



**CITY OF BEVERLY HILLS
CITY COUNCIL REGULAR MEETING
MINUTES
January 7, 2014**

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

PLEDGE OF ALLEGIANCE led by Marilyn Gallup

A. ROLL CALL

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

Absent: None

Mayor Mirisch held a moment of silence to remember and honor the life of Beverly Hills Police Detective Gabriel Coyoca who passed away on December 23, 2013 after a nine-month battle with leukemia.

Mayor Mirisch wished Rose Toren, mother of Vice Mayor Lili Bosse, a speedy recovery.

B. PRESENTATIONS

1. RECOGNITION OF RETIRING COMMISSIONERS Public Works Commission - Peter Foldvary - Farshid Joe Shooshani

Mayor Mirisch, along with Vice Mayor Bosse, presented plaques of recognition and gifts to retiring Public Works Commissioners Dr. Peter Foldvary and Farshid Joe Shooshani. Dr. Foldvary and Mr. Shooshani thanked the City for the opportunity to serve the community.

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. David Anthony
2. Frances Shloss
3. KiKi Hahn
4. Dr. Karin Fallon and Jim Fallon, Beverly Hills Lingual Institute

3. REPORT FROM THE CITY MANAGER * Centennial Historical Timeline - Megan Roach, Marketing and Economic Sustainability Manager and Ryan Park, Program Operations Specialist

Marketing and Economic Sustainability Manager Megan Roach and Program Operations Specialist Ryan Park reported on the Centennial's historical timeline which is showcased on the City's website, and showed photos included in the historical timeline.

4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

None

D. CITY COUNCIL CONSENT CALENDAR

MOVED by Councilmember Gold, seconded by Councilmember Brien to remove Item D-7 for discussion and separate vote, approve the remaining items on the City Council consent calendar, and direct that the appropriate accounts be charged on Items E-2 and E-3

Minutes

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular Meeting of December 17, 2013.

Demands Paid

2. REVIEW OF BUDGETED DEMANDS PAID, report dated December 7 - December 20, 2013.
3. PAYROLL DISBURSEMENT REPORT, report dated January 7, 2014.

Other Business

ORDINANCE OF THE CITY OF BEVERLY HILLS:

None

RESOLUTIONS APPROVING:

4. ESTABLISHING A TWO (2) HOUR PARKING AND STANDING TIME LIMITATION BETWEEN THE HOURS OF 8:00 A.M. AND 6:00 P.M. ON BOTH SIDES OF THE 700 BLOCK OF NORTH CRESCENT DRIVE. Comment: Establishes a non-permit parking regulation of "2-Hour Parking, 8am to 6pm, Except Sunday."

ITEM D-4: ADOPTED RES# 14-R-12964

APPROVAL OF:

5. AGREEMENT WITH CLYDE ARMORY FOR FIREARM AND EQUIPMENT REPLACEMENT AND TRADE. Comment: Specialized police equipment which is valued at \$41,825 has reached the end of its useful life will be traded for new equipment.

ITEM D-5: APPROVED AG# 03-14

6. AGREEMENT WITH PILLSBURY WINTHROP SHAW PITTMAN, LLP FOR SPECIAL COUNSEL SERVICES. Comment: Agreement with Pillsbury Winthrop Shaw Pittman, LLP for specialized tax law services.

ITEM D-6: APPROVED AG# 04-14

7. APPROPRIATION OF \$33,703.00 FROM THE BEVERAGE CONTAINER RECYCLING PAYMENT PROGRAM FOR PRINTING AND BINDING SERVICES FOR THE SOLID WASTE RECYCLING OUTREACH PROGRAM. Comment: Staff is requesting an appropriation \$33,703 for funds already received from CalRecycle, a State Agency that promotes beverage container recycling. This funding will be used to continue to promote our recycling efforts in the city.

In response to Councilmember Krasne's question, Public Works Services Director George Chavez explained where the funds are coming from and being allocated to.

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

APPROPRIATION OF \$33,703.00 FROM THE BEVERAGE CONTAINER RECYCLING PAYMENT PROGRAM FOR PRINTING AND BINDING SERVICES FOR THE SOLID WASTE RECYCLING OUTREACH PROGRAM

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

Noes: None.

CARRIED

ITEM D-7: APPROVED

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

ITEM A: STATE OF CALIFORNIA, DEPARTMENT OF INDUSTRIAL RELATIONS, OFFICE OF SELF-INSURANCE PLANS ASSESSMENT FEE FOR SELF-INSURED WORKERS' COMPENSATION PLANS; AND APPROVAL OF A PURCHASE ORDER TO THE DEPARTMENT OF INDUSTRIAL RELATIONS, OFFICE OF SELF-INSURANCE PLANS ASSESSMENT IN AN AMOUNT NOT TO EXCEED \$104,972.52 FOR FISCAL YEAR 2013-14. Comment: Requesting City Council approval of the purchase order and payment to the State of California, Department of Industrial Relations, Office of Self-Insurance Plans annual assessment in the amount of \$104,972.52.

ITEM D-8A: APPROVED

Vote on the City Council Consent Calendar:

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

Noes: None.

CARRIED

E. PUBLIC HEARING

TO SET:

None

TO CONSIDER:

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

1. CITY COUNCIL CALL UP TO CONSIDER A REQUEST TO APPLY THE CITY'S MEDICAL USE OVERLAY ZONE TO THE SUBJECT PROPERTY, REQUEST TO AMEND A PREVIOUSLY GRANTED DEVELOPMENT PLAN REVIEW TO MODIFY CONDITIONS OF APPROVAL APPLICABLE TO THE PROPERTY, AND A REQUEST FOR A CONDITIONAL USE PERMIT TO ALLOW A VEHICLE SHOWROOM ON THE BUILDING'S GROUND FLOOR FOR THE PROPERTY LOCATED AT 8767 WILSHIRE BOULEVARD. Comment: On December 17, 2013 the City Council voted to call up for review the Planning Commission's decision denying a Medical Use Overlay Zone, Planned Development Permit, Development Plan Review, and Conditional Use Permit for

the commercial building located at 8767 Wilshire Boulevard. This will be a de novo hearing to consider the requested applications.

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 Senior Planner and the record of the Community Development Department in this matter are made a part of the record of this hearing.

Councilmember Krasne, Vice Mayor Bosse and Mayor Mirisch disclosed any ex parte communications or evidence not currently in the record. Councilmembers Brien and Gold had nothing to disclose.

Director of Community Development Susan Healy Keene introduced Senior Planner Ryan Gohlich who presented a PowerPoint and oral report on the proposed project's background information, discussion items, summary of potential pros and cons, and recommendation.

Speaking:

1. Tom Levyn - representing applicant
2. Eliot Finkel
3. Robert Tanenbaum
4. Samantha Shoemaker
5. Mark Zucker
6. Chris Lewert
7. Lawrence Kopeikin
8. Alma Ordaz
9. Richard Shamoolian
10. Rich Baron
11. Bob Weiss
12. Steve Dahlerbruch
13. Ilona Sherman
14. Jacqui Farina
15. Rosalynn (Lolly) Krissman
16. David Gordon
17. David Mirharooni
18. Lisa Greer
19. Rabbi Laura Geller
20. Nancy Moss
21. Larry Larson

Mayor Mirisch called for a five-minute recess at 9:41pm

22. Jimmy Delshad
23. Lonnie Delshad
24. Cassia Rodrigues
25. Michael T. Duffy, MD
26. Alan Toy
27. Rick Shpall

28. Giacomino Drago
29. Craig Davis
30. Leslie Bernard
31. Larry Larson (continuation)
32. Andrea Grossman
33. Jordan Hughes
34. Ed Brown
35. KK Shiel
36. Jerry Dobkin
37. Lisa Wolfe
38. Michael Libow
39. Isabel Hacker
40. Thomas White
41. Fred Fenster
42. Joseph Fletcher
43. Susan Mishler
44. Laurie Larde
45. Bonnie Gottlieb
46. Ronna Shpall
47. Alexandra Polin
48. Marilyn Gallup
49. Ken Goldman
50. AJ Willmer
51. Councilmember Krasne read a letter into the record from Lisa Primavera
52. Mayor Mirisch read a letter into the record from Nancy Barth
53. Vice Mayor Bosse read a letter into the record from Olga Estevez
54. Mayor Mirisch read a letter into the record from Nina Levine
55. Mayor Mirisch read a letter into the record from Gary N. Jacobs
56. Mayor Mirisch read a letter into the record from Joe Moosavian
57. Mayor Mirisch read a letter into the record from Gloria Seiff

There were no additional members of the audience who wished to comment. Mayor Mirisch closed the public comment period at 12:03am. Mayor Mirisch called for a five-minute recess.

Mr. Levyn made his closing remarks, noting that the City Council signed the settlement agreement after receiving the results of the traffic study, which was reviewed by the City's Traffic Engineer who made the same findings as the City's traffic consultant.

Mr. Gohlich, Sarah Brandenburg from Fehr & Peers, Assistant Director of Community Development Jonathan Lait, and Director of Parking Operations Chad Lynn answered questions from Councilmember Gold, Councilmember Brien, and Vice Mayor Bosse regarding parking and the traffic study details.

Councilmember Krasne apologized to the public for her behavior during the public comment period.

Mayor Mirisch announced that the public comment period is closed, and the item will be continued to the next meeting on January 21, 2014.

ITEM E-1: ITEM CONTINUED TO THE CITY COUNCIL MEETING OF JANUARY 21, 2014; PUBLIC COMMENT PERIOD CLOSED

F. CONTINUED AND NEW BUSINESS

None

G. COMMISSION SYNOPSIS

1. DESIGN REVIEW COMMISSION - Regular Meeting of December 5, 2013
FINE ART COMMISSION - Special Meeting of December 17, 2013
HUMAN RELATIONS COMMISSION - Regular Meeting of December 19, 2013

ITEM G-1: NO ACTION TAKEN

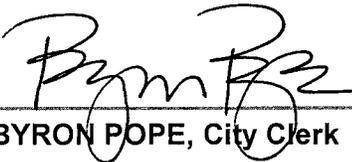
H. OTHER BUSINESS

None

I. ADJOURNMENT

There being no further business, Mayor Mirisch, with the consent of the Council, adjourned the meeting at 1:00 am on January 8, 2014.

PASSED, Approved and Adopted
this 21st day of January, 2014


BYRON POPE, City Clerk


JOHN A. MIRISCH, MAYOR

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