



**CITY OF BEVERLY HILLS**  
**CITY COUNCIL ADJOURNED REGULAR MEETING**  
**MINUTES**  
**June 24, 2014**

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

***PLEDGE OF ALLEGIANCE*** led by Thomas White

**A. ROLL CALL**

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

Absent: None

Mayor Bosse held a moment of silence to commemorate the passing of Paula Kent Meehan, supporter and donor to many causes, founder of Pets90210, and owner of the Beverly Hills Courier and the Fine Arts Theater.

**B. PRESENTATIONS**

**1. 60 SECOND BUSINESS SHOUT-OUT - Kate Mantilini**

Mayor Bosse, along with the entire City Council, presented a 60-Second Business Shout-Out recognition to Adam Lewis on behalf of the Kate Mantelini restaurant, and thanked them for their 27 years of successful business in the City of Beverly Hills.

**2. 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.**

Vice Mayor Gold 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 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. Damien Snow

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. Thomas White
2. Farhad Sabouli

#### 4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

Councilmember Krasne announced that there will be a Healthy City program kick off on Thursday, June 26, 2014 in the Municipal Gallery at City Hall from 12-1pm with the first Lunch and Learn event featuring Dr. Debra R. Judelson. Dr. Judelson will focus on the care of patients with cardiac and vascular diseases.

Mayor Bosse reported that she attended the annual U.S. Conference of Mayors' annual meeting in Dallas last weekend. The City was awarded the Outstanding Achievement – City Livability Award because of the Embrace Civility program developed by the Human Relations Commission. She thanked Councilmember Mirisch for his idea to enter the Embrace Civility program for award consideration.

Assistant City Attorney Roxanne Diaz reported that at Closed Session, Council unanimously gave direction to initiate an administrative action and once that action fully commences upon inquiry, details will be provided.

#### 3. REPORT FROM THE CITY MANAGER

\* Services and Successes of the Fire Prevention Bureau - Chris Heyer, Deputy Fire Marshal

Deputy Fire Marshall Chris Heyer discussed the services that the Fire Prevention Bureau offers and their accomplishments.

#### D. CITY COUNCIL CONSENT CALENDAR

MOVED by Councilmember Mirisch, seconded by Councilmember Krasne to approve all items on the consent calendar, and direct that the appropriate accounts be charged on Item D-2

### Minutes

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Study Session of June 17, 2014.

**Demands Paid**

2. REVIEW OF BUDGETED DEMANDS PAID, report dated June 7 - June 13, 2014.

**Other Business**

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

None

***RESOLUTION:***

None

3. DESIGNATING THE CITY'S VOTING DELEGATE AND ALTERNATE FOR THE 2014 LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE. Comment: Staff seeks City Council approval of the official delegates to represent the City at the League of California Cities Annual Conference on September 3-5.

***ITEM D-3: ADOPTED RES# 14-R-12989***

4. ESTABLISHING PREFERENTIAL PARKING PERMIT ZONE "G" ON THE 200 BLOCK OF NORTH ELM DRIVE BETWEEN CLIFTON AND DAYTON WAYS. Comment: Establishes a permit zone regulation of "2-hour parking, 8am to 6pm, Daily, and No Parking, 6pm to 2:30am, Daily, Permit 'G' Exempt" to address parking intrusion.

Speaking:

1. Myrtle Zitowitz

***ITEM D-4: ADOPTED RES# 14-R-12990***

***APPROVAL OF:***

5. ADOPTION OF THE STATEMENT OF INVESTMENT POLICY FOR FISCAL YEAR 2014/15. Comment: Transmits the Treasurer's Fiscal Year 2014/2015 Investment Policy to the City Council.

***ITEM D-5: APPROVED***

6. AGREEMENT WITH THYSSENKRUPP ELEVATOR AMERICAS, INC. FOR ELEVATOR MAINTENANCE SERVICE FOR ALL CITY ELEVATORS AND LIFTS; AND APPROVAL OF A PURCHASE ORDER IN THE AMOUNT OF \$375,000 FOR THESE SERVICES. Comment: This is an agreement for the ongoing repair, maintenance and service for elevators, escalators and lifts located throughout the City in an amount not to exceed \$375,000 for fiscal year 2014/2015 and \$1,164,000 for the total agreement.

***ITEM D-6: APPROVED AG# 297-14***

7. AGREEMENT WITH COBAN TECHNOLOGIES, INC. FOR THE PURCHASE AND INSTALLATION OF NEW PUBLIC SAFETY DIGITAL IN-CAR VIDEO SYSTEMS, AND RELATED SERVICES; AND APPROPRIATION OF FUNDS IN THE AMOUNT OF \$578,000 FOR THE DESCRIBED SYSTEM; AND APPROVAL OF A PURCHASE ORDER TO COBAN TECHNOLOGIES, INC. IN THE NOT-TO-EXCEED AMOUNT OF \$788,000.00 FOR PURCHASE AND INSTALLATION OF NEW PUBLIC SAFETY DIGITAL IN-CAR VIDEO SYSTEMS. Comment: This agreement provides for the purchase and installation of fifty-three In-Car Computers for Police and Fire Vehicles. Public Works, Police, Fire and Information Technology collaboratively identified replacement technology for Police and Fire's end-of-life in-car computer systems and in-car video systems.

***ITEM D-7: APPROVED AG# 298-14***

8. AGREEMENT FOR A DONATION TO CITY FOR PARKING GARAGE MAINTENANCE AND IMPROVEMENTS; AND APPROPRIATING FUNDS THEREFOR. Comment: This report asks the City Council to accept and appropriate \$125,000 donated to the City by G&L Real Property to support City operations of the Authority Owned parking facilities located on Bedford and North Beverly Drive by providing quarterly powerwashing and other cleaning services at these facilities.

***ITEM D-8: APPROVED AG# 299-14***

***Vote on the 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:***

None

***F. CONTINUED AND NEW BUSINESS***

1. CITY COUNCIL CONSIDERATION AND ADOPTION OF FY 2014/15 BUDGET RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR THE FISCAL YEAR 2014/2015; AND,

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING THE OPERATING BUDGET AND FINANCIAL POLICIES FOR THE 2014/2015 FISCAL YEAR AND APPROPRIATING FUNDS THEREFOR; AND RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING THE CAPITAL IMPROVEMENT PROGRAM BUDGET FOR THE 2014/2015 FISCAL YEAR AND APPROPRIATING FUNDS THEREFOR. Comment: It is recommended that the City Council adopt the resolutions approving the Annual Appropriations Limit, Operating Budget and Financial Policies, and the Capital Improvement Program Budget for the 2014/2015 Fiscal Year.

Budget and Revenue Officer Don Harrison provided an overview of the recommended budget and a recap of the budget process.

Mr. Harrison and Community Services Director Steve Zoet responded to Councilmember Krasne's questions regarding the Hyperion treatment plant and storm drain compliance fund budgets, and playground equipment at Roxbury Park. Councilmember Mirisch commented on the increasing unfunded liabilities. Councilmembers Brien and Vice Mayor Gold expressed their support for the budget, noting that revenue has exceeded expenditures. Vice Mayor Gold invited the residents to visit the newly renovated Roxbury Park. Mayor Bosse agreed with Councilmember Brien and Vice Mayor Gold regarding a fiscally sound budget, and Councilmember Mirisch on the goal to have pension reform sustainability.

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

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS  
ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR THE FISCAL  
YEAR 2014/2015

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

Noes: Councilmember Mirisch.

CARRIED

**ITEM F-1A: ADOPTED RES# 14-R-12991**

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to adopt Resolution F-1B as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS  
APPROVING THE OPERATING BUDGET AND FINANCIAL POLICIES  
FOR THE 2014/2015 FISCAL YEAR AND APPROPRIATING FUNDS  
THEREFOR

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

Noes: Councilmember Mirisch.

CARRIED

**ITEM F-1B: ADOPTED RES# 14-R-12992**

MOVED by Vice Mayor Gold, seconded by Councilmember Brien to adopt Resolution F-1C as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING THE CAPITAL IMPROVEMENT PROGRAM BUDGET FOR THE 2014/2015 FISCAL YEAR AND APPROPRIATING FUNDS THEREFOR

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

Noes: Councilmember Mirisch.

CARRIED

**ITEM F-1C: ADOPTED RES# 14-R-12993**

2. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS ESTABLISHING PREFERENTIAL PARKING PERMIT ZONE "O" ON THE 700 BLOCK OF NORTH ARDEN DRIVE AND THE NORTH SIDE OF ELEVADO AVENUE BETWEEN THE EAST AND WEST ALLEYWAYS OF NORTH ARDEN DRIVE. Comment: Establishes a permit zone regulation of "2-hour parking, 8am to 8pm, Daily, and No Parking, 8pm to 2:30am, Daily, permit 'O' exempt" to address parking intrusion.

Deputy Director of Transportation Aaron Kunz briefly reviewed the permit zone process, current parking regulations, history of permit zone "O", evening and daytime impacts, correspondence, and staff and Traffic and Parking Commission recommendations.

Speaking:

1. Daniel Elihu
2. Mark Rubin
3. Lisa Bonbright
4. Pam Rubin
5. Dave Pressler
6. Sally Sharone
7. Sami Sharone
8. Kelly Wall
9. Tim Wall
10. Ellen Meyer
11. Sue Smalley
12. Linda Elihu
13. Diana Elihu
14. Chris Bonbright

Traffic and Parking Commission Vice Chair Lester Friedman spoke about the considerations they took into account before making their decision.

Mr. Kunz, Transportation Planner Martha Eros, and Assistant City Attorney Roxanne Diaz responded to Council questions. Council discussed guest parking permits/exemptions, split street parking regulations, safety and quality of life.

MOVED by Vice Mayor Gold, seconded by Councilmember Mirisch to adopt Resolution F-2 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS  
ESTABLISHING PREFERENTIAL PARKING PERMIT ZONE "O" ON THE  
700 BLOCK OF NORTH ARDEN DRIVE AND THE NORTH SIDE OF  
ELEVADO AVENUE BETWEEN THE EAST AND WEST ALLEYWAYS OF  
NORTH ARDEN DRIVE

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

FAILED

MOVED by Councilmember Brien, seconded by Councilmember Krasne to adopt Resolution F-2 as amended to include 8-hour parking on the south end of the block as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS  
ESTABLISHING PREFERENTIAL PARKING PERMIT ZONE "O" ON THE  
700 BLOCK OF NORTH ARDEN DRIVE AND THE NORTH SIDE OF  
ELEVADO AVENUE BETWEEN THE EAST AND WEST ALLEYWAYS OF  
NORTH ARDEN DRIVE

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

CARRIED

**ITEM F-2: ADOPTED AS AMENDED TO INCLUDE 8-HOUR PARKING ON THE SOUTH END OF THE BLOCK RES# 14-R-12994**

3. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BEVERLY HILLS AND THE MUNICIPAL EMPLOYEES ASSOCIATION OF BEVERLY HILLS (MEA). Comment: The Memorandum of Understanding with the Municipal Employees Association expired October 5, 2013. Negotiations have now concluded resulting in a new two year term agreement for Council approval. It is recommended the City Council approve the Memorandum of Understanding which was first presented at the May 20, 2014 Council meeting.

Acting Assistant Director of Administrative Services/Human Resources Shelley Ovrom presented a PowerPoint and oral report on items F-3 through F-7. She reviewed the procedure for adopting a memorandum of understanding as a result of the new ordinance adopted by the City Council in December 2013. She enumerated the groups with whom the City negotiated and discussed the major components of the renegotiated memoranda.

Councilmember Krasne expressed her desire to go back to the negotiating table to renegotiate the terms. Councilmember Mirisch expressed his concerns on the pension costs and suggested the City move to a defined contribution model. Councilmember Brien expressed his support to approve the memoranda and noted some of the positive changes that have happened such as a defined medical contribution with a cap and that employees would pay their contributions. Vice Mayor Gold pointed out some of the significant benefits to the City such as the elimination of PERS on PERS and costly employee surveys. He indicated his support to approve the memoranda. Mayor Bosse commented that she has received calls from residents expressing concerns on the negotiations process.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to approve Item F-3 as follows:

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BEVERLY HILLS AND THE MUNICIPAL EMPLOYEES ASSOCIATION OF BEVERLY HILLS (MEA)

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

FAILED

**ITEM F-3: MOTION FAILED**

4. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BEVERLY HILLS AND THE SAFETY SUPPORT ASSOCIATION OF BEVERLY HILLS. Comment: The Memorandum of Understanding with the Safety Support Association expired October 4, 2013. Negotiations have now concluded resulting in a new two year term agreement for Council approval. It is recommended the City Council approve the Memorandum of Understanding which was first presented at the May 20, 2014 Council meeting.

Items F-3 through F-7 were presented and discussed at the same time.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to approve Item F-4 as follows:

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

FAILED

***ITEM F-4: MOTION FAILED***

5. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BEVERLY HILLS AND THE MANAGEMENT AND PROFESSIONAL EMPLOYEES ASSOCIATION OF BEVERLY HILLS. Comment: The Memorandum of Understanding with the Management & Professional Association expired October 5, 2013. Negotiations have now concluded resulting in a new two year term agreement for Council approval. It is recommended the City Council approve the Memorandum of Understanding which was first presented at the May 20, 2014 Council meeting.

Items F-3 through F-7 were presented and discussed at the same time.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to approve Item F-5 as follows:

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

FAILED

***ITEM F-5: MOTION FAILED***

6. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BEVERLY HILLS AND THE SUPERVISORS ASSOCIATION OF BEVERLY HILLS. Comment: The Memorandum of Understanding with the Supervisors Association expired October 5, 2013. Negotiations have now concluded resulting in a new two year term agreement for Council approval. It is recommended the City Council approve the Memorandum of Understanding which was first presented at the May 20, 2014 Council meeting.

Items F-3 through F-7 were presented and discussed at the same time.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to approve Item F-6 as follows:

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

FAILED

***ITEM F-6: MOTION FAILED***

7. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF BEVERLY HILLS AND THE BEVERLY HILLS CONFIDENTIAL EMPLOYEES ASSOCIATION. Comment: The Memorandum of Understanding with the Confidential Association expired October 5, 2013. Negotiations have now concluded resulting in a new two year term agreement for Council approval. It is recommended the City Council approve the Memorandum of Understanding which was first presented at the May 20, 2014 Council meeting.

Items F-3 through F-7 were presented and discussed at the same time.

MOVED by Councilmember Brien, seconded by Vice Mayor Gold to approve Item F-7 as follows:

Ayes: Councilmember Brien, and Vice Mayor Gold.

Noes: Councilmember Krasne, Councilmember Mirisch, and Mayor Bosse.

FAILED

***ITEM F-7: MOTION FAILED***

8. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS APPROVING AN AMENDED AND RESTATED EXECUTIVE EMPLOYEE COMPENSATION PLAN FOR DEPARTMENT DIRECTORS, ASSISTANT DEPARTMENT DIRECTORS AND SENIOR MANAGEMENT EMPLOYEES. Comment: It is recommended that the City Council introduce the resolution approving the Executive Employee Compensation Plan.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to continue the item to the meeting of July 1, 2014

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

Noes: None.

CARRIED

***ITEM F-8: ITEM CONTINUED TO THE MEETING OF JULY 1, 2014***

9. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS, CALIFORNIA, FOR PAYING AND REPORTING THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS FOR THE BEVERLY HILLS FIREMEN'S ASSOCIATION, BEVERLY HILLS POLICE OFFICERS' ASSOCIATION, AND BEVERLY HILLS POLICE MANAGEMENT ASSOCIATION. Comment: Approval of the resolutions changing the reporting value of the employer paid member contributions for the Firemen's Association, Police Management Association and Police Officers Association.

Director of Administrative Services/Chief Financial Officer Don Rhoads explained that this item is just a "clean up" of the CALPERS paperwork on the public safety negotiations that happened in 2011.

Councilmember Krasne clarified that there is no fiscal impact to the City.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to approve Item F-9 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS, CALIFORNIA, FOR PAYING AND REPORTING THE VALUE OF EMPLOYER PAID MEMBER CONTRIBUTIONS FOR THE BEVERLY HILLS FIREMEN'S ASSOCIATION, BEVERLY HILLS POLICE OFFICERS'

ASSOCIATION, AND BEVERLY HILLS POLICE MANAGEMENT  
ASSOCIATION

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

Noes: None.

CARRIED

**ITEM F-9: ADOPTED RES# 14-R-12995**

10. RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS TO TAX DEFER MEMBER PAID CONTRIBUTIONS - IRC 414(h)(2) EMPLOYER PICK-UP. Comment: It is recommended that the City Council adopt the resolution to tax defer member paid contributions.

Director of Administrative Services/Chief Financial Officer Don Rhoads noted that this is another paperwork "clean up" item and there is no cost to the City.

Councilmember Krasne asked a question pertaining to staff retirement tax. Mr. Rhoads and Peter Brown from Liebert Cassidy and Whitmore answered Councilmember Mirisch' questions regarding the IRS' involvement in the deferment of taxes, and whether employees were polled on their preference.

MOVED by Councilmember Brien, seconded by Councilmember Krasne to adopt Item F-10 as follows:

RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS TO  
TAX DEFER MEMBER PAID CONTRIBUTIONS - IRC 414(h)(2)  
EMPLOYER PICK-UP

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

Noes: None.

CARRIED

**ITEM F-10: ADOPTED RES# 14-R-12996**

**G. COMMISSION SYNOPSIS**

1. HEALTH AND SAFETY COMMISSION - Regular Meeting of May 19, 2014  
RECREATION AND PARKS COMMISSION - Regular Meeting of May 27, 2014  
CULTURAL HERITAGE COMMISSION - Special Meeting of June 3, 2014

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

**H. OTHER BUSINESS**

Study Session Item C-7

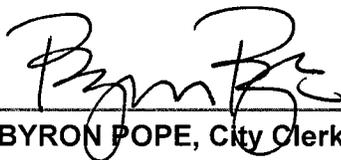
Deputy City Manager for Public Affairs Cheryl Friedling provided a brief background on The Academy of Motion Picture Arts and Sciences' hosting of two film screenings.

Council agreed to not move forward with this request, and directed staff to bring the item back for consideration when the Academy Theatre is re-opened, and consider Greystone as well.

**I. ADJOURNMENT**

There being no further business, Mayor Bosse, with the consent of the Council, adjourned the meeting at 10:26pm to the Closed Session to discuss remaining items that are identified on the agenda that has been prepared for the meeting.

PASSED, Approved and Adopted  
this 29<sup>th</sup> day of July, 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.**