



**CITY OF BEVERLY HILLS
CITY COUNCIL
ADJOURNED REGULAR MEETING
MINUTES
January 25, 2011**

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

PLEDGE OF ALLEGIANCE

A. ROLL CALL

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

B. PRESENTATIONS

1. CERTIFICATE OF APPOINTMENT - Architectural Commission - Andrea Gardner Apatow

Mayor Delshad, along with Councilmembers Krasne and Mirisch, presented a certificate of appointment and City pin to newly appointed commissioner Andrea Gardner Apatow.

2. FRIENDLY CITY AWARD - Mayor Delshad
Recipients are being recognized for helping to make Beverly Hills a friendlier place.

Mayor Delshad, along with Vice Mayor Brucker, presented a Friendly City Award to Stephanie Nakasone of the Beverly Hills Conference and Visitors Bureau.

3. RECOGNITION OF BEVERLY HILLS TOURNAMENT OF ROSES COMMITTEE MEMBERS, SPONSORS AND VOLUNTEERS - Mayor Delshad
This item recognizes the efforts of community members in developing a parade float representing Beverly Hills in the Tournament of Roses Parade. This float received the Mayors Trophy award.

Mayor Delshad, along with Vice Mayor Brucker and Councilmember Mirisch, thanked the community for their support of the Tournament of Roses Parade float entry. He presented proclamations and certificates of appreciation to the Tournament of Roses Vice Chair of Float Entries Alex Young, float creators, decorators, float riders, sponsors, and committee members.

C. ORAL COMMUNICATIONS

1. TELEPHONE CALL-IN (310.285.1020) (Members of the public are invited to place telephone calls to comment on issues that do not appear on the evening's agenda. The City Council will take up to three telephone calls per meeting. Comments on the evening's agenda must be made in person as the item comes before the City Council.)

None

2. AUDIENCE COMMENTS. Any person wishing to address the City Council on any matter not on the agenda may do so at this time. However, the State open meetings law (Government Code Section 54950 et seq.) prohibits the City Council from providing a detailed response or acting upon any item not contained on the agenda posted 72 hours before a regular meeting and 24 hours before a special meeting. If you wish to address the City Council at this time, please complete a speaker's card and give it to the City Clerk prior to the commencement of the meeting. Please use the microphone provided, clearly stating your name for the official record and courteously limiting your remarks to three (3) minutes so others may have the opportunity to speak as well.

None

3. REPORT FROM THE CITY MANAGER
* On-line Access to property Records - Jon Terwilliger

Community Development Department Customer Services Supervisor Jon Terwilliger delivered a PowerPoint presentation and brief report on the City's Online Access to Property Records.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS
- Did you know?

Mayor Delshad invited the community to an upcoming Budget Information Presentation by the Citizen's Budget Review Committee on Wednesday, February 2, 2011 from 7 to 9 p.m. at the Beverly Hills Public Library Auditorium.

Mayor Delshad reported on his recent trip to the U.S. Conference of Mayors Winter Meeting held January 19-21, 2011 in Washington, DC.

Councilmember Mirisch provided a report on the 8767 Wilshire Boulevard property litigation.

Councilmember Mirisch reported on his recent League of California Cities Employee Relations Policy Committee Meeting trip January 19-21, 2011.

Councilmember Brien reported on his recent bi-monthly League of California Cities meeting.

D. PUBLIC HEARING

TO SET:

None

TO CONSIDER:

1. **RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING A FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USE OF FUNDS FOR THIRTY-SEVENTH YEAR (2011-2012) FUNDING UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED.** Comment: This annual public hearing is conducted to allocate the upcoming year's estimated grant amount of \$254,144 and to reallocate any unexpended funding from prior allocations.

Deputy City Manager David Lightner presented a brief staff report, noting the grant amount this year is \$254,144. He noted the programs for which the funding will be used.

Mayor Delshad reported that the CDBG was one of the main topics of discussion at the U.S. Conference of Mayors that was brought to the President's attention. He cautioned staff to be prepared for funding cuts. Councilmember Brien agreed that the program is an appropriate use of funds and recommended that the Mayor send a letter to the President supporting continued funding of the program. Mayor Delshad reported that he met with the City's lobbyists and discussed grant sourcing. He directed staff to prepare a letter to the President and the various Committees involved with grant funding. In response to Councilmember Krasne's question, City Manager Kolin confirmed that there have been no cuts to staff and services related to the CDBG-funded programs.

MOVED by Councilmember Krasne, seconded by Mayor Delshad to adopt the resolution as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING A FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND PROJECTED USE OF FUNDS FOR THIRTY-SEVENTH YEAR (2011-2012) FUNDING UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED.

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Krasne, Vice Mayor Brucker, and Mayor Delshad.

Noes: None.

CARRIED

E. CONTINUED AND NEW BUSINESS

1. PRESENTATION OF THE FISCAL YEAR ENDING JUNE 30, 2010 COMPREHENSIVE ANNUAL FINANCIAL REPORT. Comment: Presents the fiscal year 2009/2010 Comprehensive Annual Financial Report (CAFR) and management letter to the City Council.

Assistant Director of Administrative Services Noel Marquis presented to Council a CD of this year's CAFR and a copy of the management letter from the Auditors outlining the audit findings. He introduced Accounting Manager Sharon Rahban and her team that coordinate this effort for the City.

Council congratulated and thanked staff.

2. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS REAUTHORIZING A CIVILIAN RANGEMASTER POSITION TO BE FUNDED BY THE CITY'S COPS ALLOCATION. Comment: In order to accept \$100,000 in Citizens Option for Public Safety (COPS) Allocation funding from the State of California, a public hearing must be conducted reauthorizing its use for personnel costs.

Police Division Commander Theresa Goldman presented the staff report regarding the funding of the City's COPS allocation grant funding for a Civilian Rangemaster position for the City, and explained the position's duties.

MOVED by Vice Mayor Brucker, seconded by Councilmember Krasne to adopt the resolution as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS REAUTHORIZING A CIVILIAN RANGEMASTER POSITION TO BE FUNDED BY THE CITY'S COPS ALLOCATION.

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Krasne, Vice Mayor Brucker, and Mayor Delshad.

Noes: None.

CARRIED

3. AN INTERIM ORDINANCE OF THE CITY OF BEVERLY HILLS TO PROHIBIT DRILLING AND EXTRACTION OF OIL, GAS AND OTHER HYDROCARBON SUBSTANCES FROM SURFACE LOCATIONS IN THE CITY, AMENDING THE BEVERLY HILLS MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF. Comment: This interim ordinance

prohibits the operation of oil wells within the City as of December 31, 2016.

City Attorney Laurence Wiener presented the staff report to the Council as a follow up to a recent City Council Study Session directing that this ordinance be prepared. He noted the interim ordinance, if approved, will be in effect within 45 days and may be extended for 10 months and 15 days, and could still be extended for another year. It needs a 4/5 vote of the Council to be adopted.

Councilmember Mirisch requested clarification on the reason for doing an interim ordinance. Councilmember Krasne asked whether the interim ordinance will preclude Venoco from extending their lease to drill and extract oil at Beverly Hills schools. Council indicated their opposition to oil drilling and the risks it poses to the residents, and their support of prohibiting oil drilling in the City.

MOVED by Councilmember Brien, seconded by Vice Mayor Brucker to adopt the ordinance as follows:

AN INTERIM ORDINANCE OF THE CITY OF BEVERLY HILLS TO PROHIBIT DRILLING AND EXTRACTION OF OIL, GAS AND OTHER HYDROCARBON SUBSTANCES FROM SURFACE LOCATIONS IN THE CITY, AMENDING THE BEVERLY HILLS MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF.

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Krasne, Vice Mayor Brucker, and Mayor Delshad.

Noes: None.

CARRIED

F. CITY COUNCIL CONSENT CALENDAR

Any item may be removed from the Consent Calendar by a member of the City Council or by a person in attendance, with the concurrence of the City Council.

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

Minutes

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular meeting of January 11, 2011.

Demands Paid

2. REVIEW OF BUDGETED DEMANDS PAID, report dated January 3 - January 13, 2011.

3. PAYROLL DISBURSEMENT REPORT, report dated January 25, 2011.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

None

RESOLUTIONS APPROVING:

None

APPROVAL OF:

4. **REAPPOINTING A MEMBER TO THE TRAFFIC AND PARKING COMMISSION (JULIE STEINBERG).** Comment: Reappoints Julie Steinberg to the Traffic and Parking Commission for a four year term.

ITEM F-4: APPROVED

5. **TRAFFIC AND PARKING COMMISSION APPOINTMENTS (LESTER FRIEDMAN AND HOWARD S. FISHER).** Comment: Appoints Lester Friedman and Howard Fisher to the Traffic and Parking Commission for an initial two-year term.

ITEM F-5: APPROVED

6. **DESIGN REVIEW COMMISSION APPOINTMENT (JOHN WYKA).** Comment: Appoints John Wyka to the Design Review Commission for an initial two-year term.

ITEM F-6: APPROVED

Vote on Consent Calendar:

Ayes: Councilmember Mirisch, Councilmember Brien, Councilmember Krasne, Vice Mayor Brucker, and Mayor Delshad.

Noes: None.

CARRIED

G. COMMISSION SYNOPSIS

1. FINE ART COMMISSION - regular meeting of November 18, 2010
RECREATION AND PARKS COMMISSION - special meeting of December 21, 2010

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

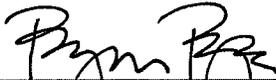
H. OTHER BUSINESS

None

I. ADJOURNMENT

There being no further business, Mayor Delshad with the consent of Council adjourned the meeting at 8:36 pm back to the Closed Session for the remaining items on the Closed Session agenda.

PASSED, Approved and Adopted
this 15th day of February, 2011.



BYRON POPE, City Clerk

JIMMY DELSHAD, MAYOR

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