



**CITY OF BEVERLY HILLS
JOINT CITY COUNCIL AND PARKING AUTHORITY
REGULAR AND SPECIAL MEETING
July 07, 2009**

The Regular Meeting of the City Council of Beverly Hills and the Special Meeting of the Parking Authority of the City of Beverly Hills was held jointly in the Council Chambers at 7:00pm.

A. ROLL CALLS

Present: Councilmember Mirisch, Councilmember Brien, Councilmember Brucker, Vice-Mayor Delshad, and Mayor Krasne

Absent: None

Present: Director Mirisch, Director Brien, Director Brucker, Director Delshad, and Chair Krasne

Absent: None

B. PRESENTATIONS

1. RECOGNITION - Beverly Hills Tennis Coach Tony Smith

Councilmember Brucker presented a certificate of appreciation for Coach Tony Smith (the Beverly Hills Jr. Tennis Team's Director) in honor of his service to the Beverly Hills community. Coach Smith was not present tonight; the certificate was given to Steve Walfish, Adam Roach and Meagan Kendall.

2. PROCLAMATION - the month of July as Parks and Recreation Month

Vice Mayor Delshad presented a proclamation to Recreation and Parks Commission Chair Mark O'Krent in honor of July being Parks and Recreation Month.

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/Parking Authority 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/Parking Authority.)

Mayor Krasne announced that she has a gift for the first caller that answers a Beverly Hills trivia question.

Speaking:

1. Ellen Lutwak attempted to answer the Mayor's trivia question.
 2. Frances Schloss attempted to answer the Mayor's trivia question, and made suggestions for the Holiday Decorations program for the upcoming Holiday Season.
 3. Richard Linnell answered the Mayor's trivia question correctly.
2. **AUDIENCE COMMENTS.** Any person wishing to address the City Council/Parking Authority 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/Parking Authority 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/Parking Authority 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. Devorah Hankin spoke about the Project Angel Food Divine Design Event.
 2. Les Bronte voiced support of Project Angel Food and read a letter regarding Engine 3 in the Fire Department.
 3. Ellen Lutwak spoke in favor of Project Angel Food.
 4. Margaret Steele, CEO of Project Angel, requested the City's support for Project Angel Food Divine Food Divine Design 2009.

It was the consensus of the Council to direct staff to work with the Project Angel Food team to make the event happen.

5. Red Richmond commented on residency requirements for Beverly Hills City Commissioners.
6. Linda Roberts spoke in support of Project Angel Food.
7. Eileen Coskey Fracchia, along with her husband Don, thanked the Council for support of the Project Angel Food event.
8. Paul Roberts spoke about Stage B Water restrictions, and asked that the item be placed on the next City Council Agenda for discussion.
9. Caryl Marks spoke about the Senior Yoga class at Roxbury Park.
10. Victor Gura spoke about a private project being built at 1201 Laurel Way.
11. Mary Levin Cutler voiced concern about the project at 1201 Laurel Way.
12. Christine Skirmuntt Ford asked the Council not to make a change to the requirements for Commission residency.
13. Thomas White spoke about the formation of an Ad Hoc Committee towards changing the Commission residency requirements.

14. Marilyn Gallup delivered a letter to the Mayor from Carol Ward and spoke in support of maintaining the current commissioner residency requirements.

3. REPORT FROM THE CITY MANAGER

* Environmental Review Process - City Planner Jonathan Lait

Mayor Krasne skipped this item due to the lengthy agenda this evening.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

-Showcase Beverly Hills:

* Beverly Hills Showcase, A Series of Entertainment at Roxbury Park with Norm Crosby, Jack Carter and Tiba

* Report on US Conference of Mayors Trip - Mayor Nancy Krasne

Councilmember Brien reported on the progress for the City Manager search firm. He noted that the firm recommended will be Ralph Andersen and Associates, and the item will be brought back for approval at the July 21 City Council Meeting.

Councilmember Mirisch announced an upcoming Beverly Hills showcase performance on August 9, 2009 featuring Jack Carter, Norm Crosby and Tiba at the Roxbury Park Auditorium.

Mayor Krasne reported on her trip to the US Conference of Mayors in Providence, Rhode Island.

D. PUBLIC HEARING

TO SET: None

TO CONSIDER:

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

1. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE COMPREHENSIVE SCHEDULE OF TAXES, FEES & CHARGES TO ADD A YOUTH SPORTS FEE FOR FISCAL YEAR 2009/2010.

Comment: Comment: On May 13, 2009, the City Council continued the public hearing and discussion on the proposed youth sports fee. The resolution to increase certain City taxes, user fees, and service charges for Fiscal Year 2009/2010 was adopted and becomes effective July 1, 2009 for general fees and July 13, 2009 for development fees. The proposed resolution would pertain to the youth sports fee. The public hearing on the Youth Sports Fee was continued from the meeting of May 27, 2009 and June 16, 2009.

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 Services Department and the report of the Assistant Director of Community Services concerning this matter shall be entered into the record.

Assistant Director of Community Services Steve Zoet presented the staff report.

1. Jeff Pop, AYSO Youth Sport Group, spoke about the \$40,000 flat fee cap for FY 09/10 discussed at the afternoon Study Session, and the monetary contributions AYSO has made to the City over the past eight years.
2. Shirley Watkins voiced concern about the affect of the resolution on the AYSO girls program and urged the Council to look at the proposal from the combined youth sports programs.
3. Rick Wolfen spoke about the youth sports program proposal, and expressed opposition of the resident/non-resident youth sports fees.

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

Each of the Councilmembers expressed their viewpoint on this issue. There were no further questions or comments of Councilmembers.

Mayor Krasne stated she would establish a \$1,000 scholarship for anyone not able to afford the fees.

MOVED by Councilmember Mirisch, seconded by Councilmember Brucker to adopt Resolution D-1 as amended as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS
AMENDING THE COMPREHENSIVE SCHEDULE OF TAXES, FEES &
CHARGES TO ADD A YOUTH SPORTS FEE FOR FISCAL YEAR 2009/2010
WITH THE ADDITION THAT THE AYSO CONTRIBUTION FOR THIS FISCAL
YEAR IS CAPPED AT \$40,000 AS DISCUSSED.

Ayes: Councilmember Mirisch, Councilmember Brien, and
Councilmember Brucker

Noes: Vice Mayor Delshad, and Mayor Krasne

CARRIED

ITEM D-1: ADOPTED AS AMENDED RES#09-R-12687

E. CONTINUED AND NEW BUSINESS

- 1A. CITY COUNCIL APPROVAL OF A GRANT DEED AND LICENSE CONVEYING PROPERTY TO THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS FOR THE PURPOSE OF CONSTRUCTING A SUBTERRANEAN PARKING STRUCTURE AT 455 NORTH CRESCENT DRIVE.**

Assistant City Manager of Economic Sustainability Mahdi Aluzri provided the staff report and a brief background on this item (E-1A through E-1D). He noted this is a follow up from this afternoon's Study Session presentation by Director of Project Administration Alan Schneider.

Following discussion, it was the consensus of the Council to delay the decision on the agreement with Matt Construction to the meeting of July 21, 2009 in order for the Ad Hoc Committee to obtain additional information.

MOVED by Councilmember Delshad, seconded by Mayor Krasne to approve the Grant Deed and License conveying property to the Parking Authority of the City of Beverly Hills for the purpose of constructing a subterranean parking structure at 455 North Crescent Drive.

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Brucker, Vice Mayor Delshad, and Mayor Krasne
Noes: None

CARRIED

ITEM E-1A: APPROVED

1B. PARKING AUTHORITY ACCEPTANCE OF A GRANT DEED AND LICENSE CONVEYING PROPERTY TO THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS FOR THE PURPOSE OF CONSTRUCTING A SUBTERRANEAN PARKING STRUCTURE AT 455 NORTH CRESCENT DRIVE.

MOVED by Director Brucker, seconded by Director Delshad to approve the Parking Authority acceptance of a Grant Deed and License conveying property to the Parking Authority of the City of Beverly Hills for the purpose of constructing a subterranean parking structure at 455 North Crescent Drive.

Ayes: Director Mirisch, Director Brien, Director Brucker, Director Delshad, and Chair Krasne
Noes: None

CARRIED

ITEM E-1B: APPROVED

1C. RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF BEVERLY HILLS PARKING AUTHORITY DECLARING INTENTION TO REIMBURSE EXPENDITURES RELATING TO PUBLIC PARKING PROJECTS FROM THE PROCEEDS OF TAX-EXEMPT OBLIGATIONS OF THE AUTHORITY.

MOVED by Director Mirisch, seconded by Chair Krasne to adopt Resolution E-1C as follows:

RESOLUTION OF THE BOARD OF DIRECTORS OF THE CITY OF BEVERLY HILLS PARKING AUTHORITY DECLARING INTENTION TO REMIBURSE EXPENDITURES RELATING TO PUBLIC PARKING PROJECTS FROM THE PROCEEDS OF TAX-EXEMPT OBLIGATIONS OF THE AUTHORITY.

Ayes: Director Mirisch, Director Brien, Director Brucker, Director Delshad, and Chair Krasne

Noes: None

CARRIED

ITEM E-1C: ADOPTED RES#09-PA-137

- 1D. APPROVAL OF AN AGREEMENT BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND MATT CONSTRUCTION CORPORATION FOR PRECONSTRUCTION SERVICES FOR THE 455 CRESCENT GARAGE PROJECT, GENERAL CONDITIONS AND GUARANTEED MAXIMUM PRICE FOR THE UTILITY RELOCATION WORK IN CONNECTION WITH THE 455 CRESCENT GARAGE PROJECT, AND APPROVING PLANS AND SPECIFICATIONS FOR THE UTILITY RELOCATION WORK THEREFOR; AND ,**

APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$3,765,000 TO MATT CONSTRUCTION CORPORATION FOR THESE SERVICES AND CONTRACT WORK. Comment: The property conveyance along with this agreement provide for the construction of the 455 Crescent Garage project, in conjunction with development of the Wallis Annenberg Center for the Performing Arts. The agreement covers the preconstruction services for the entire project, business points including contractor fees, general condition costs and a guaranteed maximum price (GMP) for construction of utility relocations necessary for the subterranean structure beneath Crescent Drive and the lawn of City Hall. Subsequent amendments to this agreement will be submitted for approval of the garage construction and street improvements. The Resolution is required to be adopted by the Board, in order to use a portion of the proceeds of the bonds to reimburse expenditures made by the Parking Authority within 60 days prior to issuing the bonds.

BY ORDER OF THE CHAIR, ITEM E-1D IS CONTINUED TO THE MEETING OF JULY 21, 2009.

- 2. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS OPPOSING STATE BUDGET MEASURES THAT WOULD DIVERT LOCAL FUNDS TO HELP BALANCE THE STATE BUDGET.** Comment: The League of California Cities has asked the City to pass a resolution disapproving of the State's proposed seizure of gas tax funds.

Deputy City Manager Cheryl Friedling presented the staff report regarding the state's \$26 billion budget deficit.

City Manager Rod Wood pointed out many of the problems the state is confronting with its budget deficit is not directly connected to this recession, but is a failure on their part for almost a decade to address their budget issues.

Mayor Krasne requested that each of the Councilmembers sign the resolution in addition to the Mayor.

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

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS
OPPOSING STATE BUDGET MEASURES THAT WOULD DIVERT LOCAL
FUNDS TO HELP BALANCE THE STATE BUDGET.

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember
Brucker, Vice-Mayor Delshad and Mayor Krasne
Noes: None

CARRIED

ITEM E-2: ADOPTED RES#09-R-12688

3A. AN URGENCY ORDINANCE OF THE CITY OF BEVERLY HILLS REINSERTING INTO THE MUNICIPAL CODE PROVISIONS PROHIBITING THE FEEDING OF FERAL ANIMALS ON PUBLIC PROPERTY, AND DECLARING THE URGENCY THEREOF; AND

Assistant Director of Community Development George Chavez made a PowerPoint presentation and staff report on the feeding of stray and feral animals on public property. Mr. Chavez provided a background on the ordinance, spoke about the history of the Los Angeles City agreement, proposed reinserted Code language, the intent of the Code, and coyote issues. Mr. Chavez stated staff's recommendation is to adopt the urgency ordinance and insert a 180-day Sunset Clause on these ordinances to give staff an opportunity to meet with interested parties, present the issue to the Health and Safety Commission for their input, and then return to the City Council within 180 days to present results and receive direction on this subject.

Speaking:

1. Marcia Hobbs, representing the Beverly Hills Pet Care Foundation, asked to reframe the discussion to not look at this ordinance in a punitive way, but as a way to manage the problem. Ms. Hobbs offered some suggestions on how to proceed.

2. Darian Bojeaux presented signatures in favor of the ordinance, and read letters from two concerned residents.
3. Ilona Sherman stated her support of the animals and mentioned the issues that need to be addressed.
4. Christi Metropol, Stray Cat Alliance, spoke in opposition to the ordinance.
5. Dona Baker spoke about a feral cat caretaker program.
6. Bill Dyer stated his opposition to the ordinance.
7. Malathi Ramji stated opposition to the ordinance.
8. Ben Lehrer spoke about the cause and effect of the proposed ordinance.
9. Susan Taylor stated opposition to the ordinance.
10. Evelyn Gray stated opposition to the ordinance.
11. Sheryl Greene gave statistics about feral cat killings on the UCLA campus.
12. Mark Dodge spoke about the trap-neuter-return program.
13. Ray Flade relinquished his time to Mark Dodge.
14. Ron Corcillo spoke about people abandoning animals.
15. Marlene Goodman spoke about caring for cats.
16. Beverly Kaskey supports the trap, neuter, return concept.
17. Ed Boks spoke about several points of the staff report, and supports a trap, neuter, return program.
18. Laura Cochrane stated her support of trap, neuter return.
19. Ed Burk requested Council ignore the ordinance.
20. Electra stated she is not in support of the ordinance.
21. Denise Colla spoke about the trapping cat process.
22. Missy Woodward offered her services to assist the City.
23. Cheri Shankar supports feeding the cats.
24. Cindy Crawford opposes the ordinance.
25. Beverly Berwald spoke about a paradigm shift of the mentality of cats being a nuisance.
26. Mikko Alanne spoke about rodents and trap, neuter, return.
27. Carol Ellis spoke about her cat feeding program.
28. Jack Carone is happy for the spirit of working on a solution.
29. David Frucht stated he is not in favor of the ordinance.
30. Bill Crowe spoke about the spay and neuter law in Los Angeles.
31. Etienne Damoiseaux suggested a collective meeting of the charities in the room with the City for the solution.
32. Anthony Shale stated he has no problem with people feeding feral cats on private property, but shared the results of people putting food directly on the ground in the alleys.
33. Audrey Oglan, feral cat feeder, spoke in support of having volunteers to help clean up the food left in the alleys.
34. Wendy Weisman stated she is not in support of the ordinance.
35. Leslie Sank supports creating a program.
36. Andrea Ferretti not in support of ordinance.
37. Jacky DeHaviland spoke about the needs of Beverly Hills.
38. Aaron Leider opposed ordinance.
39. Robin Blum supports creating a program for Beverly Hills.
40. Angela Flurry supports creating a program.
41. Joseph Dabby supports passing an urgency ordinance and does not want feeding behind his property.

42. Sandra Harrison opposes the ordinance.
43. Robin Torme supports creating a program.
44. Katia Kosir urged the Council not to adopt the ordinance and consider trap, neuter, return.
45. Jeff De LaRosa supports creating a program.
46. Norma Sandler stated her opposition to the ordinance.
47. Erika Brunson opposes the ordinance.
48. Whitney Smith, Reva Foundation, stated opposition to the ordinance.
49. Denise Jordan opposes prosecuting Ms. Varjian for feeding the cats.

The Council each shared their thoughts and discussed temporary solutions with members of some of the representatives from the organizations in attendance. Staff was directed to meet with community representatives and the Health and Safety liaison to have a tentative plan for the Council to review and the Council agreed to continue the matter to the meeting of August 4.

BY ORDER OF THE CHAIR, THIS ITEM IS CONTINUED TO THE FORMAL CITY COUNCIL MEETING OF AUGUST 4, 2009.

- 3B. AN ORDINANCE OF THE CITY OF BEVERLY HILLS REINSERTING INTO THE MUNICIPAL CODE PROVISIONS PROHIBITING THE FEEDING OF FERAL ANIMALS ON PUBLIC PROPERTY. For Introduction.** Comment: This ordinance amends the Beverly Hills municipal code relating to animals to add a provision that prohibits the feeding of animals which was inadvertently omitted when the city adopted by reference the Los Angeles Municipal Code relating to animals in January of 2009. An urgency ordinance is also recommended for immediate adoption in order to protect the public peace, health and safety. The placement of food on public property and publicly accessible areas attracts not only domesticated animals but raccoons and coyotes, vermin such as rodents and insects.

BY ORDER OF THE CHAIR, THIS MATTER WAS CONTINUED TO THE MEETING OF AUGUST 4, 2009.

F. PARKING AUTHORITY CONSENT CALENDAR

MOVED by Chair Krasne, seconded by Director Delshad to approve the minutes of the Special Meeting of May 27, 2009.

Minutes

- 1. CONSIDERATION OF THE MINUTES of the special Parking Authority meeting of May 27, 2009.**

Ayes: Director Mirisch, Director Brien, Director Brucker, Director Delshad, and Chair Krasne

Noes: None

CARRIED

G. CITY COUNCIL CONSENT CALENDAR

MOVED by Mayor Krasne, seconded by Councilmember Brucker to approve the items on the consent agenda by reference, and direct that the appropriate accounts be charged on Items F-3 and F-4.

1. **CONSIDERATION OF THE MINUTES of the regular City Council meeting of June 2, 2009.**
2. **CONSIDERATION OF THE MINUTES of the regular City Council meeting of June 16, 2009.**

Demands Paid

3. **REVIEW OF BUDGETED DEMANDS PAID, report dated May 29 - June 29, 2009.**
4. **PAYROLL DISBURSEMENT REPORT, report dated July 7, 2009.**

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

None

RESOLUTIONS APPROVING:

5. **APPROVING THE FINAL MAP FOR TRACT MAP NO. 063361, (432 NORTH OAKHURST DRIVE).** Comment: Final Map of Tract No. 063361 is a 34 unit residential condominium development located at 432 North Oakhurst Drive. The map was reviewed by the City Engineer and has met all the requirements.

ITEM G-5: ADOPTED RES#09-R-12689

6. **APPLYING FOR THE FY 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM.** Comment: If awarded, the grant will provide increased funding for the Detective Bureau's analysis of DNA evidence.

ITEM G-6: ADOPTED RES#09-R-12690

APPROVAL OF:

7. **AWARD OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, WILLIAMS PIPELINE CONTRACTORS, INC., FOR THE CONSTRUCTION OF WATER MAIN REPLACEMENTS IN CHARLEVILLE BOULEVARD AND ADDITIONAL STREETS, ALLEYS AND EASEMENTS NORTH OF WILSHIRE BOULEVARD WITHIN THE CITY OF BEVERLY HILLS, CALIFORNIA IN THE AMOUNT OF \$1,931,603; APPROVAL OF THE PLANS AND SPECIFICATIONS THEREFOR; AND, APPROVAL OF THE ISSUANCE OF A PURCHASE ORDER**

IN THE AMOUNT OF \$2,181,603 TO WILLIAMS PIPELINE CONTRACTORS, INC. FOR THE PROJECT. Comment: Replacing the water infrastructures installed in 1932, which have numerous break and have reached their usable life. This will improve the domestic and water fire supply to the business and residents in the City.

ITEM G-7: APPROVED AG#266-09

8. **AN AGREEMENT WITH THE BEVERLY HILLS CHAMBER OF COMMERCE AND CIVIC ASSOCIATION FOR THE CHAMBER'S ECONOMIC DEVELOPMENT PROGRAM IN THE AMOUNT OF \$400,000; AND, AUTHORIZATION OF A PURCHASE ORDER IN THE AMOUNT OF \$400,000.** Comment: This item requests approval of an agreement between the City of Beverly Hills and the Beverly Hills Chamber of Commerce for economic development programming provided by the Chamber's Economic Development Division.

ITEM G-8: APPROVED AG#267-09

9. **AN AGREEMENT WITH RODEO DRIVE INC. FOR SPONSORSHIP OF THE RODEO DRIVE WALK OF STYLE PROGRAM AND THE CONCOURS D'ELEGANCE PROGRAM; AND, AUTHORIZATION OF A PURCHASE ORDER IN THE AMOUNT OF \$315,000.** Comment: This item requests approval of an agreement between the City of Beverly Hills and Rodeo Drive Inc. for sponsorship of two of Rodeo Drive Inc.'s principal programs: the Walk of Style and the Rodeo Drive Concour's D'Elegance (Fathers Day Car Show).

ITEM G-9: APPROVED AG#268-09

10. **AGREEMENT WITH BEVERLY HILLS UNIFIED SCHOOL DISTRICT TO PROVIDE DIVISION OF STATE ARCHITECT INSPECTION SERVICES.** Comment: This item requests approval of an agreement between the City of Beverly Hills and the Beverly Hills Unified School District (BHUSD). This agreement will authorize the City to provide Department of State Architect inspection services as request by the BHUSD, funded by Measure E school bond election for modernization and upgrade projects.

ITEM G-10: APPROVED AG#269-09

11. **AGREEMENT WITH PRO FORCE LAW ENFORCEMENT FOR HANDGUN REPLACEMENT AND TRADE.** Comment: Equipment replacement funds and the trade-in value of existing handguns will be used to replace the Police Department's authorized duty weapons.

ITEM G-11: APPROVED AG#270-09

12. **AN AMENDMENT TO LEASE WITH MELIKS, INC., A CALIFORNIA CORPORATION DBA KELLY'S COFFEE AND FUDGE FACTORY.** Comment: Staff recommends approval of the Amendment to Lease with Meliks, Inc. dba Kelly's Coffee and Fudge Factory at the 444 N. Rexford Drive - public library

location. This amendment delays the increase of base rent for three (3) years so that tenant can purchase and install a dedicated air conditioning system to service the shop.

ITEM G-12: APPROVED AG#271-09

13. AGREEMENTS WITH VARIOUS VENDORS FOR PROVISION OF ANNUAL SERVICES; AND AUTHORIZATION OF BLANKET PURCHASE ORDERS FOR SUPPLIES AND SERVICES FOR THE CITY'S DEPARTMENTS AS DESCRIBED HEREIN:

ITEM A. AN AGREEMENT WITH EDGESOFT, INC. FOR INFORMATION TECHNOLOGY CONSULTING SERVICES. Comment: For Blanket Purchase Order (\$100,000.00).

ITEM G-13A: APPROVED AG#272-09

ITEM B. AGREEMENT WITH MICHINORI YAMAGIWA DBA SAMURAI ACTION STUDIO, INC. FOR ACTION HERO CAMP AND CLASS INSTRUCTION SERVICES THROUGH THE CITY'S COMMUNITY SERVICES DEPARTMENT. Comment: This multi-year agreement states that Contractor will provide age appropriate "action hero" skills camp and class instruction services through City's Recreation and Parks programs in the amount of not- to- exceed \$22,000 per year.

ITEM G-13B: APPROVED AG#273-09

ITEM C. AMENDMENT NO. 1 TO THE AGREEMENT WITH PACIFIC COAST CABLING, INC. FOR PRETESTING AND TERMINATING FIBER OPTICS AND COPPER CABLES. Comment: For Blanket Purchase Order (\$100,000).

ITEM G-13C: APPROVED AG#274-09

ITEM D. AGREEMENT WITH PCS ENTERPRISES, INC. DBA PRIME TIME SPORTS CAMP FOR YOUTH SPRING AND SUMMER SPORTS CAMPS. Comment: Provides for one year of service and two (2) one-year extensions to provide summer youth sports camps in an amount not-to-exceed \$130,000 per year.

ITEM G-13D: APPROVED AG#275-09

ITEM E. AGREEMENT WITH SOUTHERN COUNTIES OIL CO., A CA LIMITED PARTNERSHIP, DBA SC FUELS FOR PROVISION OF GASOLINE, DIESEL, FUEL AND LUBRICANTS. Comment: Staff recommends that the City Council approve an agreement with Southern Counties Oil Company dba SC Fuels for provision of gasoline, Diesel fuel, and lubricants, which are needed to support the operation and maintenance of the City's vehicle and equipment fleet.

ITEM G-13E: APPROVED AG#276-09

ITEM F. AGREEMENT WITH TIM BOWEN DBA PLAY-WELL TEKNOLOGIES FOR ENGINEERING SUMMER CAMP THROUGH THE CITY'S COMMUNITY SERVICES DEPARTMENT. Comment: Provides for one year of service and two (2) one-year extensions for age appropriate engineering summer camp sessions through City's Community Services Department in an amount not-to-exceed \$17,000 per year.

ITEM G-13F: APPROVED AG#277-09

ITEM G. AGREEMENT WITH WITTMAN ENTERPRISES, LLC FOR AMBULANCE BILLING AND COLLECTION SERVICES. Comment: Wittman is the only ambulance billing service that provides a low, flat rate per billing. Their service will continue without any further increase in price over the next three years. No other costs will be accrued to keep them, since their database is already connected to ours

ITEM G-13G: APPROVED AG#278-09

ITEM H. AMENDMENT NO. 4 TO THE AGREEMENT WITH XEROX CORPORATION FOR LEASE OF CITYWIDE COPIERS, LICENSE OF SOFTWARE, INSTALLATION AND RELATED SERVICES. Comment: For Blanket Purchase Order (\$347,950.00).

ITEM G-13H: APPROVED AG#279-09

14. **VARIOUS CITY PURCHASING AND BUDGET TRANSACTIONS AS DESCRIBED HEREIN:** ITEM A. AN AGREEMENT WITH OVERDRIVE, INC TO PROVIDE DIGITAL BOOK TECHNOLOGY AND SERVICES FOR THE PATRONS OF THE LIBRARY. Comment: This service will allow patrons to download e-books and e-audiobooks via the Library's website 24/7.

ITEM G-14A: APPROVED AG#280-09

ITEM B. A CHANGE ORDER TO THE PURCHASE ORDER IN THE AMOUNT OF \$65,000 TO JSLS, INC. FOR DEBT COLLECTION CONTRACTUAL SERVICES FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$164,500. Comment: Approval of a change order for JSLS, Inc. in the amount of \$65,000 for revenue collection services. This service is integral to the City's revenue generation through the location and retrieval of delinquent taxes.

ITEM G-14B: APPROVED

15. **ACCEPTANCE OF CONTRACT WORK FOR THE WATER SITES SECURITY PROJECT BY NETVERSANT SOUTHERN CALIFORNIA, INC. IN THE FINAL CONTRACT AMOUNT OF \$348,677.00.** Comment: Requests acceptance of the contract work and authorizes the recording of the Notice of Completion with the County Recorder.

ITEM G-15: APPROVED

Vote on Consent Calendar:

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Brucker, Vice-Mayor Delshad, and Mayor Krasne
Noes: None

H. COMMISSION SYNOPSIS

1. HEALTH AND SAFETY COMMISSION - regular meeting of May 18, 2009.
FINE ART COMMISSION - regular meeting of May 21, 2009.
HUMAN RELATIONS COMMISSION - regular meeting of May 21, 2009.
PUBLIC WORKS COMMISSION - special meeting of May 21, 2009.
DESIGN REVIEW COMMISSION - regular meeting of June 4, 2009.

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

I. OTHER BUSINESS

Mayor Krasne referred to a protest letter received by Garcia Juarez Construction, Inc. regarding a recent bid for a Water Transmission System. Mr. Garcia was not in attendance and Deputy City Engineer Ara Maloyan explained why the bid was disqualified.

Study Session continuation -

Item 7 - It was the consensus of the City Council to adopt the recommendation of the Interview Panel for the Traffic and Parking Commission vacancies and take formal action at the July 21, 2009 formal meeting.

Item 8 - continued to next Study Session

Item 9 - continued to next Study Session

J. ADJOURNMENT

There being no further business, Mayor/Chair Krasne, with the consent of the Council and Parking Authority, adjourned the meeting at 1:34am to Closed Session for the remaining items of the regular agenda.

PASSED, Approved and Adopted
this 18th day of August, 2009.


BYRON POPE, City Clerk

NANCY KRASNE, MAYOR/ CHAIR

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