



AGENDA REPORT

Meeting Date: April 22, 2014

Item Number: E-7

To: Honorable Mayor & City Council

From: Erick Lee, Division Commander
Gregory Barton, Deputy Fire Chief

Subject: RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AGREEMENTS FOR THE TEMPORARY USE OF NON-CITY PROPERTY FOR TRAINING OF CITY PUBLIC SAFETY PERSONNEL

Attachments: 1. Resolution

RECOMMENDATION

Staff recommends that the City Council move to approve the resolution entitled "RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AUTHORIZING THE CITY MANAGER TO NEGOTIATE AND EXECUTE AGREEMENTS FOR THE TEMPORARY USE OF NON-CITY PROPERTY FOR TRAINING OF CITY PUBLIC SAFETY PERSONNEL."

INTRODUCTION

City staff is requesting City Council authorization for the City Manager to negotiate and execute agreements for the temporary use of non-City property for training of City public safety personnel provided that any such agreement does not obligate the City to compensate property owner more than \$50,000.

BACKGROUND

City public safety personnel from time to time utilize non-City property for training and these property owners generally require City to enter into a written agreement including a hold harmless provision. Utilization of non-City property agreements are not currently authorized by

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the Beverly Hills Municipal Code sections 3-3-101 et seq. ("Purchasing Ordinance") and Resolution No. 06-R-12198 ("Purchasing Resolution").

Staff is requesting City Council authorization for the City Manager to negotiate and execute such agreements provided that any such agreements do not obligate the City to compensate property owner more than \$50,000.

DISCUSSION

Beverly Hills Municipal Code section 1-5-401 authorizes the City Council to delegate contract signing authority to City staff. Further, the Purchasing Ordinance authorizes certain purchases to be executed by City staff which involve equipment, supplies and services pursuant to the purchasing levels outlined in the Purchasing Resolution.

Public safety personnel require the use of non-City property to conduct training and property owners often require the City to enter into formal written agreements which include a hold harmless provision. With these types of agreements, City staff often needs to act quickly to execute the necessary documentation. Authorizing the City Manager to enter into such agreements will make the process more efficient. Hence, staff is requesting the City Council to authorize the City Manager to negotiate and execute all necessary agreements, amendments and documents for the temporary use of non-City property for training of City public safety personnel provided that any such agreements do not obligate the City to compensate property owner more than \$50,000.

FISCAL IMPACT

None.


(FOIA) Ralph E. Mundell, Fire Chief
Approved By


David L. Snowden, Chief of Police
Approved By


Don Rhoads
Finance Approval

Attachment 1

RESOLUTION NO. 14-R-

RESOLUTION OF THE COUNCIL OF THE CITY OF
BEVERLY HILLS AUTHORIZING THE CITY MANAGER TO
NEGOTIATE AND EXECUTE AGREEMENTS FOR THE
TEMPORARY USE OF NON-CITY PROPERTY FOR
TRAINING OF CITY PUBLIC SAFETY PERSONNEL

WHEREAS, the City of Beverly Hills (“City”) public safety personnel from time to time utilize non-City property for training (“Property”) at little or no cost to the City; and

WHEREAS, the Property to be used often includes a structure that is scheduled for demolition; and

WHEREAS, the City sometimes receives short notice of the availability of the Property and therefore needs to act quickly to execute any documents granting permission to the City to use the Property and these documents ordinarily include an indemnification and hold harmless provision; and

WHEREAS, Beverly Hills Municipal Code section 1-5-401 authorizes the City Council to delegate contract signing authority to City staff; and

WHEREAS, the Beverly Hills Municipal Code and Resolution No. 06-R-12198 (“Purchasing Resolution”) authorize certain purchases to be executed by City staff which involve equipment, supplies and services, but do not authorize staff to execute these types of agreements.

NOW, THEREFORE, the City Council of the City of Beverly Hills does hereby resolve as follows:

Section 1. The City Manager is hereby authorized to negotiate and execute in the name of the City of Beverly Hills all agreements, amendments and all necessary documents for the temporary use of non-City property for training of City public safety personnel provided that any such agreement does not obligate the City to compensate a property owner more than \$50,000 for the use of property for these purposes.

Section 2. The City Manager and the Director of Administrative Services/CFO are hereby authorized to approve purchase orders, if needed, for the temporary use of non-City property for the training of City public safety personnel in the total amount not to exceed \$50,000.

Section 3. The City Clerk shall certify to the adoption of this Resolution and shall cause this Resolution and his certification to be entered in the Book of Resolutions of the Council of this City.

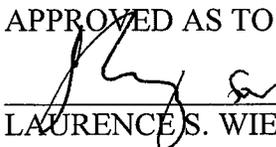
Adopted:

LILI BOSSE
Mayor of the City of
Beverly Hills, California

ATTEST:

(SEAL)
BYRON POPE
City Clerk

APPROVED AS TO FORM:



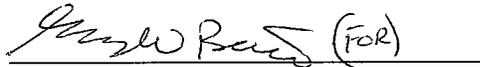
LAURENCE S. WIENER
City Attorney

APPROVED AS TO CONTENT:

JEFFREY C. KOLIN
City Manager



DAVID SNOWDEN
Chief of Police



RALPH E. MUNDELL
Fire Chief



DON RHOADS
Director of Administrative Services/CFO