



## CITY OF BEVERLY HILLS STAFF REPORT

**Meeting Date:** April 2, 2013  
**To:** Honorable Mayor & City Council  
**From:** Nancy Hunt-Coffey, Assistant Director of Community Services  
**Subject:** Extension of Terms of Fine Art Commissioners Smooke, Chalom, Pressman and Potter and

Amendment to the Beverly Hills Municipal Code to delete Section 2-2-804, which provides that the Fine Art Chair shall serve for 2 years

**Attachments:**

1. Beverly Hills Municipal Code, Section 2-2-107
2. Beverly Hills Municipal Code, Section 2-2-804

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### **INTRODUCTION**

With the change of the Fine Art Commission from 7 to 5 members, and the timing of previous Commissions appointments, 4 of the 5 five Fine Art Commissioners will term out within a year and a few months of each other. Additionally, the recent practice has been to have the Chair of the Fine Art Commission serve for 1 year, although Section 2-2-804 of the Beverly Hills Municipal Code provides for the Fine Art Chair to serve for 2 years. Staff recommends the extension of terms for Commissioners Smooke, Chalom, Pressman and Potter as well as a proposed amendment to the Municipal Code deleting this special provision of a 2 year term.

### **DISCUSSION**

When it was established, the Fine Art Commission was comprised of 7 members. In 2012 as part of a citywide initiative for standardizing City Commissions at 5 members, the Fine Art Commission began reducing toward 5 members, and completed this process recently with the terming out of Commissioner Shepard in February 2013.

Four (4) of the remaining Fine Art Commission members are scheduled to term out within a few months of each other at the end of 2013/beginning of 2014. With the reduction of the Fine Art Commission to 5 members, this means that the majority of the Fine Art Commission will term out within a few months of each other. With the complexity of the process of working with developers on meeting the fine art obligation as well as the importance of carrying forward the institutional knowledge associated with the city owned art collection, it is particularly important to have continuity of

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Commissioners. Accordingly, staff recommends extending the terms of 4 Commissioners as follows:

Commissioner Name:	Due to Expire:	Recommended Extension Through:
Terri Smooke	9-19-13	2-20-14
Fiona Chalom	10-1-13	10-16-14
Sandra Pressman	12-17-14	6-16-15
Brenda Potter	1-14-15	2-18-16

As the Commissioner with most seniority, Judi Friedman would term out on 9-19-13, which is when her term would normally end.

Section 2-2-107(E) of the Beverly Hills Municipal Code indicates that the chair of every commission shall serve as chair for one year. However, Section 2-2-804 of the Code provides that notwithstanding Section 2-2-107(E) of the Code, the Fine Art Chair shall serve for 2 years. Recent practice has been for the Fine Art Commission Chair to serve for 1 year so that each commissioner is in good standing and has had the opportunity to serve as the commission chair. This arrangement has worked well for the Fine Art Commission. As a result staff recommends the elimination of section 2-2-804 of the Municipal Code which would allow the Fine Art Chair to serve for 1 year consistent with other City commissions.

#### **FISCAL IMPACT**

None.

#### **RECOMMENDATION**

Staff recommends extending the terms of 4 Fine Art Commissioners as follows:

Commissioner Name:	Due to Expire:	Recommended Extension Through:
Terri Smooke	9-19-13	2-20-14
Fiona Chalom	10-1-13	10-16-14
Sandra Pressman	12-17-14	6-16-15
Brenda Potter	1-14-15	2-18-16

Additionally, staff recommends the Municipal Code Be modified to change the term of the Chair from 2 years to 1 year. The ordinance amendment to modify the term is included on the formal agenda for introduction and first reading.

  
Nancy Hunt-Coffey  
Approved By

# **Attachment 1**

**2-2-107: OPERATIONAL PROCEDURES:** 

Unless otherwise provided in the ordinance or resolution creating a commission or committee the following provisions shall apply in the conduct of business of such commission or committee:

- A. Each commission or committee shall adopt rules of conduct and procedure which shall be consistent with the provisions of this chapter.
- B. Each commission shall have regularly scheduled meetings at least once each month, and may call special meetings as provided in section 54956 of the state Government Code.
- C. Committees are not required to have regularly scheduled meetings, and meetings may be called by the chairperson or by a majority of the membership.
- D. A majority of the designated membership shall constitute a quorum, and any action shall require a majority of the quorum for either affirmative or negative action.
- E. A chairperson and a vice chairperson shall be elected by the members from the membership. A member shall not serve as chairperson in excess of one year during any single term on the commission or committee.
- F. An official record of all considerations and decisions shall be made and filed with the city clerk; and a report shall be made to council.
- G. The city manager shall designate such staff as necessary to provide administrative support, unless otherwise designated by council. (1962 Code § 2-13)

# **Attachment 2**

**2-2-804: CHAIRPERSON:** 

Notwithstanding the provisions of subsection 2-2-107E of this chapter, the term of the chairperson of the fine art commission shall be two (2) years. A member of the commission shall not serve more than two (2) consecutive years as chairperson during any single term on the commission. (Ord. 90-O-2096, eff. 9-6-1990; amd. Ord. 92-O-2136, eff. 3-6-1992)