH A NEW LUXURY HOTEL, CONDOMINIUMS, AND OPEN SPACE.

Ayes: Councilmember Delshad, Councilmember Krasne,  
Councilmember Briskman, Vice Mayor Fenton, and Mayor Brucker  
Noes: None

CARRIED

The Council made the decision to continue this matter to an Adjourned Regular Meeting on Monday, May 12, 2008 at 9:00 a.m. for the purpose of conducting the second reading and adopting this ordinance.

3. AN ORDINANCE OF THE CITY OF BEVERLY HILLS APPROVING A DEVELOPMENT AGREEMENT WITH OASIS WEST REALTY LLC TO ENABLE THE REVITALIZATION OF THE BEVERLY HILTON HOTEL SITE WITH A NEW LUXURY HOTEL, CONDOMINIUMS AND OPEN SPACE. For Adoption. Comment: This is the second reading of the Ordinance approving a development agreement between the City and Oasis West Realty LLC to enable the revitalization of the Beverly Hilton Hotel Site with a new luxury hotel, condominiums and open space.

Community Development Director Bertoni noted the Final Environmental Impact Report for this project was certified on April 21 and the City Council also conducted first reading of this ordinance on April 21.

Councilmember Delshad made a comparison of the Hilton as it is now and what it will be and the benefits to the City. Mr. Delshad stated he is in favor of the Development Agreement.

Councilmember Briskman reiterated the difference between the Planning Commission's Development Agreement approval and the Development Agreement approval that is on the table this evening and was voted on previously.

In response to a question by Councilmember Briskman, City Manager Roderick Wood clarified the three principal revenue sources the School District will receive.

Mayor Brucker stated he felt a better deal could have been made and commented on other areas he felt could have been improved. Mayor Brucker mentioned additional cost savings that the developer just realized and asked the Council for their support in requesting to increase the Public Benefits Fee.

Councilmembers Briskman and Delshad stated they would not support it and would like the Development Agreement to stand as it is.

MOVED by Vice Mayor Fenton, seconded by Councilmember Briskman to adopt Ordinance E-3 as follows:

AN ORDINANCE OF THE CITY OF BEVERLY HILLS APPROVING A DEVELOPMENT AGREEMENT WITH OASIS WEST REALTY LLC TO ENABLE THE REVITALIZATION OF THE BEVERLY HILTON HOTEL SITE WITH A NEW LUXURY HOTEL, CONDOMINIUMS AND OPEN SPACE.

Ayes: Councilmember Delshad, Councilmember Briskman, and Vice Mayor Fenton

Noes: Councilmember Krasne and Mayor Brucker

CARRIED

**ITEM E-3: ADOPTED ORD#08-O-2547 AG#139-08**

F. CONSENT CALENDAR

MOVED by Councilmember Briskman, seconded by Councilmember Krasne to remove Item F-5I from the agenda and approve all other items on the consent agenda by reference, and direct that the appropriate accounts be charged on Items F-1 and F-2.

Minutes

None

Demands Paid

1. REVIEW OF BUDGETED DEMANDS PAID, report dated April 8 - 17, 2008.
2. PAYROLL DISBURSEMENT REPORT, report dated May 6, 2008.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

3. RELATING TO PARKING METER ZONES AND AMENDING THE BEVERLY HILLS MUNICIPAL CODE. For Adoption. Comment: This ordinance will amend the municipal code section of the Beverly Hills Municipal Code relating to rates for on-street parking, including adjusting rates by \$0.25 to all meters under \$1.00 and adjusting meters along Robertson and Wilshire Blvd. to \$1.00 per hour.

***ITEM F-3: ADOPTED ORD#08-O-2548***

**RESOLUTIONS APPROVING**

None

**APPROVAL OF:**

4. AN AGREEMENT WITH MATRIX CONSULTING GROUP FOR AN ORGANIZATIONAL AND MANAGEMENT ANALYSIS OF THE POLICE DEPARTMENT; AND, APPROVAL TO ISSUE A PURCHASE ORDER IN THE NOT-TO-EXCEED AMOUNT OF \$120,000 FOR THE SERVICES. Comment: Requests approval of an agreement for a comprehensive analysis of the department and a report which will include recommendations to improve fiscal responsibility, customer service, management effectiveness, and strategic planning for the future.

***ITEM F-4: APPROVED AG#140-88***

5. VARIOUS CITY PURCHASING AND BUDGET TRANSACTIONS AS DESCRIBED HEREIN:

ITEM A AMENDMENT NO. 1 TO THE AGREEMENT WITH LILLEY PLANNING GROUP FOR ON-CALL PLANNING AND ADMINISTRATIVE CONSULTANTS; AND,

APPROVAL OF A CHANGE ORDER IN THE AMOUNT OF \$100,000 FOR A TOTAL NOT-TO-EXCEED OF \$200,000. Comment: It is recommended that the City Council adopt a resolution approving a \$250,000 amendment to the agreement with Lilley Planning Group for on-call planning and administrative consultants and a change order in the amount of \$100,000 to the purchase order for a not-to-exceed total of \$200,000 for the contracted services.

**ITEM F-5A: APPROVED AG#141-08**

ITEM B AMENDMENT NO. 5 TO AN AGREEMENT WITH INTERNATIONAL BUSINESS MACHINES CORPORATION FOR ONGOING MAINTENANCE AND SUPPORT SERVICES FOR THE CITY'S DATA CENTER; AND,

APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$227,911.94 FOR THIS SERVICE. Comment: Provides for upgrade to the electrical system in the Data Center to provide the electrical infrastructure for planned upgrades to the server and storage environment.

**ITEM F-5B: APPROVED AG#142-08**

ITEM C AMENDMENT NO. 3 TO THE AGREEMENT WITH A. VARLOTTA, INC. FOR MINOR PAINTING SERVICES; AND,

APPROVAL OF A CHANGE ORDER TO THE BLANKET PURCHASE ORDER WITH A. VARLOTTA, INC. IN THE AMOUNT OF \$3,350 FOR FY 2007/2008. Comment: Provides for the increase in compensation to pay for the painting of columns at Canon Drive parking structure, and extension of the term of the agreement to June 30, 2009.

**ITEM F-5C: APPROVED AG#143-08**

ITEM D AN AGREEMENT WITH NATIONAL NOTIFICATION NETWORK, INC. FOR LICENSING AND CONFIGURATION OF A MASS NOTIFICATION SYSTEM, AND RELATED SERVICES. Comment: This purchase is for replacement of the existing mass notification system to provide for greater functionality, increased reliability, and increased call capacity. The initial term of the agreement is for a 3-year period, with an annual not-to-exceed amount of \$45,000.

**ITEM F-5D: APPROVED AG#144-08**

ITEM E MICROSOFT STATE AND LOCAL GOVERNMENT ENTERPRISE ENROLLMENT AGREEMENT WITH MICROSOFT, GP; AND,

APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$149,274.34 FOR THIS SERVICE. Comment: Requests approval of enrollment agreement that allows the City to take part in state and local government licensing and maintenance programs for all Microsoft software items, and authorizes a purchase order for payment of annual maintenance fees for citywide Microsoft software. The current 3-year agreement for Microsoft Licensing is expiring and the City needs to enter into a new licensing and maintenance enrollment to continue to receive maintenance and support for the City's Microsoft software.

**ITEM F-5E: APPROVED AG#145-08**

ITEM F AN AGREEMENT WITH TV PRO GEAR, INC. FOR A NEW TELEVISION AND VIDEO PRODUCTION CONTROL AND DELIVERY SYSTEM, AND RELATED SERVICES; AND, APPROPRIATING FUNDS IN THE AMOUNT OF \$97,742.86; AND,

APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$385,000. Comment: This provides for a complete replacement to the City Hall cable television infrastructure for videotaping and airing of City Council meetings and other meetings from the City Council Chambers.

**ITEM F-5F: APPROVED AG#146-08**

ITEM G APPROPRIATING FUNDS IN THE AMOUNT OF \$41,250 FOR THE CLASP (CHANGING LIVES AND SHARING PLACES) PROGRAM. Comment: The City of Beverly Hills entered into an agreement with the City of San Fernando (Agreement No. 89-07) in which the City of San Fernando exchanged \$41,250 if its General Funds for unexpended CDBG funds from the City of Beverly Hills. The funds are to be used to fund the six month trial of the CLASP program that was approved by City Council at the November 20, 2007 meeting (Ord. 07-O-2538).

**ITEM F-5G: APPROVED**

ITEM H A PURCHASE ORDER IN THE AMOUNT OF \$210,000 TO LANDSCAPE FORMS FOR THE PURCHASE OF 173 CHASE PARK MODEL TRASH RECEPTACLES. Comment: This purchase is for the replacement of the City's current inventory of trash receptacles with the model currently found in the Urban Design Program area. Landscape

Forms' Chase Park receptacle is aesthetically pleasing, durable and simple to maintain. This purchase also includes an order of additional parts which would permit enhanced maintenance and repairs not covered under warranty.

**ITEM F-5H: APPROVED**

ITEM I AGREEMENT WITH ARNERICH MASSENA & ASSOCIATES, INC. FOR THE MANAGEMENT OF THE REQUEST FOR PROPOSALS (RFP) PROCESS RELATED TO THE SELECTION OF A VENDOR FOR A HEALTH CARE SAVINGS PLAN IN THE AMOUNT OF \$25,000. Comment: The consultant will perform needs analysis, draft RFP, create selection criteria, contact vendors, analyze responses, select finalist and present results and work with the City's legal counsel to contract with the finalist for the identified services.

**ITEM F-5I: REMOVED FROM THE AGENDA**

6. CHANGE ORDER NO. 1 TO THE CONTRACT WITH AIR CONDITIONING SOLUTIONS, INC. FOR THE CENTRAL PLANT CHILLER REPLACEMENT; AUTHORIZE THE CITY MANAGER TO SIGN CHANGE ORDER NO. 1; AND APPROVE A CHANGE PURCHASE ORDER IN THE AMOUNT OF \$77,120 TO AIR CONDITIONING SOLUTIONS, INC. FOR THIS WORK. Comment: It is recommended that the City Council approve Change Order No. 1 to the contract with Air Conditioning Solutions, Inc. in the amount of \$77,120 for a total contract amount of \$744,125 for additional air conditioning work at the Data Center for Information Technology as part of the replacement of the Central Plant Chillers for additional cooling capacity and increased energy efficiencies.

**ITEM F-7: APPROVED**

7. AMENDMENT NO. 2 TO AN AGREEMENT WITH PHILIP R. LEVINE, ESQ. AND JUDY A. SHERMAN, ESQ., JOINTLY AND SEVERALLY, FOR PARKING CITATION ADMINISTRATIVE HEARING EXAMINER SERVICES. Comment: Requests approval of amendment no. 2 to the agreement with Philip R. Levine, Esq. and Judy A. Sherman, Esq. to provide hearing examiner services for contested parking citations in the amount of \$20,000 per year.

**ITEM F-: APPROVED AG#147-08**

8. AWARD OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, WILLIAMS PIPELINE CONTRACTORS, INC., FOR THE CONSTRUCTION OF WATER MAIN REPLACEMENTS IN BENEDICT CANYON DRIVE AND ADDITIONAL STREETS NORTH OF WILSHIRE BOULEVARD WITHIN THE CITY OF BEVERLY HILLS, CALIFORNIA IN THE AMOUNT OF \$2,249,930; APPROVAL OF THE PLANS AND SPECIFICATIONS THEREFOR; AND APPROVAL OF THE ISSUANCE OF A PURCHASE ORDER IN THE AMOUNT OF \$2,500,000 TO WILLIAMS PIPELINE CONTRACTORS, INC. FOR THE PROJECT. Comment: Replacement of water mains in Benedict Canyon Boulevard, San Ysidro Drive, Carolyn Way, Summit Drive, Marilyn

Drive, Lago Vista Drive, and Monte Cielo Drive to improve the water supply and fire protection of the water system.

**ITEM F-8: APPROVED AG#148-08**

**9. ACCEPTANCE OF THE CONTRACT WORK FOR THE SEWER IMPROVEMENTS IN Foothill Road and Burton Way by Williams Pipeline Contractors, Inc. in the final amount of \$805,085.09; AND APPROVAL OF A CHANGE ORDER IN THE AMOUNT OF \$149,305.09 TO WILLIAMS PIPELINE CONTRACTORS, INC. Comment: Acceptance of the contract work for construction of sewer line on Foothill Road and Burton Way and giving authorization for recording a Notice of Completion with the Los Angeles County Recorder's Office.**

**ITEM F-9: APPROVED**

Vote on Consent Agenda:

Ayes: Councilmember Delshad, Councilmember Krasne, Councilmember Briskman, Vice Mayor Fenton, and Mayor Brucker

Noes: None

CARRIED

**G. COMMISSION SYNOPSIS**

1. HEALTH AND SAFETY COMMISSION - regular meeting of March 24, 2008.  
RECREATION AND PARKS COMMISSION - special meeting of April 1, 2008. FINE ART COMMISSION - regular meeting of April 17, 2008.

Original, signed minutes are on file in the Office of the City Clerk.

**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor Brucker, with the consent of Council, adjourned the meeting at 11:55 p.m. to an Adjourned Regular Meeting on Monday, May 12, 2008 at 9:00 a.m. for the purpose of considering adoption of the zoning ordinance that was reintroduced this evening.

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PASSED, Approved and Adopted  
this 5th day of August, 2008.

  
\_\_\_\_\_  
BYRON POPE, City Clerk

\_\_\_\_\_  
BARRY BRUCKER, MAYOR

**This meeting was broadcast on live television, on City of Beverly Hills municipal government television access Channel BHTV/10 Time Warner Cable.**