



**CITY OF BEVERLY HILLS  
CITY COUNCIL  
ADJOURNED REGULAR MEETING  
September 23, 2008**

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

**PLEDGE OF ALLEGIANCE**

**A. ROLL CALL**

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

**B. PRESENTATIONS**

**1. PROCLAMATION - Fall Prevention Awareness Week**

Mayor Brucker presented a proclamation to Dr. John Pynoos, Co-Director of Fall Prevention Center of Excellence in Los Angeles, and proclaimed the week of September 21, 2008 as Fall Prevention Awareness Week in Beverly Hills. Dr. Pynoos shared his experience on the subject and noted this is a serious public health problem for older people. Dr. Pynoos mentioned activities that promote awareness of fall prevention.

**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.)

None

**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.

1. George Garrett thanked Dr. Pynoos for the information he presented and mentioned a missing floppy disk at the Library regarding a former USC football player that he was researching.

3. REPORT FROM THE CITY MANAGER \* Expansion of City's Technology Network to BHUSD Sites - Chief Information Officer David Schirmer

Deputy City Manager David Lightner mentioned that City Manager Wood and Assistant City Manager Lichtig are away attending a conference. He then invited Chief Information Officer David Schirmer to present a brief update on the expansion of the City's technology network to the BHUSD sites. Mr. Schirmer made a PowerPoint presentation on the technology partnership and announced Hawthorne School is now connected to the Municipal Area Network (MAN) and noted a timeline for the connection of the other school sites will be provided to the Council when available.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS  
- Showcase Beverly Hills:  
\* Showcase Series at Roxbury Featuring Debbie Reynolds

Mayor Brucker announced the passing of long-time resident Jerry Lushing and, on behalf of the Council and the community, sent condolences to the Lushing family.

Councilmember Briskman announced the Beverly Hills Senior Adult Association is having a Showcase Series and will feature Debbie Reynolds on Friday, October 10th at 7:30 pm at Roxbury Park. She provided ticket information and invited the community to attend.

Councilmember Briskman spoke about an information guide sponsored by the Metropolitan Transportation Authority (METRO) regarding Measure R.

Mayor Brucker announced the grand opening of the new Teen Zone at the Beverly Hills Library designed for 6th through 12th graders. City Librarian Nancy Hunt-Coffey made a few remarks about the new program.

Mayor Brucker announced the new signature cocktail "The Beverly" that is being brought to the City by Crustacean Restaurant.

Councilmember Delshad mentioned he received his first submission for a signature song for the City of Beverly Hills and invited others to participate.

Councilmember Krasne asked the City Attorney to clarify the City's policy for placing signage in public right-of-ways (specifically Beverly Gardens Park). She mentioned an incident that recently took place and asked to have the Human Relations Commission look into the matter.

**D. PUBLIC HEARING**

TO SET:

None

TO CONSIDER:

1. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE COMPREHENSIVE SCHEDULE OF TAXES, FEES & CHARGES TO ADJUST THE IN-LIEU PARKING FEE. Comment: The proposed resolution would increase certain City's in-lieu parking fee to more accurately reflect actual construction costs. This item was continued from the August 5, 2008 Council meeting. Staff recommends this matter be tabled and rescheduled at a future date.

City Planner Jonathan Lait explained the delay of this item.

***ITEM D-1: BY ORDER OF THE CHAIR, THIS MATTER IS TABLED AND WILL BE RESCHEDULED FOR THE FIRST PART OF NEXT YEAR***

**E. CONTINUED AND NEW BUSINESS**

1. A RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS ADOPTING A VOLUNTARY RESIDENTIAL GREEN BUILDING PROGRAM FOR SINGLE-FAMILY RESIDENCES. Comment: This resolution adopts a voluntary green building program for single-family residences.

City Building Official George Chavez introduced Building and Safety staff members David Yelton, Jesse De Anda and Azita Motamen.

Senior Plan Review Architect Azita Motamen provided the program overview which included the background of the item, the sustainable goals, the five green building elements, the program development, what the program includes, the proposed Beverly Hills Residential Green Building Standard Incentives and the advantages of the Beverly Hills program.

At the Mayor's request, Planning Commission Chair Noah Furie make remarks regarding the Residential Green Building program and stated it is

the Commission's desire, with the Council's approval, to review the program after a year, make additional changes as needed, including possible mandatory compliance with the program, and urged the Council to adopt the resolution.

Mr. Furie responded to questions and comments from the Council.

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

A RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS ADOPTING A VOLUNTARY RESIDENTIAL GREEN BUILDING PROGRAM FOR SINGLE-FAMILY RESIDENCES.

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

Noes: None

CARRIED

**ITEM E-1: ADOPTED RES#08-R-12632**

F. CONSENT CALENDAR

MOVED by Councilmember Delshad, seconded by Councilmember Krasne to remove Items F-8 and F-10 for discussion, to approve all items on the consent agenda, and direct that the appropriate accounts be charged on Items F-2 and F-3.

Minutes

1. Consideration of the Minutes of the regular meeting of August 19, 2008.

Demands Paid

2. REVIEW OF BUDGETED DEMANDS PAID, report dated August 27 - September 5, 2008.
3. PAYROLL DISBURSEMENT REPORT, report dated September 23, 2008.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS: None

None

RESOLUTIONS APPROVING:

4. ADOPTING A RECORDS RETENTION SCHEDULE AND AUTHORIZING DESTRUCTION OF CERTAIN CITY RECORDS. Comment: The records of the City of Beverly Hills, as set forth in the Records Retention Schedule are hereby authorized to be destroyed as provided by Section 34090 et seq. of the Government Code of the State of California and in accordance with the provision of said schedule upon the request of the Department Head and with the consent in writing of the City Clerk, Risk Manager, and City Attorney, without further action by the City Council of the City of Beverly Hills.

**ITEM F-4: ADOPTED RES#08-R-12633**

5. ACCEPTING A DONATION OF \$2,800 FROM THE SANTA CLARITA COMMUNITY COLLEGE DISTRICT FOR THE D.A.R.E. PROGRAM AND APPROPRIATING FUNDS FOR USE BY THE D.A.R.E. PROGRAM. Comment: The Santa Clarita Community College District has presented this donation for the Police Department's D.A.R.E. program.

**ITEM F-5: ADOPTED RES#08-R-12634**

APPROVAL OF:

6. AWARD OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, WILLIAMS PIPELINE CONTRACTORS, INC., FOR THE SEWER PIPELINE REHABILITATION AT VARIOUS LOCATIONS WITHIN THE CITY OF BEVERLY HILLS, IN THE AMOUNT OF \$352,297; APPROVAL OF THE PLANS AND SPECIFICATIONS THEREFOR; AND

APPROVAL OF THE ISSUANCE OF A PURCHASE ORDER IN THE AMOUNT OF \$422,297 TO WILLIAMS PIPELINE CONTRACTORS, INC. FOR THE PROJECT. Comment: Award a contract to repair the sewer pipelines by open trench or trenchless construction methods.

**ITEM F-6: APPROVED AG#399-08**

7. A GRANT AGREEMENT AND A REGULATORY AGREEMENT WITH UPWARD BOUND HOUSE FOR ACQUISITION OF A PROPERTY TO BE THE LOCATION OF AN EMERGENCY FAMILY SHELTER; AND

APPROVAL TO ISSUE A PURCHASE ORDER IN THE TOTAL AMOUNT OF \$200,000 TO UPWARD BOUND HOUSE. Comment: Staff recommends approval of a Grant Agreement and a Regulatory Agreement with Upward Bound House for acquisition of property located in the city of Culver City to be the site of an Emergency Family Shelter. Participating in this acquisition effort are other local agencies which include City of Santa Monica, State of

California (EHAP), City of Los Angeles and Los Angeles County. The City's portion of the acquisition cost to be reimbursed with Community Development Block Grant (CDBG) funds is in the amount of \$200,000.

**ITEM F-7: APPROVED AG#400-08; REGULATORY AGREEMENT  
AG#401-08 AND DEED OF TRUST #402-08**

8. AGREEMENT WITH RINCON CONSULTANTS, INC. FOR THE PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT FOR A PROPOSED NEW LEXUS AUTOMOBILE DEALERSHIP BUILDING AT 9230 WILSHIRE BOULEVARD; AND

AUTHORIZATION OF A PURCHASE ORDER IN THE AMOUNT OF \$284,418.00 FOR PROFESSIONAL CONSULTING SERVICES. Comment: All costs associated with the preparation of the EIR will be borne by the applicant. No City funds will be used to pay for the services provided in conjunction with this agreement.

In response to a question raised by Councilmember Krasne, City Planner Lait clarified this item represents a new application proposal.

**ITEM F-8: APPROVED AG#403-08**

9. AMENDMENT NO. 1 TO AN AGREEMENT WITH RBF CONSULTING FOR CONSULTING SERVICES IN CONNECTION WITH VARIOUS PROJECTS IN THE CITY; AND

APPROVAL OF A CHANGE ORDER IN THE AMOUNT OF \$56,500 TO THE PURCHASE ORDER FOR A NOT-TO-EXCEED TOTAL OF \$106,500 FOR THE CONTRACTED SERVICES. Comment: It is recommended that the City Council approve a \$56,500 amendment to an agreement between the City of Beverly Hills and RBF Consulting for consulting services and a change order in the amount of \$56,500 to the purchase order for a not-to-exceed total of \$106,500 for the contracted services.

**ITEM F-9: APPROVED AG#404-08**

10. APPROPRIATION OF FUNDS FOR BEVERLY HILLS GLOBAL PARTNERS (BHGP) A SISTER CITY ORGANIZATION IN THE AMOUNT OF \$100,000 OR OTHER AMOUNT AS DIRECTED BY CITY COUNCIL AT ITS STUDY SESSION ON SEPTEMBER 2, 2008. Comment: This item seeks appropriation of funds for the Beverly Hills Global Partners (BHGP) in the amount of \$100,000 or other amount as directed by City Council at its Study Session on September 2, 2008.

Speaking:

1. Ruth Kraft asked questions about the Beverly Hills Global Partners

organization and commented on the funding .

Councilmember Delshad noted at today's study session, the Council agreed to modified funding in the amount of \$35,000 which is one third of the original request of \$100,000.

**ITEM F-10: APPROVED**

11. HUMAN RELATIONS COMMISSION APPOINTMENT. Comment: Appoints Rochelle Ginsburg to the Human Relations Commission on November 20, 2008 for an initial two year term.

**ITEM F-11: APPROVED**

12. A LEASE ADDENDUM WITH MOBILE MODULAR MANAGEMENT CORPORATION TO EXTEND THE TERM OF THE LEASE OF THREE MODULAR BUILDINGS FOR TEMPORARY STAFF OFFICES; AND  
  
APPROVE A CHANGE PURCHASE ORDER IN THE AMOUNT OF \$234,223 TO MOBILE MODULAR MANAGEMENT CORPORATION. Comment: Provides for an addendum to the agreement for extending the term of the lease for one year to facilitate the temporary relocation of City staff during the remodel of City Hall. The total amount of the lease agreement including the addendum is \$736,940.

**ITEM F-12: APPROVED AG#405-08**

13. ACCEPTANCE OF CONTRACT WORK FOR THE CENTRAL PLANT CHILLER REPLACEMENT BY AIR CONDITIONING SOLUTIONS, INC. IN THE FINAL CONTRACT AMOUNT OF \$769,181.39. Comment: Requests acceptance of the contract work and authorizes the recording of the Notice of Completion with the County Recorder.

**ITEM F-13: APPROVED**

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

ITEM A AGREEMENT WITH SPHERION ATLANTIC ENTERPRISES, LLC TO PROVIDE TEMPORARY STAFFING ON AN AS-NEEDED BASIS.

**ITEM F-14A: APPROVED AG#406-08**

ITEM B AGREEMENT WITH STIVERS TEMPORARY

PERSONNEL DBA STIVERS STAFFING SERVICES TO PROVIDE TEMPORARY STAFFING ON AN AS-NEEDED BASIS.

**ITEM F-14B: APPROVED AG#407-08**

ITEM C AGREEMENT WITH EXPRESS EMPLOYMENT PROFESSIONALS TO PROVIDE TEMPORARY STAFFING ON AN AS-NEEDED BASIS.

**ITEM F-14C: APPROVED AG#408-08**

ITEM D AGREEMENT WITH GOVERNMENT STAFFING SERVICES DBA MUNITEMPS - MUNICIPAL STAFFING TO PROVIDE TEMPORARY STAFFING ON AN AS-NEEDED BASIS. Comment: In an effort to improve the quality of temporary employment candidates and decrease expenses, a competitive Request for Proposal (RFP) process was opened for temporary staffing services. It is recommended that the City enter into agreements with four temporary staffing firms. One vendor is a large national firm, two vendors are small local firms and one specializes in supplying temporary municipal employees.

**ITEM F-14D: APPROVED AG#409-08**

ITEM E AGREEMENT WITH TECHNOLOGY RESOURCE CENTER, INC. FOR THE PURCHASE, INSTALLATION, AND IMPLEMENTATION OF PHASE II OF THE MOSCAD FIRE STATION ALERTING SYSTEM, AND RELATED SERVICES; AND

APPROVAL OF A PURCHASE ORDER IN THE NOT-TO-EXCEED AMOUNT OF \$92,411.23. Comment: This is the second phase of the Motorola MOSCAD implementation which includes the purchase and integration of 52 additional lighting units for installation in all three fire stations.

**ITEM F-14E: APPROVED AG#410-08**

ITEM F A BLANKET PURCHASE ORDER TO UNISOURCE WORLDWIDE, INC. IN AN AMOUNT NOT-TO-EXCEED \$74,000 FOR THE PURCHASE OF MULTIPURPOSE PAPER AND RELATED PAPER PRODUCTS. Comment: This blanket purchase order will be used during FY '08-'09 to purchase miscellaneous printing paper and related paper products on an as-needed basis for citywide use.

**ITEM F-14F: APPROVED**

Vote on Consent Calendar:

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

Noes: None

CARRIED

**G. COMMISSION SYNOPSIS**

1. FINE ART COMMISSION - special meeting of August 21 2008.  
PLANNING COMMISSION - regular meeting of September 11, 2008.

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

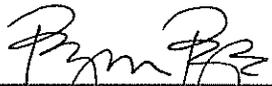
**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor Brucker, with the consent of Council, adjourned the meeting at 8:25pm.

PASSED, Approved and Adopted  
this 14th day of October, 2008.

  
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BYRON POPE, City Clerk

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**BARRY BRUCKER, MAYOR**

**This meeting was broadcast on live television, on City of Beverly Hills municipal government television access Channel BHTV10 Time Warner Cable.**