

# **CITY OF BEVERLY HILLS**

## **AGENDA**

### **Council Chambers**

March 04, 2014

07:00 p.m.

#### **A. ROLL CALL**

#### **B. PRESENTATIONS**

1. CERTIFICATES OF APPOINTMENT  
Fine Art Commission  
- Carolyn Hiller  
  
Planning Commission  
- Farshid Joe Shooshani
2. RECOGNITION OF RETIRING COMMISSIONERS  
Planning Commission  
- Daniel Yukelson  
  
Public Works Commission  
- Steven L. Weinglass
3. PROCLAMATIONS  
- City National Bank's 60th Anniversary  
- Lisa and Mark Schwartz and John Bendheim  
- Rabbi Harvey J. Fields, to be accepted by Mrs. Sybil Fields
4. CIVIL CITY PROGRAM - The Beverly Hills Civil City program expands the umbrella of the embrace civility theme from City Hall to City streets and City sidewalks.

#### **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.)
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.
3. REPORT FROM THE CITY MANAGER  
\* Budget Transparency Tool - Don Rhoads, Director of Administrative Services/Chief Financial Officer
4. CITY COUNCILMEMBER AND COMMITTEE REPORTS

**D. CITY COUNCIL CONSENT CALENDAR**

Any item may be removed from the Consent Calendar by a member of the City Council or by a person in attendance, with the concurrence of the City Council.

**MOTION TO APPROVE CONSENT AGENDA:**

"I move the adoption of the Consent Agenda, as follows"

**Minutes**

1. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Study Session of February 18, 2014.  
[ITEM D-1 LINK](#)
2. CONSIDERATION BY THE CITY COUNCIL OF THE MINUTES of the Regular Meeting of February 18, 2014.  
[ITEM D-2 LINK](#)

**Demands Paid**

3. PAYROLL DISBURSEMENT REPORT, report dated March 4, 2014.  
[ITEM D-3 LINK](#)

**Other Business**

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

4. AMENDING TITLE 1, CHAPTER 9, ARTICLE 1 OF THE MUNICIPAL CODE REGARDING COMPENSATED LEGISLATIVE ADVOCATES. Second Reading - For Adoption.

Comment: The City Council recently approved an updated lobbyist disclosure form and requested accompanying changes to the Municipal Code in order to implement the form. The proposed ordinance includes those changes to the Municipal Code to implement the form as well as other changes requested by the City Council to the City's lobbyist disclosure regulations.

[ITEM D-4 LINK](#)

5. INCLUDING ELECTRONIC CIGARETTES WITHIN THE CITY'S TOBACCO RETAILER PERMITTING AND SMOKING REGULATIONS; AND REGULATING ELECTRONIC CIGARETTE USE IN THE SAME MANNER AS TOBACCO USE UNDER CERTAIN STATE LAWS - Second Reading - For Adoption.

Comment: Amends the municipal code to regulate e-cigarettes similarly to tobacco products.

[ITEM D-5](#)

**RESOLUTIONS APPROVING:**

None

**APPROVAL OF:**

6. THE COUNCIL OF THE CITY OF BEVERLY HILLS ACCEPTING CITY OF BEVERLY HILLS COMMUNITY

CHARITABLE FOUNDATION DONATIONS FOR THE BEVERLY GARDENS PARK RENOVATION PROJECT IN THE TOTAL AMOUNT OF \$100,000; RELEASING \$100,000 OF MATCHING FUNDS AND APPROPRIATING FUNDS THEREFOR.

Comment: Accepts City of Beverly Hills Community Charitable Foundation donations that have been specifically designated for the Beverly Gardens Park Renovation project, releases City-designated matching funds, and appropriates the funds to the Beverly Gardens Park project account.

ITEM D-6 LINK

7. AGREEMENT WITH STEGEMAN AND KASTNER, INC. FOR CONSULTING SERVICES RELATED TO CONSTRUCTION OVERSIGHT COORDINATION SERVICES AT 9900 WILSHIRE BOULEVARD; AND
- AUTHORIZE A PURCHASE ORDER APPROVAL IN THE AMOUNT OF \$717,647 FOR PROFESSIONAL CONSULTING SERVICES.

Comment: Staff requests that Council approve an agreement with Stegeman and Kastner, Inc. for the construction oversight coordination services of the 9900 Wilshire project for a total not-to-exceed amount of \$750,000. This cost will be reimbursed by the developer with no fiscal impact to the City.

ITEM D-7 LINK

8. THE AWARD OF CONTRACT TO VENTURA CONSTRUCTION, INC. FOR THE ROXBURY PARK FIELD RESTROOM BUILDING PROJECT; AND APPROVING PLANS AND SPECIFICATIONS THEREFOR; AND
- APPROVAL OF A PURCHASE ORDER TO VENTURA CONSTRUCTION, INC. FOR THE CONTRACT WORK IN THE TOTAL AMOUNT OF \$292,500.

Comment: Requests approval of the award of contract for the construction of the Roxbury Park Restroom Building project

ITEM D-8 LINK

9. THE AWARD AND APPROVAL OF A PURCHASE ORDER TO THE WAKEFIELD COMPANY FOR DUMOR STEEL BENCHES AND TRASH RECEPTACLES FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$295,868.25; REJECTION OF THREE BIDS AS NON-RESPONSIVE.

Comment: This purchase order is for benches and trash receptacles to replace the existing worn out benches and trash receptacles of varying configuration with the specified Dumor products to achieve uniformity in Roxbury and La Cienega Parks.

ITEM D-9 LINK

10. REJECTION OF BIDS FOR CONTRACT WORK PERTAINING TO THE POLICE FACILITY OVERSIZED VEHICLE STORAGE PROJECT.

Comment: Recommend that the bids for contract work be rejected due to the cost exceeding the budget, and authorize the rebidding of the work following value engineering and redesign of the project.

ITEM D-10 LINK

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

ITEM A: A PURCHASE ORDER IN THE NOT TO EXCEED AMOUNT OF \$180,000 TO LIEBERT CASSIDY WHITMORE, A PROFESSIONAL CORPORATION FOR EMPLOYEE RELATIONS AND NEGOTIATIONS SERVICES.

Comment: On December 18, 2013, City Council approved the agreement for labor negotiation services provided by Liebert Cassidy & Whitmore on a retainer basis. The approval of a purchase order was not included in the request for approval, therefore, it is now being recommended for approval.

ITEM B: A CHANGE ORDER IN THE AMOUNT OF \$13,300 TO THE PURCHASE ORDER OF AON CONSULTING FOR ACTUARIAL SERVICES FOR A TOTAL NOT TO EXCEED AMOUNT OF \$58,300.

Comment: This change order will finalize payment to Aon Consulting for actuarial consulting services related to the City's liabilities stemming from its contractual obligations with its bargaining units.

ITEM C: AGREEMENT WITH FIRST CLASS VENDING, INC. FOR INSTALLATION, SERVICING AND STOCKING OF VENDING MACHINES AT CERTAIN CITY FACILITIES.

Comment: Agreement between the City of Beverly Hills and First Class Vending, Inc. to install and service new vending machines at City owned properties.

ITEM D: AGREEMENT WITH PMAM, INC. FOR CONSULTING SERVICES TO MANAGE AND ADMINISTER CITY'S FALSE ALARM ORDINANCE.

Comment: Approval of agreement for City's false alarm billing vendor.

ITEM D-11 LINK

#### **E. PUBLIC HEARING**

##### **TO SET:**

None

##### **TO CONSIDER:**

1. FOUR RESOLUTIONS OF THE COUNCIL OF THE CITY OF BEVERLY HILLS DESIGNATING FOUR PROPERTIES AS LOCAL LANDMARKS AND PLACING THESE PROPERTIES ON THE LOCAL REGISTER OF HISTORIC PROPERTIES.

Comment: The following four Local Landmark Nominations are being forwarded to City Council on the recommendation of the Cultural Heritage Commission and with the approval of the property owners: (1) McGilvray House at 804 N. Alpine Drive; (2) Beverly Wilshire Hotel at 9528 Wilshire Boulevard; (3) Harry Cohn Estate at 1000 N. Crescent Drive, (4) Slavin House at 620 N. Sierra Drive.

ITEM E-1 AGENDA REPORT LINK

ITEM E-1 ATTACHMENT 1 LINK

ITEM E-1 ATTACHMENT 2 LINK

ITEM E-1 ATTACHMENT 3 LINK

ITEM E-1 ATTACHMENT 4 LINK

ITEM E-1 ATTACHMENT 5 LINK

ITEM E-1 ATTACHMENT 6 LINK

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

1. CONSIDERATION OF SANTA MONICA BOULEVARD BLUE RIBBON COMMITTEE RECOMMENDATIONS.

Comment: Forwards Committee recommendations for the conceptual design of the Santa Monica Boulevard Reconstruction project, including bicycle lanes and landscaped medians.

[ITEM F-1 AGENDA REPORT LINK](#)

[ITEM F-1 ATTACHMENTS 1 & 2 \(UNDER SEPARATE COVER\) LINK](#)

[ITEM F-1 ATTACHMENT 3 LINK](#)

[ITEM F-1 ATTACHMENT 4 LINK](#)

[ITEM F-1 ATTACHMENT 5 LINK](#)

[ITEM F-1 ATTACHMENT 6 LINK](#)

[ITEM F-1 ATTACHMENT 7 LINK](#)

[ITEM F-1 ATTACHMENT 8 LINK](#)

[ITEM F-1 ATTACHMENT 9 LINK](#)

2. A. AN URGENCY ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE REGARDING THE AGE OF TAXICAB VEHICLES AND DECLARING THE URGENCY THEREOF

B. ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE REGARDING THE AGE OF TAXICAB VEHICLES. First Reading - For Introduction.

Comment: Amends Section 7-4-214(j) of the Beverly Hills Municipal Code regarding the number of years during which taxicab vehicles may remain in service, subject to annual safety inspections.

[ITEM F-2 LINK](#)

3. A RESOLUTION OF THE COUNCIL OF THE CITY OF BEVERLY HILLS AMENDING THE MILLS ACT PILOT PROGRAM AND APPROVING A THREE YEAR EXTENSION OF THE PILOT PROGRAM.

Comment: The Cultural Heritage and Planning Commissions have conducted a review of the City's two-year Mills Act Pilot Program and recommend changes to improve program implementation.

[ITEM F-3 LINK](#)

4. ORDINANCE OF THE CITY OF BEVERLY HILLS AMENDING THE BEVERLY HILLS MUNICIPAL CODE REGARDING CARRYOUT BAGS. First Reading - For Introduction.

Comment: This ordinance amends Title 5 - Public Health, Welfare, and Sanitation, by adding Chapter 10 to the Beverly Hills Municipal Code prohibiting certain retail establishments of providing plastic carry-out bags at the point of sale and regulating the use of paper carryout bags

[ITEM F-4 LINK](#)

#### **G. COMMISSION SYNOPSIS**

1. RECREATION AND PARKS COMMISSION - Regular Meeting of January 28, 2014  
CHARITABLE SOLICITATIONS COMMISSION - Regular Meeting of February 12, 2014  
PLANNING COMMISSION - Regular Meeting of February 13, 2014

[ITEM G-1 LINK](#)

#### **H. OTHER BUSINESS**

#### **I. ADJOURNMENT**