



**CITY OF BEVERLY HILLS  
CITY COUNCIL  
AND  
PARKING AUTHORITY  
MINUTES  
July 08, 2010**

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

**A. ROLL CALLS**

Present: Mirisch, Brien, Krasne, and Delshad  
Absent: Brucker

Roll call was taken for both the City Council and the Parking Authority.

Mayor Delshad noted that Vice Mayor/Director Brucker is on vacation.

**PLEDGE OF ALLEGIANCE**

**B. PRESENTATIONS**

- 1. PROCLAMATION - Parks and Recreation Month. The City of Beverly Hills proclaims that parks make life better and the month of July 2010 as "Parks and Recreation Month". Across the United States, cities proclaim July as Parks and Recreation Month. The City of Beverly Hills will join in and in doing so urge all citizens to use and enjoy parks and recreational opportunities.***

Mayor Delshad, along with Councilmember Brien presented a proclamation to Interim Community Services Director Steve Zoet and Recreation and Parks Chair Jill Tavelman Collins and declared July 2010 as Parks and Recreation Month in the City of Beverly Hills.

Mayor Delshad mentioned the passing earlier this week of former Mayor Maxwell Salter and asked for a moment of silence in his honor. The Mayor, on behalf of the Council, sent thoughts and prayers to Mayor Salter's beloved wife Janet and their wonderful family.

**4. CITY COUNCILMEMBER AND COMMITTEE REPORTS (taken out of order)  
- Did you know?**

Councilmember Mirisch announced the Canon Summer Concert Series starting this evening and continuing every Thursday through August 26, 2010 at the Beverly Canon Gardens.

Mayor Delshad announced the upcoming 9.02.10 Day in the City of Beverly Hills.

**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.)**

None

**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. Ken Goldman said a few words about former Mayor Max Salter and his impact on the community. Mr. Goldman mentioned the recent meeting on the Westside extension of the subway and the alternative routes the MTA has suggested, and urged the Council to support efforts to keep the alignment through Beverly Hills as previously planned.

2. Marie Cunningham asked a question on behalf of a resident regarding non-resident dumping of waste in the alleys, the fees associated with them, and how the City regulates it.

3. Lori Green Gordon, Vice President of the Friends of Greystone, spoke about the upcoming Concert in the Courtyard fundraising event at Greystone on July 24, 2010 featuring the Los Angeles Lawyers Philharmonic.

4. Mark Elliot, resident, recreational bicyclist and commuter, spoke about bicycle transit planning in the City of Beverly Hills.

**3. REPORT FROM THE CITY MANAGER**  
**\* High Tech Crimes Unit - Sergeant Mark Miner**

Councilmember Mirisch mentioned a woman in Iran was accused of adultery and sentenced to death by stoning. Mr. Mirisch asked the Mayor to put a resolution opposing the sentence and the barbaric practice of stoning on the next City Council agenda.

Mayor Delshad mentioned his efforts in this regard and agreed that it would be more effective if the City Council makes a statement with a resolution.

Police Officer Dave Williams presented a PowerPoint and brief report about the technology capabilities used in the Police Department to handle high tech crimes.

The Council congratulated Lourdes Sy-Rodriguez for her promotion to the position of Deputy City Clerk.

**D. PUBLIC HEARING**

**TO SET:**

**None**

**TO CONSIDER:**

**E. CONTINUED AND NEW BUSINESS (taken out of order)**

**1. APPROVAL OF A CONTRACT TO BURST COMMUNICATIONS, INC. FOR THE CITY'S MEDIA FACILITY TELEVISION PRODUCTION SYSTEMS; AUTHORIZE A PURCHASE ORDER IN THE AMOUNT OF \$2,170,774.37 TO BURST COMMUNICATIONS, INC. FOR THE CONTRACT WORK; AND**

**AUTHORIZE THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR ADDITIONAL HARDWARE, SOFTWARE AND EQUIPMENT TO SUPPORT THE MEDIA FACILITY IN THE NOT-TO-EXCEED AMOUNT OF \$100,000.** Comment:

This item was continued from the May 18, 2010 City Council meeting. Staff recommends that the City Council award Bid No. 10-26 to Burst Communications Inc. for the purchase and installation of a technology system for the City's new media facility located at 331 North Foothill Road. The system will include high definition cameras, post production equipment and playback equipment to support the operational functions of the media facility. The total contract price is a not to exceed amount of \$2,270,774.37 for the entire project, which includes purchases related to the system authorized under the authority of the City Manager in an aggregate amount of \$100,000.

Chief Information Officer David Schirmer introduced Mark Geddes, Multimedia Manager who presented the staff report to award the contract for full replacement of the City's Cable TV infrastructure. Mr. Geddes provided a background, the Technology Committee recommendations, funding, lease option (not recommended) and benefits and opportunities.

John Brooks, technology consultant who developed the specifications for the technical bid package and systems, responded to questions over the telephone.

Jim Krasne and A. J. Wilmer, provided a brief report and responded to questions on behalf of the Technology and Smart City subcommittee.

MOVED by Mayor Delshad, seconded by Councilmember Krasne to approve the contract to BURST COMMUNICATIONS, INC. FOR THE CITY'S MEDIA FACILITY TELEVISION PRODUCTION SYSTEMS; AND, AUTHORIZE A PURCHASE ORDER IN THE AMOUNT OF \$2,170,774.37 TO BURST COMMUNICATIONS, INC. FOR THE CONTRACT WORK; AND, AUTHORIZE THE CITY MANAGER TO EXECUTE PURCHASE ORDERS FOR ADDITIONAL HARDWARE, SOFTWARE AND EQUIPMENT TO SUPPORT THE MEDIA FACILITY IN THE NOT-TO-EXCEED AMOUNT OF \$100,000.

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

CARRIED

**ITEM E-1: APPROVED AG#263-10**

**3. REPORT FROM THE CITY MANAGER (continued)**  
**\* High Tech Crimes Unit - Sergeant Mark Miner**

Deputy Director of Transportation Aaron Kunz provided a brief update on the subway extension item and meetings held. He reviewed the Mass Transit Committee recommendations, route alignment options, properties above tunnels preliminary estimates, the Metro public process and the next steps that the City would be concerned about. Mr. Kunz noted a City Council Study Session item is planned for the August 3, 2010 meeting to provide more information.

**F. PARKING AUTHORITY CONSENT CALENDAR**

MOVED by Director Brien, seconded by Director Krasne to approve all items on the consent calendar.

## Minutes

1. **CONSIDERATION OF THE MINUTES of the Parking Authority meeting of April 22, 2010.**

### APPROVAL OF:

2. **THE AGREEMENT BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND MATT CONSTRUCTION CORPORATION FOR THE CONSTRUCTION OF A PARKING STRUCTURE, AND THE RECONSTRUCTION OF CRESCENT DRIVE, THE WEST CITY HALL LAWN, GENERAL CONDITIONS AND GUARANTEED MAXIMUM PRICE FOR THE CRESCENT GARAGE LOCATED AT 455 NORTH CRESCENT DRIVE, AND APPROVING PLANS AND SPECIFICATIONS FOR THE WORK THEREFOR; AND APPROVAL OF A CHANGE PURCHASE ORDER IN THE AMOUNT OF \$29,033,530 TO MATT CONSTRUCTION CORPORATION FOR THIS CONTRACT.** Comment: This Agreement with Matt Construction Corporation is for the construction of a three level parking garage at 455 N. Crescent Drive with 482 parking spaces in addition to the reconstruction of Crescent Drive and the west City Hall lawn and related site improvements in a not to exceed amount of \$27,433,530 with a contingency amount of \$1.6 million dollars for a total amount of \$29,033,530. The funding for this project is included in the Capital Improvement Program budget for Fiscal Year 09-10.

### **ITEM F-2: APPROVED AG#PA-10-07**

Vote on Consent Calendar:

Ayes: Director Mirisch, Director Brien, Director Krasne, and Chair Delshad  
Noes: Director Mirisch voted no on Item F-2  
Absent: Director Brucker

### **G. CITY COUNCIL CONSENT CALENDAR**

MOVED by Councilmember Mirisch, seconded by Councilmember Brien to approve all items on the consent agenda and direct that the appropriate accounts be charged on Items G-2 and G-3.

## Minutes

1. **CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the adjourned regular meeting of June 22, 2010.**

### Demands Paid

2. **REVIEW OF BUDGETED DEMANDS PAID, report dated June 3 - 17, 2010.**

3. **PAYROLL DISBURSEMENT REPORT, report dated July 8, 2010.**
4. **2009-10 4th QUARTER PURCHASE ORDER REPORT.** Comment: This report reviews purchase orders between \$10,000 and \$50,000 issued during the fourth quarter fiscal year 2009-10.

**Other Business**

**ORDINANCE OF THE CITY OF BEVERLY HILLS:**

**None**

**RESOLUTIONS APPROVING:**

**None**

**APPROVAL OF:**

5. **ADOPTION OF THE STATEMENT OF INVESTMENT POLICY FOR FISCAL YEAR 2010/2011.** Comment: The City is required by state law to formally approve its investment policy annually. As in the case of other financial policies, it is also prudent to evaluate this policy regularly to assess whether circumstances have changed.

**ITEM G-5: APPROVED**

- 6A. **AN AGREEMENT WITH THE BEVERLY HILLS COURIER PUBLISHING CO., LLC TO PROVIDE ADVERTISING AND NOTICES.**

**ITEM G-6A: APPROVED AG#264-10**

- 6B. **AN AGREEMENT WITH BEVERLY HILLS WEEKLY TO PROVIDE ADVERTISING AND NOTICES.** Comment: Awarding Bid No. 10-44 to The Beverly Hills Courier and approving an agreement with Beverly Hills Weekly for the publication of City of Beverly Hills advertising and notices for Fiscal Year 2010/2011.

**ITEM G-6B: APPROVED AAG#265-10**

- 7A. **MEMORANDUM OF AGREEMENT BETWEEN CITY OF LOS ANGELES AND CITY OF BEVERLY HILLS REGARDING THE ADMINISTRATION AND COST SHARING OF IMPLEMENTING THE COORDINATED MONITORING PLAN FOR THE TOTAL MAXIMUM DAILY LOAD FOR BACTERIAL INDICATOR DENSITIES IN BALLONA CREEK, BALLONA ESTUARY, & SEPULVEDA CHANNEL; AND APPROVAL OF A PURCHASE ORDER TO THE CITY OF LOS ANGELES FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$12,234.13.**

**ITEM G-7A: APPROVED AG#266-10**

- 7B. MEMORANDUM OF AGREEMENT BETWEEN CITY OF LOS ANGELES AND CITY OF BEVERLY HILLS REGARDING THE ADMINISTRATION AND COST SHARING OF IMPLEMENTING THE COORDINATED MONITORING PLAN AND TOXICITY IDENTIFICATION EVALUATION STUDY FOR THE BALLONA CREEK METALS AND BALLONA CREEK ESTUARY TOXIC POLLUTANTS TMDLS; AND APPROVAL OF A PURCHASE ORDER TO THE CITY OF LOS ANGELES FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$94,259.**

**ITEM G-7B: APPROVED AG#267-10**

- 7C. MEMORANDUM OF AGREEMENT BETWEEN CITY OF LOS ANGELES AND CITY OF BEVERLY HILLS REGARDING THE ADMINISTRATION AND COST SHARING OF THE DEVELOPMENT OF IMPLEMENTATION PLANS FOR BALLONA CREEK METALS TMDL, BALLONA CREEK ESTUARY TOXIC POLLUTANTS TMDL, AND BALLONA CREEK, BALLONA ESTUARY & SEPULVEDA CHANNEL BACTERIA TMDL; AND APPROVAL OF A PURCHASE ORDER TO THE CITY OF LOS ANGELES FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$47,716.** Comment: Staff requests the City Council's approval of the three Memorandum of Agreement (MOAs) with the City of Los Angeles to provide monitoring and implementation plan services to meet the Regional Water Quality Control Board TMDL regulations.

**ITEM G-7C: APPROVED AG#268-10**

- 8. AMENDMENT NO. 2 TO AN AGREEMENT WITH OTIS ELEVATOR COMPANY FOR ELEVATOR MAINTENANCE SERVICE FOR ALL CITY ELEVATORS AND LIFTS; AND APPROVAL OF A BLANKET PURCHASE ORDER IN THE AMOUNT NOT TO EXCEED \$205,103.81 TO OTIS ELEVATOR.** Comment: This amendment is to provide for the extension of the agreement to June 30, 2011, and to increase the consideration amount due to addition of the Gardens Building elevators to the list of City elevators being maintained. The total blanket purchase order including contingency and 4% labor union increase is \$205,103.81.

**ITEM G-8: APPROVED AG#269-10**

- 9. AGREEMENT WITH RODEO DRIVE, INC. FOR STORAGE OF THE WALK OF STYLETM PROGRAM MODELS.** Comment: This item requests approval of an agreement between the City of Beverly Hills and Rodeo Drive Inc. for the City to provide storage for a small number of Walk of Style maquettes (models), which are given to awardees.

**ITEM G-9: APPROVED AG#270-10**

- 10. FIRST AMENDMENT OF LEASE WITH JAE IN LEE DBA CALIFORNIA COFFEE SELETTO.** Comment: This first amendment reduces the base rent for the space from \$4,610 to \$3,447.50 per month for 12 months.

**ITEM G-10: APPROVED AG#271-10**

11. **LETTER AGREEMENT BETWEEN THE CITY OF BEVERLY HILLS AND 331 NORTH MAPLE DRIVE PLAZA, LLC AND 407 N. MAPLE, L.P - USE IN LIEU OF DEWATERING PURSUANT TO SECTION 9-4-610..3) OF THE BEVERLY HILLS MUNICIPAL CODE.** Comment: This agreement with 331 North Maple Drive Plaza, LLC and 407 N. Maple, L.P. provides for the implementation of Beverly Hills Municipal Code Section 9-4-610 (B) (3) to place the groundwater at such properties to beneficial use by the property owners who will fund the development of two City owned shallow groundwater wells.

**ITEM G-11: APPROVED AG#272-10**

12. **AMENDMENT NO. 3 TO AN AGREEMENT FOR POLICE AND CITY TOWING SERVICES WITH QUICKSILVER TOWING, INC.** Comment: The amendment will extend the current agreement with the towing vendor to provide services for an interim period while the City develops Phase II of its Vehicle Impound Storage Program.

**ITEM G-12: APPROVED AG#273-10**

13. **VARIOUS CITY PURCHASING AND BUDGET TRANSACTIONS AS DESCRIBED HEREIN: ITEM A AGREEMENTS AND AMENDMENTS TO AGREEMENTS WITH VARIOUS VENDORS FOR PROVISION OF ANNUAL SERVICES; AND APPROVAL OF BLANKET PURCHASE ORDERS FOR SUPPLIES AND SERVICES FOR THE CITY'S DEPARTMENTS IN THE TOTAL NOT-TO-EXCEED AMOUNT OF \$34,173,292.20.** Comment: Request for Council approval of agreements related to the annual services and authorization to issue Blanket Purchase Orders (BPOs) for items which are ordered by City departments on an "as-needed basis" per the approved budget for FY 2010/2011. This action will approve the annual BPOs in excess of \$50,000.

**ITEM G-13 (9 AGREEMENTS)**

**EDGESOFT, INC. - APPROVED AG#274-10**

**YONG T. LEE DBA PLANET BRAVO, LLC - APPROVED AG#275-10**

**JSLs, INC. - APPROVED AG#276-10**

**HF&H CONSULTANTS - APPROVED AG#277-10**

**OFFICEMAX INC. - APPROVED AG#278-10**

**CINTAS CORPORATION - APPROVED AG#279-10**

**VENDETTA VENDING SOLUTIONS - APPROVED AG#280-10**

**IBM CORPORATION - APPROVED AG#281-10**

**INFOKALL, INC. - APPROVED AG#282-10**

Vote on Consent Calendar:

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Krasne, and Mayor Delshad

Noes: None

Absent: Vice Mayor Brucker

CARRIED

**H. COMMISSION SYNOPSIS**

**1. HEALTH AND SAFETY COMMISSION - special meeting of May 17, 2010.**

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

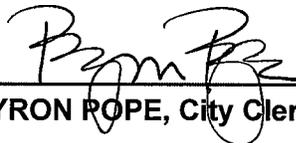
**I. OTHER BUSINESS**

Mayor Delshad announced that Larry King will be the emcee for the 9.02.10 event and will also be honored as he retires from his CNN show.

**J. ADJOURNMENT**

There being no further business, Mayor/Chair Delshad, with the consent of the City Council/Parking Authority, adjourned the meeting at 8:40pm.

PASSED, Approved and Adopted  
this 22nd day of July, 2010.

  
\_\_\_\_\_  
BYRON ROPE, City Clerk/Secretary

\_\_\_\_\_  
JIMMY DELSHAD, MAYOR/CHAIR

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