



**CITY OF BEVERLY HILLS**  
Room 280A  
455 North Rexford Drive  
Beverly Hills, CA 90210

**HEALTH AND SAFETY COMMISSION REGULAR MEETING**  
**MINUTES**

Monday, June 26, 2017  
4:00 p.m.

**OPEN MEETING**

Date/Time: June 26, 2017 / 4:02 p.m.

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

Commissioners Present: Commissioners Ross, Schwartz, Lurie, Vice Chair Demeter  
Commissioners Absent: Chair Nazarian  
Staff Present: Pamela Mottice-Muller, Logan Phillippo, Lolly Enriquez, Garin Hussenjian

**COMMUNICATIONS FROM THE AUDIENCE**

Members of the public may address the Commission regarding any items not on the Agenda that are within the subject matter jurisdiction of the Commission. By State law, the Commission may not discuss or vote on items not on the Agenda.

Speakers: None.

**APPROVAL OF AGENDA**

The agenda was approved with the following changes: Item 5 was moved to the 2<sup>nd</sup> position. Item 6 followed Item 5, and Item 4 was heard last.

**CONSENT CALENDAR**

- Consideration of minutes from the Health and Safety Commission meeting on May 22, 2017.

Motion: MOVED by Commissioner Schwartz, SECONDED by Commissioner Lurie to adopt the minutes (4-0).

AYES: Commissioners Ross, Schwartz, Lurie, Vice Chair Demeter

NOES: None

CARRIED

## **REPORTS FROM PRIORITY AGENCIES**

- **Beverly Hills School District – Board Member, Noah Margo**  
Noah Margo reported to the Commissioners about plans to plug and cap the oil well now that the responsibility has fallen on BHUSD following Veneco, Inc. filing for bankruptcy on April 17, 2017. Mr. Margo explained that the wells would first be plugged and shut down, then discussion would begin about the decommissioning and remediation of the site. Commissioner Lurie inquired about the methane emission monitoring and Mr. Margo stated that the methane emission monitoring would be greatly reduced by the plugging and capping. Also, methane concerns are being discussed and the remediation of the area depends upon the future use of the area.
- **Beverly Hills Police Department – Sergeant Sean Smollen**  
Sergeant Sean Smollen informed the Commissioners about the upcoming National Night Out event to take place on Tuesday, August 1<sup>st</sup>, from 6pm to 9pm at the 400 block of N Rexford Drive. He also informed the Commission that the Police Department is working on a new smart phone app that will be a user friendly was for people to access information. Finally, Sergeant Smollen wanted to remind residents to sign up for Nixele, our City's information notification system, by texting 888-777 and entering your zip code. For any inquires, Sergeant Smollen's direct number is 310-288-2668.

## **CONTINUED BUSINESS**

### **1. Health and Safety Recognition Program – Leon Haytayan & Silverado Beverly Place**

The Health and Safety Recognition Program continues to honor those individuals, businesses, or groups who have demonstrated leadership in the field of health and safety issues or made a contribution to the mission of the Health and Safety Commission.

Commissioner Lisa Kay Schwartz nominated Leon Haytayan of Leon's Beverly Hills for his annual donation of three prize watches to the Vahagn Setian Memorial 5K Run/Walk. Leon's Beverly Hills has been established in the City for sixteen years and is a supportive and integral member of the business community.

Also, in honor of June as Alzheimer's Awareness month, Commissioner Lisa Kay Schwartz and James Latta, Human Services Administrator, nominated Valerie Lehrer of the Silverado Memory Care Community. As the Family Ambassador of the Care Community, Ms. Lehrer educates families on how structured therapy, activities, and trained caregivers can help Alzheimer's patients create new lives and new memories.

### **2. Disaster Ready Partner – None**

In order to promote disaster preparedness efforts in the business community, each month, the Health and Safety Commission will give a shout-out to those businesses that have submitted their application to become Disaster Ready partners.

### **3. Cybersecurity – None**

Each month, the Health and Safety Commission hears Cybersecurity related topics such as safe website identification, internet safety for children and teens, advancements in technology, email hoaxes, and fiber optics in order to promote the safety and security of the community.

### **4. Proposed Smoke-Free Multi-Unit Housing Ordinance**

Logan Phillippo, Senior Management Analyst, presented a proposed ordinance that would regulate smoking within multi-unit housing. The proposed ordinance incorporated several provisions recommended at the previous May 22, 2017, Health and Safety Commission Regular Meeting. The Commission discussed and deliberated.

Five letters regarding smoking in multi-family residences were read into the public record. Four indicated support of smoke-free multi-unit housing while one indicated opposition.

Four speakers were present and all advocated for smoke free multi-unit housing. Speakers represented the American Lung Association, the American Cancer Society's Cancer Action Network, and Smokefree Air For Everyone (S.A.F.E.).

The following item was put to motion and agreed on:

- The Commission voted (3-1) to recommend City Council adoption the proposed ordinance with one modification to include the language "In addition to the above," before 5-14-18 Section C and before 5-4-19 Section C of the proposed Beverly Hills Municipal Code modifications.

Motion: MOVED by Commissioner Ross, SECONDED by Commissioner Lurie to adopt the motion (3-1).

AYES: Commissioners Ross, Schwartz, Lurie

NOES: Vice Chair Demeter

Vice Chair Demeter noted support for all parts of the ordinance except for a proposed addition to the Beverly Hills Municipal Code, 5-4-19 Section A Subsection 3 included in Section 3 of the proposed ordinance that states, "If an owner enters into a new lease to lease a unit to a tenant, that unit shall be designated as a non-smoking unit until such time as the owner resumes the occupancy of the unit." Vice Chair Demeter indicated that the Commission unanimously agreed that the ordinance would contain no exceptions. She pointed out that this provision provides an exception for a specific set of owners because all other owners who lease out units must designate them as non-smoking.

The proposed ordinance reflected a January 1, 2019 compliance date for apartments with existing leases and a January 1, 2020 compliance date for condominium units, which was modified from the timeframe provided during the May 22, 2017, Health and Safety Commission Regular Meeting. At that meeting, the Commission was committed to a two-year notification/compliance timeframe for condominium units. Vice Chair Demeter pointed out that a June 30, 2019 compliance date for condominium units, 18 months after January 1, 2018, would provide the two-year timeframe from passage of the ordinance and provide ample notification to condominium unit dwellers and owners. The Commission discussed.

Based on these two provisions in the proposed ordinance, Vice Chair Demeter voted "No" on the Motion.

CARRIED

This item was heard last.

**NEW BUSINESS**

**5. National Night Out**

Meena Janmohamed, Management Analyst, provided information to the Commissioners on the National Night Out event to take place on August 1<sup>st</sup>. The Health and Safety Commission will have a booth at the event and will provide informational handouts. The Commission reviewed handout options and made suggestion to add more information rather than remove any information and also suggested to include information that would be helpful to a variety of age groups.

This item was heard 2<sup>nd</sup>.

**6. Informational Presentation on the City's Marijuana Ordinance**

Cindy Owens, Senior Management Analyst, provided an informational report on the Adult Use of Marijuana Act (AUMA) and gave an overview of the City's current and proposed ordinance prohibiting marijuana businesses. The proposed ordinance is geared towards preserving local control.

One speaker was present for this item in support of medical and recreational marijuana dispensaries and encouraged the City of Beverly Hills to allow the dispensaries to operate is held to high standards.

This item was heard 3<sup>rd</sup>.

**PROJECT UPDATES**

- None

**COMMUNICATIONS FROM THE COMMISSION**

- Chair's Report
  - Mayor's Cabinet Meeting  
Vice Chair Demeter attended the June 19<sup>th</sup> Mayor's Cabinet Meeting in place of Chair Nazarian. The Commission's report included items about the Commission's work on smoke-free multi-unit housing and cybersecurity.
- Other items

**COMMUNICATIONS FROM STAFF**

- Director's report  
Director Pamela Mottice-Muller informed the Commission that you can text BEVHILLS and BEVHILLSPD to 888-777 to sign up for emergency notifications for City specific information. Residents can also sign up for the Everbridge notification system to receive calls in case of disaster. Finally, residents can call the City's Disaster Hotline 310-550-4680 or watch Channels 10 and 35 to get disaster information and updates during times of a major emergency or disaster.

Health and Safety Commission Regular Meeting Minutes  
June 26, 2017

- Upcoming events
- Information only items
  - a) Commission Calendar
  - b) Third-Hand Smoke Article
  - c) Virtual Kidnapping Scam Press Release
  - d) West Nile Virus Flyer
- Other items  
Commissioner Schwartz reminded everyone that June is Alzheimer's Awareness month. Also, in order to keep pets safe during the hot summer months keep them hydrated, in the shade, and do not leave in a locked car.

**ADJOURNMENT**

Date / Time: June 26, 2017 / 7:12 p.m.

PASSED AND APPROVED THIS 25<sup>th</sup> DAY of SEPTEMBER, 2017

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Daniel Nazarian, Chair