



**CITY OF BEVERLY HILLS
JOINT SPECIAL MEETING OF THE CITY COUNCIL AND PARKING AUTHORITY
MINUTES
June 30, 2015**

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

PLEDGE OF ALLEGIANCE led by incoming Interim Police Chief Dominick Rivetti

A. ROLL CALLS

Present: Krasne, Bosse, Brien, and Gold
Absent: Mirisch

B. PRESENTATIONS

1. RECOGNITION OF RETIRING COMMISSIONER Human Relations Commission - Ilona Sherman

Mayor Gold, along with City Councilmembers present, presented former Human Relations Commissioner Ilona Sherman with a plaque of recognition and gift.

2. STEP-UP RECOGNITION - Julie Gilberg

Mayor Gold, along with the City Council members present, presented a Step-Up recognition certificate to Julie Gilberg for her volunteer work at various El Rodeo School committees and events. The City Council thanked Nancy Cohen for nominating Ms. Gilberg.

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 Bosse 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.

None

3. REPORT FROM THE CITY MANAGER

Interim City Manager Mahdi Aluzri introduced incoming Interim Police Chief Dominick Rivetti, who will begin his service on August 3, 2015. Mayor Gold provided background information on Chief Rivetti's law enforcement career beginning in 1970 when he was a patrol officer with the San Fernando Police, through the present as Chief of the Bureau of Investigation at the Los Angeles County District Attorney's Office where he will be retiring from on August 1, 2015.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

Councilmember Brien announced that the City's new subsidy program for one-on-one garden coaching will begin tomorrow. Residents who apply on the Beverly Hills conservation website will be able to book a coaching session with a Green Gardens Group Guru for \$50, a \$225 value subsidized by the City.

Mayor Gold reported that he attended the U.S. Conference of Mayors annual meeting last week in San Francisco, where each mayor was given an iPad mini which he subsequently donated to Step Up on Second for use by the CLASP Homeless Outreach Team with the help of Human Services Administrator James Latta.

PARKING AUTHORITY CONSENT CALENDAR

- D. FISCAL IMPACT REPORT**

MOVED by Director Bosse, seconded by Director Brien to remove Item D-2 for discussion, put back on the agenda and approve all items on the Parking Authority consent calendar by reference

Minutes

1. CONSIDERATION OF THE MINUTES of the Parking Authority meeting of June 8, 2015.

Other Business

APPROVAL OF:

2. OFFICE LEASE AND MEMORANDUM OF LEASE BY AND BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND WANDA BEVERLY HILLS PROPERTIES, LLC. Comment: The lease is for office space in the City-owned Beverly/Canon building at 439 N. Canon Drive, Suite 207. The lease is for a period of five (5) years at \$4.00/square foot monthly.

Deputy City Manager/Director of Capital Assets David Lightner responded to Councilmember Krasne's questions pertaining to tenant improvement costs.

ITEM D-2: APPROVED; AG# PA-15-52; AG# PA-15-53

3. OFFICE LEASE AND MEMORANDUM OF LEASE BY AND BETWEEN THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS AND DANIEL MALTZMAN. Comment: This lease agreement is for the balance of the office space at 439 N. Canon Drive, formerly a part of Suite 207. The space will be demised to create two leasable areas and Mr. Maltzman will office in the interior portion of the space. The lease term is five years at a rate of \$1.50/sf monthly. There are no tenant improvements, broker commissions or free rent for this deal.

ITEM D-2: APPROVED; AG# PA-15-54; AG# PA-15-55

Vote on the Parking Authority Consent Calendar:

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

CARRIED

E. CITY COUNCIL CONSENT CALENDAR

FISCAL IMPACT REPORT

MOVED by Councilmember Brien, seconded by Councilmember Bosse to remove Item E-20 for discussion and separate vote, remove Item E-22B from the agenda, approve the remaining items on the City Council consent calendar by reference, and direct that the appropriate accounts be charged on Items D-4 and D-5

Minutes

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Study Session of June 8, 2015.
2. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Study Session of June 16, 2015.
3. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular Meeting of June 16, 2015.

Demands Paid

4. REVIEW OF BUDGETED DEMANDS PAID, report dated June 6 - June 19, 2015.
5. PAYROLL DISBURSEMENT REPORT, report dated June 30, 2015.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS

None

RESOLUTION:

6. APPOINTING DOMINICK J. RIVETTI AS INTERIM POLICE CHIEF. Comment: This resolution appoints Dominick J. Rivetti, former Police Chief of the City of San Fernando and retiring Chief of the District Attorney's Bureau of Investigation as the Interim Police Chief of the City of Beverly Hills while the City conducts a national search for a new permanent Chief of Police.

ITEM E-6: ADOPTED; RES# 15-R-13043

APPROVAL OF:

7. TRAFFIC AND PARKING COMMISSION APPOINTMENTS (NOOSHIN MESHKATY AND JAY SOLNIT). Comment: Appoints Nooshin Meshkaty and Jay Solnit to the Traffic and Parking Commission for an initial two-year term each.

ITEM E-7: APPROVED

8. BEVERLY HILLS INTERNATIONAL MUSIC FESTIVAL CO-SPONSORSHIP REQUEST. Comment: Request from the Beverly Hills International Music Festival for the City to co-sponsor two concerts at Greystone Estate on August 4 and 5, 2015 as part of their 12th Annual Music Festival.

ITEM E-8: APPROVED

9. ADOPTION OF THE STATEMENT OF INVESTMENT POLICY FOR FISCAL YEAR 2015/16. Comment: Transmits the Treasurer's Fiscal Year 2015/2016 Investment Policy to the City Council.

ITEM E-9: APPROVED

10. RECOMMENDATION TO WITHDRAW FROM THE LOS ANGELES REGIONAL INTEROPERABLE COMMUNICATIONS SYSTEM (LA-RICS) JOINT POWERS AUTHORITY. Comment: Withdrawal from the LA-RICS JPA before November 24, 2015 will allow the City to end its membership in this regional project at no cost.

ITEM E-10: APPROVED

11. A FUNDING AGREEMENT BY AND BETWEEN THE CITY OF BEVERLY HILLS AND THE BEVERLY HILLS CHAMBER OF COMMERCE AND CIVIC ASSOCIATION FOR BUSINESS ATTRACTION AND RETENTION SERVICES FOR FISCAL YEAR 2015-2016; AND APPROVAL OF A PURCHASE ORDER IN A NOT-TO-EXCEED AMOUNT OF \$345,000 TO THE BEVERLY HILLS CHAMBER OF COMMERCE AND CIVIC ASSOCIATION FOR THESE SERVICES. Comment: This is a funding agreement between the City and the Beverly Hills Chamber of Commerce for business outreach and retention services for FY 2015-16. The City Council is also asked to approve a purchase order in a not-to-exceed amount of \$345,000 for these services.

ITEM E-11: APPROVED; AG# 296-15

12. AN AGREEMENT BY AND BETWEEN THE CITY OF BEVERLY HILLS AND RODEO DRIVE, INC. FOR 2015-2016 MARKETING AND SPECIAL EVENTS; AND APPROVAL OF A PURCHASE ORDER IN A NOT-TO-EXCEED AMOUNT OF \$1,000,000 TO RODEO DRIVE, INC. FOR THESE SERVICES. Comment: This agreement provides funding to Rodeo Drive, Inc. for marketing and special events for the fiscal year. In addition, the City Council is requested to authorize a purchase order in the amount of \$1,000,000 to Rodeo Drive, Inc. for these services.

ITEM E-12: APPROVED; AG# 297-15

13. INTERIM FUNDING AGREEMENT WITH THE BEVERLY HILLS CONFERENCE AND VISITORS BUREAU FOR PROMOTION OF THE CITY FOR FISCAL YEAR 2015-2016; AND APPROVAL OF A PURCHASE ORDER IN A NOT-TO-EXCEED AMOUNT OF \$1,003,536 TO THE BEVERLY HILLS CONFERENCE AND VISITORS BUREAU FOR THESE SERVICES. Comment: This interim agreement between the City and CVB provides funding for July through September for promotional services in a not-to-exceed amount of \$1,003,536. In addition, Council is requested to authorize a purchase order in the amount of \$1,003,536 for these services.

ITEM E-13: APPROVED; AG# 298-15

14. AGREEMENT WITH TOP DOG POLICE K-9 TRAINING AND CONSULTING FOR PROVIDING BASIC POLICE SERVICE DOG PROFICIENCY MAINTENANCE TRAINING WHICH MEETS OR EXCEEDS POLICE OFFICER STANDARDS AND TRAINING (P.O.S.T) STANDARDS. Comment: Contract for Police Canine training and consulting in the total not to exceed amount of \$90,000.00 over a three year period.

ITEM E-14: APPROVED; AG# 299-15

15. AGREEMENT WITH AK SOCCER ACADEMY FOR YOUTH SOCCER CAMPS AND CLASS INSTRUCTION SERVICES THROUGH THE CITY'S COMMUNITY SERVICES DEPARTMENT; AND APPROVAL TO ISSUE A BLANKET PURCHASE ORDER FOR A NOT-TO-EXCEED AMOUNT OF \$60,000 FOR THE SERVICES DESCRIBED ABOVE. Comment: Staff recommends City Council approve a one year agreement with option for two additional one-year extensions; and approval of a Blanket Purchase Order for vendor to conduct youth sports camp and class instruction at City and School District facilities for a not-to-exceed amount of \$60,000.

ITEM E-15: APPROVED; AG# 300-15

16. AN AGREEMENT WITH STAR, INC. FOR AFTER SCHOOL AND SUMMER CLASS INSTRUCTION SERVICES THROUGH THE CITY'S DEPARTMENT OF COMMUNITY SERVICES; AND, APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$270,000 FOR THE SERVICES DESCRIBED. Comment: Staff recommends that City Council approve the agreement and purchase order with STAR, Inc., for one year of service. Expense is offset by revenue.

ITEM E-16: APPROVED; AG# 301-15

17. AMENDMENT NO. 1 TO THE AGREEMENT WITH G3LA, LLC DBA G3, GREEN GARDENS GROUP FOR OUTDOOR WATER CONSERVATION PROGRAM SUPPORT; AND APPROVAL OF A CHANGE PURCHASE ORDER FOR \$16,875 FOR A TOTAL NOT-TO-EXCEED PURCHASE ORDER OF \$57,125. Comment: Staff seeks City Council approval on an amendment and change purchase order with Green Gardens Group to provide professional services related to implementing the City's landscape coaching program and for any additional on-call services.

ITEM E-17: APPROVED; AG# 302-15

18. AMENDMENT NO. 2 TO AN AGREEMENT WITH CORDOBA CORPORATION FOR ENGINEERING SUPPORT SERVICES ASSOCIATED WITH THE IMPLEMENTATION OF THE WESTSIDE SUBWAY EXTENSION; AND APPROVAL OF AN APPROPRIATION OF \$2,256,539.34 FROM THE GENERAL FUND; AND APPROVAL OF A PURCHASE ORDER TO CORDOBA CORPORATION FOR SUPPORT SERVICES IN THE AMOUNT OF \$2,256,539.34. Comment: Approval of an amendment to the agreement between the City of Beverly Hills and Cordoba Corporation to provide engineering support services for the implementation of the Westside Subway Extension by the Los Angeles County Metropolitan Transportation Authority. The City will be reimbursed by the Los Angeles County Metropolitan Transportation Authority for the cost of services associated with the subway project.

ITEM E-18: APPROVED; AG# 303-15

19. AMENDMENT NO. 1 TO AN AGREEMENT WITH THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY, AND ENVIRONMENTAL SCIENCE ASSOCIATES, INC. FOR INDEPENDENT COMPLIANCE MONITORING SERVICES FOR THE UTILITY RELOCATION PHASE OF THE LA CIENEGA STATION CONSTRUCTION, SEGMENT 1 OF THE PURPLE LINE EXTENSION PROJECT; AND APPROVAL OF AN APPROPRIATION OF \$312,445.60 FROM THE GENERAL FUND; AND APPROVAL OF A PURCHASE ORDER TO ENVIRONMENTAL SCIENCE ASSOCIATES, INC. FOR COMPLIANCE MONITORING SERVICES IN THE AMOUNT OF \$312,445.60. Comment: This amendment provides for continuation of on-site monitoring of utility relocation construction to ensure compliance with the conditions and required mitigation measures outlined in the Memorandum of Agreement between the City and Metro. The City will be reimbursed by the Los Angeles County Metropolitan Transportation Authority for the cost of services associated with the subway project.

ITEM E-19: APPROVED; AG# 304-15

20. THE AWARD OF CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, JASPER CONSTRUCTION FOR THE BEVERLY CANON GARDENS STAIR AND WALKWAY RENOVATION PROJECT; AND APPROVING PLANS AND SPECIFICATIONS THEREFOR; AND APPROVAL OF PURCHASE ORDERS TO JASPER CONSTRUCTION IN THE TOTAL AMOUNT OF \$117,500 FOR THE CONTRACT WORK. Comment: Recommends the award of contract for the stair and walkway renovation work at the Beverly Canon Gardens. Renovation work will improve pedestrian access between the Gardens Building and the Montage Hotel.

Interim City Manager Mahdi Aluzri and Director of Project Administration Alan Schneider responded to Councilmember Krasne's questions regarding the renovations.

MOVED by Councilmember Brien, seconded by Councilmember Bosse to approve Item E-20 as follows:

THE AWARD OF CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, JASPER CONSTRUCTION FOR THE BEVERLY CANON GARDENS STAIR AND WALKWAY RENOVATION PROJECT; AND APPROVING PLANS AND SPECIFICATIONS THEREFOR; AND APPROVAL OF PURCHASE ORDERS TO JASPER CONSTRUCTION IN THE TOTAL AMOUNT OF \$117,500 FOR THE CONTRACT WORK

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

Noes: None.

Absent: Vice Mayor Mirisch.

CARRIED

ITEM E-20: APPROVED; AG# 305-15

21. ACCEPTANCE OF CONTRACT WORK FOR THE ROXBURY PARK PLAYGROUND RENOVATION PROJECT BY C.S. LEGACY CONSTRUCTION, INC., IN THE FINAL CONTRACT AMOUNT OF \$1,065,625.79. Comment: Recommends the acceptance of the contract work and authorization to file the Notice of Completion with the County Recorder.

ITEM E-21: APPROVED

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

ITEM A: AGREEMENT WITH JEWISH FAMILY SERVICE FOR COMMUNITY ASSISTANCE FUNDS, AND; APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$225,000 FOR CONTINUATION OF SERVICES DESCRIBED. Comment: Provides funding for the operation of the Senior Care Management program and Home Care Support/Emergency Purchase of Services.

ITEM E-22A: APPROVED; AG# 306-15

ITEM B: AN AGREEMENT WITH OFFICE DEPOT, INC. TO PROVIDE OFFICE SUPPLIES CITYWIDE; AND, APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$150,000 PER YEAR FOR THE SERVICES DESCRIBED. Comment: This is an agreement with Office Depot, Inc. to provide office supplies to the City of Beverly Hills. The amount of the purchase order requested is \$150,000 per fiscal year and the agreement's term is for three years with two optional one-year extensions.

ITEM E-22B: REMOVED

ITEM C: AGREEMENT WITH THE MAPLE COUNSELING CENTER FOR COMMUNITY ASSISTANCE FUNDS FOR COMMUNITY MENTAL HEALTH SERVICES, AND; APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$120,500 FOR SERVICES DESCRIBED. Comment: TMCC provides local access to affordable mental health services.

ITEM E-22C: APPROVED; AG# 307-15

ITEM D: AGREEMENT WITH CINTAS CORPORATION #426 FOR RENTAL SERVICE OF UNIFORM, LINENS AND MATS; AND, APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$106,000 PER YEAR FOR THE SERVICES DESCRIBED. Comment: Approval of an agreement with Cintas Corporation #426 for \$106,000 per year to provide the City of Beverly Hills with uniform, linens and mat rentals. This agreement is for three years with two optional one-year extensions.

ITEM E-22D: APPROVED; AG# 308-15

ITEM E: AGREEMENT WITH PEOPLE ASSISTING THE HOMELESS (P.A.T.H.) FOR COMMUNITY ASSISTANCE FUNDS, AND; APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$95,000 FOR CONTINUATION OF SERVICES DESCRIBED. Comment: PATH services complement the City's CLASP program by ensuring that transitional housing is available for a homeless individual who chooses to consider an option to life on the street.

ITEM E-22E: APPROVED; AG# 309-15

ITEM F: 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-22F: APPROVED; AG# 310-15

ITEM G: AGREEMENT WITH WESTSIDE FOOD BANK FOR COMMUNITY ASSISTANCE FUNDS, AND; APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$90,000 FOR CONTINUATION OF SERVICES DESCRIBED. Comment: The Westside Food Bank provides food to seventy member agencies within the region that in turn distribute the donations to low income individuals and families on the Westside.

ITEM E-22G: APPROVED; AG# 311-15

ITEM H: 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 CONTINUATION OF 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 E-22H: APPROVED; AG# 312-15

Vote on the City Council Consent Calendar:

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

CARRIED

F. PUBLIC HEARING

TO SET:

None

TO CONSIDER:

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

1. A. AN ORDINANCE OF THE CITY OF BEVERLY HILLS ESTABLISHING REGULATIONS ON THE USE OF HEAVY TRUCKS IN THE TROUSDALE ESTATES AREA. First Reading - For Introduction. Comment: The proposed ordinance and resolution will establish heavy truck regulations in connection with building permits issued for construction in the Trousdale Estates area. The established fee includes a \$160 fee administered to construction development permits in the Trousdale Estates Area and a \$252.20 vehicle inspection fee per inspection.

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 E-Government Manager and the record of the Community Development Department in this matter are made a part of the record of this hearing.

Assistant Director of Community Development Raj Patel introduced E-Government Manager Jesse De Anda who presented a PowerPoint and oral report discussing the proposed schedule for the adoption of the ordinance and resolution, the staff recommendation, the proposed ordinance, traffic management plan, construction parking restrictions, heavy vehicle regulations, over-sized heavy vehicle requirements, remedies, and proposed vehicle inspection and implementation fees.

Speaking:

1. Frieda Berlin

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

Mr. De Anda, Interim City Manager Mahdi Aluzri, and City Attorney Laurence Wiener responded to Council inquiries regarding special needs issues, implementation time, fees, vehicle inspections, criteria to evaluate existing measures, reasons for stop orders, visibility of permits/decals, and stop order and remediation for rule violators.

There were no further questions or comments from Councilmembers.

MOVED by Councilmember Krasne, seconded by Councilmember Bosse to introduce and read by title only, advance to the meeting of July 21, 2015 for adoption, Ordinance F-1A as follows:

AN ORDINANCE OF THE CITY OF BEVERLY HILLS ESTABLISHING REGULATIONS ON THE USE OF HEAVY TRUCKS IN THE TROUSDALE ESTATES AREA

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

Noes: None.
Absent: Vice Mayor Mirisch.

CARRIED

ITEM F-1A: INTRODUCED AND READ BY TITLE ONLY; ADVANCE TO THE MEETING OF JULY 21, 2015 FOR ADOPTION

B. A RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE COMPREHENSIVE SCHEDULE OF TAXES, FEES & CHARGES TO ESTABLISH BUILDING PERMIT FEES FOR THE USE OF HEAVY TRUCKS IN THE TROUSDALE ESTATES AREA FOR THE FISCAL YEAR 2015/2016.

MOVED by Councilmember Bosse, seconded by Councilmember Krasne to adopt Resolution F-1B as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE COMPREHENSIVE SCHEDULE OF TAXES, FEES & CHARGES TO ESTABLISH BUILDING PERMIT FEES FOR THE USE OF HEAVY TRUCKS IN THE TROUSDALE ESTATES AREA FOR THE FISCAL YEAR 2015/2016

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

CARRIED

ITEM F-1B: ADOPTED; RES# 15-R-13044

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

2. PROPOSED ORDER OF CITY MANAGER TO IMPLEMENT A FURTHER WATER CONSERVATION MEASURE TO PROHIBIT ISSUANCE OF BUILDING PERMITS FOR SWIMMING POOLS UNLESS EQUIVALENT WATER USAGE IS OFFSET. Comment: This item concerns the City Manager's proposed order to implement further water conservation under 9-4-307 BHMC by prohibiting issuance of building permits for swimming pools unless the applicant can provide evidence of an equivalent offset of the water usage required to fill the pool.

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 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.

Director of Community Development Susan Healy Keene presented the staff report, providing a timeline of the events leading to the presentation of the item.

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

Council Liaison Councilmember Brien reported on the discussions that he and fellow liaison Vice Mayor Mirisch had with the Public Works Commission liaisons during their meeting. He expressed the Council liaisons' support of the proposal.

Ms. Healy Keene, Assistant Director of Public Works Services/Infrastructure and Field Operations Trish Rhay, and City Attorney Laurence Wiener answered City Council questions pertaining to the pool cover requirement, reason behind proposal of one year instead of three years, calculation of payment, average percentage of household savings with the use of water efficient appliances, average daily consumption of household of four people, Proposition 218 limitations on charges, and estimate of costs and payment.

There were no further questions or comments from Councilmembers.

MOVED by Councilmember Brien, seconded by Councilmember Bosse to approve Item F-2 as follows:

PROPOSED ORDER OF CITY MANAGER TO IMPLEMENT A FURTHER WATER CONSERVATION MEASURE TO PROHIBIT ISSUANCE OF BUILDING PERMITS FOR SWIMMING POOLS UNLESS EQUIVALENT WATER USAGE IS OFFSET

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

Noes: None.

Absent: Vice Mayor Mirisch.

CARRIED

ITEM F-2: APPROVED

G. CONTINUED AND NEW BUSINESS

1. ALLOCATION OF FY 2013/14 YEAR-END GENERAL FUND AVAILABLE FUND BALANCE. Comment: It is recommended that the City Council consider the appropriation/reservation of year-end FY2013/14 available General Fund balance.

Budget and Revenue Officer Don Harrison presented a PowerPoint and staff report discussing the year end turnout for FY 2013-2014, available fund balance, recommended allocations, recommended uses for surplus, and a recap of the recommendations. Mayor Gold announced that there have been two Infrastructure Committee meetings, one Information Technology Committee meeting, and there is an upcoming Finance Committee meeting all aimed at discussing long-range needs, which will be expected to end by the end of the year or sooner.

Speaking:

1. Public Works Commissioner Jerrold Felsenthal

Councilmember Krasne expressed preference to put the additional money on the water enterprise fund, Coldwater Water Canyon reservoir, and cooling towers. Councilmember Bosse agreed with Public Works Commissioner Felsenthal to explore generating income from City assets that are dormant and increasing emergency water storage. Mayor Gold and Chief Financial Officer/Director of Administrative Services Don Rhoads answered Councilmember Bosse's question regarding the projects being proposed in the City. Councilmember Bosse supported putting extra money on all items on the list except the Greystone Theatre restoration donation match, with the priority on water conservation and storage.

Councilmember Brien asked why the Civic Center cooling tower replacement project is included on this list instead of the CIP list. He suggested that in the future, CIP projects should remain on the CIP list. He indicated that the Beverly Gardens restoration is not on his priority list. He also indicated support for Commissioner Felsenthal's ideas and expressed confidence that there will be plenty of leftover money for water conservation after allocating money on the list.

Mayor Gold read a portion of the letter submitted by Public Works Commission Chair Ron Shalowitz into the record. Mayor Gold also agreed with Commissioner Felsenthal's suggestions and supported all items on the list.

MOVED by Councilmember Brien, seconded by Councilmember Bosse to approve Item G-1 as follows:

ALLOCATION OF FY 2013/14 YEAR-END GENERAL FUND AVAILABLE
FUND BALANCE

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

Noes: None.

Absent: Vice Mayor Mirisch.

CARRIED

ITEM G-1: APPROVED

2. AGREEMENT BETWEEN THE CITY OF BEVERLY HILLS AND MYDATT, INC., DBA BLOCK BY BLOCK FOR SAFETY AND HOSPITALITY AMBASSADOR SERVICES; AND APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$499,067.79 FOR AMBASSADOR SERVICES. Comment: Provides funding for twenty-one hour Ambassador services from 7:00 am - 4 am with option to include twenty-four hour staffing for a total cost of \$578,685.28.

Human Services Administrator Jim Latta presented a brief background on the item and introduced new Beverly Hills Ambassador Program Operations Manager Kris Zagya. He

invited Block by Block Regional Vice President Scott Randall to discuss the difference between 21-hour deployment and 24-hour deployment.

Councilmember Krasne indicated her preference for the 21-hour deployment with a start time of 5am or 5:30am. Councilmember Bosse commented that the hours from 4-7am should be covered to provide safety to residents who do their walks early in the morning. She supported the 24-hour deployment. Councilmember Brien supported starting with the 21-hour deployment during the trial period and evaluating the need for 24-hour coverage if necessary. Interim City Manager Mahdi Aluzri suggested that the City concentrate its resources on the early evening hours and not start the coverage earlier. Council agreed to approve the 21-hour coverage.

MOVED by Councilmember Brien, seconded by Bosse to approve Agreement G-2 as follows:

AGREEMENT BETWEEN THE CITY OF BEVERLY HILLS AND MYDATT, INC., DBA BLOCK BY BLOCK FOR SAFETY AND HOSPITALITY AMBASSADOR SERVICES; AND APPROVAL TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$499,067.79 FOR AMBASSADOR SERVICES

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

CARRIED

ITEM G-2: APPROVED; AG# 313-15

3. A. RECOMMENDATION TO INCREASE WATER USE RATES FOR FY15-16 DUE TO ONGOING CONSERVATION EFFORTS. Comment: This report transmits an update on the City's water rate study given mandatory conservation efforts and seeks City Council approval to move forward with the public noticing and hearing process related to two water rate increases of 5% each.

Assistant Director of Public Works Services/Infrastructure and Field Operations Trish Rhay presented a PowerPoint and staff report providing background information on the need, potential risks and impacts, action plan, rate vs. penalty, interim water rates (Action Item #1), advantages and disadvantages such as revenue loss, cost increases, interim rate increases, and implementation schedule.

Council Liaison Councilmember Brien noted that he and co-liaison Vice Mayor Mirisch agreed upon this temporary increase as an interim step until the new tier system is adopted in February.

Ms. Rhay responded to Council questions regarding the tier pricing and size of property, and water consumption per person. Councilmember Brien requested staff to explain on

the notices going out to residents that the water bills will be low despite the increase in water rates.

City Attorney Laurence Wiener explained that the Council motion tonight will put the process to increase water rates in place and there will be a public hearing before the rates are actually increased.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to approve Item G-3A as follows:

RECOMMENDATION TO INCREASE WATER USE RATES FOR FY15-16
DUE TO ONGOING CONSERVATION EFFORTS

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

CARRIED

ITEM G-3A: APPROVED

B. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS ESTABLISHING A PENALTY SURCHARGE FOR WATER USAGE CONTRARY TO THE PROVISIONS OF THE STAGE D WATER CONSERVATION MEASURES. Comment: This report transmits an update on the City's water rate study given mandatory conservation efforts and seeks City Council approval to move forward with the public noticing and hearing process related to two water rate increases of 5% each.

Assistant Director of Public Works Services/Infrastructure and Field Operations Trish Rhay continued her presentation, discussing the risk costs, risk cost assessment, penalty surcharges, and schedule/timeline.

Council Liaison Councilmember Brien explained how he and co-liaison Vice Mayor Mirisch came up with the penalty surcharges. He asked staff to explain to residents their consumption in 2013 and 2014, and what their target should be for 2015.

Ms. Rhay answered Council questions pertaining to why 2013 was chosen, the basis for penalties, and whether there was a consideration for an extraordinary or exorbitant use of water.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to adopt Resolution G-3B as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS
ESTABLISHING A PENALTY SURCHARGE FOR WATER USAGE
CONTRARY TO THE PROVISIONS OF THE STAGE D WATER
CONSERVATION MEASURES

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

CARRIED

ITEM G-3B: ADOPTED; RES# 15-R-13045

C. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS ESTABLISHING AN APPEAL PROCEDURE FOR PENALTY SURCHARGES FOR WATER USAGE CONTRARY TO THE PROVISIONS OF THE STAGE D WATER CONSERVATION MEASURES. Comment: This resolution will supersede the guidelines and procedures outlined in Resolution 09-R-12672 related to the water penalty surcharge appeals process. Comment: This report transmits an update on the City's water rate study given mandatory conservation efforts and seeks City Council approval to move forward with the public noticing and hearing process related to two water rate increases of 5% each.

Senior Management Analyst Michelle Tse presented a PowerPoint and staff report providing information on the appeals process, summary of level 1 review, pre-identified conditions, level 2 appeals review, and next steps that will be taken.

Council Liaison Councilmember Brien acknowledged Public Works Commissioners Jeff Wolfe and Jerrold Felsenthal, and the entire Public Works Commission (PWC) for their work.

The other Councilmembers thanked the liaisons, the PWC and staff. Mayor Gold pointed out that there will be a proactive process that residents can access to help them avoid surcharges, and contact information will be provided to the public as the process unfolds. He suggested that guidelines be developed on how the appeals hearing officer will be selected.

City Attorney Laurence Wiener clarified that the resolution will be amended to show the effective date of August 1, 2015 rather than immediately.

MOVED by Councilmember Brien, seconded by Councilmember Bosse to adopt Resolution G-3C as amended as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS
ESTABLISHING AN APPEAL PROCEDURE FOR PENALTY
SURCHARGES FOR WATER USAGE CONTRARY TO THE PROVISIONS
OF THE STAGE D WATER CONSERVATION MEASURES

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

CARRIED

ITEM G-3C: ADOPTED AS AMENDED; RES# 15-R-13046

H. COMMISSION SYNOPSIS

1. RECREATION AND PARKS COMMISSION - Special Meeting of June 1, 2015
PLANNING COMMISSION - Regular Meeting of June 11, 2015
PUBLIC WORKS COMMISSION - Regular Meeting of June 11, 2015
HUMAN RELATIONS COMMISSION - Regular Meeting of June 18, 2015

ITEM H-1: NO ACTION TAKEN

I. OTHER BUSINESS

None

J. ADJOURNMENT

The next City Council Meeting will be held on July 21, 2015.

There being no further business, Mayor/Chair Gold, with the consent of the Council/Parking Authority, adjourned the meeting at 10:21pm.

PASSED, Approved and Adopted
this 21st day of July, 2015


BYRON POPE, City Clerk/Secretary

JULIAN A. GOLD, M.D., MAYOR/CHAIR

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