



**CITY OF BEVERLY HILLS
JOINT MEETING MINUTES
REGULAR CITY COUNCIL MEETING
AND
PARKING AUTHORITY MEETING
December 06, 2011**

The Joint Regular City Council and Parking Authority meeting was held in the Council Chambers at 7:00 pm.

PLEDGE OF ALLEGIANCE

A. ROLL CALLS

Present: Gold, Bosse, Mirisch, Brien, and Brucker
Absent: None

B. PRESENTATIONS

1. RECOGNITION to Troop 33 Eagle Scouts - Mayor Brucker

Mayor Brucker presented certificates to Troop 33 Eagle Scouts Samuel Kolk, Ethan Eshkol and Nicholas Komlos and congratulated them on their accomplishment.

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. Joan Taylor

3. REPORT FROM THE CITY MANAGER

* Presentation of FY 2011/12 Budgets and CDs and Awards from California Society of Municipal Finance Officers (CSMFO) and Government Finance Officers Association (GFOA) for FY 2010/11 Budget - Don Harrison, Budget and Revenue Officer

Budget and Revenue Officer Don Harrison introduced the Budget Team and spoke about the adopted 2010/11 budget, CIP and a budget-at-a-glance brochure. He provided copies of the documents to the City Council. Mr. Harrison also showed and spoke about the award won for the 2010/2011 projects.

* Fire Cadet Program - Success Stories - Deputy Fire Chief Mark Embrey

Deputy Fire Chief Mark Embrey briefly expounded on the Fire Cadet Program that has been in the Fire Department for the past 30 years. He spoke about the duties involved and the different levels of staffing.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS - Take A Moment

Councilmember Bosse announced a recent article on U.S. News and World Report naming Rodeo Drive as the top shopping destination. She encouraged everyone to come to Beverly Hills and experience this one-of-a-kind shopping experience.

Councilmember Mirisch spoke about the OVO Family Day at the Beverly Canon Gardens which were hosted by Cirque du Soleil and the Beverly Hills Conference and Visitors Bureau on December 3rd. He noted the second and final OVO Family Day will return to Beverly Canon Gardens on December 17th from 10am to 1pm, and encouraged the community to attend.

Councilmember Gold invited the community to the Maison de Luxe house tours now going on at the Greystone Estate which is sponsored by the City, Friends of Greystone and Luxe Interiors + Design. The event will continue through December 22nd Tuesdays through Sundays from 10am to 3pm.

Vice Mayor Brien congratulated Noah Margo and Lewis Hall on their School Board installation this afternoon at the Salter Theater. He also congratulated outgoing Board members Steven Fenton and Myra Lurie, and new School Board President Dr. Brian Goldberg and Vice President Jake Manaster.

D. PUBLIC HEARING

TO SET:

None

TO CONSIDER:

None

E. CONTINUED AND NEW BUSINESS

1. REJECTION OF ALL BIDS FOR CONTRACT WORK PERTAINING TO THE ROXBURY PARK DEVELOPMENT Comment: Requests the rejection of all bids for the Roxbury Community Center project. The low bid of \$14,390,000 plus additional costs to be incurred during the construction of the project total approximately \$16,837,000, which exceeds the total project budget of \$14,700,000.

Associate Project Manager Donielle Kahikina presented a PowerPoint staff report detailing the project background, the pre-qualification process, value of pre-qualification, pre-qualification packages received, bid process, bid alternates, bids received and staff recommendation.

Mayor Brucker spoke about what he would recommend to his colleagues for approval tonight before the public comments began.

Speaking:

1. Tom Pease read Russ Levi's comments into the record
2. Alma Ordaz read comments into the record for Joy and Milt Shefter and made additional comments of her own
3. Dr. Matthew Finerman
4. Ken Goldman, Southwest Homeowners Association
5. Herb Young
6. Thomas White, Municipal League of Beverly Hills
7. Earl Goldstein
8. Marjorie Blatt
9. Dr. Woodrow Clark
10. Shahram Melamed
11. Vice-Mayor Brien read a letter into the record from former Mayor Nancy Krasne
12. Cindy Norian
13. Alan Block, Chair of the Recreation and Parks Commission

Councilmember Mirisch discussed the related issue of parking. Councilmember Bosse suggested that a survey that addresses the needs of the community be done through the City's website where residents can post their thoughts and that will provide the dates of the upcoming meetings. She proposed having a budget showing the renovation of existing facilities and the construction of a new building of similar size, as well as a

transparent process in terms of an EIR. Councilmember Gold commented on Council's task to make sure that the project end product will be something that the community wants. Vice Mayor Brien reiterated his promise to work with the Recreation and Parks Commission and the community to improve the park. Mayor Brucker commented that this is an opportunity to revisit the project and listen to the community. He directed staff to schedule an evening community meeting in January 2012 and send notices to residents.

MOVED by Vice Mayor Brien, seconded by Councilmember Gold to reject all bids for contract work pertaining to the Roxbury Park development

Ayes: Councilmember Gold, Councilmember Bosse, Councilmember Mirisch, Vice Mayor Brien, and Mayor Brucker.

Noes: None.

CARRIED

ITEM E-1: APPROVED

2. APPROVAL OF THE AWARD OF A CONTRACT TO W.E. O'NEIL CONSTRUCTION, INC. FOR THE LIBRARY RENOVATION PROJECT; AND APPROVING PLANS AND SPECIFICATIONS THEREFOR; AND

APPROVE A PURCHASE ORDER IN THE AMOUNT OF \$3,525,500 TO W.E. O'NEIL CONSTRUCTION, INC. FOR THE CONTRACT WORK. Comment: Requests approval of the award of contract for the construction of the Children's Library renovation project.

Associate Project Manager Donielle Kahikina presented the staff report and PowerPoint presentation. She reviewed the history of the project, pre-qualification process, pre-qualification packages received, bid process, bids received, project costs, staff recommendation. Assistant Director of Community Services/Librarian Nancy Hunt Coffey presented a PowerPoint presentation and spoke about the existing library, what inspires them, scope of renovation, efficiency and creating public space, questions that staff has heard and answers to these questions.

Councilmember Bosse asked about additional staff cost, project timeline, disruption to library services, and breakdown of extra costs. Councilmember Mirisch asked budgetary questions on certain line items.

Speaking:

1. Susan Mishler
2. Thomas White
3. Alma Ordaz
4. Lori Goldman
5. Ed Brown
6. Tom Pease spoke on behalf of Nancy Krasne. Mayor Brucker read parts of former Mayor Nancy Krasne's letter into the record that were not discussed by Mr. Pease.
7. Charlotte Hill-Skura, Friends of the Library

Councilmember Mirisch expressed his concerns on the budget and the process. Councilmember Bosse also expressed her budget, staffing and other concerns. Councilmember Gold commented that he is comfortable spending the money on the project. Vice Mayor Brien and Mayor Brucker expressed their support of the project.

MOVED by Councilmember Bosse, seconded by Councilmember Gold to award to W.E. O'Neil the contract for the Library Renovation Project, approve the plans and specifications for the project including the design criteria, authorize the Director of Public Works and Transportation to approve Change Orders up to the amount of the construction contingency, and issue a Purchase Order in the amount of \$3,525,500 to W.E. O'Neil Construction, Inc. for the contract work.

Ayes: Councilmember Gold, Councilmember Bosse, Vice Mayor Brien, and Mayor Brucker.

Noes: Councilmember Mirisch.

CARRIED

ITEM E-2: APPROVED AG# 482-11

F. PARKING AUTHORITY CONSENT CALENDAR

MOVED by Director Gold, seconded by Director Bosse to approve all items on the Parking Authority Consent Calendar.

Minutes

1. CONSIDERATION OF THE MINUTES of the Parking Authority meeting of November 15, 2011.

APPROVAL OF:

2. SECOND AMENDMENT TO LEASE BY AND BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND 323 NO. CRESCENT DRIVE INC DBA BAILEY'S BAKERY. Comment: This amendment is for the expansion of Bailey's Bakery to include the former shoe repair location for a term of ten (10) years including the extension of the current Bailey's leased premises.

ITEM F-2: APPROVED AG# PA-11-07

Vote on the Parking Authority Consent Calendar:

Ayes: Director Gold, Director Bosse, Director Mirisch, Director Brien, and Mayor Brucker.

Noes: None.

CARRIED

G. CITY COUNCIL CONSENT CALENDAR

MOVED by Vice Mayor Brien, seconded by Councilmember Bosse to remove Item G-6 and vote on separately, approve remaining items on the consent agenda, and direct that the appropriate accounts be charged on Items G-3 and G-4.

Minutes

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular meeting of November 15, 2011.
2. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Special meeting of November 15, 2011.

Demands Paid

3. REVIEW OF BUDGETED DEMANDS PAID, report dated November 5th - November 25th, 2011.
4. PAYROLL DISBURSEMENT REPORT, report dated December 6, 2011.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

5. ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO ADOPT A VIEW RESTORATION PROGRAM FOR THE TROUSDALE ESTATES AREA OF THE CITY. Second Reading - For Adoption. Comment: Adopt regulations that allow Trousdale property owners to address views obstructed by foliage on neighboring private property and provide a process for review of cases of view obstruction.

ITEM G-5: ADOPTED ORD# 11-O-2616

RESOLUTIONS APPROVING:

6. AMENDING THE FOCUSED STREET TREE MASTER PLAN. Comment: This resolution amends the Street Master Plan to approve removal and replacement of Ficus trees on Angelo Drive and adopts an addendum to negative declaration ER-11-6-96.

City Attorney Wiener explained the amendment. Councilmember Mirisch asked to wait until after the outcome of the lawsuit in case there will be changes to the resolution. Parks and Urban Forest Manager Kenneth Pfalzgraf answered Councilmember Mirisch's concerns.

MOVED by Councilmember Gold, seconded by Councilmember Bosse to adopt the resolution amending the focused Street Master Plan.

Ayes: Councilmember Gold, Councilmember Bosse, Councilmember Mirisch, Vice Mayor Brien, and Mayor Brucker.

Noes: None.

CARRIED

ITEM G-6: ADOPTED RES# 11-R-12852

APPROVAL OF:

7.
 - A. AGREEMENT WITH THE BEVERLY HILLS UNIFIED SCHOOL DISTRICT FOR THE PROVISION OF INFORMATION TECHNOLOGY CONSULTING SERVICES;
 - B. AGREEMENT WITH BARTRONICS AMERICA, INC. FOR INFORMATION TECHNOLOGY CONSULTING SERVICES RELATED TO PROVISION OF NETWORK ADMINISTRATION SERVICES FOR THE BEVERLY HILLS UNIFIED SCHOOL DISTRICT; AND
 - C. AGREEMENT WITH NETWORLd SOLUTIONS, INC. FOR INFORMATION TECHNOLOGY CONSULTING SERVICES RELATED TO PROVISION OF SYSTEMS ARCHITECTURE, ADMINISTRATION AND DESIGN SERVICES TO BEVERLY HILLS UNIFIED SCHOOL DISTRICT. Comment: This request is for Council approval of three 3-year agreements. The first agreement is with the Beverly Hills Unified School District under which the City's Information Technology Department will provide the District with information technology consulting services on an hourly basis not to exceed \$250,000 per year. This agreement allows the City to use staff or consultants to provide these services. The second and third agreements are contingent upon approval of the Agreement with the District. Staff requests that the Council approve two 3-year agreements with Bartronics America, Inc. and Networld Solutions, Inc. to provide the District with network administration services and systems architecture, administration and design services, respectively for an annual not to exceed amount of \$125,000 each. These engagements are cost neutral as the City invoices the District, and the District pays the City for the services on a monthly basis.

ITEM G-7: APPROVED AG# 483-11; AG# 484-11; AG# 485-11

8. AMENDMENT NO. 3 TO THE AGREEMENT WITH LAYNE CHRISTENSEN COMPANY FOR WATER WELL AND PUMP RELATED MAINTENANCE AND REPAIR SERVICES;

AND APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$250,000 TO LAYNE CHRISTENSEN COMPANY. Comment: Requests an amendment to the contract for maintenance of the City's water wells.

ITEM G-8: APPROVED AG# 486-11

9. ACCEPTANCE OF CONTRACT WORK FOR THE CITY HALL RE-ROOFING PROJECT BY CABRAL ROOFING & WATERPROOFING CORPORATION IN THE FINAL CONTRACT AMOUNT OF \$275,642. Comment: It is recommended that the City Council accept the described contract work with Cabral Roofing & Waterproofing Corporation and authorize the recordation of the Notice of Completion.

ITEM G-9: APPROVED

10. ACCEPTANCE OF CONTRACT WORK FOR THE GREYSTONE MANSION HVAC UPGRADE PROJECT RE-BID BY BBS CONSTRUCTION, INC. IN THE FINAL CONTRACT AMOUNT OF \$1,692,152.15. Comment: It is recommended that the City Council accept the described contract work with BBS Construction, Inc. and authorize the recordation of the Notice of Completion.

ITEM G-10: APPROVED

Vote on the City Council Consent Calendar:

Ayes: Councilmember Gold, Councilmember Bosse, Councilmember Mirisch, Vice Mayor Brien, and Mayor Brucker.
Noes: None.

CARRIED

H. COMMISSION SYNOPSIS

NO ACTION TAKEN ON "H" ITEMS

1. TRAFFIC & PARKING COMMISSION - Regular meeting of November 3, 2011.
CHARITABLE SOLICITATIONS COMMISSION - Regular meeting of November 9, 2011.
PUBLIC WORKS COMMISSION - Regular meeting of November 10, 2011.
HUMAN RELATIONS COMMISSION - Regular meeting of November 17, 2011.

I. OTHER BUSINESS

Council discussed Study Session Item A-3.

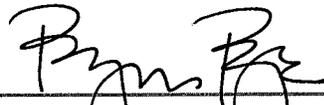
Beverly Gardens Park Restoration Proposal. Beverly Hills resident, Steven Gordon, has proposed a fund raising initiative for the restoration of the linear park along Santa Monica and Wilshire Boulevards.

Deputy City Manager David Lightner provided a brief background on the item. Recreation and Parks City Council Liaisons Vice Mayor Brien and Councilmember Gold reported on their meeting with Mr. Gordon. Councilmember Mirisch expressed optimism for the City to also work with Mr. Gordon on the acquisition of Lots 12 and 13. Mr. Lightner informed Council that the item will be on the January 24, 2012 Study Session for further discussion.

J. ADJOURNMENT

There being no further business, Mayor/Chairman Brucker, with the consent of the Council/Board, recessed the meeting back to Closed Session at 10:35pm for the remaining items on the Closed Session Agenda.

PASSED, Approved and Adopted
this 19th day of December, 2011



BYRON POPE, Secretary

BARRY BRUCKER, Chair

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