



**CITY OF BEVERLY HILLS  
JOINT CITY COUNCIL REGULAR AND  
PARKING AUTHORITY MEETING  
MINUTES  
September 2, 2014**

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

***PLEDGE OF ALLEGIANCE*** led by former Mayor Tom Levyn

**A. ROLL CALLS**

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

**B. PRESENTATIONS**

1. RECOGNITION of the Judges, Participating Photographers and Event Chairs for the Friends of Beverly Gardens Park Benefit Photo Show

Mayor Bosse, along with the entire Council, presented recognition certificates to the co-chairs, photographers and judges of the Friends of Beverly Gardens Park Benefit Photo Show for organizing the event at the new Marc Selwyn Fine Art Gallery, which aimed to raise funds to restore the historic Electric Fountain in Beverly Gardens Park.

2. 60 SECOND BUSINESS SHOUT-OUT - Burger Lounge

Mayor Bosse, along with the entire Council, presented a 60-Second Business Shout-Out to Burger Lounge General Manager Ashty Amin and his team, and thanked Cathy Baker for nominating Burger Lounge.

3. TEXT BH -Text messages on any City-related topic may be sent to 310-596-4265. City staff will acknowledge receipt of the text message within one business day, however, resolution of issues may take longer.

Councilmember Krasne announced that text messages on any City-related topic may be sent to (310) 596-4265.

**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. Sam Halfon and Eli Ramer
2. Michael Libow

3. REPORT FROM THE CITY MANAGER  
\* 2014's 9/11 Memorial Ceremony

Fire Chief Ralph Mundell provided details on the 9/11 Memorial Ceremony on September 11, 2014.

\* Emergency Management Program Overview

Director of Emergency Management Pamela Mottice-Muller presented a PowerPoint and oral report on the department's role, mission and goals, and highlights of the emergency management program.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

None

**D. PARKING AUTHORITY CONSENT CALENDAR**

MOVED by Director Krasne, seconded by Director Gold to approve all items on the Parking Authority consent calendar

**Minutes**

1. CONSIDERATION OF THE MINUTES of the Parking Authority meeting of June 17, 2014.

### Other Business

#### **APPROVAL OF:**

2. EIGHTH AMENDMENT TO LEASE BY AND BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND FEDEX OFFICE AND PRINT SERVICES, INC. Comment: This amendment extends FedEx lease term by five (5) years at the 461 N. Bedford Drive location. The rent will increase from \$7,213.50 to \$8,816.50 monthly.

#### **ITEM D-2: APPROVED AG# PA-14-44**

3. THIRD AMENDMENT OF LEASE BY AND BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND WILLIAMS-SONOMA STORES, INC. Comment: This amendment extends the term of the lease by six (6) years to January 31, 2021 and increases the monthly rent to \$93,600 plus \$573.75 for storage. The rent will increase annually thereafter by the consumer price index.

#### **ITEM D-3: APPROVED AG# PA-14-45**

#### **Vote on the Parking Authority Consent Calendar:**

Ayes: Director Krasne, Director Mirisch, Director Brien, Director Gold, and Chair Bosse.  
Noes: None.

#### CARRIED

#### **E. CITY COUNCIL CONSENT CALENDAR**

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to remove Item E-11 for discussion and put back on the agenda, approve all items on the City Council consent calendar, and direct that the appropriate accounts be charged on Items D-3 and D-4

#### **Minutes**

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Study Session of August 19, 2014.
2. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular Meeting of August 19, 2014.

#### **Demands Paid**

3. REVIEW OF BUDGETED DEMANDS PAID, report dated August 9 - August 15, 2014.
4. PAYROLL DISBURSEMENT REPORT, report dated September 2, 2014.

**Other Business**

***ORDINANCE OF THE CITY OF BEVERLY HILLS:***

None

***RESOLUTION:***

None

***APPROVAL OF:***

5. DESIGN REVIEW COMMISSION APPOINTMENT (MAHNAZ SHARIFI ARDANI). Comment: Appoints Mahnaz Sharifi Ardani to the Design Review Commission for an initial two-year term.

***ITEM E-5: APPROVED***

6. FINE ART COMMISSION APPOINTMENT (MICHAEL SMOOKE). Comment: Appoints Michael Smooke to the Fine Art Commission for an initial two-year term.

***ITEM E-6: APPROVED***

7. AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE CITY OF BEVERLY HILLS AND FEHR & PEERS TRANSPORTATION CONSULTANTS FOR THE TROUSDALE ROAD SAFETY STUDY; AND

APPROVAL OF AN APPROPRIATION IN THE AMOUNT OF \$54,400 FOR THESE SERVICES; AND

APPROVAL OF A CHANGE PURCHASE ORDER FOR AN ADDITIONAL \$54,500 FOR A NOT-TO-EXCEED AMOUNT OF \$104,000 FOR THESE SERVICES. Comment: Provides for Fehr & Peers to prepare signing and striping plans and provide technical support for potential additional traffic management measures in Trousdale Estates.

***ITEM E-7: APPROVED; AG# 464-14***

8. AWARD OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, SUPERIOR PAVEMENT MARKINGS, INC. FOR THE CITYWIDE PAVEMENT AND CURB MARKINGS (JOB NO. 2191) WITHIN THE CITY OF BEVERLY HILLS, CALIFORNIA, IN THE AMOUNT OF \$235,310; APPROVAL OF THE PLANS AND SPECIFICATIONS THEREFOR; APPROVAL OF ISSUANCE OF A PURCHASE ORDER IN THE AMOUNT OF \$245,000 TO SUPERIOR PAVEMENT MARKINGS, INC. FOR THE PROJECT. Comment: This project will provide for the repainting of deteriorated pavement markings citywide. Construction activities will include the repainting of approximately 150,000 LF of striping, 222 stop bars and stop legends, and hundreds of miscellaneous pavement markings. In addition, City Staff will augment the effort by painting approximately 69,000 LF of curb markings.

***ITEM E-8: APPROVED; AG# 465-14***

9. ACCEPTANCE OF THE CONTRACT FOR THE WILSHIRE BOULEVARD MID-BLOCK PEDESTRIAN CROSSING BETWEEN SWALL DRIVE AND CLARK DRIVE BY STEINY AND COMPANY IN THE FINAL AMOUNT OF \$122,159.84 AND AUTHORIZATION TO CITY CLERK TO RECORD NOTICE OF COMPLETION. Comment: It is recommended that the described work with Steiny and Company be accepted and authorization be given for the recordation of the Notice of Completion. This project was jointly funded with Jones BH Acquisitions, LLC (Audi) and finished within budget leaving a P.O. balance of \$7,840.16. Based on the funding agreement with Audi, a refund of \$3,920.08 is due from the City to Audi.

***ITEM E-9: APPROVED***

10. A PURCHASE ORDER TO WONDRIES FLEET GROUP FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$256,331.18 FOR PURCHASE OF SIX (6) CHEVROLET POLICE PATROL VEHICLES, ONE (1) FORD POLICE K-9 PATROL VEHICLE AND ONE (1) FORD POLICE COMMERCIAL ENFORCEMENT VEHICLE. Comment: Staff recommends that the City Council (1) find that the conformance with the bidding procedures in the Municipal Code would be contrary to the best interests of the City, (2) waive the bidding requirements as the City is utilizing the Orange County Public Works Department and the Los Angeles County Sherriff's Department bid processes, and (3) move to approve a purchase order in the amount of \$256,331.18 to Wondries Fleet Group for the purchase of six Chevrolet Police Patrol Vehicles, one Ford Police K-9 Patrol Vehicle and one Ford Police Commercial Enforcement Vehicle to replace eight job-worn vehicles currently assigned to the Police Department (PD) Patrol Bureau, Emergency Services Bureau and Traffic Bureau.

***ITEM E-10: APPROVED***

11. VARIOUS CITY PURCHASING AND BUDGET TRANSACTIONS AS DESCRIBED HEREIN:

ITEM A: AN AGREEMENT WITH PACIFIC MUNICIPAL CONSULTANTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ADMINISTRATION AND PROGRAM IMPLEMENTATION OF THE HOUSING REHABILITATION PROGRAM FOR SINGLE FAMILY UNITS IN 2014-2015; AND,

APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$128,528 FOR SERVICES DESCRIBED. Comment: Pacific Municipal Consultants will perform single family unit housing rehabilitation services up to \$15,000 per qualified resident household. It is anticipated that the majority of program beneficiaries will be members of the City's low-income, elderly population.

***ITEM E-11A: APPROVED; AG# 466-14***

ITEM B: AN AGREEMENT WITH PACIFIC MUNICIPAL CONSULTANTS FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ADMINISTRATION AND PROGRAM IMPLEMENTATION OF THE HANDYWORKER SERVICES PROGRAM FOR MULTI-FAMILY UNITS IN 2014-2015; AND,

APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$107,820 FOR SERVICES DESCRIBED. Comment: Pacific Municipal Consultants will perform multi-family unit handyworker services up to \$5,000.00 per qualified resident household.

Human Services Administrator James Latta confirmed for Councilmember Krasne that this item pertains to the handyworker services for low-income homes.

***ITEM E-11B: APPROVED; AG# 467-14***

ITEM C: AN AGREEMENT WITH STEP UP ON SECOND FOR OUTREACH AND ENGAGEMENT PROGRAM IN SUPPORT OF CITY'S CLASP PROGRAM; AND,

APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$90,100 FOR CONTINUATION OF SERVICES DESCRIBED.

Comment: Step Up on Second's Changing Lives and Sharing Places (CLASP) program shall provide a Homeless Outreach and Engagement Team ("Outreach Team") including two persons to work within the City limits and evaluate, assess and refer for services those identified as homeless and/or in need of community mental health support services.

***ITEM E-11C: APPROVED; AG# 468-14***

**Vote on the City Council Consent calendar:**

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

Noes: None.

CARRIED

**F. PUBLIC HEARING**

**TO SET:**

None

**TO CONSIDER:**

This being the time and place set, a public hearing was held to consider:

1. AN INTERIM ORDINANCE OF THE CITY OF BEVERLY HILLS EXTENDING INTERIM ORDINANCE NO. 14-O-2663 PROHIBITING THE EXPANSION OF THE LEVEL PAD AREA OF LOTS IN THE HILLSIDE AREA OF THE CITY AND DECLARING THE

URGENCY THEREOF. Comment: Discussion of the status of the interim ordinance prohibiting the expansion of level pads in the Hillside Area, and a request to extend the interim ordinance by 160 days.

The notice of hearing was published as required by law and an affidavit to this effect is on file with the City Clerk.

The report of the Director of Community Development and the record of the Community Development Department in this matter are made a part of the record of this hearing.

Community Development Director Susan Healy Keene presented an oral report, noting that this item requests the extension of the interim ordinance approved at the July 29, 2014 Council meeting. However due to insufficient noticing/public outreach and a recommendation for the item to go back to the Planning Commission, Ms. Keene suggested that Council not move forward with the item tonight.

Speaking:

1. Tom Levyn
2. Murray D. Fischer
3. Hamid Gabbay
4. Daniel Weedon

There were no additional members of the audience who wished to comment. Mayor Bosse closed the public hearing.

Council supported staff recommendation to postpone Council discussion so that the item may be brought to the Planning Commission for a discretionary review. Mayor Bosse asked staff if there will be any unintended consequences as a result of the postponement.

There were no further questions from Councilmembers.

***ITEM F-1: NO ACTION TAKEN***

This being the time and place set, a public hearing was held to consider:

2. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS DECLARING AND IMPLEMENTING STAGE "B" WATER CONSERVATION MEASURES. Comment: This resolution enacts a 10% reduction in potable water use in response to the State's emergency conservation measures. The resolution sets forth the penalty rates for exceeding certain water usage limits, and sets forth mandatory water conservation acts.

The notice of hearing was published as required by law and an affidavit to this effect is on file with the City Clerk.

The report of the Assistant Director of Public Works Services/Infrastructure and Field Operations and the record of the Public Works Services Department in this matter are made a part of the record of this hearing.

Assistant Director of Public Works Services/Infrastructure and Field Operations Trish Ray provided information on the State's emergency measures, the City's existing programs, local measures, modified Stage B recommendation, watering schedule for the City, Public Works Commission's recommendation, timeline and enforcement.

There were no members of the audience who wished to comment. Mayor Bosse closed the public hearing.

Ms. Rhay, Assistant Director of Administrative Services/Finance Noel Marquis, and Senior Management Analyst Daniel Cartagena answered Council questions. Council discussed and asked questions pertaining to the use of shallow groundwater for watering parks, water rates and usage, ability to enforce the rules on West Hollywood users, enforcement of penalties, education to water users, education and warning to users before imposing penalties, appeal process, water usage and billing, tiered water rates that emphasizes water conservation, water tracker, detection of leaks, natural grass alternatives/drought resistant grass, process to identify new owners, public outreach, addressing apartment owner problems, and fine exemption for Tier 1 users.

There were no further questions from Councilmembers.

Council agreed to adopt the resolution with the addition of a fine exemption for Tier 1 users, and directed staff to bring back information to address implementation issues at a future Council meeting.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to adopt Resolution F-2 as amended as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS  
DECLARING AND IMPLEMENTING STAGE "B" WATER CONSERVATION  
MEASURES

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

Noes: None.

CARRIED

***ITEM F-2: ADOPTED AS AMENDED TO ADD A FINE EXEMPTION FOR TIER 1 USERS; DIRECTED STAFF TO BRING BACK INFORMATION ADDRESSING IMPLEMENTATION ISSUES; RES# 14-R-13007***

**G. COMMISSION SYNOPSIS**

1. ARCHITECTURAL COMMISSION - Regular meeting of July 16, 2014  
HEALTH AND SAFETY COMMISSION - Regular meeting of July 28, 2014  
DESIGN REVIEW COMMISSION - Regular meeting of August 7, 2014  
PUBLIC WORKS COMMISSION - Special meeting of August 13, 2014  
FINE ART COMMISSION - Special meeting of August 21, 2014

**ITEM G-1: NO ACTION TAKEN**

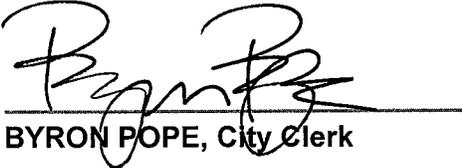
**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor/Chair Bosse, with the consent of the Council/Parking Authority, adjourned the meeting at 9:05pm.

PASSED, Approved and Adopted  
this 23<sup>rd</sup> day of September, 2014



BYRON POPE, City Clerk

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LILI BOSSE, MAYOR

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