



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

HEALTH AND SAFETY COMMISSION SPECIAL MEETING

MINUTES

Monday, April 29, 2019
3:00 p.m.

OPEN MEETING

Date/Time: April 29, 2019 / 3:13 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Commissioners Present: Commissioners Baker, Demeter, and Lurie, Chair Ross
Commissioners Absent: Vice Chair Nazarian
Staff Present: Pamela Mottice-Muller, Logan Phillippo, Gabrielle Ressa

COMMUNICATIONS FROM THE AUDIENCE

None

There was a discussion on whether public comment could include items not on the agenda because this was a special meeting. The representative from the City Attorney stated that people could only speak on items on the agenda during special meetings. Commissioner Lurie challenged this and felt that 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, whether it was a special meeting or not. It appeared that all the people who attended the meeting were speaking on items on the agenda, and were able to speak.

APPROVAL OF AGENDA

With the concurrence of the Commission, the agenda was approved.

CONSENT CALENDAR

- None

REPORTS FROM PRIORITY AGENCIES

- None

NEW BUSINESS

1. Presentation from Small Business Development Center Regarding Business Impact Mitigation Related to a Potential Tobacco Sales Ban

Laura Biery, Marketing and Economic Sustainability Manager, Blair Schlecter, Vice President of Economic Development and Government Affairs for the Beverly Hills Chamber of Commerce, and Lawrence Johnson, Director for the Center for Strategic Corporate Development from the Small Business Development Center (SBDC) at El Camino College, spoke to the Commission about the comprehensive services provided by SBDC to local businesses. This includes consulting, financing/loans assistance, marketing and social media efforts, educational workshops and events, and a variety of additional services. The City already pays for membership through its partnership with the Chamber of Commerce. Businesses that could be affected by a potential tobacco ban could utilize these extensive resources free of charge. Also highlighted was the SCORE program, the nation's largest volunteer, expert business mentoring program.

Two community members made public comments on the effect of the possible tobacco sale ban on businesses.

2. Tobacco Sales Ban Policy Discussion Regarding Hotel Businesses

Logan Phillippo, Policy & Management Analyst, reminded that on April 22, 2019, the Commission voted on a motion to annul the hotel carve out vote taken at the March 25, 2019 Health and Safety Commission meeting and to schedule a Special Meeting on April 29, 2019 at 3:00 p.m. to re-vote on the hotel carve out.

- Motion for a permanent carve out for hotels to sell tobacco products to their hotel guests only.

Motion: MOVED by Commissioner Lurie, NOT SECONDED

- Motion that hotels will be permitted to sell tobacco products to their own hotel guests on a temporary basis (to be determined) that within these sales provisions, the sale can only occur through a concierge service, room service, or guest service option, and not through a retail establishment/store on the hotel premises open to the general public in a public area of the hotel.

Motion: MOVED by Commissioner Baker, SECONDED by Commissioner Demeter to approve the motion (4-0).

AYES: Commissioners Baker, Lurie, and Demeter, Chair Ross

ABSENT: Vice Chair Nazarian

- Motion that effective January 1, 2020, hotels will be limited to selling tobacco products to their hotel guests only with the provisions that the products may only be sold through a concierge service, room service, or guest service option, and that there will be no retail/shop or store front presence open to the public in the hotel selling the products. This will be in effect until January 1, 2022, where at that time hotels will no longer be permitted to sell tobacco products at all, including to their own hotel guests.

Motion: MOVED by Commissioner Baker, SECONDED by Commissioner Demeter to approve the motion (4-0).

AYES: Commissioners Baker, Lurie, and Demeter, Chair Ross

ABSENT: Vice Chair Nazarian

There was a recess from 4:58 PM to 5:09 PM.

Four community members made a public comment in opposition of the hotel carve out. One community member made a public comment in support of a hotel carve out.

PROJECT UPDATES

- None

COMMUNICATIONS FROM THE COMMISSION

- Chair's Report
- Commissioner Items – Commissioners Baker, Demeter, and Lurie, and Chair Ross thanked staff and the public for all the input throughout the process of formulating the draft ordinance.

COMMUNICATIONS FROM STAFF

- Director's report
- Upcoming events
- Information only items
 - a) Commission Calendar
 - b) Beverly Hills 2019 Editorial Calendar
 - c) U.S. Department of Homeland Security Press Release
 - d) Fire Service Day Event Flyer
 - e) CERT – Community Emergency Response Team Flyer

ADJOURNMENT

Date / Time: April 29, 2019 / 5:35 p.m.

PASSED AND APPROVED THIS 24TH DAY of JUNE, 2019



Gary B. Ross, Chair