



CITY OF BEVERLY HILLS
JOINT REGULAR CITY COUNCIL AND PARKING AUTHORITY MEETING
MINUTES
May 6, 2014

The Joint Regular City Council and Parking Authority meeting was held in the Council Chambers at 7:00 pm. The Parking Authority met during Closed Session at 5:57pm. There were no reportable actions.

A. ROLL CALLS

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

B. PRESENTATIONS

1. CERTIFICATE OF APPOINTMENT
 Traffic and Parking Commission
 - Jacob Manaster

Mayor Bosse, along with Vice Mayor Gold and Councilmember Krasne presented a certificate of appointment and City pin to newly appointed Traffic and Parking Commissioner Jacob Manaster.

PROCLAMATION for Vice Mayor Gold

Mayor Bosse, along with the entire City Council, presented a surprise proclamation to Vice Mayor Gold, congratulating him for being the recipient of the Tower of Hope Award from the Tower Cancer Research Foundation. Vice Mayor Gold, a cancer survivor, is the Co-Chairman of the Department of Anesthesiology at Cedars-Sinai Medical Center. He is on the faculty at the medical schools for both the University of California Los Angeles and University of Southern California.

2. PROCLAMATION to Les Bronte for being selected as Beverly Hills' Older American 2014 in recognition of May as Older Americans' Month - In honor of May as Older American Month, Les Bronte will be recognized as Beverly Hills' 2014 Older American and will attend the Los Angeles County's Older Americans Recognition Luncheon on Tuesday, May 27, 2014.

Mayor Bosse, along with the entire City Council, presented a proclamation to Les Bronte as Beverly Hills' Older American of the Year. Mr. Bronte was on the City Council for three terms, was Mayor in 1998, is responsible for CPR training, and is currently President of Active Adult Club.

3. PROCLAMATION for Lupus Awareness Month

Mayor Bosse, along with the entire City Council, presented a proclamation to Lupus LA Director Patti Koltnow, Debbi and Roger Cowan, Michelle and Alan Kaye, and declared the month of May as Lupus Awareness Month in Beverly Hills.

4. 60 SECOND BUSINESS SHOUT-OUT - Il Cielo

Mayor Bosse, along with the entire City Council, presented a 60 Second Business Shout-out proclamation to Il Cielo Chef and owner Pasquale Vericella and his wife Pattie, who are celebrating 28 years of operating Il Cielo this July.

5. 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 Brien announced that through Text BH, residents have the opportunity to text City-related messages 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. Marshall Peck
2. Cathy Blaivas
3. Alexandra Polin
4. Dr. Woodrow Clark, Next 100 Years Committee
5. Stephanie Harker

3. REPORT FROM THE CITY MANAGER

City Manager Kolin provided an update on the traffic accidents that have occurred recently on Loma Vista Drive. He summarized the actions that the City has taken and will be taking to ensure safety.

* Team Beverly Hills Recruitment - Gisele Grable, Community Services Administrator

Community Services Administrator Gisele Grable announced that the Team Beverly Hills recruitment period has begun this week with a deadline date to submit applications on June 12, 2014. She invited residents to apply. More information may be obtained online in the City's website, or by calling (310) 285-1023.

Councilmember Krasne added that Councilmembers are allowed to appoint Team Beverly Hills members, and encouraged residents to call them.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

Councilmember Mirisch reported that he attended the Southern California Association of Governments (SCAG) meeting last week, and the California Preservation Conference the week before.

D. PARKING AUTHORITY CONSENT CALENDAR

MOVED by Director Gold, seconded by Director Mirisch to remove and table Item D-2 to a future meeting date, and approve the remaining item on the Parking Authority consent calendar.

Minutes

1. CONSIDERATION OF THE MINUTES of the Parking Authority meeting of April 22, 2014.

Other Business

APPROVAL OF:

2. CONSENT TO ASSIGNMENT AND SECOND AMENDMENT OF LEASE BY AND AMONG THE PARKING AUTHORITY OF THE CITY OF BEVERLY HILLS (LANDLORD), STROUK GROUP INC (TENANT) AND SOUTHWEST WINE & SPIRITS, LLC (SUBTENANT) AT 447 N. CANON DRIVE. Comment: This consent to assignment & assumption of the lease allows Wally's Wine & Spirits to take over the location and create a Wally's Vinoteca at the 447 N. Canon Drive location. Wally's will be responsible for remodeling the store for their new concept and will assume all of the lease obligations through the end of the lease term.

Mayor Bosse announced that this item is being pulled and asked Individuals who submitted speaker cards whether they would like to speak. There were no members of the public who wished to comment.

ITEM D-2: BY ORDER OF THE CHAIR, ITEM TABLED TO A FUTURE CITY COUNCIL MEETING DATE

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 Krasne, seconded by Councilmember Brien to approve all items on the City Council consent calendar

Minutes

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Study Session of April 1, 2014.
2. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Adjourned Regular Meeting of April 22, 2014.

Demands Paid

3. PAYROLL DISBURSEMENT REPORT, report dated May 6, 2014.
4. REVIEW OF BUDGETED DEMANDS PAID, report dated April 12 - April 25, 2014.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

5. TO PROHIBIT HYDRAULIC FRACTURING, ACIDIZING OR ANY OTHER WELL STIMULATION TREATMENT IN CONJUNCTION WITH THE PRODUCTION OR EXTRACTION OF OIL, GAS OR OTHER HYDROCARBON SUBSTANCES FROM ANY SURFACE LOCATION IN THE CITY OR ANY SUBSURFACE BOTTOM HOLE IN THE CITY. Second Reading - For Adoption. Comment: This ordinance prohibits well stimulation treatments, commonly referred to as fracking, in Beverly Hills.

ITEM E-5: ADOPTED ORD# 14-O-2660

6. AMENDING THE BEVERLY HILLS MUNICIPAL CODE REGARDING THE REORGANIZATION OF THE PUBLIC WORKS AND TRANSPORTATION DEPARTMENT. First Reading - For Introduction. Comment: This is an ordinance to update sections of the municipal code that were inadvertently excluded in a previously

approved ordinance. This ordinance will further clarify the roles and responsibilities for the reorganized Department of Public Works Services and Department of Capital Assets and outline the job duties and responsibilities for each respective department due to the reorganization.

***ITEM E-6: WAIVED FULL READING, INTRODUCED AND READ BY TITLE ONLY;
ADVANCE TO THE MEETING OF MAY 20, 2014 FOR ADOPTION***

RESOLUTIONS:

None

APPROVAL OF:

7. AN AGREEMENT WITH EUROFINNS EATON ANALYTICAL, INC. FOR WATER SAMPLING AND ANALYSIS. Comment: Through a competitive contracting process, Public Work Services proposes the selection of Eurofins Eaton Analytical, Inc. to provide all laboratory analysis of all federally required wastewater, storm water, and Unregulated Contaminant Monitoring Rule (UCMR) analysis for the City. Additionally, they will act as back up certified testing laboratory for the City's State mandated drinking Water Quality sampling and monitoring. This agreement will extend 5 years with a maximum annual cost of \$50,00.

ITEM E-7: APPROVED AG# 197-14

8. AN AGREEMENT WITH TRUESDAIL LABORATORIES, INC. FOR WATER SAMPLING AND ANALYSIS; AND APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$390,000 TO PROVIDE CERTIFIED TESTING LABORATORY SERVICES IN COMPLIANCE WITH CALIFORNIA DEPARTMENT OF PUBLIC HEALTH (CA-DPH) REGULATIONS; CA-DPH REQUIRED WEEKLY, MONTHLY, QUARTERLY AND ANNUAL TESTING AND MONITORING OF THE CITY'S SOURCE AND PRODUCT WATER. Comment: Through a competitive contracting process, Public Work Services proposes the selection of Truesdail Laboratories, Inc. to provide all laboratory analysis of all California Department of Public Health (CA-DPH) mandated source and product drinking water quality testing. CA-DPH has strict sampling and testing requirements that include weekly, monthly, quarterly and annual sampling and testing.

ITEM E-8: APPROVED AG# 198-14

9. AMENDMENT NO. 1 TO THE LEASE BY AND BETWEEN THE CITY OF BEVERLY HILLS AND DEAN JOFFE (DBA DELICIOUS SNACK COMPANY) FOR A SNACK BAR AT LA CIENEGA PARK. Comment: The Tenant is requesting to change the rent structure from a Monthly Fixed Rent as well as a Basic Percentage Rate to a Monthly Rent equal to no more that 10% of gross monthly sales.

ITEM E-9: APPROVED AG# 199-14

10. A PURCHASE ORDER TO WINNER CHEVROLET FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$163,941.31 FOR PURCHASE OF FOUR (4) CHEVROLET POLICE DETECTIVE VEHICLES AND ONE (1) CHEVROLET FIRE DEPUTY CHIEF

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 State of California Department of General Services bid process, and (3) move to approve a purchase order in the amount of \$163,941.31 to Winner Chevrolet for the purchase of four Chevrolet Police Detective Vehicles and one Chevrolet Fire Deputy Chief Vehicle to replace five job-worn vehicles currently assigned to the Police Department (PD) Investigation Bureau and Emergency Services Bureau and the Fire Department (FD) Administrative Bureau.

ITEM E-10: APPROVED

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:

None

G. CONTINUED AND NEW BUSINESS

1. REQUEST BY MAYOR BOSSE TO CONSIDER A PROPOSED LOCATION FOR THE CONSTRUCTION AND OPERATION OF AN OFF-LEASH DOG PARK. Comment: This item provides an overview of a proposed site on the southeast corner of Foothill Road and Alden Drive for an off-leash dog area discussed at Recreation and Parks Liaison Committee Meetings on April 3, 2014 and April 28, 2014.

Community Services Director Steve Zoet presented a PowerPoint and oral report. He provided a historical background, a map of the proposed location, and a conceptual site plan with shared space. He also discussed the favorable attributes of the site and cost estimate. He also noted that support was received from Mercedes Benz of Beverly Hills General Manager Bruce Schulman as well as other neighboring residents who were contacted by email.

Speaking:

1. Tina Sinatra
2. Alan Block
3. Teri Austin, Amanda Foundation President
4. Rabbi Pini Dunner, Young Israel Temple and affiliated communities
5. Bill Crowe, Pets 90210
6. Marc Saleh
7. Tracy Jones
8. Harriet Stuart
9. Rob Gaudio, Pussy & Pooch
10. Kimberly Reiss
11. Tanaz Akhlaghi
12. Mayor Bosse acknowledged receiving correspondence from Arnie and Patt Sklar, Ronnie Kassorla, Howard S. Fisher, and Harriet Stuart
13. Frances Bilak, Recreation and Parks Commissioner

Council liaison Councilmember Mirisch commented on the benefits of the location such as it being a City-owned property and thus easier to expand if the pilot project works, and being able to add green, open space in the middle of the City. As Council co-liaison, Mayor Bosse commented that a dog park will enhance the quality of life in the City, and the location is ideal in the sense of ample parking and the presence of a dog hospital in the area.

Councilmember Krasne asked staff whether a rubber membrane will be installed underneath the decomposed granite and whether it is included in the proposed budget, whether there will be rules and regulations governing the use of the dog park, and whether a unisex bathroom will be added.

Councilmember Brien suggested considering the La Cienega Park as a potential dog park with easier community access in a larger park setting. He expressed concerns regarding issues with the synagogues, which he feels should be taken care of before making the final decision, as well as concerns regarding noticing and public outreach of the multi-family home residents along Maple Drive because they have not yet come forward with their support and they do not have a homeowners association making it more difficult to have one point of contact. He suggested reaching out to all the Board members of all the temples, not just their representatives.

Vice Mayor Gold also voiced his concern regarding the synagogues' issues and suggested having a dialogue with them before proceeding with the project. He proposed to use an area for the project that is further away from the synagogues which may help mitigate the concerns they have. He also suggested that Council discuss the Ranger/staff needed for the project.

MOVED by Councilmember Mirisch, seconded by Councilmember Krasne to approve, on a pilot basis and with continued dialogue and public outreach to the synagogues and neighbors, Item G-1 as follows:

REQUEST BY MAYOR BOSSE TO CONSIDER A PROPOSED LOCATION FOR THE CONSTRUCTION AND OPERATION OF AN OFF-LEASH DOG PARK

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

CARRIED

ITEM G-1: APPROVED ON A PILOT BASIS AND WITH CONTINUED DIALOGUE AND PUBLIC OUTREACH TO THE SYNAGOGUES AND NEIGHBORS

2. PROPOSAL FROM THE CENTENNIAL DOCUMENTARY VOLUNTEER COMMITTEE. Comment: This item provides a proposal, including a budget and treatment, for a documentary film showcasing the City's 100 year history through a series of vignettes.

ITEM G-2: ITEM NOT DISCUSSED TONIGHT; MOVED TO THE MEETING OF MAY 20, 2014

3. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING AMENDMENT NO. 4 TO THE CITY OF BEVERLY HILLS EXECUTIVE EMPLOYEE COMPENSATION PLAN. Comment: Based on the this request to consolidate management responsibilities of the Public Works Services Department, this amendment modifies Exhibit A to delete four Executive level positions, introduce three new Executive level positions and adjusts upwards salary ranges of Assistant Director positions and Deputy Director position.

ITEM G-3: ITEM NOT DISCUSSED TONIGHT; MOVED TO THE MEETING OF MAY 20, 2014

4. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS CONDEMNING THE GOVERNMENT OF BRUNEI'S NEW LAWS THAT IMPOSE HARSH PENALTIES INCLUDING DEATH BY STONING FOR HOMOSEXUALITY AND OTHER BEHAVIORS. Comment: Mayor Bosse has requested that the City Council approve a resolution condemning the Nation of Brunei's actions.

Deputy City Manager for Public Affairs Cheryl Friedling presented an oral report, noting that the resolution presented tonight has a two-part goal, which is to contribute the City's sentiment to local and international opposition to the inhumane laws, and to seek a change of ownership of the Beverly Hills Hotel if the laws are not repealed in Brunei.

Mayor Bosse made opening remarks and stated why she is bringing this item forward for Council support.

Speaking:

1. Robert Tanenbaum, former Mayor
2. Leigh Shelton, Unite Here Local 11

3. Rochelle Ginsburg, Human Relations Commission Chair
4. Robbie Anderson
5. Jose Sanchez, Beverly Hills Hotel
6. Herbert Rosso, Beverly Hills Hotel
7. Andrea Kune representing California State Assemblymember Richard Bloom
8. Jimmy Delshad, former Mayor
9. Jeffrey Prang, West Hollywood Councilmember
10. Steven Boggs, Beverly Hills Hotel
11. Christopher Cowdray, Dorchester Collection CEO
12. Julia Joseph
13. Bachul Chowdhury
14. Charles Carnow, Unite Here Local 11
15. Kayal Moore, Beverly Hills Hotel
16. J. Anna Romer, Beverly Hills Hotel
17. Erik Blenggio, Beverly Hills Hotel
18. Andy Bigart, Beverly Hills Hotel
19. William De Leon, Beverly Hills Hotel
20. Celestino Diaz, Beverly Hills Hotel
21. Maria Valle, Beverly Hills Hotel
22. Noriam Recinas, Beverly Hills Hotel
23. Denise Wordgren, Beverly Hills Hotel
24. Carlos Vazquez, Beverly Hills Hotel
25. Gabriela Marcu
26. George Garr
27. Norman Beil
28. Vicki Reynolds, former Mayor

Councilmember Krasne expressed support for the resolution and suggested adding a clause to the resolution to condemn not only the government of Brunei but other governments which have similar laws, and for the government of Brunei to divest itself of the Beverly Hills Hotel and other properties it owns in the City. However, she personally does not support and encourage boycotting the Beverly Hills Hotel.

Councilmember Mirisch expressed support for the employees and management of the Beverly Hills Hotel, who are unfairly affected by the policies of the ownership. He commented that boycotting the hotel is a personal decision but agreed with Councilmember Krasne to add a statement to the resolution condemning governments that implement Sharia laws. He clarified that Sharia, and not Islam, is being condemned. He added that the City should help in lobbying the federal government for sanctions. He urged the City of Los Angeles Council to call for the divestiture of the Bel Air Hotel.

Councilmember Brien highlighted the fact that what is being discussed tonight is not the historic Beverly Hills Hotel and the employees who are caught in the middle of this unfortunate circumstances, but rather the policies violating human rights. He expressed support for the resolution and as a Councilmember will not vote to sponsor any City events to be held at the hotel. He also expressed his personal decision not to attend events at the hotel until the issue is addressed. He stated that the City has to set the example and be the voice representing the 30% of the population of Brunei who do not have representation.

Vice Mayor Gold commented that it is ironic that in the name of preserving human dignity, the Council is discussing potentially removing human dignity from employees who work at the Beverly Hills Hotel. He agreed with Councilmember Mirisch that the issue is not local and thus local governments need to unite and bring pressure to the federal level to bring change. He expressed support for the revised resolution and agreed that the decision to go or not to the hotel is a personal one that should be left to the individual's conscience.

Mayor Bosse explained that the resolution for Council approval tonight was about the laws of Brunei and not a call to action to boycott the hotel. She agreed that going or not to the hotel is a personal choice and the right of each individual. She thanked the Dorchester Collection management for pledging to take care of its employees. She expressed her personal decision not to go to the Beverly Hills until the inhumane laws are repealed or the hotel and other City properties have been divested of the Sultan's ownership.

Councilmember Krasne read the resolution for the benefit of the public viewers.

MOVED by Councilmember Mirisch, seconded by Vice Mayor Gold to approve Resolution G-4 as amended as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS
CONDEMNING THE GOVERNMENT OF BRUNEI'S NEW LAWS THAT
IMPOSE HARSH PENALTIES INCLUDING DEATH BY STONING FOR
HOMOSEXUALITY AND OTHER BEHAVIORS

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

CARRIED

ITEM G-4: ADOPTED AS AMENDED RES# 14-R-12980

H. COMMISSION SYNOPSIS

1. TRAFFIC & PARKING COMMISSION - Regular Meeting of March 6, 2014
TRAFFIC & PARKING COMMISSION - Regular Meeting of April 3, 2014
DESIGN REVIEW COMMISSION - Regular Meeting of April 3, 2014
PUBLIC WORKS COMMISSION - Regular Meeting of April 10, 2014
PLANNING COMMISSION - Regular Meeting of April 10, 2014
CHARITABLE SOLICITATIONS COMMISSION - Special Meeting of April 16, 2014
HUMAN RELATIONS COMMISSION - Regular Meeting of April 17, 2014
RECREATION AND PARKS COMMISSION - Regular Meeting of April 22, 2014
PLANNING COMMISSION - Regular Meeting of April 24, 2014

ITEM H-1: NO ACTION TAKEN

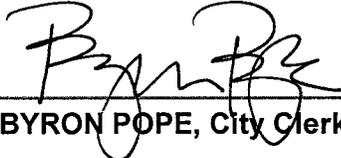
I. OTHER BUSINESS

None

J. ADJOURNMENT

There being no further business, Mayor/Chair Bosse, with the consent of the Council/Board, adjourned the meeting after the City Council Special Meeting at 11:10pm.

PASSED, Approved and Adopted
this 20th day of May, 2014


BYRON POPE, City Clerk


LILI BOSSE, MAYOR

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