



CITY OF BEVERLY HILLS
Council Chamber
455 North Rexford Drive
Beverly Hills, CA 90210

HEALTH AND SAFETY COMMISSION SPECIAL MEETING

MINUTES

Thursday, February 9, 2017
2:00 p.m.

OPEN MEETING

Date/Time: February 9, 2017 / 2:07 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Commissioners Present: Commissioners Schwartz, Ross, Lurie, Vice Chair Demeter, Chair Nazarian
Commissioners Absent: None
Staff Present: Pamela Mottice-Muller, Garin Hussenjian, Kevin Kearney, Maricela Marroquin, Nestor Otazu, Renato Moreno, Scott Dowling

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.

There were no speakers on topics that were not on the Agenda.

APPROVAL OF AGENDA

By Order of the Chair, the agenda was approved.

CONSENT CALENDAR

- None

REPORTS FROM PRIORITY AGENCIES

- None

CONTINUED BUSINESS

1. Exploring Strengthening and Expanding Current City Smoking Regulations

Kevin Kearney, Senior Management Analyst, presented information and facilitated conversation on the potential of strengthening and expanding current City smoking regulations.

During the meeting, the Commission reviewed previously discussed areas to strengthen and expand smoking regulations. These identified areas of discussion were derived from the American Lung Association's State of Tobacco Control report and suggestions from the City Council during the December 6, 2016 Study Session presentation. These areas include:

- Entryways
- Public Gatherings
- Sidewalks
- Outdoor Worksites
- Open Air Dining
- Hotels
- Citywide Prohibition

Speakers: There were a total of six people present from the community of which there were four speakers. Speakers representing the Beverly Hills Conference and Visitor's Bureau, the Beverly Hills Chamber of Commerce, and the Montage Hotel spoke representing business concerns about how additional smoking regulations would negatively affect the business and hotelier community.

Three letters were read into public record. Two letters were against expanding the current smoking regulations and one letter was in favor of expanding current smoking regulations.

The Commissioners proceeded to deliberate and agreed upon all aspects of the identified areas of discussion, with the exception of special events. Commissioner Schwartz voiced concern that designated smoking areas should be required, and felt that requiring a designated area would ensure that smokers would not hide their smoking at the event or push attendees out of the event into unintended areas in search for a smoking location. Commissioner Schwartz felt that having a required area would ensure that smoking attendees would be focused to one designated location. Ultimately, the consensus was to maintain current smoking regulations at special events, which is to regulate smoking throughout the event but voluntarily allow for a designated smoking area.

After consideration, the Commissioners unanimously agreed upon the following recommendation to the City Council to strengthen the current smoking regulations:

1. Smoking is prohibited in the public right of way (which includes public sidewalks and alleyways), except smoking will only be allowed if and only if the smoker is actively passing on the way to another destination.
2. Smoking is prohibited within 20 feet of open air dining, except smoking will be allowed if and only if the smoker is actively passing on the way to another destination.

- 3. Regulations pertaining to designated smoking areas at special events and hotels will remain unchanged.
- 4. Funding is to be allocated for enforcement of the ordinance with these additions

Motion: MOVED by Chair Nazarian, SECONDED by Commissioner Lurie to adopt the Motion (5-0).

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

NOES: None

CARRIED

NEW BUSINESS

- None

PROJECT UPDATES

- None

COMMUNICATIONS FROM THE COMMISSION

- None

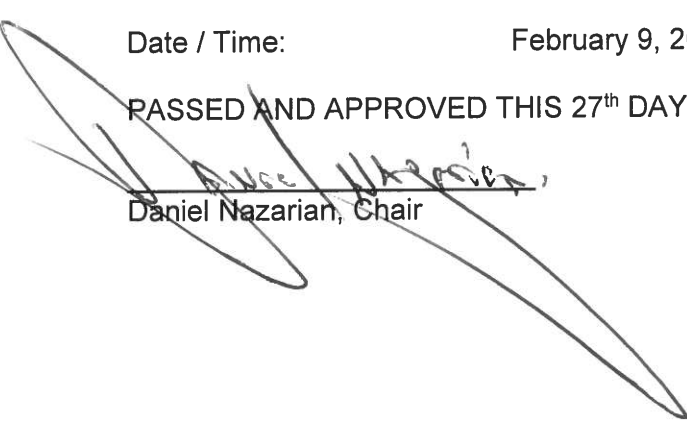
COMMUNICATIONS FROM STAFF

- None

ADJOURNMENT

Date / Time: February 9, 2017 / 5:04 p.m.

PASSED AND APPROVED THIS 27th DAY of FEBRUARY, 2017


Daniel Nazarian, Chair