



**CITY OF BEVERLY HILLS  
CITY COUNCIL  
ADJOURNED REGULAR MEETING  
October 14, 2008**

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

**PLEDGE OF ALLEGIANCE**

**A. ROLL CALL**

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

**B. PRESENTATIONS**

**1. CERTIFICATES - Beverly Hills Little League All Stars (Boys and Girls)**

Mayor Brucker and Vice Mayor Fenton presented certificates to the Beverly Hills All-Star Softball & Baseball Teams.

**2. RECOGNITION - Green Art Projects from the Beverly Hills Youth Camps**

Mayor Brucker and Vice Mayor Fenton presented certificates to the Beverly Hills Youth Camp participants Jack Gillet, Elizabeth Walder and Jacob Michael Row.

**3. PROCLAMATION - Robert (Robbie) Anderson for his contributions to the Beverly Hills community**

Mayor Brucker and Vice Mayor Fenton presented resident Robert Anderson with a proclamation in recognition of his contributions to the Beverly Hills community.

Robbie Anderson spoke about the re-installation of the Beverly Hills sign on Santa Monica Boulevard between Beverly and Canon (one of his projects), and spoke in favor of the Annenberg project on the agenda this evening.

**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.)

Not available this evening.

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. Alissa Roston spoke in her role as Chair for the Arts for All Committee at Beverly Hills Unified School District regarding the partnership between the School District and the Wallis Annenberg Center for the Performing Arts and stated support for the lease going forward.

2. Jason Arasheban, CEO of Jason of Beverly Hills, spoke about his proposal for a location in the Beverly Hills Gardens property located next to the Montage Hotel.

Mayor Brucker explained that lease negotiations are discussed during Closed Session and the Council is not able to comment during open session.

3. Nathan Kays commented on the Jason Jewelers proposal in the Gardens retail space.
4. Andrew Haas spoke about the revenues connected with the Beverly Hilton project and expressed support of it.
5. William Devore stated the passing of Measure H is a way to allow the City to continue to provide vital municipal services during the present financial crisis.
6. Della Shaker spoke about Measure H and funding for the School District.

7. Robert Urteaga, Campaign Manager for Yes on Measure H, read a statement regarding a message that had been posted on a campaign worker's Facebook page regarding the Hilton project.

8. Paul Krikorian spoke about the traffic situation in terms of the Beverly Hilton Revitalization project.

3. REPORT FROM THE CITY MANAGER  
\* Update on ShopBH.com

Alison Maxwell, Director of Economic Development and Marketing, provided an update on the City's recently launched ShopBH.com store and showed samples of the products being offered on the website.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS  
- Showcase Beverly Hills:  
\* Veranda presents the Great House at Historic Greystone Estate  
\* The Great Southern California Shakeout

Councilmember Briskman announced the City of Beverly Hills will participate in the Great Southern California Shakeout (earthquake exercise) on November 13th and encouraged the community to register to participate in the drill at [www.shakeout.org](http://www.shakeout.org).

Mayor Brucker announced that Veranda, the City of Beverly Hills and Friends of Greystone will present "The Great House" at Historic Greystone Estate, November 1st -16th.

Mayor Brucker encouraged all Beverly Hills residents to exercise their right and vote, either in person or by absentee ballot, for the upcoming November 4 election.

D. PUBLIC HEARING

TO SET:

None

TO CONSIDER:

This being the time and place set, a public hearing was held to consider:

1. AMENDMENT TO THE LEASE WITH THE WALLIS ANNENBERG CENTER FOR THE PERFORMING ARTS AND THE CONSTRUCTION OF A SUBTERRANEAN PARKING STRUCTURE. Comment: This is an amendment to the Lease with the Wallis Annenberg Center for the Performing Arts for the rehabilitation and reuse of the City's former main Post Office. The project includes the construction of a subterranean parking structure under Crescent Drive and a portion of the City Hall Lawn. The City Council will also consider the Environmental Impact Report (EIR) prepared for the project.

The notice of the hearing was published as required by law and an affidavit to this effect is on file with the City Clerk.

The records and files of the Community Development Department and the report of the Senior Planner concerning this matter are made a part of the record of this hearing.

Senior Planner Michelle McGrath presented the two projects (The Wallis Annenberg Center for the Performing Arts & the new City Public Parking Structure) along with the Draft EIR and the Planning Commissions recommendations. She noted the City Council's responsibility is to approve the lease and would be approving both projects which do require Environmental Review. She mentioned the Planning Commission's responsibility for these projects is to review them for consistency with the City's adopted General Plan. Ms. McGrath described the process to date with the Planning Commission.

Bram Goldsmith, applicant, speaking on behalf of the Board of Directors of the Wallis Annenberg Center for the Performing Arts, noted this is a resident driven project and introduced the members in attendance. Mr. Goldsmith urged the Council to vote to approve this important cultural center.

Lou Moore, Executive Director of the Center, spoke about the mission of the Center and provided details of the project.

Director of Parking Operations Chad Lynn spoke about the project description for the subterranean parking garage, the selection process, the project goals, the recommended design (option 21d) and recapped the benefits of the partnership between the City and the Center.

Deputy City Manager David Lightner presented the lease proposal and highlighted the basic structures of the lease. Mr. Lightner noted the additional information that will be presented regarding the lease at the November 5, 2008 Council meeting.

Speaking:

1. Ali Kasicki spoke to the benefits of the Annenberg Center.
2. Jonathan Victor expressed the support he and his wife Toby share for the Center and mentioned the possibilities the Performing Arts represents.
3. John Carroll spoke about aspects of the Center and parking garage and expressed support for the project. Mr. Carroll presented a petition signed by more than 100 of the businesses in Beverly Hills supporting the project.
4. Dennis Tannenbaum commented on mitigation measures needed to construct this project, and suggested the City immediately conduct a hazardous waste assessment.

Planning Commission Chair Noah Furie spoke on behalf of the Commission and noted the entire Commission recommends approval of the Wallis Annenberg Center for the Performing Arts project and construction of the public parking garage. Mr. Furie stated the Center will be a cultural asset for the entire community and the City parking garage will provide much needed additional parking for the Business Triangle. He addressed the ingress and egress portions of the parking garage and urged the Council to approve this project.

At the request of Mayor Brucker, Planning Commission Chair Furie discussed the sustainable features included in the project.

There were no members of the audience who wished to comment and Mayor Brucker closed the public hearing.

Staff answered various questions raised by the City Council.

Councilmember Briskman stated she and Councilmember Delshad made up the Ad Hoc Committee for this project and the Committee is confident this project has been fully vetted by all the stake holders over a long period of time. The Council expressed their support of the project.

There were no further questions or comments of Councilmembers.

The consensus of the Council was to continue the matter to November 5, 2008 at 7 p.m.

***ITEM D-1: BY ORDER OF THE CHAIR, MATTER CONTINUED TO THE MEETING OF WEDNESDAY, NOVEMBER 5, 2008 AT 7:00 P.M.***

**E. CONTINUED AND NEW BUSINESS**

1. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS EXPRESSING SUPPORT FOR MEASURE R. Comment: Measure R is a half-cent sales tax to fund transportation improvement projects in Los Angeles County including the Westside Subway Extension.

MOVED by Councilmember Briskman, seconded by Councilmember Delshad to adopt Resolution E-2 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS EXPRESSING SUPPORT FOR MEASURE R.

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

Noes: None

CARRIED

**ITEM E-1: ADOPTED RES#08-R-12637**

F. CONSENT CALENDAR

MOVED by Councilmember Briskman, seconded by Councilmember Delshad to approve the items on the consent agenda, and direct that the appropriate accounts be charged on Items F-1 and F-2.

Minutes

1. Consideration of the Minutes of the regular meeting of September 23, 2008.

Demands Paid

2. PAYROLL DISBURSEMENT REPORT, report dated October 14, 2008.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

None

RESOLUTIONS APPROVING:

- 3A. CALLING AND GIVING NOTICE OF THE HOLDING OF A REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES.

**ITEM F-3A: ADOPTED RES#08-R-12638**

- 3B. CONSENTING TO AN ELECTION CONSOLIDATION WITH THE CITY OF LOS ANGELES, INCLUDING THE LOS ANGELES COMMUNITY COLLEGE DISTRICT AND THE LOS ANGELES UNIFIED SCHOOL DISTRICT AND ORDERING THAT THE THREE (3) SEATS ON THE BOARD OF TRUSTEES OF THE LOS ANGELES COMMUNITY COLLEGE DISTRICT AND THE ONE (1) SEAT ON THE BOARD OF EDUCATION OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT APPEAR ON THE BALLOT OF THE REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009.

**ITEM F-3B: ADOPTED RES#08-R-12639**

- 3C.** REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO DIRECT THE COUNTY REGISTRAR/RECORDER TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009.

***ITEM F-3C: ADOPTED RES#08-R-12640***

- 3D.** ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT THE REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009. Comment: Requests adoption of resolutions relating to the conduct of the March 3, 2009 General Municipal Election. APPROVAL OF:

***ITEM F-3D: ADOPTED RES#08-R-12641***

- 4.** AN AGREEMENT WITH MARTIN & CHAPMAN CO. FOR ELECTION SERVICES AND SUPPLIES FOR THE MARCH 3, 2009 GENERAL ELECTION; AND, APPROVE A PURCHASE ORDER IN THE AMOUNT OF \$85,000 TO MARTIN & CHAPMAN CO. FOR ELECTION SERVICES AND SUPPLIES. Comment: Provides for election services and supplies needed to conduct the Regular Municipal Election taking place on March 3, 2009.

***ITEM F-4: APPROVED AG#436-08***

- 5.** AN AGREEMENT WITH RBF CONSULTING TO PROVIDE CONSULTING SERVICES FOR A SANITARY SEWER MASTER PLAN; AND APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$683,166 FOR THE PROJECT. Comment: The recommended consultants are being requested to complete the Sanitary Sewer Master Plan, which is a comprehensive capital improvement planning document. The outcomes of this project will support operations by uploading current infrastructure information into the Geographical Information System and the Asset Management System. The State also requires the City to complete this document by August of 2009.

***ITEM F-5: APPROVED AG#437-08***

- 6.** APPOINTING A MEMBER TO THE DESIGN REVIEW COMMISSION (SUSAN STRAUSS). Comment: Appoints Susan Strauss to the Design Review Commission for a two year term.

***ITEM F-6: APPROVED***

7. REAPPOINTING TWO MEMBERS TO THE HUMAN RELATIONS COMMISSION (YAR MESHKATY AND CAROL GOLDSMITH). Comment: Reappoints Yar Meshkaty and Carol Goldsmith to the Human Relations Commission for a four year term.

***ITEM F-7: APPROVED***

8. A CHANGE ORDER TO THE CONTRACT WITH TOWER ENGINEERING, INC. FOR THE CITY HALL GROUND FLOOR REMODEL; AUTHORIZE THE CITY MANAGER TO SIGN THE CHANGE ORDER; AND APPROVE A CHANGE ORDER PURCHASE ORDER IN THE AMOUNT OF \$239,983 TO TOWER ENGINEERING, INC. FOR THIS WORK Comment: Requests approval of a change order to perform alterations to the concrete arcade structure fronting the new City Hall entry from Rexford Drive, in the not to exceed amount of \$239,983 for a new total purchase order amount of \$5,374,223.

***ITEM F-8: APPROVED***

9. ACCEPTANCE OF THE CONTRACT WORK FOR THE 2007-2008 STREET RESURFACING - VARIOUS LOCATIONS BY ALL AMERICAN ASPHALT IN THE FINAL AMOUNT OF \$1,584,134.29. Comment: It is recommended that the described work with All American Asphalt be accepted and authorization be given for the recordation of the Notice of Completion.

Vote on Consent Calendar:

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

CARRIED

**G. COMMISSION SYNOPSIS**

None

**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor Brucker, with the consent of Council, adjourned the meeting at 10:35 p.m.

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PASSED, Approved and Adopted  
this 12th day of November, 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.**