



**CITY OF BEVERLY HILLS
CITY COUNCIL
ADJOURNED REGULAR MEETING
February 19, 2008**

The Adjourned Regular Meeting of the City Council of Beverly Hills was held in the Council Chambers at 7:00 p.m.

PLEDGE OF ALLEGIANCE

A. ROLL CALL

Present: Councilmember Krasne, Councilmember Fenton,
Councilmember Briskman, Vice Mayor Brucker, and Mayor
Delshad
Absent: None

B. PRESENTATIONS

None

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 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.)

None

2. AUDIENCE COMMENTS. Any person wishing to address the City Council 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 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 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. Peyman Pedram spoke about the Design Review Commission process.
2. Larry Larson asked questions of Mayor Delshad, and requested the Mayor recuse himself from voting on the Beverly Hilton project.
3. Darian Bojeaux also requested the Mayor recuse himself from voting on the Beverly Hilton project.
4. Mario Duron commented on the way celebrities and the paparazzi are handled by the police.
5. Joe Hirt spoke about a request for the Mayor to produce receipts.
6. Thomas White, Chairman of the Municipal League of Beverly Hills, requested the Mayor make disclosures regarding the Beverly Hilton Hotel.
7. Ruth Kraft questioned why the Mayor is not answering the North Homeowner's Association's questions.

Mayor Delshad indicated information is available on Form 700 that has been filed.

3. REPORT FROM THE CITY MANAGER

- Award of California State Office of Homeland Security Grant to City for Implementation of the Unified Network of Interoperable Technology Enhancements (UNITE) Project

City Manager Roderick Wood announced the City of Beverly Hills is about to receive an \$893,000 Congressional Grant and a \$200,000 grant from the California Office of Homeland Security for the UNITE project. Mr. Wood explained how the grants would be used and acknowledged the commitment the City is receiving from the Federal and State agencies involved in Homeland Security.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

- Did you know? :
Health Tips from the Health and Safety Commission

Councilmember Briskman spoke about the mission of the recently formed Health & Safety Commission, and made a report on health guidelines to help the community protect themselves from staph infections.

Vice Mayor Brucker reported the City of Beverly Hills is still reviewing options

on the Olympic West/Pico East Initiative sponsored by Mayor Antonio Villaraigosa from the City of Los Angeles and has not made a decision at this time. Mr. Brucker explained what the City is currently evaluating and noted whatever the City of Los Angeles decides to do will not affect Beverly Hills without the Beverly Hills City Council approving a change.

Following a comment by Vice Mayor Brucker, the Council directed staff to work with the Traffic and Parking Commission to look at the area around Beverly Hills High School near the proposed SunCal property to explore traffic mitigation opportunities.

D. PUBLIC HEARING

TO SET:

1. AN APPEAL FROM THE DECISION OF THE HEARING OFFICER UPHOLDING AN ASSESSMENT FOR UNPAID BUSINESS TAXES, PENALTIES AND INTEREST FOR NRT, INC. (COLDWELL BANKER RESIDENTIAL BROKERAGE COMPANY) ON REMAND FROM CITY COUNCIL APPEAL. Comment: The Assistant Director of Administrative Services - Finance issued a decision upholding the assessment for unpaid business taxes, penalties and interest for NRT, Inc. (Coldwell Banker) in the amount of \$1,059,377.77. NRT, Inc. has filed an appeal objecting to the amount of the assessment. Staff recommends this matter be re-set, from the adjourned regular meeting of March 4, 2008 at 7:00pm to the regular meeting of Tuesday, April 1, 2008 at 7:00 p.m., to allow the parties further opportunity to attempt to resolve the matter.

By order of the Chair, the matter was reset for Tuesday, May 6, 2008 at 7:00 p.m.

ITEM D-1: BY ORDER OF THE CHAIR, MATTER IS RE-SET TO TUESDAY, MAY 6, 2008 AT 7:00 P.M.

TO CONSIDER:

None

E. CONTINUED AND NEW BUSINESS

None

F. CONSENT CALENDAR

MOVED by Vice Mayor Brucker, seconded by Councilmember Krasne to remove Item F-8C from the Consent Calendar, recuse Councilmember Fenton from voting on Item F-4, and direct that the appropriate accounts be charged on Items F-1 and F-2.

Minutes

None

Demands Paid

1. REVIEW OF BUDGETED DEMANDS PAID, report dated January 28 - February 7, 2008.
2. PAYROLL DISBURSEMENT REPORT, report dated February 19, 2008.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

None

RESOLUTIONS APPROVING:

3. ACCEPTING A GRANT AWARDED BY THE STATE OFFICE OF HOMELAND SECURITY AND APPROPRIATING FUNDS IN THE AMOUNT OF \$200,000 FOR THE FURTHER IMPLEMENTATION OF THE UNITE PROGRAM. Comment: The OHS has awarded the City an Urban Area Security Initiative (UASI) allocation in the amount of \$200,000 to purchase Automated License Plate Recognition (ALPR) equipment.

ITEM F-3: ADOPTED RES#08-R-12483

4. ADOPTION OF THE MEMORANDUM OF UNDERSTANDING WITH THE POLICE OFFICERS ASSOCIATION AND IMPLEMENTATION OF THE COMPENSATION PLAN FOR SWORN NON-MANAGEMENT POLICE EMPLOYEES; AND FOR PAYING AND REPORTING TO THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS FOR POLICE SAFETY EMPLOYEES IN THE POLICE OFFICERS' ASSOCIATION. Comment: This Memorandum of Understanding includes the implementation of the new PERS-on-PERS benefit for sworn police employees in the POA and costs the City approximately \$2,370,008 for the four year MOU.

Councilmember Fenton recused himself from this item stating his wife's company represents the Police Officer's Association.

ITEM F-4: APPROVED AG#46-08; ADOPTED RES#08-R-12484

5. AUTHORIZING AND DIRECTING THE CITY CLERK TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS PURSUANT TO THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA

(ADMINISTRATIVE SERVICES - CUSTOMER SERVICE, CITY CLERK, COMMUNITY DEVELOPMENT - PLANNING AND TRANSPORTATION DEPARTMENTS). Comment: Authorizes destruction of certain records that comply with the records retention schedules of the designated departments.

ITEM F-5: ADOPTED RES#08-R-12485

6. ACCEPTING A DONATION OF \$9,200 FROM THE SANTA CLARITA COMMUNITY COLLEGE DISTRICT FOR THE D.A.R.E. PROGRAM AND APPROPRIATING FUNDS FOR USE BY THE D.A.R.E. PROGRAM. Comment: The Santa Clarita Community College District has presented this donation for the Police Department's D.A.R.E. program.

ITEM F-6: ADOPTED RES#08-R-12486

7. ACCEPTING A DONATION OF \$17,600 FROM PROJECT ANGEL FOOD FOR POLICE BICYCLE EQUIPMENT AND APPROPRIATING FUNDS FOR PURCHASE OF THIS EQUIPMENT. Comment: Project Angel Food has presented this donation to the City for purchase of police bicycle equipment.

ITEM F-7: ADOPTED RES#08-R-12487

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

ITEM A AMENDMENT NO. 1 TO AN AGREEMENT WITH JLEE ENGINEERING, INC. FOR PLAN REVIEW AND OTHER AS-NEEDED CONSULTING SERVICES; AND,

APPROVE A CHANGE ORDER IN THE AMOUNT OF \$150,000 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$200,000. Comment: This request is to amend an existing agreement to increase the maximum amount from \$50,000 to \$200,000. This change will enable staff the flexibility of using this consultant instead of one that currently has an agreement with the city. Additional funding is not being requested.

ITEM F-8A: APPROVED AG#47-08

ITEM B AMENDMENT NO. 1 TO AN AGREEMENT WITH TRC SOLUTIONS, INC. FOR SECURITY CONSULTING SERVICES RELATED TO THE BEVERLY HILLS LIBRARY AND POLICE FACILITY; AND,

APPROVE A CHANGE ORDER IN THE AMOUNT OF \$20,355 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$70,075. Comment: Requests approval of an amendment to the agreement with TRC Solutions, Inc., in the amount of \$20,355 for construction administration services for the replacement of the card access system at the Police Facility and Library.

ITEM F-8B: APPROVED AG#48-08

ITEM C APPROPRIATING FUNDS IN THE AMOUNT OF \$65,000 FOR AN AMERICANS WITH DISABILITIES (ADA) COMPLIANT LECTERN AND REPLACEMENT OF THE GRAPHICS SYSTEM FOR ON AIR DISPLAYS AND GRAPHICS FOR THE CITY COUNCIL CHAMBERS. Comment: Provides for an appropriation from Fund 42 to purchase an ADA compliant multimedia lectern for City Council chambers, and a replacement character generator for the City's cable TV channels.

ITEM F-8C: REMOVED FROM THE AGENDA TO A FUTURE MEETING FOR FURTHER CLARIFICATION

ITEM D A PURCHASE ORDER IN THE AMOUNT OF \$157,713.63 TO REYNOLDS BUICK/PONTIAC FOR THE PURCHASE OF A BOOM CRANE TRUCK.

Comment: Requests approval of a purchase order in the amount of \$157,713.63 to Reynolds Buick/Pontiac/GMC for purchase of a Boom Crane Truck as replacement equipment for an obsolete Boom Crane Truck assigned to the Department of Public Works & Transportation.

ITEM F-8D: APPROVED

9. AWARD OF A CONTRACT TO THE LOWEST RESPONSIBLE BIDDER, INSITUFORM TECHNOLOGIES, INC. FOR SEWER REHABILITATION IN BEVERLY DRIVE FROM COLDWATER CANYON DRIVE TO 1052 BEVERLY DRIVE ("PROJECT") WITHIN THE CITY OF BEVERLY HILLS, CALIFORNIA IN THE AMOUNT OF \$69,164; APPROVAL OF THE PLANS AND SPECIFICATIONS FOR THE PROJECT; AND APPROVAL OF THE PURCHASE ORDER TO INSITUFORM TECHNOLOGIES, INC. IN THE AMOUNT OF \$80,000. Comment: Requests award of a contract to Insituform Technologies, Inc. for the lining of the existing Beverly Drive sewer from Coldwater Canon Drive to 1052 Beverly Drive, approval of plans and specifications, and approval of a purchase order to Insituform Technologies Inc. in the amount of \$80,000 (which includes a construction contingency of \$10,836).

ITEM F-9: APPROVED AG#49-08

10. AMENDMENT NO. 1 TO THE AGREEMENT WITH RBF CONSULTING FOR ENGINEERING SERVICES TO PREPARE PLANS, SPECIFICATIONS AND ESTIMATES FOR VARIOUS INFRASTRUCTURE IMPROVEMENT PROJECTS. Comment: Extension of the existing agreement with RBF to December 31, 2010 and increase the limit of the agreement by \$750,000 to a total of \$1,500,000.

ITEM F-10: APPROVED AG#50-08

11. AMENDMENT NO. 1 TO THE AGREEMENT WITH PSOMAS FOR ENGINEERING SERVICES TO PREPARE PLANS, SPECIFICATIONS AND ESTIMATES FOR VARIOUS INFRASTRUCTURE IMPROVEMENT PROJECTS. Comment: Extension of the existing agreement with PSOMAS to December 31, 2010 and increase the limit of the agreement by \$750,000 to a total of \$1,500,000.

ITEM F-11: APPROVED AG#51-08

12. REAPPOINTING A MEMBER TO THE GROUNDWATER MANAGEMENT TECHNICAL PLAN COMMITTEE (HERBERT D. RESTON). Comment: Reappoints Herbert D. Reston to the Groundwater Management Technical Plan Committee for a four year term.

ITEM F-12: APPROVED

Vote on Consent Calendar:

Ayes: Councilmember Krasne, Councilmember Briskman, Vice Mayor Brucker, and Mayor Delshad

Noes: None

Abstain: Councilmember Fenton on Item F-4 only

CARRIED

G. COMMISSION SYNOPSIS

1. Synopsis - PUBLIC WORKS COMMISSION - special meeting of December 13, 2007. Synopsis - RECREATION & PARKS COMMISSION - regular meeting of January 22, 2008.

Original, signed minutes are on file in the Office of the City Clerk.

H. OTHER BUSINESS

None

I. ADJOURNMENT

There being no further business, Mayor Delshad, with the consent of Council adjourned the meeting at 7:40 p.m. to Tuesday, March 4, 2008 at 2:30 p.m. for the Study Session and 7:00 for the formal meeting.

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PASSED, Approved and Adopted
this 1st day of April, 2008.


BYRON POPE, City Clerk

BARRY BRUCKER, MAYOR

This meeting was broadcast on live television, on City of Beverly Hills municipal government television access Channel BHN/10 Time Warner Cable.