



CITY OF BEVERLY HILLS STAFF REPORT

Meeting Date: October 18, 2010
To: Honorable Mayor & City Council
From: Don Harrison, Budget and Revenue Officer
Lucy Gonzalez, Budget and Financial Analyst
Subject: Review of Certain Fees Contained within the Fiscal Year
2010/2011 Comprehensive Schedule of Taxes, Fees, & Charges
Attachments:

1. Staff Report on Appeals to City Council, Historic Nomination, and In-Lieu Parking fees from Susan Healy Keene, Director of Community Development
2. Staff Report on EMS Transport (Paramedic Assessment) fees from Timothy J. Scranton, Fire Chief

INTRODUCTION

At its May 18, 2010 formal meeting, the City Council conducted a public hearing to review the Fiscal Year 2010/2011 Comprehensive Schedule of Taxes, Fees & Charges. At that meeting, the City Council adopted the new fee structure for the fiscal year, and also flagged certain fees and requested these be returned at a later date for further review and discussion. This report provides the City Council with additional information on these fees, which are the following:

- Appeals to Council from Decision of Any Commission or Board
- Historic Resource Nomination
- In-Lieu Parking
- Youth Sports
- Facilities Use
- Brush Clearance
- EMS Transport (Paramedic Assessment)

In addition to the above, on October 5, 2010 the City Council approved updates to the false alarm reduction program which included a late fee of \$25 and a modified fee structure that targets repeat false security alarm offenders. In addition, a false fire alarm reduction program was implemented.

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DISCUSSION

Staff has reviewed the aforementioned fees and has provided a summary discussion of each fee below. In some instances, where the analysis and background are more substantial, the department having oversight of the fee(s) has provided a more detailed report, which is also attached.

Community Development Fees

Community Development Department staff have prepared a separate report on the following three fees under review. Below is a brief summary of each fee. Please refer to the attached report for additional information on each fee.

Appeals to Council from Decision of Any Commission or Board

This fee is collected from an applicant wishing to appeal to the City Council a decision made by a City commission or board. The fee was increased in 2007 from \$301.60 to \$4,730.00 to obtain full cost recovery.

Historic Resource Nomination

This fee is to be collected from a property owner requesting the nomination of a specific structure as a historic resource at the local level. Staff has re-evaluated the April 2007 fee study cost allocation and determined that less staff hours are required and therefore the current fee of \$11,317.70 exceeds the allocated costs. The City of Beverly Hills does not currently have a local designation process, therefore the fee is not currently applicable. If the process to provide a Historic Resource Nomination at the local level is put in place, staff recommends that the current fee be lowered to \$4,906 to reflect actual costs.

In-Lieu Parking

In-Lieu parking fees are collected from businesses that cannot meet the City's onsite parking requirements. The fees subsidize the costs incurred by the City for construction of new parking facilities. Additionally, the General Plan recommends the "extension of the In-Lieu Fee Program to commercial districts throughout the City." The current in-lieu parking fees are as follows:

In-Lieu Parking Fees	Current Fee
<ul style="list-style-type: none"> • Rodeo Drive 	\$46,680.60
<ul style="list-style-type: none"> • Beverly Drive 	\$37,344.40
<ul style="list-style-type: none"> • Other locations in Business Triangle 	\$28,008.00
<ul style="list-style-type: none"> • Restaurant Expansion Fee 	\$11,593.80

Community Services Fees

Youth Sports

According to the City's Youth Sports Organization liaison, Sports Organizations have understood the need for the increased new fees and have accepted the latest adopted program. Timely submission of payment has been received once an invoice is sent to them. Below is a breakdown of the fees collected last fiscal year (FY 2009/10) from each organization to operate their season as well as any scheduled pre and post season play.

Youth Sports Fees	Fees Collected in FY 2009/10
• AYSO (set amount)	40,000.00
• Basketball	33,934.93
• Little League	19,706.00
• Lacrosse	1,176.00
• Football	388.00
• Dynamo (wrestling)	-
Total	95,204.93

Only Dynamo Sports Club (wrestling program) has delayed submitting payment claiming the club organizers already pay much of the expense for those members who cannot afford the monthly dues, uniform, or tournament travel expenses. They have addressed the City Council regarding the fees in the past. Staff continue to seek restitution for past obligations and will work with the organization and the School District this school year to assure compliance. Staff estimate their obligation as being approximately \$400 per year or less based on their past registration.

For Fiscal Year 2010/11, although the \$4 per hour field/facility usage fee was eliminated, youth sports fees revenue is still projected at \$95,925 due to a significant increase to AYSO's fees, based on their enrollment numbers and some slight modifications to the City Council approved participant fee structure.

City Council approved a revised fee structure last spring for all youth sports leagues. Currently, a player fee of \$10 per resident, per sport is assessed each year. A \$30 fee is applied to all non-resident participants under the same structure. Additionally, a \$5 fee is assessed per non-resident player that exceeds 50% of a league's total registration. In an effort to influence or control the recent growth within AYSO, an escalating penalty of an additional flat fee of \$10 and \$20 per player is being assessed after certain numerical thresholds are surpassed. The latter was instituted to address the excessive growth that has occurred within the league and has been an issue of concern in recent times.

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Facilities Use

Staff continue to price facility use fees with comparable rates with other public and private facilities in the surrounding market. Fees have not by and large increased in recent years due to stable or declining fees assessed by others and due to the prevailing economic conditions. Additionally, an independent audit in the past suggested difficulty in raising fees associated with the use and rental of our facilities due to their poor condition when compared to other facilities in the area.

Fire Department Fees

Brush Inspection Cost Recovery

The Fire Department's goal is to reduce the potential loss of life and property from a wildland-urban interface fire. One way to reduce this potential loss is through a brush clearance program conducted in the Very High Fire Hazard Severity Zone (VHFHSZ) in the City of Beverly Hills.

Based on our data from the past several years, approximately 83% of the properties will not receive any fee associated with brush inspections. For the calendar year 2010, the Fire Department has so far inspected over half of the properties located in the Very High Fire Hazard Severity Zone and approximately 95% of these properties will not be assessed any fee.

The Fire Department's main focus is to work diligently with homeowners, in order to make the community as fire-safe as possible. This includes spending time with homeowners and educating them about their own personal safety and the safety of the community, as a whole. For example, if the property is non-compliant, the Fire Department will work with the homeowner to fix the violation on that day, and no cost recovery inspection fee will be assessed. On the other hand, if the homeowner has not made any attempt to comply with these requirements; then, a cost recovery inspection fee will be charged (based on the current inspection cost recovery program fee structure for this year):

Brush Inspection Fees	Non- Compliance Fee
1) No Violation Found on the 1st Inspection	No Fee
2) Non-Compliance on the 1st Inspection	\$383.28
3) Continued Non-Compliance on the 2nd Inspection	\$468.80
4) Continued Non-Compliance on the 3rd Inspection	\$632.10
5) Continued Non-Compliance on the 4th Inspection	\$842.80
6) Lot clearing by City Staff	Actual Cost

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- 1) If the property is compliant during initial brush inspection, there will be no cost recovery inspection fee.
- 2) However, if the property is non-compliant, an inspection fee of \$383.28 will be charged.
- 3) If the property remains non-compliant at the time of the second inspection, a fee of \$468.80 will be assessed.
- 4) Non-compliance on the third inspection will result in a \$632.10 charge.
- 5) Non-compliance on the fourth inspection will result in an \$842.80 charge.
- 6) If the property is still not in compliance after the fourth inspection, the City will initiate enforcement action and the resident will be charged the actual cost of lot clearing by City staff.

EMS Transport (Paramedic Assessment)

A complete report, with exhibits, prepared by Fire Department staff is attached and provides further analysis on the City's Emergency Medical Service fees.

In summary, Emergency Medical Service (EMS) fees have been charged since the inception of the EMS/Paramedic Program and have evolved over time. Current fees for ambulance response and transport are based on the "County of Los Angeles General Public Ambulance Rates" schedule and are categorized into one of two levels: Advanced Life Support (ALS); and, Basic Life Support (BLS). Beverly Hills provides both levels of service and charges for the appropriate level of service delivered. Beverly Hills also charges a 10% non-resident surcharge on EMS fees.

Assessment fees are billed when there is an EMS response, at either BLS or ALS level as needed (although ALS is provided) and the patient is evaluated and treated, when necessary, without subsequent transport to a hospital. There is no clear guidance on fees for assessment only and fees vary by provider, with some agencies not charging any fees without transport. Our current fees are based on the recommendations from the 2007 Fee Study conducted for the City by Revenue & Cost Specialists, LLC.

FISCAL IMPACT

A reduction in the Appeals to Council from Decision of Any Commission or Board and/or an increase to the In-Lieu Parking Fee structure will have an impact on projected General Fund revenues, but because staff is seeking City Council direction, there is no fiscal impact that has been determined at this time. Other scenarios anticipating changes to any of the other fees under review have not be considered as staff seeks further City Council direction on those fees as well.

RECOMMENDATION

Staff seeks direction from the City Council on any amendments or changes to the fees desired by Council.



Don Harrison
Budget and Revenue Officer

Approved By



Scott G. Miller, Director of
Administrative Services/CFO

Approved By

Attachment 1



CITY OF BEVERLY HILLS STAFF REPORT

Meeting Date: October 18, 2010

To: Honorable Mayor & City Council

From: Susan Healy Keene, AICP, Director of Community Development

Subject: Fees and Charges Flagged for Further Review

Attachments:

1. Excerpts from April 2007 Cost of Services Study
2. Historic Resource Nomination Fee (Adjusted) Cost Allocation
3. General Plan Circulation Policy 4.10
4. Agenda Report of In-Lieu Parking Fee Item (August 5, 2008 City Council Formal Meeting)

On May 18, 2010, City Council adopted the FY2010-11 Comprehensive Schedule of Taxes, Fees and Charges. The Council requested that three fees be brought back for further review: 1) Appeals to Council from Decision of any Commission or Board, 2) Historic Resource Nomination, and 3) In-Lieu Parking. Staff is seeking direction from Council as to whether these fees should be amended.

APPEALS TO COUNCIL FROM DECISION OF ANY COMMISSION OR BOARD

This fee is collected from an applicant who wishes to appeal to City Council a decision made by another authority including the City's 10 commissions namely, Planning (PC), Architectural (AC), Design Review (DRC), Charitable Solicitations, Fine Art, Health and Safety, Human Relations, Public Works, Recreation and Parks and, Traffic and Parking.

Fee History

On April, 2007, the City contracted with Revenue and Cost Specialists, a private consulting firm to conduct a formal cost of services study. This study included a cost analysis of personnel and non-personnel costs associated with the processing of an application and/or permit fee. The study determined that the revenues received by the City for the Appeals to the City Council did not recover the actual costs incurred. Consequently, this fee was presented to the City Council on May 1, 2007, and the fee was increased from \$301.60 to \$4,730.00 for FY07-08. The study also noted that this fee was based only on City Clerk and Planning staff hourly costs. However, the fee was applied to appeals from decisions of ALL commissions or authorities.

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The table below shows a summary of fee increases from Fiscal Year 2006-08 through the present, and the number of appeals filed for those years.

	FY2010-11	FY2009-10	FY2008-09	FY2007-08	FY2006-07	FY2005-06	FY2004-05	FY2003-04
Fee	\$5,027.70*	\$4,982.90*	\$4,928.70*	\$4,730.00	\$301.60	\$288.80	\$274.40	\$269.90
No. of Appeals filed**	0 (as of 8/31/10)	2	1	7	7	2	4	2

*Increased by Consumer Price Index (CPI)

**Data based on Agenda Meeting Reports

All appeals made in the previous years were appeals to City Council of decisions made by the Planning Division's three commissions (PC, AC and DRC), with the exception of FY07-08, when one appeal was made from a finance decision.

Fee Comparison

A survey of agencies within the Los Angeles County revealed the different ways the appeals fee is collected.

Santa Monica	Pasadena	Long Beach	Culver City	Malibu	West Hollywood
\$1,565.19 flat fee for all types of appeals to Commissions or City Council.	Fee is set by originating Commission From Planning Commission: 65% of original fee For example: CUP (\$4,520):65% is \$2943.00 From Design Review Commission: 10% of original fee For example: new construction design review fee (\$3,482): 10% is \$348.20	Fee is set by originating Commission From Planning Commission: \$3,304.00 From Parks and Rec Commission: No Fee	50% of original planning fees or \$1,500, whichever is less For example: SFD CUP (\$7,911): 50% is \$3,955.50, fee is \$1,500. Variance (\$16,811): 50% is \$8,405.50; fee is \$1,500	25% of original planning fees, minimum of \$1,000 For example: Major CUP (\$3,509): 25% is \$877.25, fee is \$1,000. Variance (\$2,871): 25% is \$717.75, fee is \$1,000	50% of base fee with a minimum of \$393.00 or 50 resident signatures on petition to appeal For example: Major Variance (\$3,046.00) 50% fee is \$1,523.00. Major CUP (\$6,243.00), 50% fee is \$3,121.50

As with the City of Beverly Hills, majority of the appeals filed in these cities were for decisions made by the Planning Commission.

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HISTORIC RESOURCE NOMINATION

This fee is collected from a property owner requesting the nomination of a specific structure as a historic resource at a local level.

Fee History

This fee was introduced at the beginning of FY07-08 as part of the same fee study conducted this fiscal year. It was based on the allocated hourly costs of each staff member and other non-personnel costs associated with the processing of this application.

In Fiscal Year 2008-09, the Matrix Consulting Group conducted a management audit which determined that certain Planning fees do not cover their actual costs. In accordance with Matrix’s recommendation, the Historic Resource Nomination fee was increased to \$11,317.10.

The table below provides a summary of the fee increases from Fiscal Year 2007-08 to the present.

	FY2010-11	FY2009-10	FY2008-09	FY2007-08
Historic Resource Nomination Fee	\$11,544.60*	\$11,441.60*	\$11,317.10	\$8,830.00

*Increased by Consumer Price Index (CPI)

The City of Beverly Hills does not have a local designation process at this time so this fee is not currently applicable. Therefore, since its inception in 2008, staff has not received any application for this type of request.

Staff has re-evaluated the April 2007 fee study’s cost allocation and determined that less staff hours are required and therefore, the existing fee exceeds the allocated costs. If the process to provide a Historic Resource Nomination at the local level is put in place, staff recommends that the current fee be lowered to \$4,906.00 for reflect actual costs (Attachment 2).

Fee Comparison

A survey of neighboring agencies revealed Historic Nomination fees ranging from No Fee to \$3,317.

Santa Monica	Pasadena	Redondo Beach	Long Beach	Los Angeles	West Hollywood
\$729.49	\$3,317.00	No Fee	\$863.47	No fee	No Fee

IN-LIEU PARKING FEES

In-lieu parking fees are collected from businesses that cannot meet the city’s onsite parking requirements. These fees subsidize the costs incurred by the City for construction of new public parking facilities.

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Additionally, the General Plan includes a policy that would encourage the City to explore the expansion of the in-lieu parking program to other areas of the City (Attachment 3).

The In-lieu Parking program became effective on June 17, 1976. The original program required a fee of approximately \$6,000 per parking space and was modified two years later raising the cost per parking space to \$12,000. In the 1980s, an appraisal report was used to determine a chargeable land value which was included in the formula when calculating the per parking space fee. The cost of in-lieu parking was around \$30,000 per parking space during this time. As costs escalated, these costs were adjusted to remove the cost of land and a set cost was codified with a variable fee depending on location. Since the mid-1990s, the fee structure has been adjusted annually based on the Engineering News Record Construction Cost Index for the Los Angeles area, but more recently has been tied to the Consumer Price Index (CPI).

On August 5, 2008, staff presented to Council a resolution amending the FY08-09 Fees and Charges to adjust the in-lieu parking fee to more accurately reflect actual construction costs. A full presentation was made by staff including the history of its fee structure, policy considerations, options and staff recommendations (Attachment 4).

Due to the concerns expressed by Council members including the need for further study and community outreach, it was decided that this be continued to the September 23, 2008 City Council meeting.

On September 23, 2008, this matter was continued to a date uncertain.

Recommendations for In-Lieu Parking Fees

The council may consider the following options:

- a. Retain the existing in-lieu parking fees
 - Rodeo Drive : \$46,680.60
 - Beverly Drive: \$37,344.40
 - Other locations within the Business Triangle: \$28,008.00
 - Restaurant Expansion Fee: \$11,593.80
- b. Direct staff to further study the issue, and present its findings to the City Council at a later date

Fiscal Impact. There are no fiscal impacts determined at this time.

SUSAN HEALY KEENE, AICP

Approved By

ATTACHMENT 1

**Cost of Services Study
for the
City of Beverly Hills**

APRIL 2007

Prepared by:

Revenue & Cost Specialists, LLC

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Fullerton, CA 92831

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(714) 992-9020

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**CITY OF BEVERLY HILLS
REVENUE AND COST SUMMARY WORKSHEET
FY 2006-2007**

SERVICE APPEAL TO THE CITY COUNCIL	REFERENCE NO. S-049
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PRIMARY DEPARTMENT PLANNING	UNIT OF SERVICE APPEAL	SERVICE RECIPIENT Developer/Resident/Business
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DESCRIPTION OF SERVICE
Review of an appeal of a commission decision to the City Council.

CURRENT FEE STRUCTURE
First Single Appellant - \$301.60
Each Additional Appellant - \$134.20

REVENUE AND COST COMPARISON			
UNIT REVENUE:	\$302.00	TOTAL REVENUE:	\$302
UNIT COST:	\$4,732.00	TOTAL COST:	\$4,732
UNIT PROFIT (SUBSIDY):	<u>\$(4,430.00)</u>	TOTAL PROFIT (SUBSIDY):	<u>\$(4,430)</u>
TOTAL UNITS:	1	PCT. COST RECOVERY:	6.38%

SUGGESTED FEE FOR COST RECOVERY OF: 100%
\$4,730 per appeal to recover 100% of the costs

March 31, 2007

CITY OF BEVERLY HILLS
 COST DETAIL WORKSHEET
 FY 2006-2007

CBH - City Council Study Session 10/18/2010

SERVICE APPEAL TO THE CITY COUNCIL		REFERENCE NO. S-049				
NOTE Unit Costs are an Average of Total Units		TOTAL UNITS 1				
<u>DEPARTMENT</u>	<u>POSITION</u>	<u>TYPE</u>	<u>UNIT TIME</u>	<u>UNIT COST</u>	<u>ANN. UNITS</u>	<u>TOTAL COST</u>
CITY CLERK GEN ADM	EXECUTIVE ASSISTANT I		0.33	\$23.07	1	\$23
CITY CLERK GEN ADM	ADMIN CLERK I	Noticing	0.50	\$25.93	1	\$26
CURRENT PLANNING	CITY PLANNER		3.00	\$1,121.37	1	\$1,121
CURRENT PLANNING	SR/ASSOC/ASST PLANNER		11.50	\$2,594.06	1	\$2,594
CURRENT PLANNING	PRINCIPAL PLANNER		3.00	\$891.84	1	\$892
CURRENT PLANNING	SECRETARY		0.50	\$75.31	1	\$75
		TYPE SUBTOTAL	18.83	\$4,731.58		\$4,732
		TOTALS	18.83	\$4,732.00		\$4,732

March 31, 2007

**CITY OF BEVERLY HILLS
REVENUE AND COST SUMMARY WORKSHEET
FY 2006-2007**

SERVICE HISTORIC RESOURCE NOMINATION		REFERENCE NO. S-027	
PRIMARY DEPARTMENT PLANNING	UNIT OF SERVICE APPLICATION	SERVICE RECIPIENT Resident/Business	
DESCRIPTION OF SERVICE Processing the nomination of a specific structure as an historic resource at the request of the property owner.			
CURRENT FEE STRUCTURE None			
REVENUE AND COST COMPARISON			
UNIT REVENUE:	\$0.00	TOTAL REVENUE:	\$0
UNIT COST:	\$8,832.00	TOTAL COST:	\$8,832
UNIT PROFIT (SUBSIDY):	\$(8,832.00)	TOTAL PROFIT (SUBSIDY):	\$(8,832)
TOTAL UNITS:	1	PCT. COST RECOVERY:	0.00%
SUGGESTED FEE FOR COST RECOVERY OF: 100% \$8,830 per application			

March 31, 2007

CITY OF BEVERLY HILLS
 COST DETAIL WORKSHEET
 FY 2006-2007

CBH City Council Study Session 10/18/2010

SERVICE				REFERENCE NO.		
HISTORIC RESOURCE NOMINATION				S-027		
NOTE				TOTAL UNITS		
Unit Costs are an Average of Total Units				1		
<u>DEPARTMENT</u>	<u>POSITION</u>	<u>TYPE</u>	<u>UNIT TIME</u>	<u>UNIT COST</u>	<u>ANN. UNITS</u>	<u>TOTAL COST</u>
CURRENT PLANNING	CITY PLANNER		4.00	\$1,495.16	1	\$1,495
CURRENT PLANNING	SR/ASSOC/ASST PLANNER		25.75	\$5,808.43	1	\$5,808
CURRENT PLANNING	PRINCIPAL PLANNER		4.00	\$1,189.12	1	\$1,189
CURRENT PLANNING	SECRETARY		2.25	\$338.90	1	\$339
		TYPE SUBTOTAL	36.00	\$8,831.61		\$8,832
		TOTALS	36.00	\$8,832.00		\$8,832

March 31, 2007

ATTACHMENT 2

SERVICE

HISTORIC RESOURCE NOMINATION (Proposed Adjusted Rate for FY10-11)

Note: Unit costs are an Average of Total Units

Total Units: 1

DEPARTMENT	POSITION	TYPE	UNIT TIME	UNIT COST	ANN. UNITS	TOTAL COST
Current Planning	City Planner		2	\$627.74	1	\$627.74
Current Planning	Sr/Asso/Asst Planner		16	\$3,450.56	1	\$3,450.56
Current Planning	Principal Planner		2	\$561.86	1	\$561.86
Current Planning	Secretary		2.25	\$265.55	1	\$265.55
	TYPE SUBTOTAL		22.25	\$4,905.71		\$4,905.71
	TOTALS		22.25	\$4,905.71		\$4,905.71

ATTACHMENT 3

Goals and Policies

CIR 4.5 **Parking Management.** Implement parking management tools to meet short-term parking needs and maximize on-street parking turnover. (Imp. 3.7)

CIR 4.6 **Parking Permit Districts.** Protect the residential character of neighborhoods by maintaining the City's residential permit parking areas. (Imp. 3.7)

CIR 4.7 **Parking Costs.** Manage parking costs to discourage single-occupant vehicle trips where parking supply is limited and alternative transportation modes are available. (Imp. 3.7)

CIR 4.8 **Shared Parking.** Consider public-private partnerships to meet the City's parking demand. (Imp. 2.1, 3.7)

CIR 4.9 **Parking Area.** Support measures that help reduce parking demand and the space required for parking. (Imp. 2.1, 3.7)

CIR 4.10 **Parking Strategies.** Examine a variety of parking strategies to maximize City resources, promote economic development, and encourage alternative modes of travel within the City, including congestion pricing programs, Parking Assessment Districts, extension of the In-Lieu Fee Program to commercial districts throughout the City, demand management studies, parking registration and reporting programs, and programs for public education regarding parking programs. (Imp. 3.7)

ATTACHMENT 4



AGENDA REPORT

Meeting Date: August 5, 2008
Item Number: D-1
To: Honorable Mayor & City Council
From: Anne Browning McIntosh, AICP, Interim Director of Community of Development
Subject: 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
Attachments:

1. Beverly Hills Municipal Code, Section 10-3-3310, "In-Lieu Parking, In-Lieu Fee Amount"
2. Letter from RBF dated July 23, 2008
3. Fee Resolution

RECOMMENDATION

Staff recommends that the City Council adopt the attached resolution, increasing the fee amount for participation in the City's In-Lieu Parking Program. It is also recommended that staff be directed to evaluate other aspects of the In-Lieu Parking Program as they work to update the entire zoning code, which is scheduled to begin in the fall of 2009.

INTRODUCTION

At the Planning Commission Subcommittee of the City Council held on July 10, 2008, staff was directed to review the City's existing In-Lieu Parking fees. Staff recommends that the City Council adopt the attached resolution increasing the In-Lieu Parking fee amount.

The In-Lieu Parking Program allows a reduction in the onsite parking requirements within the business triangle area of the city for certain retail and restaurant business and cultural entities. Through the In-Lieu Parking Program, businesses that cannot meet the city's onsite parking requirements can propose to pay into an In-Lieu Parking Fund. This fund has been established to subsidize the cost incurred by the City for constructing new public parking facilities. Since the inception of the In-Lieu

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Parking Program in 1976, the program's fee structure has been revised periodically. The fee varies by location within the Business Triangle.

DISCUSSION

The original fee structure has been modified from time to time to account for construction costs as well as including the cost of land. However, as costs escalated, participation in the program lagged and these costs were adjusted once again to remove the cost of land and establish a variable fee, based on a three tiered system depending on project location. Since the mid-1990's, the fee structure has been annually adjusted. This annual adjustment was initially based on the Engineering News Record Construction Cost Index for the Los Angeles Area, but more recently has been tied to the Consumer Price Index (CPI). A brief history of the In-lieu Parking Program's fee structure is provided in the following chart.

**THE IN-LIEU PARKING PROGRAM SINCE 1976
FEE STRUCTURE**

1970's	<ul style="list-style-type: none"> • In-lieu Parking Program became effective on June 17, 1976. • Original program required a fee of approximately \$6,000.00 per parking space. • Fee structure was modified approximately two years later. This restructuring raised the cost per parking space to \$12,000.00 • In-lieu parking funds were used to help pay for the Bedford parking structure.
1980's	<ul style="list-style-type: none"> • The fee increased due to escalating property values - an appraisal report was used to determine a chargeable land value which was included in the formula when determining the per parking space fee. • Cost of in-lieu parking tended to be around \$30,000.00 per parking space. • During this time, it was common that applicants would appeal the in-lieu fees to the City Council to reduce the cost.
1990's	<ul style="list-style-type: none"> • Cost of in-lieu parking tended to be around \$50,000.00 per parking space. • The in-lieu program was rarely used. • Fee structure was amended in 1994 to eliminate the land value as part of the fee. • Fee was reduced by 50% and a set cost was codified (BHMC 10-3-3310) with a variable fee depending on location. • The fees were adjusted annually based on the Engineering News Record Construction Cost Index for the Los Angeles Area. • A reduced rate is established for additions to existing restaurants. • In-lieu program funds were used in constructing the "R" lot parking structure.

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2007	<ul style="list-style-type: none"> Fees are annually increased based on the Consumer Pricing Index.
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The In-Lieu Fee Program Today

As part of the overall increase in Planning Fees established by City Council for the Fiscal Year 2008/2009, the in-lieu parking fee was increased by approximately 27% compared to last year. The table below identifies the cost of the in-lieu parking fee during periodic intervals since 1994:

IN-LIEU PARKING PROGRAM FEE STRUCTURE
Fees per Parking Space

	1994	1997	2003	2007	2008
Rodeo Drive	\$25,000.00	\$25,878.30	\$29,994.50	\$35,704.30	\$45,760.80
Beverly Drive	\$20,000.00	\$20,702.70	\$23,995.50	\$28,563.40	\$36,608.60
Other Locations within the Business Triangle	\$15,000.00	\$15,527.00	\$17,996.60	\$21,422.40	\$27,456.20
Restaurant Expansion Fee	\$6,070.00	\$6,282.45	\$7,210.90	\$8,867.70	\$11,365.40

As indicated in the above table, the fee program is composed of a three-tiered system which reflects the variable cost of land within the Business Triangle. This reflects past policies whereby the cost of land was factored into the in-lieu fee. The properties along Rodeo Drive have a higher land value than other areas of the Business Triangle. When the fee structure was last amended in 1994, the cost of land was factored out of the equation and a set fee was introduced that included higher fees for properties with higher land value. In addition, in 1994, changes were also made to encourage the expansion of existing restaurants by introducing a reduced in-lieu fee.

Notwithstanding the recent fee increase, the existing in-lieu program reflects a policy perspective that may require re-evaluation in context to development paying its fair share cost of construction. To provide further information related to the actual costs associated with subterranean parking, staff consulted with the regionally recognized firm, RBF Consulting. The attached letter from this firm, (Attachment 2) illustrates, based on recent analysis, that construction costs associated with subterranean parking structures is approximately \$67,000 (\$75,000 if construction occurs below the water table) per space. There are several variables that could affect the cost of subterranean parking, including the cost of land, depth of construction, and size and shape of the lot.

Meeting Date: August 5, 2008

Policy Considerations

Staff has identified a number of policy considerations for the Council's deliberation:

- **Purpose of the In-Lieu Program:** The original goals of the program were:
 - To provide expansion, modernization, rehabilitation, and development opportunities within the existing zoning constraints of height, density, and parking requirements by providing greater flexibility in the development process; and
 - To work toward a program of properly located, easily accessible centralized parking to serve the needs of the Business Triangle as a whole. This would help to minimize the isolated and inefficient parking areas adjacent to small commercial uses and to minimize curb cuts to preserve and enhance the pedestrian experience.

In support of these objectives, the purpose of the original fee schedule was to strike a balance which would pay for the eventual construction of in-lieu parking with no-out-of-pocket costs to the City, and which would at the same time not exceed the costs of providing on-site parking, so that the In-Lieu Program would provide a reasonable alternative to a developer/business owner faced with a choice. Both new buildings and additions to existing buildings have participated in the program, with in-lieu parking spaces for individual projects ranging from 1 space to 93 spaces. Future policy considerations of this issue may include whether or not to set a limit on the number of in-lieu spaces that can be achieved through this program, how many times a property could take advantage of the program and whether or not it should apply to new construction.

- **Cost Recovery versus Reduced Fees.** A key policy consideration for the In-lieu parking program is the fee. As seen previously in the 1980s, a fee that is too high results in a program with low or no participation; while at the other end of the spectrum, a fee that is too low results in the City subsidizing developers and business owners. There are reasonable arguments to support an in-lieu fee program that requires full cost recovery, as well as reasoned support for subsidizing the fee program. Full cost recovery ensures that the City will not have to contribute additional funds on behalf of a development to provide parking that serves a participating property owner. However, subsidizing the program allows the City to provide incentives that encourage the retention, expansion and establishment of certain land uses that support other city objectives, such as maintaining a diverse mix of land uses, contributions toward a pedestrian-oriented environment, and directing vehicle traffic to well managed parking resources.

Meeting Date: August 5, 2008

- **Reduced Fee for Restaurant Expansion:** As part of the 1994 amendment to the program, additions to existing restaurants that have been in business for at least two years were allowed to participate in the program at a reduced rate. The code allows the reduced rate for a one time expansion with no limit on the number of in-lieu spaces for the reduced rate; or for multiple expansions up to a maximum of 15 spaces for all additions. The purpose of this reduced rate was to further encourage the expansion of established restaurant uses in the Business Triangle to increase the City's tax base and foster an active nightlife in the area. This reduced rate also recognized that many restaurants operate on lower profit margins than other retail businesses.
- **Tiered Fee Structure:** Previously, in the 1980's, the in-lieu fee amount included the cost of land. The Planning Commission would establish the in-lieu fee on a case-by-case basis upon review of a property appraisal report. Property values varied (and continue to do so) based on location within the Business Triangle, with property along Rodeo Drive the most expensive, followed by Beverly Drive and then other streets. The inclusion of land value resulted in significantly increased fees and participation in the program lagged and appeared not to make sense from an economic development perspective. Therefore, in 1994, Council amended the Program to remove the cost of land from the calculation and resultant variable in-lieu fee in favor a set, codified fee. However, in recognition of the variable property values within the Business Triangle, this new set fee established three different rates: one for properties along Rodeo Drive; a lower fee for properties along Beverly Drive; and an even lower fee for all other properties.

Given that the current in-lieu fee structure does not consider land costs in its calculation, it is appropriate to evaluate whether a tiered system remains appropriate. According to recent construction projects and conclusions from RBF Consulting, the cost per space, without considering land costs, is approximately \$67,000. The original tiered system was intended to reflect the land values on different streets, but since land costs are no longer considered, the base construction costs would remain constant on Rodeo, Beverly and other properties. Alternatively, the Council could consider including land costs again, though it is anticipated the in-lieu fee program would have less appeal for most development projects.

In addition to the fee increase proposed in the attached resolution, staff has identified several other aspects of the In-Lieu Program that the Council may wish to consider. Changes to any of the elements of the program other than fee amounts, including those identified below, would require a zone text amendment and further action by the Council:

Meeting Date: August 5, 2008

- **Opportunities to expand the In-Lieu Program:** Recent discussion related to the General Plan update effort has identified the possibility of extending the in-lieu program to other parts of the City, notably, S. Beverly Drive and portions of Robertson Boulevard. While not a part of the subject action to raise the in-lieu fees, this matter is one that will be considered further through the General Plan hearings. The City Council will have an opportunity to consider policies that reflect these issues in the coming months.
- **Fee Payment Schedule:** Although this discussion would also not be part of the subject action to raise in-lieu fees, Council may wish to examine the current payment requirements for in-lieu fees. Currently, the Code allows payment to be made in four (4) equal installments of twenty five percent (25%) of the in-lieu parking fees to the city within a four (4) year period. Interest does not accrue on any unpaid balance of such fees; however, the balance is adjusted annually to account for increases in the consumer price index. However, for restaurant uses which payment of in-lieu fees for restaurant uses is subject to a similar installment plan except that payment is due in ten (10) equal installments of 10 percent (10%) each. Since construction costs can often outpace the CPI, this installment plan can have the effect of further subsidizing the construction of parking spaces.

Options

Unlike other City fees, establishing an in-lieu parking fee does not legally require a nexus study to set the fee; however, the Council may find technical data useful in making its determination. The best information available to understanding true construction costs in the City is the actual construction costs for projects currently being developed in the City. Based on RBF Consulting's analysis, that figure is at or around \$67,000 per subterranean space (\$75,000 below the water table).

In setting the fee, the Council may wish to consider the following options or variations of these options:

- Cost Recovery (Includes Land Costs): \$67,000 + Land Cost (further study would be required)
- Cost Recovery (Does not include land costs): \$67,000
- Averaging (Average Existing Rodeo Fee to Full Cost Recovery Fee): \$56,380 ($67,000 + 45,760 / 2$).
- Retain Existing Fee Level: \$45,760 (Rodeo); \$36,608.60 (Beverly Drive); \$27,456.20 (all other locations) or
- Consider modifications to the restaurant expansion fee.

Proposed In-Lieu Fee

Staff recommends that the City Council continue the in lieu program and assess a fee that reflects cost recovery, without considering actual land costs. It is believed that

Meeting Date: August 5, 2008

adding land costs would render the in-lieu program unattainable for most property owners or applicants and has the potential to disrupt the mix of land uses in the Business Triangle.

Since land costs are not being considered, it is also recommended that the tiered system be eliminated and a flat rate be applied. However, as indicated above, there are special circumstances relating to the expansion of well-established restaurants within the Business Triangle that warrant a reduced fee as a development incentive. Given the lower profit margin associated with many restaurants, and in an effort to continue promoting restaurant uses in the Business Triangle, which complement other land uses and contributes toward nighttime activity, it is recommended that the in lieu fee continue to be reduced for restaurant uses, albeit at an increased rate. The current fee of \$11,365 is well below construction costs; it is recommended that this fee be raised to \$33,500, which is half the fee recommended for retail establishments.

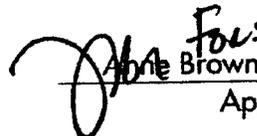
FISCAL IMPACT

The exact fiscal impact associated with the proposed recommendation is unknown. While the increased fees would contribute additional funds to the City for the purpose of constructing off-street parking structures, the increased fees may also deter some applicants from advancing certain development projects through the entitlement process. However, the recommended action would further a policy of ensuring that certain commercial development pay its fair share and help off-set the costs borne by the City in constructing new parking facilities.

ALTERNATIVE ACTIONS

In addition to the recommended action, the Council may wish to consider the following:

1. Adopt a fee that is higher or lower than the staff recommended fee;
2. Adopt the attached resolution and direct staff to study a fee that factors in the cost of land;
3. Do not amend the existing in-lieu fees.

 John Browning McIntosh, AICP
Approved By

ATTACHMENT 1
BHMC SECTION 10-3-3310

10-3-3310: IN-LIEU FEE AMOUNT:

Page 1 of 1

10-3-3310: IN-LIEU FEE AMOUNT:

If the city approves an application for participation in the in-lieu parking district, then the applicant shall pay the fees set forth in this section.

A. **New Construction And Reconstruction:** For each parking space required due to the addition of floor area or due to reconstruction, the applicant shall pay a twenty five thousand dollar (\$25,000.00) fee if the subject property is located on Rodeo Drive, a twenty thousand dollar (\$20,000.00) fee if the subject property is located on Beverly Drive, and a fifteen thousand dollar (\$15,000.00) fee if the subject property is located elsewhere within the in-lieu parking district. These amounts may be adjusted annually by resolution of the city council.

B. **Food Sales And Service Commercial Activities:** Notwithstanding the provisions of subsection A of this section, and subject to the restrictions set forth in this subsection, the applicant shall pay a reduced fee of six thousand seventy dollars (\$6,070.00) for each parking space required by the expansion of: 1) a convenience sales and service commercial business which has been lawfully operated at the subject site for more than two (2) years, or 2) a food sales use. The fee of six thousand seventy dollars (\$6,070.00) represents thirty five percent (35%) of the estimated 1993 cost to construct a parking space, exclusive of land value.

This amount may be adjusted annually by resolution of the city council. The reduced fee set forth in this subsection shall be applied to no more than one expansion of a food sales use or convenience sales and service commercial business during the lifetime of a building unless such expansion involves the purchase of less than fifteen (15) in-lieu parking spaces. If the expansion involves the purchase of less than fifteen (15) in-lieu parking spaces then the reduced fees set forth in this subsection may be applied to the purchase of up to fifteen (15) in-lieu spaces during the life of the building.

C. **Small Theaters:** Notwithstanding the provisions of subsection A of this section, for each parking space required as a result of the establishment of a theater within an existing building, the applicant shall pay a fee equal to fifty percent (50%) of the fee required under subsection A of this section provided that the building contains at least one parking space per three hundred fifty (350) square feet of floor area, the theater does not exceed twenty five percent (25%) of the existing floor area of the building and the planning commission, after notice and a hearing as set forth in section 10-3-3307 of this article, finds that such theater would complement existing retail uses in the in-lieu parking district by enhancing the pedestrian or retail attraction of the in-lieu parking district. (Ord. 76-O-1608, eff. 6-17-1976; amd. Ord. 78-O-1701, eff. 8-31-1978; Ord. 83-O-1888, eff. 5-5-1983; Ord. 89-O-2053, eff. 3-23-1989; Ord. 91-O-2112, eff. 3-22-1991; Ord. 94-O-2206, eff. 8-5-1994; Ord. 96-O-2264, eff. 8-16-1996)

ATTACHMENT 2
LETTER FROM RBF



July 23, 2008

JN: 10-105297.001

Mr. Jonathan Lait, AICP
City Planner
City of Beverly Hills
455 N. Rexford Drive
City Hall, Ground Floor
Beverly Hills, CA 90210

RE: Calculation of Costs for Construction of Subterranean Parking Spaces

Dear Mr Lait:

At your direction, I have estimated the cost of constructing subterranean parking spaces within the City of Beverly Hills based on the following assumptions:

1. The cost estimates do not include land value.
2. The cost estimates are based on my experience working on very recent projects in the City of Beverly Hills; including the Montage, the William Morris Project and an evaluation of conceptual concepts in the Entertainment Business District.
3. The cost estimates do not average both above and below grade parking ("blended"), but rather analyze only subterranean parking spaces. The cost estimates include two categories: subterranean parking that does not extend into the water table and subterranean parking that is below the water table, thus requiring a mat foundation.
4. That the site is environmentally clean and there is no methane gas present.

The results of analysis indicate the following:

1. Parking that is underground and above the water table would cost **\$67K/** space.
2. Parking that is underground and below the water table would cost **\$75K/**space.

If a mechanical stacking system is used, the cost / space for these spaces would be about \$10K. It would cost approximately \$5mil/level to deepen the garage to allow for the double stack utilized by the mechanical stacking.

Sincerely,

A handwritten signature in black ink, appearing to read 'K. H. Bell', is written over a light blue horizontal line.

K. H. Bell, P.E.
Vice President,
Director of Public Works

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ATTACHMENT 3
DRAFT RESOLUTION

RESOLUTION NO. 08-R-_____

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

The Council of the City of Beverly Hills does resolve as follows:

Section 1. As set forth in Resolution 08-R-12604, the City Council has established, amended, fixed and modified, effective July 21, 2008, all fees, permit fees, City service charges, and other fees, charges, extractions, and required payments for municipal services, inspections, enforcement activities or for other indicated purposes ("Comprehensive Schedule of Taxes, Fees & Charges"). The City Council now desires to amend that Comprehensive Schedule of Taxes, Fee & Charges only as to the in-lieu parking fees, but not the in-lieu parking seismic upgrade incentive which shall remain as previously adopted.

Section 2. Pursuant to the adopted "Comprehensive Schedule of Taxes, Fees & Charges," the current in-lieu parking fees range from \$11,365.50 per parking space for restaurants to \$45,760.80 per parking space for Rodeo Drive. The purpose of the fee is to pay for development of parking spaces in areas eligible to participate in the in-lieu parking program. The current fees, however, are not sufficient to cover the costs of developing such new parking. Therefore, an increase in the in-lieu fee amounts is warranted and necessary to ensure continued effectiveness of the in-lieu parking program.

Section 3. The in-lieu parking fee for Fiscal Year 2008/2009 is hereby adjusted as set forth in Exhibit A and shall be included in the Comprehensive Schedule of Taxes, Fees & Charges.

Section 4. The City Council is taking action only on the in-lieu parking fee, as set forth in Exhibit A. The remaining fees, permit fees, City services charges and other fees, charges, extractions, and required payment for municipal services as set forth in the Comprehensive Schedule of Taxes, Fees & Charges have not been modified, and shall remain in full force and effect.

Section 5. The City Clerk shall certify to the adoption of this and shall cause this resolution and his certification to be entered in the Book of Resolutions of the Council of this City.

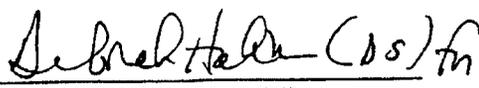
Adopted:

BARRY BRUCKER
Mayor of the City of Beverly Hills,
California

ATTEST:

BYRON POPE
City Clerk

APPROVED AS TO FORM:



LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:



ANNE BROWNING MCINTOSH
Interim Director of Community
Development

A handwritten signature in black ink, appearing to read "Scott G. Miller", written over a horizontal line.

SCOTT G. MILLER
Director of Administrative Services/
Chief Financial Officer

EXHIBIT A

In-Lieu Parking Fee (Per Space)

In-Lieu Parking Fee	\$67,000.00
In-Lieu Parking Restaurant Expansion Fee	\$33,500.00

Attachment 2



CITY OF BEVERLY HILLS STAFF REPORT

Meeting Date: October 18, 2010
To: Honorable Mayor & City Council
From: Timothy J. Scranton, Fire Chief
Subject: Paramedic Assessment Fee
Attachments: Exhibit A - General Public Ambulance Rates: 7/1/2009 & 7/1/2010
Exhibit B - Ambulance Fees Survey
Exhibit C - Patient Care Report (PCR) Samples

PURPOSE

At the May 18, 2010 Formal Meeting, the City Council began dialogue regarding the current Paramedic Response and Transport Fee Schedule. Pursuant to that dialogue, Staff was directed to return with an update and clarification on how the fees are determined and billed to individuals who receive service.

The purpose of this report is to provide supplemental information regarding the development and utilization of the Fire Department's current Paramedic Response and Transport Fee Schedule, as well as billing procedures and methodology.

DEFINITIONS

1. ALS Advanced Life Support
2. BHFD Beverly Hills Fire Department
3. BLS Basic Life Support
4. EMSA Los Angeles County Emergency Medical Services Agency
5. EMS Emergency Medical Services
6. EMT Emergency Medical Technician
 - a. Certified to provide only Basic Life Support maneuvers
7. Paramedic (or EMT-P).
 - a. Licensed to provide both Advanced and Basic Life Support

BACKGROUND

Levels of Service

With respect to Emergency Medical Services (EMS), the BHFD provides two levels of service: BLS and ALS. In order to provide both BLS and ALS services, the BHFD utilizes Paramedics on each apparatus so that the higher level of service, ALS, may be rendered, if needed. As such, each person requesting EMS within the City receives at a minimum a Paramedic, or ALS, assessment. For example, a person with a laceration to the hand who requires sutures will receive a Paramedic assessment even though the injury itself does not require either an ALS assessment or ALS maneuvers. Such a laceration could be managed by EMTs, who can implement BLS maneuvers.

Types of Service

The BHFD provides two types of service: ambulance transport and non-transport services. Both types of service may, or may not, include treatment rendered. Non-transport services are generally thought of as assessment only. A service is rendered - the assessment - even if there is no subsequent transport. Treatment may also be rendered along with an assessment, even if there is no transport. There is delineation between transport service and treatment. For example, the person with a laceration to the hand who requires sutures may request to be transported to the hospital. The treatment rendered would be dressing the wound, and the service rendered would be BLS ambulance transportation.

Charges for EMS

EMS response fees have been charged since the inception of the Paramedic program, more than thirty (30) years ago. Health plan payors, public and private, reimburse providers, such as municipal fire departments, for EMS charges based on an array of criteria. The BHFD receives reimbursement based on the level and type of service that was provided as well as for supplemental materials utilized or provided. For example, a person with a laceration to the hand who requires sutures may request to be transported to the hospital. A treatment rendered was consistent with BLS maneuvers. Transportation was based on BLS criteria. Materials used were a bundle of dressing. Subsequently, charges generated would be as follows (based on the new rates effective 7/1/2010):

- o BLS Response and Transport Fee \$ 981.25 (includes Code 3 Response fee)
- o Mileage \$ 17.00 per mile
- o Materials \$ 24.75

Even though BHFD provided an ALS assessment to meet the potential need for the higher level of service (ALS), health plan payors (private or public) will not typically reimburse at the higher rate because the ALS level was not necessarily needed. Reimbursement from a payor is contingent on need, not delivery. Thus the BLS rate is charged.

Charges for EMS are based on two factors: the County of Los Angeles General Public Ambulance Rate Schedule and community standards. The County rate schedule is produced annually by the EMSA and serves to provide a community benchmark for EMS charges. The BHFD follows this model. The community standard applies to charges for which the County does not provide a benchmark: charges assessed for non-transport

services (Paramedic assessment only). The BHFD surveyed other Fire Departments within the area to develop the Paramedic assessment fee.

ANALYSIS

The Evolution of the Current Fee Structure

The current fee structure has changed and fees increased over the last decade. In 2002, there was a significant change in that EMS billing. Billing was contracted to an outside vendor, the County rate schedule was more closely adhered to, and the Paramedic assessment fee was modified to reflect the delivery of the two different levels of service: BLS and ALS.

EMS Service charges are now based on the following criteria:

- o EMS Fees:
 - o BLS
 - Response and Transport fee LA County fee
 - Assessment/treatment only - non transport Comm. Std / survey
 - o ALS
 - Response and Transport fee LA County fee
 - Assessment/treatment only - non transport Comm. Std / survey
 - o Oxygen fee LA County fee
 - o Medical supplies Cost
 - o Mileage fee (per mile) LA County fee

Fee schedule adopted in 2002 (When billing was contracted out)

- o EMS fees
 - o BLS
 - Response and Transport fee 438.25
 - Assessment/treatment only - non transport 150.00
 - o ALS
 - Response and Transport fee 627.25
 - Assessment/treatment only - non transport 250.00
 - o Oxygen fee 42.50
 - o Medical supplies Cost
 - o Mileage fee (per mile) 12.25

A surcharge for non residents (10% premium) was added to total of EMS charges and a 40% premium was added to medical supplies used.

The LA County rate schedule for response and transport increases every year, contingent on the County's interpretation of the costs of medical service delivery and the Consumer Price Index (CPI). As such, percentage changes each year may fluctuate. The BHFD attempted to set rates for Paramedic assessment based on the community standard while considering the CPI increases used by the County for the upcoming fiscal year.

In 2007, based on the analysis of revenue and cost for ambulance response services provided by Revenue and Cost Specialties, fees were increased to reflect cost of services. Their analysis suggested that charges for Paramedic assessment should mirror the cost to provide the service, and as such, an increase in Paramedic assessment fees was

warranted. The consultants' recommendations were implemented and subsequently, both ALS and BLS assessment/treatment fees rose significantly.

Ambulance fee changes from 2006 to 2007

- BLS
 - Assessment only (no transport) \$226.70 to \$410.00
- ALS
 - Assessment only (no transport) \$362.70 to \$580.00

Paramedic Assessment Charge and the Community Standard

Information regarding current charges assessed by other municipal fire departments is provided by our EMS billing vendor, Wittman Enterprises, LLC. Wittman Enterprises contracts with 20 fire departments in LA County. Of the 20 LA County fire departments that Wittman services, 11 of the 20 implement a non-transport / assessment fee. Some Departments charge a single flat assessment fee, regardless of the level provided, while others bill based on the level of assessment provided.

“N/A” signifies “not applicable”, on the chart below.

LA Area Department	Assessment fee	BLSM*	ALSM*	(*M = non transport)
Alhambra	\$250.00	N/A	N/A	
Arcadia	N/A	\$150.00	\$250.00	
Avalon	N/A	N/A	N/A	
Burbank	N/A	N/A	N/A	
Culver City	N/A	N/A	N/A	
El Segundo	N/A	N/A	N/A	
Glendale	\$100.00	N/A	N/A	
Hermosa Beach	N/A	N/A	N/A	
La Verne	\$250.00	N/A	N/A	
Loma Linda	\$300.00 Resident and	\$400.00	Non-resident	
Long Beach	N/A	N/A	N/A	
Manhattan Beach	N/A	N/A	N/A	
Monterey Park	N/A	N/A	\$190.00	
Montclair	N/A	\$299.00	\$387.00	
San Gabriel	\$170.00	N/A	N/A	
San Marino	\$100.00 Resident and	\$300.00	Non-resident	
Sierra Madre	N/A	N/A	N/A	
South Pasadena	N/A	\$300.00	\$300.00	
UCLA	N/A	N/A	N/A	
Beverly Hills	N/A	\$431.90	\$611.00	
(not a Wittman client)				
Santa Monica	\$369.25	** Only billed with transport		

It is important to note, that several other neighboring Cities are considering the implementation of Paramedic / non-transport assessment charges in light of current fiscal constraints. Culver City, Santa Monica, and the City of Los Angeles have conducted analyses and are strongly considering implementing these charges.

CONCLUSION

Billing for Emergency Medical Services, both for transport and for assessment only is common and accepted practice. BHFD fees for response and transport, as well as mileage and materials, are based on the County benchmark. Paramedic Assessment charges were based on the community standard, and were adjusted by consultant recommendation to recover cost of service delivery. The current fee schedule reflects accepted industry standards and these considerations.

Exhibit A

COUNTY OF LOS ANGELES
GENERAL PUBLIC AMBULANCE RATES
EFFECTIVE JULY 1, 2009

Section 7.16.280 Rate Schedule for Ambulances

A. An ambulance operator shall charge no more than the following rates for one patient:

1. Response to call with equipment and personnel at an advanced life support (ALS) level,	\$ 1146.00
2. Response to call with equipment and personnel at a basic life support (BLS) level,	\$ 802.75
3. Code 3 used during response or transport, per incident,	\$ 109.75
4. Code 2 used during response or transport per incident,	\$ 43.25
5. Mileage Rate. Each mile or fraction thereof,	\$ 15.75
6. Waiting Time. For each 15-minute period or fraction thereof after the first 15 minutes of waiting time at the request of the person hiring the ambulance	\$43.25
7. Standby Time. The base rate for the prescribed level of service and, in addition, for each 15-minute period or fraction thereof after the first 15 minutes of standby time,	\$ 41.50

B. This section does not apply to a contract between the ambulance operator and the County where different rates or payment mechanisms are specified.

Section 7.16.310 Special Charges

A. An ambulance operator shall charge no more than the following rates for special ancillary services:

1. Request for service after 7:00 p.m. and before 7:00 a.m. of the next day will be subject to an additional maximum charge of	\$ 71.25
2. Persons requiring oxygen shall be subject to an additional maximum charge per tank or fraction thereof, of	\$ 55.00
3. Backboard, splints, KED	\$ 43.00
4. Traction splints	\$ 77.25
5. Transport – non-company staff medical personnel - First one-half hour	\$ 27.75
6. Neonatal transport	\$ 164.25
7. Ice packs	\$ 23.00
8. Bandages, dressings	\$ 23.00
9. Oxygen cannula/mask	\$ 23.00
10. Cervical collar	\$ 38.75
11. Obstetrical kit	\$ 42.00
12. Burn kit	\$ 42.00
13. Nurse critical care transport - per hour	\$ 196.00
14. Volume ventilator	\$ 147.75
15. Respiratory therapist for the first three hours, and \$ 98.25 per hour after the first three hours	\$ 223.25
16. Pulse oximeter	\$ 74.50
17. Infusion pump (per line)	\$ 74.50

**COUNTY OF LOS ANGELES
GENERAL PUBLIC AMBULANCE RATES
EFFECTIVE JULY 1, 2010**

Section 7.16.280 Rate Schedule for Ambulances

A. An ambulance operator shall charge no more than the following rates for one patient:

1. Response to call with equipment and personnel at an advanced life support (ALS) level,	\$1232.50
2. Response to call with equipment and personnel at a basic life support (BLS) level,	\$ 863.25
3. Code 3 used during response or transport, per incident,	\$118.00
4. Code 2 used during response or transport per incident,	\$ 46.50
5. Mileage Rate. Each mile or fraction thereof,	\$ 17.00
6. Waiting Time. For each 15-minute period or fraction thereof after the first 15 minutes of waiting time at the request of the person hiring the ambulance	\$46.50
7. Standby Time. The base rate for the prescribed level of service and, in addition, for each 15-minute period or fraction thereof after the first 15 minutes of standby time,	\$ 44.50

B. This section does not apply to a contract between the ambulance operator and the County where different rates or payment mechanisms are specified.

Section 7.16.310 Special Charges

A. An ambulance operator shall charge no more than the following rates for special ancillary services:

1. Request for service after 7:00 p.m. and before 7:00 a.m. of the next day will be subject to an additional maximum charge of	\$ 76.50
2. Persons requiring oxygen shall be subject to an additional maximum charge per tank or fraction thereof, of	\$ 59.25
3. Backboard, splints, KED	\$ 46.25
4. Traction splints	\$ 83.00
5. Transport – non-company staff medical personnel - First one-half hour	\$ 29.75
6. Neonatal transport	\$176.50
7. Ice packs	\$ 24.75
8. Bandages, dressings	\$ 24.75
9. Oxygen cannula/mask	\$ 24.75
10. Cervical collar	\$ 41.75
11. Obstetrical kit	\$ 45.25
12. Burn kit	\$ 45.25
13. Nurse critical care transport - per hour	\$ 210.75
14. Volume ventilator	\$159.00
15. Respiratory therapist for the first three hours, and \$ 98.25 per hour after the first three hours	\$ 240.00
16. Pulse oximeter	\$ 80.25
17. Infusion pump (per line)	\$ 80.25

Exhibit B

AMBULANCE FEES	City of Beverly Hills		L.A. County	City of L.A.	Culver City 7/1/2010 - 6/30/2011	Santa Monica 7/1/2010 - 6/30/2011
	2009/10	2010/11				
	RATE	NEW RATE				
Basic Life Support (BLS)						
Response and Transport fee	<i>Resident</i>	912.50 *	981.25 *	912.50	974.00	1,232.50
Response and Transport fee	<i>Non-Resident</i>	1,003.80	1,079.38		974.00	1,232.50
Assist only (no transport)		431.90	435.80			
Advanced Life Support (ALS)						
Response and Transport fee	<i>Resident</i>	1,255.75 *	1,350.50 *	1,255.75	1,373.00	1,232.50
Response and Transport fee	<i>Non-Resident</i>	1,381.38	1,485.55		1,373.00	1,232.50
Assist only (no transport)		611.00	616.50			
Oxygen fee	<i>Resident</i>	55.00 *	55.00 *	55.00		59.25
Oxygen fee	<i>Non-Resident</i>	60.50	60.50			59.25
Medical Supplies		Cost plus 40%	Cost plus 40%			60.00
Mileage fee (per mile)		LA County Fee *	LA County Fee *		15.75	17.00
Non-resident surcharge		10%	10%			
*Based on fee established by the LA County at time of charge						
BHFD bundles response charge with Code 3 charge			City of L.A. considering "Assist only" fees for non-transport calls.		CCFD, SMFD do not charge residents differently from non-residents	

Patient Care Report (PCR) Form, front and back,
(see Attached PDF Documents – 2 pages)

FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES REPORT FORM

CBH - City Council Study Session 10/18/2010

DATE MM DD YY Pt# of INCIDENT NUMBER JURIS. STA. 24772 PCR# QD 23203 8

TELEPHONE (Area Code + Number) INC. LOC. CITY CODE 2ND SEQ.#

TEAM MEM.#1-#6 Suspected: ETOH Drugs Abuse/Neglect Poiso Cntrl Cntctd Special Study Exp. Barriers to Care AGE Yrs. Hrs. Apprx. Mos. Days SEVERITY None Mild Moderate Severe EST. WEIGHT Lbs. Kgs. NAME-Last First SS# MI ADDRESS City St Zip

TRANSPORT: Fire, ALS transport, BLS transport, Private Vehicle, DESTINATION: MAR, EDAP, SRC, TC/PTC, RATIONALE: No SC Req., SC Req., SC Not Access, Criteria, Guidelines, Judgement, AMA, Released at Scene, DOA, Pronounced, BASE CONTACT, REC'G FACILITY, DIVERTED FROM, SFTP, PED'S COLOR TAPE

COMPLAINTS: Abd./Pelvic Pain, Allergic Reaction, ALTE, Altered LOC, Apnea Episode, BEHAVIOR/Anxiety, Chest Pain, Palpitations, DYsrhythmia, MI, Cardiac Arrest, CHoking/Airway Obstruction, Cough/Congestion, External Bleeding, GI, NOse, VAginal, Other Site, FEVER, Foreign Body, Headache /Pain, HYPoglycemia, Local Neuro Signs, Nausea/Vomiting, Near-Drowning, Neck/Back Pain, OBstetrics, LABOR, NEWborn, OVERdose, POisoning, Resp. Arrest/Apnea, SEizure, Shortness of Breath, SYNcope, WEAK/Dizzy, OTHER: No Medical Complaint

CHIEF COMPLAINT CODE, MECHANICAL INJURY: Enclosed Veh., Pass. Space Intr., Ejected, EXtric., Surv. Fatal Accident, Seat Belt, AirBag, WSD, SWD, Ped/Bike vs. Vehicle, Motorcycle/Moped, Vs. Veh, HeLmet, StInG, ASsault, W/Blunt Instrument, STabbing, GSW, TRunk, Self-inflicted/Accident, Self-inflicted/Intentional, FAIL, >15 ft., ANimal Bite, StInG, CHIEF M.O.I., Electric Shock, HazMat. Expos., Thermal Burn, SPORTS, Work-Related, TECh Res., CRush, UNknown, OTHER:

PUPILS: PERL, Pinpoint, Fixed & Dilated, Unequal; LOC: Oriented x3, 2, 1; ALERT: CLEAR, Wheezes, Rales, Rhonchi, Stridor; RESPIRATION: Unequal, Apnea, Other; NORMAL rate/effort, Labored, Accessory Muscle Use; TIDAL VOLUME: Normal, ↑, ↓; SKIN SIGNS: NORMAL, Pale, Cap refill, Cool/Cold, Diaphoretic, Cyanotic, Hot, Flushed, Jaundiced; GCS: EYE OPENING, BEST MOTOR, BEST VERBAL; CHIEF COMPLAINT CODE

VITAL SIGNS: TIME, B/P, PULSE, RR, TM#, EKG; DRUGS/DEFIB/EKG: TIME, DRUG/DEFIB, AMT/Rate, VIA, +/-N PAIN SCALE, TM#

CARDIAC ARREST: ALS Resusc. TM#, Witnessed by: Citizen, EMS, CPR done by: Citizen, EMS, Min. to CPR, Pulses Restored, Resuscitation D/C'd, DNR/AHCD, 814 Rigor/Lividity, VALIUM, MORPHINE, Given, Wasted, NAME, SIGNATURE, REASSESSMENT/TRANSFER OF CARE VITALS: TIME, O2 SAT, a/p O2, PROV, UNIT, TRANSFER TIME, B/P, HR, RR, GCS, EKG, IV FLUID TOTAL, TM#

PATIENT RELEASE

(To be completed whenever a competent patient or guardian, **against medical advice**, refuses treatment and/or transport.)

ASSESSMENT OF PATIENT: Oriented x 3? YES NO
 Altered LOC? NO YES
 Head Injury? NO YES
 ETOH/drug ingestion? (by exam or history) NO YES

REASON FOR REFUSAL: _____

INFORMATION GIVEN TO PATIENT:
 MEDICAL TREATMENT/EVALUATION NECESSARY YES NO
 Failure to accept could result in further harm or death YES NO
 TRANSPORTATION VIA AMBULANCE NECESSARY YES NO
 Failure to accept could result in further harm or death YES NO
 PATIENT UNDERSTANDS POTENTIAL CONSEQUENCES YES NO
 Interpreter used: YES (name) _____ NO Not Needed
 Patient signed release form YES NO
 RECONTACT 911 if necessary or pt. reconsiders need for treatment/transport YES NO

DISPOSITION:
 Patient: Refused ALL EMS assistance Refused transport to RECOMMENDED facility
 Refused TREATMENT, but accepted transport Departed via private vehicle to: _____
 Refused TRANSPORT, but accepted treatment
 Released in care or custody of: SELF Relative/Friend Law Enforcement

"I have refused recommended emergency care and/or transportation to the nearest medical facility. I hereby release _____ Fire Department and/or _____ (Base Hospital, if contact made) from any liability of medical claims resulting from my refusal. I further understand that I have been directed to contact my personal physician as to my present condition as soon as possible. I have received an explanation of the potential consequences (see above) of my refusal."

PATIENT SIGNATURE: _____ Relationship/Agency: _____
 (Or NAME of Officer/other) (To other/of Officer)

WITNESS signature: _____ Relationship/Agency: _____

CONSENT FOR TREATMENT AND/OR TRANSPORT

By signing this document, I (or my agent) authorize _____ to provide medical treatment and/or transportation services to me. Additionally, I (or my agent) consent to all procedures that may be performed, including emergency treatment or services. I (or my agent) authorize _____ to use this original document or a copy of it to bill my health insurance carrier and further authorize my health insurance carrier to make payment via assignment of benefits directly to _____ for services provided by _____. I (or my agent) understand that I am responsible for payment to _____ for all expenses not covered by my insurance or should my insurance fail or refuse to make payment.

X _____
 Patient or authorized representative's signature: Patient's Legal Guardian Patient's Health Care Power of Attorney
 Relative or other person who receives government benefits on behalf of patient Relative or other person who arranges treatment or handles the patient's affairs
 Representative of an agency or institution that furnished care, services or assistance to the patient.

X _____ X _____
 Reason pt unable to sign Signature of Crew Member
 My signature above indicates that, at the time of service, pt was physically or mentally incapable of signing, and that none of the authorized representatives were available or willing to sign on pt's behalf

X _____
 Receiving Facility employee signature/printed name Date and Time

<ul style="list-style-type: none"> • P5 (Pediatric Seizures) • T1 (Burns) • T2 (Minor Trauma) • T3 (Major Trauma) • T4 (Trauma Arrest) 	<ul style="list-style-type: none"> • M12 (Wheezing) • M13 (Adult Seizure) • M14 (Neuro. Deficit) • M15 (Syncope) • CA (Cardiac Arrest) 	<ul style="list-style-type: none"> • M11 (Rales) • M10 (SOB) • M9 (OD) • M7 (Abd. Pain) • M4 (Chest Pain) • M2 (ALOC) • ALS
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