



**CITY OF BEVERLY HILLS  
CITY COUNCIL  
ADJOURNED REGULAR MEETING  
March 04, 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**

At the Mayor's request, City Clerk Byron Pope sang the National Anthem.

**A. ROLL CALL**

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

**B. PRESENTATIONS**

Mayor Delshad had each of the scouts from Boy Scout Troop 33 introduce themselves. It was noted they are in attendance to earn their merit badges for citizenship of the community and communications. The Troop Leader mentioned the Troop is having a garage and bake sale fundraiser on March 29 at El Rodeo Scouthouse from 9:00 a.m. to 4:00 p.m.

1. CERTIFICATE OF APPOINTMENT - Public Works Commission  
- Steven Weinglass

Mayor Delshad presented Steven Weinglass with his Certificate of Appointment to the Public Works Commission.

**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.)

1. Lou Milkowski read an open letter to the Mayor, City Council and the community about Mayor Delshad.

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. Stacy Raskin thanked the Mayor and the City Council for their support of the Beverly Hills schools.

2. Rafael Javid spoke about his view of Beverly Hills politics.

3. Darian Bojeaux made remarks about the Mayor.

Vice Mayor Brucker explained that Form 700 is required by law to be submitted by elected officials under penalty of perjury which is reviewed by the Fair Political Practices Commission.

Mayor Delshad responded to the remarks of Ms. Bojeaux.

4. Hami Gabayan spoke in support of Mayor Delshad.

Councilmember Krasne spoke about the community working together and Councilmember Briskman commented on Mayor Delshad's term of office.

3. REPORT FROM THE CITY MANAGER  
- Proposed Condominium Project - Century City on Beverly Hills Border

City Manager Roderick Wood reported that developer SunCal Companies is proposing a 45-story condominium project located in Century City, adjacent to Beverly Hills High School, and noted the impacts the project will have on the City of Beverly Hills. Mr. Wood stated staff will monitor the project as it moves forward and will be seeking the opportunity to weigh its concern in this process.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS - Did you know? :  
\* 2008 Multicultural Festival  
\* Tree City USA Designation

Mayor Delshad announced that Sunday, March 9 the City will host the second Multicultural Festival for the community from noon to 5:00 p.m. in the Civic Center Plaza. A short video clip was viewed regarding the festival.

Councilmember Briskman announced the City has been named the Tree City USA community by the National Arbor Day Foundation for the 23rd consecutive year. Ms. Briskman explained the criteria that have to be met to be recognized by this national designation and thanked staff for their hard work.

**D. PUBLIC HEARING**

TO SET:

None

TO CONSIDER:

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

- 1A.** RESOLUTION OF THE CITY OF BEVERLY HILLS APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH FINANCING AND REFINANCING CERTAIN IMPROVEMENTS TO THE CITY'S WATER SYSTEM. Comment: Authorizes the issue of bonds to buyout the Lease from Earth Tech, Inc. for the Water Treatment Plant and Public Works Facility and refinance the 1998 Refunding Water Bonds.
- 1B.** RESOLUTION OF THE CITY OF BEVERLY HILLS APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH REFINANCING CERTAIN IMPROVEMENTS TO THE CITY'S WASTEWATER SYSTEM. Comment: Authorizes the issue of bonds to refinance the Wastewater Revenue Refunding Bonds, Series 1998A.
- 1C.** RESOLUTION OF THE CITY OF BEVERLY HILLS APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH FINANCING CERTAIN PUBLIC CAPITAL IMPROVEMENTS. Comment: Authorizes the issue of bonds to finance the construction of the 331 Foothill Road building and provide additional funding for the City Hall remodel.

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

The report of the Chief Financial Officer and the record of the Administrative

Services Department in this matter are made a part of the record of this hearing.

Chief Financial Officer Dr. Scott Miller provided the staff report. Dr. Miller mentioned that staff went to San Francisco this past week to meet with the bond raters, reviewed the questions asked of staff at the meetings, and noted the City is now in a stronger financial condition than last year when it was awarded its AAA rating by all three rating agencies. He stated the outcome of this meeting should be known in several weeks. CFO Miller spoke about the condition of the current bond market, and stated staff is requesting the Council's permission to move forward with selling the City's bonds with the flexibility to look for windows of opportunity to get the best rates before selling the bonds. Dr. Miller thanked Assistant Director of Administrative Services/Finance Noel Marquis for his endeavors and introduced the City's financial advisors, bond counsels and underwriters present in the audience. Dr. Scott answered questions raised by Council.

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

There were no further questions or comments of Councilmembers.

MOVED by Vice Mayor Brucker, seconded by Councilmember Krasne to adopt Resolution D-1A as follows:

- 1A. RESOLUTION OF THE CITY OF BEVERLY HILLS APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH FINANCING AND REFINANCING CERTAIN IMPROVEMENTS TO THE CITY'S WATER SYSTEM.**

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

Noes: None

CARRIED

**ITEM D-1A: ADOPTED RES#08-R-12488**

MOVED by Councilmember Krasne, seconded by Councilmember Briskman to adopt Resolution 1B as follows:

- 1B. RESOLUTION OF THE CITY OF BEVERLY HILLS APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH REFINANCING CERTAIN IMPROVEMENTS TO THE CITY'S WASTEWATER SYSTEM.**

Ayes: Councilmember Krasne, Councilmember Fenton, Councilmember Briskman, Vice Mayor Brucker, and Mayor Delshad  
Noes: None

CARRIED

**ITEM D-1B: ADOPTED RES#08-R-12489**

MOVED by Councilmember Briskman, seconded by Councilmember Fenton to adopt Resolution D-1C as follows:

- 1C.** RESOLUTION OF THE CITY OF BEVERLY HILLS APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN FINANCING DOCUMENTS AND DIRECTING CERTAIN RELATED ACTIONS IN CONNECTION WITH FINANCING CERTAIN PUBLIC CAPITAL IMPROVEMENTS.

Ayes: Councilmember Krasne, Councilmember Fenton, Councilmember Briskman, Vice Mayor Brucker, and Mayor Delshad  
Noes: None

CARRIED

**ITEM D-1C: ADOPTED RES#08-R-12490**

**RECESS CITY COUNCIL MEETING**

**CONVENE PUBLIC FINANCING AUTHORITY MEETING**

Mayor Delshad recessed the formal meeting at 8:18 p.m. to the Public Financing Authority meeting. The Council meeting reconvened at 8:26 p.m. with all members present.

**E. CONTINUED AND NEW BUSINESS**

- 1.** RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING A MUNICIPAL PROJECT THAT WOULD PROVIDE FOR THE IMMEDIATE AND FUTURE OFFICE SPACE NEEDS OF THE CITY WITHIN THE PUBLIC WORKS CAMPUS AREA AT 331 FOOTHILL ROAD AND ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM. Comment: The City Council has previously approved the design and development of an office building at 331 Foothill Road as part of the overall Public Works campus project. The office building at 331 Foothill Road will provide for current and future office needs of the City

as well as leasing opportunities for private commercial tenants. The building and land will remain under the ownership of the City.

Director of Economic Development and Marketing Alison Maxwell provided the staff report describing the proposed project at 331 Foothill Road.

Speaking:

1. Darian Bojeaux noted the size of the proposed building, and requested that any tenants be charged at fair market rates.

Councilmember Briskman explained how this project has been planned for future needs to allow this area to function more efficiently, economically and successfully.

MOVED by Councilmember Briskman, seconded by Councilmember Fenton to adopt Resolution E-1 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING A MUNICIPAL PROJECT THAT WOULD PROVIDE FOR THE IMMEDIATE AND FUTURE OFFICE SPACE NEEDS OF THE CITY WITHIN THE PUBLIC WORKS CAMPUS AREA AT 331 FOOTHILL ROAD AND ADOPTING A MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PROGRAM

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

Noes: None

CARRIED

***ITEM E-1: ADOPTED RES#08-R-12491***

2. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE RESIDENTIAL DESIGN STYLE CATALOGUE IN CONNECTION WITH DESIGN REVIEW OF SINGLE FAMILY RESIDENCES. Comment: Amends inconsistencies in the Catalogue's text and removes the "Beaux Arts Style" from the Catalogue.

Director of Community Development Vince Bertoni noted the proposed modifications to the City's design style catalogue include correction to some inconsistencies in the catalogue that refer to the old system of doing design review, update the catalogue with the ordinances that had been passed and minor technical changes.

MOVED by Vice Mayor Brucker, seconded by Councilmember Krasne to adopt Resolution E-2 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE RESIDENTIAL DESIGN STYLE CATALOGUE IN CONNECTION WITH DESIGN REVIEW OF SINGLE FAMILY RESIDENCES.

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

Noes: None

CARRIED

**ITEM E-2: ADOPTED RES#08-R-12492**

3. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS REAUTHORIZING A CIVILIAN RANGEMASTER POSITION AND AUTHORIZING THE PURCHASE OF POLICE EQUIPMENT TO BE FUNDED BY THE CITY'S COPS ALLOCATION. Comment: In order to accept \$100,000 in COPS Allocation funding, adopted in the State FY2003/2004 budget, a public hearing must be conducted reauthorizing its use for personnel costs.

Police Commander Theresa Taylor provided the staff report outlining the purpose of the grant and the proposed allocation of the funds by the Police Department.

MOVED by Councilmember Krasne, seconded by Vice Mayor Brucker to adopt Resolution E-3 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS REAUTHORIZING A CIVILIAN RANGEMASTER POSITION AND AUTHORIZING THE PURCHASE OF POLICE EQUIPMENT TO BE FUNDED BY THE CITY'S COPS ALLOCATION.

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

Noes: None

CARRIED

**ITEM E3: ADOPTED RES#08-R-12493**

F. CONSENT CALENDAR

MOVED by Vice Mayor Brucker, seconded by Councilmember Krasne to remove Item F-10 from the agenda, approve all other items on the consent agenda and direct that the appropriate accounts be charged on Items F-3 and F-4.

Minutes

1. Consideration of the Minutes of the adjourned regular meeting of January 29, 2008.
2. Consideration of the Minutes of the adjourned regular meeting of February 5, 2008.

Demands Paid

3. REVIEW OF BUDGETED DEMANDS PAID, report dated February 13 - 21, 2008.
4. PAYROLL DISBURSEMENT REPORT, report dated March 4, 2008.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

None

RESOLUTIONS APPROVING:

5. AUTHORIZING AND DIRECTING THE CITY CLERK TO DESTROY CERTAIN CITY RECORDS AND DOCUMENTS PURSUANT TO THE GOVERNMENT CODE OF THE STATE OF CALIFORNIA (POLICE DEPARTMENT). Comment: Authorizes destruction of certain records that comply with the records retention schedule of the designated department.

***ITEM F-5: ADOPTED RES#08-R-12494***

6. EXTENDING THE APPOINTMENT OF A MEMBER TO THE HUMAN RELATIONS COMMISSION (RABBI LAURA GELLER) Comment: A Resolution extending Rabbi Laura Geller's term on the Human Relations Commission until September 7, 2008.

***ITEM F-6: ADOPTED RES#08-R-12495***

APPROVAL OF:

7. AUTHORIZATION FOR THE CITY MANAGER TO EXECUTE AGREEMENTS, AMENDMENTS AND AUTHORIZE PURCHASE ORDERS ON BEHALF OF THE CITY FOR CONSULTANT SERVICES TO UNDERTAKE A PERFORMANCE AUDIT OF THE CHAMBER OF COMMERCE. Comment: This item requests City Council to authorize the City Manager with the City Attorney to negotiate and executes contracts for consultant services for the purposes of conducting a performance audit of the Chamber of Commerce programs funded by the City.

***ITEM F-7: APPROVED***

8. AGREEMENT WITH BURHENN & GEST, LLP, FOR SPECIAL COUNSEL SERVICES IN CONNECTION WITH STATE MANDATES FOR RECOVERY OF CERTAIN COSTS. Comment: This is an agreement for special counsel services for non-tort matters.

***ITEM F-8: APPROVED AG#57-08***

9. THE AGREEMENT WITH INTERNATIONAL PARKING DESIGN, INC. FOR CONSULTANT SERVICES RELATED TO THE PARKING STRUCTURE LOCATED AT 455 NORTH CRESCENT DRIVE; AND APPROVE A PURCHASE ORDER IN THE AMOUNT OF \$147,000 TO INTERNATIONAL PARKING DESIGN, INC. FOR THESE SERVICES Comment: Requests approval of agreement with International Parking Design in the not-to-exceed amount of \$147,000 to provide schematic design services for this project.

***ITEM F-9: APPROVED AG#58-08***

10. ACCEPTANCE OF CONTRACT WORK FOR THE FIRE STATION NO. 3 REMODEL PROJECT BY BBS CONSTRUCTION, INC. IN THE FINAL CONTRACT AMOUNT OF \$532,917. Comment: Requests final acceptance of the described work with BBS Construction and authorize the recordation of the Notice of Completion.

Councilmember Fenton requested to pull item F-10 and delay the approval until some questions about the cabinets in the kitchen are answered. Council consented.

***ITEM F-10: REMOVED FROM THE AGENDA***

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

ITEM A AMENDMENT NO. 2 TO THE AGREEMENT WITH HIRSCH & ASSOCIATES, INC. FOR ARCHITECTURAL CONSULTING SERVICES TO DEVELOP A MASTER PLAN FOR ROXBURY PARK, AND;

APPROVE A CHANGE ORDER IN THE AMOUNT OF \$35,100 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$143,450. Comment: Requests

approval of an amendment to the agreement with Hirsch & Associates, Inc., in the not to exceed amount of \$35,100 for a total agreement of \$143,450 to provide additional master plan design concepts for Roxbury Park.

**ITEM F-11A: APPROVED AG#59-08**

ITEM B AMENDMENT NO. 5 TO THE AGREEMENT WITH RTK ARCHITECTS, INC. (FORMERLY ROBINSON TAKAHASHI KATZ & ASSOCIATES, INC.) FOR ARCHITECTURAL AND ENGINEERING SERVICES RELATED TO CITY CAPITAL IMPROVEMENT PROJECTS;  
AND

APPROVE A CHANGE ORDER IN THE AMOUNT OF \$15,000 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$60,000. Comment: Requests approval of an amendment to the agreement with RTK Architects, Inc., in the amount of \$15,000 for a total agreement of \$60,000 to provide continuing blanket architectural and engineering services for FY 2007-08 Capital Improvement Projects.

**ITEM F-11B: APPROVED AG#60-08**

ITEM C AMENDMENT NO. 4 TO AN AGREEMENT WITH SCHINDLER ELEVATOR CORPORATION FOR ELEVATOR MAINTENANCE SERVICES;  
AND

APPROVE A CHANGE ORDER IN THE AMOUNT OF \$6,024 FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$239,784. Comment: The amendment to the agreement is required to comply with the annual labor union wage increase, stipulated in the contract. The current increase is 5.67%.

**ITEM F-11C: APPROVED AG#61-08**

ITEM D A PURCHASE ORDER IN THE AMOUNT OF \$305,866 TO DATA SYSTEMS WORLDWIDE FOR THE PURCHASE OF CORE NETWORK SWITCH EQUIPMENT. Comment: Equipment purchase to replace core network switch in the amount of \$306,000.

**ITEM F-11D: APPROVED**

ITEM E A CHANGE ORDER IN THE AMOUNT OF \$43,000 TO THE BLANKET PURCHASE ORDER TO SOFTWARE HOUSE INTERNATIONAL FOR THE PURCHASE OF NETWORK MANAGEMENT SOFTWARE FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$60,000. Comment: Requests approval for the Software purchase for the Information Technology Management Software Altiris that provides that will enable IT's ability to manage and service network-based endpoints - from mobile devices, laptops, and desktops to servers and storage assets.

**ITEM F-11E: APPROVED**

ITEM F APPROPRIATING FUNDS IN THE AMOUNT OF \$65,000 FOR AN AMERICAN 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 a multimedia lectern for City Council chambers, and a replacement character generator for the City's cable TV channels.

**ITEM F-11F: APPROVED**

Vote on Consent Calendar:

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

Noes: None

CARRIED

**G. COMMISSION SYNOPSIS**

None

**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor Delshad with the consent of Council, adjourned the meeting at 8:55 p.m.

PASSED, Approved and Adopted  
this 1<sup>st</sup> day of April, 2008.

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**BYRON POPE, City Clerk**

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**BARRY BRUCKER, MAYOR**

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 a multimedia lectern for City Council chambers, and a replacement character generator for the City's cable TV channels.

**ITEM F-11F: APPROVED**

Vote on Consent Calendar:

Ayes: Councilmember Krasne, Councilmember Fenton, Councilmember Briskman, Vice Mayor Brucker, and Mayor Delshad  
Noes: None

CARRIED

**G. COMMISSION SYNOPSIS**

None

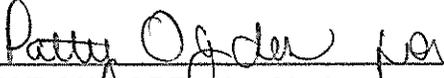
**H. OTHER BUSINESS**

None

**I. ADJOURNMENT**

There being no further business, Mayor Delshad with the consent of Council, adjourned the meeting at 8:55 p.m.

PASSED, Approved and Adopted  
this 1<sup>st</sup> day of April, 2008.

  
BYRON POPE, City Clerk

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**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.**