



**CITY OF BEVERLY HILLS  
CITY COUNCIL REGULAR MEETING  
MINUTES  
October 21, 2014**

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

**PLEDGE OF ALLEGIANCE** led by Human Relations Commission Chair Rochelle Ginsburg

**A. ROLL CALL**

Present: Councilmember Krasne, Councilmember Mirisch, Councilmember Brien, Vice Mayor Gold, and Mayor Bosse

Absent: None

**B. PRESENTATIONS**

**1. PRESENTATION - October is Bully Prevention Month**

Mayor Bosse spoke about her pledge at the U.S. Conference of Mayor's to end bullying through an effort called "The Bully Project," and invited Human Relations Commission (HRC) Chair Rochelle Ginsburg, who spoke about October 2014 being Bully Prevention Month, and the various HRC projects on bullying.

**2. RECOGNITION - Centennial Tree and Rose Volunteer Committee**

Mayor Bosse, along with the entire City Council, presented recognition certificates to the Centennial Tree and Rose Volunteer Committee, composed of Kathi Rothner, Ray Flade and Donna Flade for their work on the City's 100th Year Centennial.

**3. 60 SECOND BUSINESS SHOUT-OUT - Enter Boutique**

Mayor Bosse, along with the entire City Council, presented the 62nd business shout-out recognition to Enter Boutique owner Nira Lieberman, and thanked Human Relations Vice Chair Ori Blumenfeld for nominating this business.

**4. 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. Mitch Waldow
2. David Hunt Stafford

3. REPORT FROM THE CITY MANAGER

None

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

Councilmember Mirisch reported that he joined the annual Metropolitan Water District (MWD) water inspection trip to see the supply of water from the Colorado River this past weekend. He noted that there is a water bond measure (Prop 1) on the upcoming November election ballot. Councilmember Brien, as the other member of the Legislative Sub-Committee along with Councilmember Mirisch, spoke about their strong support for this measure which is vital for the long-term water needs of the state and the community.

**D. CITY COUNCIL CONSENT CALENDAR**

MOVED by Councilmember Krasne, seconded by Vice Mayor Gold to remove Items D-6, D-7, D-9, D-10, D-14 and D-15 for discussion and separate vote, approve the remaining items on the City Council consent calendar, and direct that 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 October 7, 2014.
2. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular Meeting of October 7, 2014.

### **Demands Paid**

3. REVIEW OF BUDGETED DEMANDS PAID, report dated September 30 - October 10, 2014.
4. PAYROLL DISBURSEMENT REPORT, report dated October 21, 2014.

### **Other Business**

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

5. AMENDING THE BEVERLY HILLS MUNICIPAL CODE TO INCREASE THE CAMPAIGN CONTRIBUTION LIMIT FOR CANDIDATES WHO ACCEPT THE VOLUNTARY EXPENDITURE LIMIT FOR CITY ELECTIONS. First Reading - For Introduction. Comment: This ordinance increases the individual contribution limit from \$400 to \$450 per contributor or entity if the candidate accepts the voluntary spending limit for elections. The voluntary expenditure limit remains at \$80,000. Contribution limit remains \$125 if the candidate does not accept the spending limit.

#### ***ITEM D-5: INTRODUCED AND READ BY TITLE ONLY; ADVANCE TO THE MEETING OF NOVEMBER 4, 2014 FOR ADOPTION***

6. PROHIBITING TRANSACTIONS IN WHICH COMPENSATION IS PAID FOR THE PURPOSE OF FACILITATING A CHANGE IN THE OCCUPANCY OF A PUBLICLY OWNED PARKING SPACE. Second Reading - For Adoption. Comment: This ordinance prohibits the payment or receipt of compensation (whether monetary, in-kind, or in any other form) for reserving or vacating any public parking space in the City of Beverly Hills, and prohibits the facilitation of such transactions.

Councilmember Mirisch explained that he and Councilmember Brien voted against this item at the previous meeting because they wanted to engage in a dialogue to explore solutions.

MOVED by Vice Mayor Gold, seconded by Councilmember Krasne to adopt Item D-6 as follows:

ORDINANCE OF THE CITY OF BEVERLY HILLS PROHIBITING TRANSACTIONS IN WHICH COMPENSATION IS PAID FOR THE PURPOSE OF FACILITATING A CHANGE IN THE OCCUPANCY OF A PUBLICLY OWNED PARKING SPACE

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

CARRIED

**ITEM D-6: ADOPTED; ORD# 14-O-2666**

7. ADDING SECTION 5-6-604 TO THE BEVERLY HILLS MUNICIPAL CODE TO PROHIBIT THE USE OF UNMANNED AIRCRAFT TO RECORD OR TRANSMIT VISUAL IMAGES OR AUDIO RECORDINGS OF PERSONS OR PRIVATE PROPERTY LOCATED IN THE CITY OF BEVERLY HILLS. Second Reading - For Adoption. Comment: This ordinance generally prohibits the use of private unmanned aircraft (drones) within the City of Beverly Hills to record or transmit any visual image or audio recording of any person or private real property in the City under circumstances where the subject person or owner of the subject property has a reasonable expectation of privacy.

Councilmember Mirisch explained his reason for not supporting the item.

MOVED by Councilmember Krasne, seconded by Vice Mayor Gold to adopt Item D-7 as follows:

ORDINANCE OF THE CITY OF BEVERLY HILLS ADDING SECTION 5-6-604 TO THE BEVERLY HILLS MUNICIPAL CODE TO PROHIBIT THE USE OF UNMANNED AIRCRAFT TO RECORD OR TRANSMIT VISUAL IMAGES OR AUDIO RECORDINGS OF PERSONS OR PRIVATE PROPERTY LOCATED IN THE CITY OF BEVERLY HILLS

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

CARRIED

**ITEM D-7: ADOPTED; ORD# 14-O-2667**

**RESOLUTION:**

8. A. CALLING AND GIVING NOTICE OF THE HOLDING OF A REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2015, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES; B. CONSENTING TO AN ELECTION CONSOLIDATION WITH THE CITY OF LOS ANGELES, INCLUDING THE LOS ANGELES COMMUNITY COLLEGE DISTRICT AND THE LOS ANGELES UNIFIED SCHOOL DISTRICT AND ORDERING THAT THE FOUR (4) SEATS ON THE BOARD OF TRUSTEES OF THE LOS ANGELES COMMUNITY COLLEGE DISTRICT AND THE ONE (1) SEAT ON THE BOARD OF EDUCATION OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT APPEAR ON THE BALLOT OF THE REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2015; C. REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES

TO DIRECT THE COUNTY REGISTRAR/RECORDER TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2015; AND D. ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT THE REGULAR MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2015. Comment: Requests adoption of resolutions relating to the conduct of the March 3, 2015 General Municipal Election.

**ITEM D-8A: ADOPTED; RES# 14-R-13010**

**ITEM D-8B: ADOPTED; RES# 14-R-13011**

**ITEM D-8C: ADOPTED; RES# 14-R-13012**

**ITEM D-8D: ADOPTED; RES# 14-R-13013**

9. APPROVING THE FINAL MAP FOR TRACT NO. 66866 (9876 WILSHIRE BOULEVARD). Comment: This is a request for City Council adoption of findings that Final Tract Map No. 66866 substantially conforms to its vesting tentative tract map and all applicable requirements of the State Subdivision Map Act and the City's subdivision ordinance, and accept dedications of public right-of-way.

Community Development Director Susan Healy Keene and City Attorney Laurence Wiener responded to Councilmember Mirisch's question regarding the limit of time to finalize a tentative tract map. Councilmember Krasne requested clarification on the approval of the subdivided parts of the land.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to adopt Item D-9 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING THE FINAL MAP FOR TRACT NO. 66866 (9876 WILSHIRE BOULEVARD)

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

Noes: None.

Abstain: Councilmember Mirisch.

CARRIED

**APPROVAL OF:**

10. AN AGREEMENT WITH MARTIN & CHAPMAN CO. FOR ELECTION SERVICES AND SUPPLIES FOR THE MARCH 3, 2015 GENERAL ELECTION; AND, APPROVE A PURCHASE ORDER IN THE AMOUNT OF \$90,000 TO MARTIN & CHAPMAN CO. FOR ELECTION SERVICES AND SUPPLIES. Comment: Provides for election services and supplies needed to conduct the General Municipal Election taking place on March 3, 2015.

City Clerk Byron Pope and City Attorney Laurence Wiener responded to Councilmember Krasne's questions regarding the seats included on the ballot and the termination of the contract in the event the election is canceled.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to approve Item D-10 as follows:

AN AGREEMENT WITH MARTIN & CHAPMAN CO. FOR ELECTION SERVICES AND SUPPLIES FOR THE MARCH 3, 2015 GENERAL ELECTION; AND,

APPROVE A PURCHASE ORDER IN THE AMOUNT OF \$90,000 TO MARTIN & CHAPMAN CO. FOR ELECTION SERVICES AND SUPPLIES

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

Noes: None.

CARRIED

***ITEM D-10: APPROVED; AG# 563-14***

11. AMENDMENT NO. 1 TO AN AGREEMENT WITH TRUKSPECT, INC. TO PROVIDE THE CITY OF BEVERLY HILLS WITH HEAVY CONSTRUCTION VEHICLE INSPECTIONS AND RELATED SERVICES; APPROVE AN APPROPRIATION FROM THE GENERAL FUND IN THE AMOUNT OF \$71,000 FOR THESE SERVICES; AND AUTHORIZE A CHANGE ORDER IN THE AMOUNT OF \$71,000 FOR A TOTAL AMOUNT NOT-TO-EXCEED \$120,000 FOR THESE SERVICES. Comment: Appropriation of funds and Amendment No. 1 to Trukspect, Inc. agreement to continue vehicle inspection services for the Trousdale Estates Traffic Management Program.

***ITEM D-11: APPROVED; AG# 564-14***

12. ACCEPTANCE OF THE CONTRACT WORK FOR THE 2012-2013 STREET RESURFACING - VARIOUS LOCATIONS BY ALL AMERICAN ASPHALT, IN THE FINAL AMOUNT OF \$2,824,499.25; AND AUTHORIZATION OF CITY CLERK TO RECORD NOTICE OF COMPLETION. Comment: Staff recommends that the City Council move to accept the described work with All American Asphalt, and authorize the City Clerk to record the Notice of Completion.

***ITEM D-12: APPROVED***

13. ACCEPTANCE OF THE CONTRACT FOR THE "CONSTRUCTION OF EASTSIDE WATER MAIN/HYDRANT REPLACEMENT PROJECT PHASE II WITHIN THE CITY OF BEVERLY HILLS" BY WILLIAMS PIPELINE CONTRACTOR, INC. IN THE FINAL AMOUNT OF \$2,944,546.43; AND AUTHORIZATION OF CITY CLERK TO RECORD NOTICE OF COMPLETION. Comment: Staff recommends that the City Council move to accept the described work with Williams Pipeline Contractor, Inc. and authorize the City Clerk to record the Notice of Completion.

**ITEM D-13: APPROVED**

14. AN APPROPRIATION IN THE AMOUNT OF \$344,500 FROM THE GENERAL FUND FOR THE TROUSDALE ESTATES TRAFFIC MANAGEMENT PROGRAM. Comment: Recommends that City Council move to approve an appropriation of funds in the amount of \$344,500 for the implementation of Trousdale Estates Traffic Management Program.

**ITEM D-14: ITEM NOT DISCUSSED; MOVED TO THE MEETING OF NOVEMBER 4, 2014**

15. APPROPRIATION OF \$440,712 TO FUND HALF OF THE BEVERLY HILLS UNIFIED SCHOOL DISTRICT'S COSTS RELATED TO ITS CAMPUS SECURITY PROGRAM FOR THE 2014/2015 SCHOOL YEAR; AND

AUTHORIZE THE CITY ATTORNEY AND CITY MANAGER TO NEGOTIATE AND EXECUTE A ONE-YEAR AGREEMENT TO PROVIDE THE FUNDING TO THE DISTRICT. Comment: Appropriates funds from the General Fund to pay for half of the school district's costs related to the Campus Security Program for the 2014/2015 school year.

Councilmember Brien expressed his reasons for voting against the item.

MOVED by Vice Mayor Gold, seconded by Mayor Bosse to approve Item D-15 as follows:

APPROPRIATION OF \$440,712 TO FUND HALF OF THE BEVERLY HILLS UNIFIED SCHOOL DISTRICT'S COSTS RELATED TO ITS CAMPUS SECURITY PROGRAM FOR THE 2014/2015 SCHOOL YEAR; AND

AUTHORIZE THE CITY ATTORNEY AND CITY MANAGER TO NEGOTIATE AND EXECUTE A ONE-YEAR AGREEMENT TO PROVIDE THE FUNDING TO THE DISTRICT

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

Noes: Councilmember Brien.

**CARRIED**

**ITEM D-15: APPROVED**

16. VARIOUS CITY PURCHASING AND BUDGET TRANSACTIONS AS DESCRIBED HEREIN: ITEM A: AGREEMENT WITH STEP UP ON SECOND FOR HOMELESS OUTREACH AND STABILIZATION TEAM IN SUPPORT OF CITY'S CHANGING LIVES AND SHARING PLACES ("CLASP") PROGRAM FOR COMMUNITY ASSISTANCE FUNDS; AND, APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF

\$60,000 FOR SERVICES DESCRIBED. Comment: The CLASP team provides outreach, engagement and transitional housing for homeless individuals in Beverly Hills. The HOST agreement extends the continuum of care by providing permanent supportive housing and post-housing services to ensure housing retention.

**ITEM D-16: APPROVED; AG# 565-14**

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

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

CARRIED

**E. PUBLIC HEARING**

**TO SET:**

None

**TO CONSIDER:**

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

1. AN ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE DEVELOPMENT STANDARDS FOR SINGLE FAMILY PROPERTIES IN THE CENTRAL AREA OF THE CITY TO ADDRESS ISSUES RELATED TO BUILDING SCALE AND MASS, AND PARKING. First Reading - For Introduction. Comment: Proposed amendments to the Central Area Single Family Development Standards and recommendation from the Planning Commission to consider future review of the City's Design Review program and Residential Style Guide

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

The report of the Principal Planner and the record of the Community Development Department in this matter area made a part of the record of this hearing.

Principal Planner Michelle McGrath presented a PowerPoint and oral report discussing the purpose of the ordinance, the areas of the central area of the city affected by the ordinance, ordinances adopted in the past to address issues of bulk and mass, the process, proposed amendments on height, side setbacks, landscape standards, parking, the Planning Commission resolution and recommendations. She clarified that all projects in the "pipeline" - pending or already submitted for review - will not be subject to the

amendments. City Attorney Laurence Wiener added that all ministerial projects should have a valid permit prior to the effective date of the ordinance.

Speaking:

1. Hamid Omrani
2. Councilmember Brien read a letter into the record from Hamid Gabbay

Planning Commissioner Craig Corman provided clarifications and answered City Councilmember questions.

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

Ms. McGrath, Senior Planner Ryan Gohlich, and Community Development Director Susan Healy Keene responded to Council questions pertaining to number of bedrooms and square footage, roof, parking and garage, basements, landscaping and fencing, trees in front yard, outreach and public input, lightwells, artificial turf and grass options, setback, mechanical equipment in side yard and noise enclosure, design review and style guide.

Councilmember Mirisch and Brien suggested applying the same standards to the Trousdale and hillside areas.

There were no further questions and comments from Councilmembers.

Council agreed to move forward with the ordinance as amended with the exception of 1 and 2 of Section 11B, and revisions to Sections 5 and 7. Additionally, City Attorney Wiener will incorporate revisions so that pipeline exemptions will apply to ministerial projects for which an application for a building permit has been submitted prior to the effective date of the ordinance and for which a building permit is issued within six months of the effective date of the ordinance.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to introduce and read by title only as amended with the exception of Section 11B, 1 and 2, and revisions to Sections 5 and 7 of the ordinance; advance to the meeting of November 4, 2014 for adoption

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

Noes: None.

CARRIED

**ITEM E-1: INTRODUCED AND READ BY TITLE ONLY AS AMENDED WITH THE EXCEPTION OF SECTION 11B, 1 AND 2, AND REVISIONS TO SECTIONS 5 AND 7 OF THE ORDINANCE; ADVANCE TO THE MEETING OF NOVEMBER 4, 2014 FOR ADOPTION**

**F. CONTINUED AND NEW BUSINESS**

None

**G. COMMISSION SYNOPSIS**

1. CULTURAL HERITAGE COMMISSION - Regular Meeting of July 9, 2014  
CULTURAL HERITAGE COMMISSION - Special Meeting of July 31, 2014  
TRAFFIC & PARKING COMMISSION - Regular Meeting of August 7, 2014  
DESIGN REVIEW COMMISSION - Regular Meeting of September 4, 2014  
TRAFFIC & PARKING COMMISSION - Special Meeting of September 9, 2014  
ARCHITECTURAL COMMISSION - Regular Meeting of September 17, 2014  
PLANNING COMMISSION - Special Meeting of September 29, 2014  
CULTURAL HERITAGE COMMISSION - Special Meeting of September 30, 2014.  
TRAFFIC & PARKING COMMISSION - Regular Meeting of October 2, 2014  
DESIGN REVIEW COMMISSION - Regular Meeting Of October 2, 2014  
ARCHITECTURAL COMMISSION - Special Meeting of October 7, 2014  
CHARITABLE SOLICITATIONS COMMISSION - Regular Meeting of October 8, 2014  
PLANNING COMMISSION - Special Meeting of October 9, 2014

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

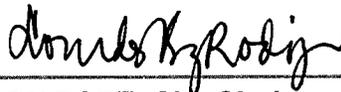
**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor/Chair Bosse, with the consent of the Council, adjourned the meeting at 9:57pm.

PASSED, Approved and Adopted  
this 4<sup>th</sup> day of November 2014

*for*   
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.**