



**Beverly Hills City Council Liaison /
OpenBH Design and Operating Standards Ad Hoc Subcommittee
will conduct a Special Meeting, at the following time and place, and will address the
agenda listed below:**

**CITY OF BEVERLY HILLS
455 N. Rexford Drive
Municipal Gallery
Beverly Hills, CA 90210**

IN-PERSON / TELEPHONIC / VIDEO CONFERENCE MEETING

**Beverly Hills Liaison Committee Meeting
<https://beverlyhills-org.zoom.us/my/adhoc>
Meeting ID: 549 782 5652
Passcode: 90210**

**You can also dial in by phone:
+1 669 900 9128 US
+1 877 853 5247 (Toll-Free)**

**One tap mobile
+16699009128,,5497825652#,,, *90210# US
+18778535247,,5497825652#,,, *90210# US (Toll-Free)**

**Wednesday, August 17, 2022
4:00 PM**

In the interest of maintaining appropriate social distancing, members of the public can view this meeting through live webcast at www.beverlyhills.org/live and on BH Channel 10 or Channel 35 on Spectrum Cable, and can participate in the teleconference/video conference by using the link above. Written comments may be emailed to mayorandcitycouncil@beverlyhills.org and will also be taken during the meeting when the topic is being reviewed by the Beverly Hills City Council Liaison / OpenBH Design and Operating Standards Ad Hoc Subcommittee. Beverly Hills Liaison meetings will be in-person at City Hall.

AGENDA

- 1) Public Comment
 - a. Members of the public will be given the opportunity to directly address the Committee on any item listed on the agenda.
- 2) Resolution of the Beverly Hills City Council Liaison / OpenBH Design and Operating Standards Ad Hoc Subcommittee continuing to authorize public meetings to be held via teleconferencing pursuant to Government Code Section 54953(e) and making findings and determination regarding the same.

Recent legislation was adopted allowing the Beverly Hills City Council Liaison / OpenBH Design and Operating Standards Ad Hoc Subcommittee to continue virtual meetings during the COVID-19 declared emergency subject to certain conditions and the proposed resolution implements the necessary requirements.

- 3) Open BH Design and Operating Standards Subcommittee Stakeholder Outreach Meeting
 - a. What we heard & survey results
 - b. Project parameters
 - c. Group Q & A
 - d. Next Steps
- 4) Future Agenda Items
- 5) Adjournment



Huma Ahmed
City Clerk

Posted: August 12, 2022

**A DETAILED LIAISON AGENDA PACKET IS AVAILABLE FOR REVIEW AT
WWW.BEVERLYHILLS.ORG**



Pursuant to the Americans with Disabilities Act, the City of Beverly Hills will make reasonable efforts to accommodate persons with disabilities. If you require special assistance, please call (310) 285-1014 (voice) or (310) 285-6881 (TTY). Providing at least forty-eight (48) hours advance notice will help to ensure availability of services. City Hall, including 2nd Floor Room 280A, is wheelchair accessible.



STAFF REPORT

Meeting Date: August 17, 2022

To: City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee

From: Laura Biery, Committee Secretary

Subject: A RESOLUTION OF THE CITY COUNCIL LIAISON / OPEN BH DESIGN AND OPERATING STANDARDS AD HOC COMMITTEE OF THE CITY OF BEVERLY HILLS CONTINUING TO AUTHORIZE PUBLIC MEETINGS TO BE HELD VIA TELECONFERENCING PURSUANT TO GOVERNMENT CODE SECTION 54953(e) AND MAKING FINDINGS AND DETERMINATIONS REGARDING THE SAME

Attachments: 1. Proposed resolution

RECOMMENDATION

Staff and the City Attorney's office recommend that the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee adopt a resolution making the following findings so that meetings of the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee will be subject to the special Brown Act requirements for teleconference meetings: (1) the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee has reconsidered the circumstances of the COVID-19 state of emergency; (2) the state of emergency continues to directly impact the ability of the members to meet safely in person; and (3) state or local officials continue to impose or recommend measures to promote social distancing. Though the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee adopted such a resolution in the past, these findings must be continuously made to continue to hold meetings under these special teleconferencing requirements.

FISCAL IMPACT

The proposed resolution allowing the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee greater flexibility to conduct teleconference

meetings is unlikely to cause a greater fiscal impact to the City as the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee has been conducting such teleconference meetings for over a year.

INTRODUCTION

AB 361 allows the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee to continue virtual meetings during the COVID-19 declared emergency subject to certain conditions. These special requirements give the City greater flexibility to conduct teleconference meetings when there is a declared state of emergency and either social distancing is mandated or recommended, or an in-person meeting would present imminent risks to the health and safety of attendees.

BACKGROUND

On September 16, 2021, the Governor signed AB 361, amending the Brown Act to establish special requirements for teleconference meetings if a legislative body of a local public agency holds a meeting during a proclaimed state of emergency and either state or local officials have imposed or recommended measures to promote social distancing, or the body determines, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

AB 361 authorizes local agencies to continue meeting remotely without following the Brown Act's standard teleconferencing provisions if the meeting is held during a state of emergency proclaimed by the Governor and either of the following applies: (1) state or local officials have imposed or recommended measures to promote social distancing; or (2) the agency has already determined or is determining whether, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

DISCUSSION

To continue to hold meetings under these special teleconferencing requirements, the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee needs to make two findings pursuant to Government Code Section 54953(e)(3). First, there must be a declared state of emergency and the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee must find that it has reconsidered the circumstances of such emergency. Second, the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee must find that such emergency continues to directly impact the ability of the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee's members to meet in person. Alternatively, for the second finding, the City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee must find that state or local officials continue to impose or recommend social distancing measures. These findings must be continuously made to continue to hold meetings under these special teleconferencing requirements.

The declared emergency is still in effect. Furthermore, the State of California and the County of Los Angeles have recommended measures to promote social distancing. The

Centers for Disease Control and Prevention continue to advise that COVID-19 spreads more easily indoors than outdoors and that people are more likely to be exposed to COVID-19 when they are closer than 6 feet apart from others for longer periods of time. Additionally, the Los Angeles County Department of Public Health still encourages people at risk for severe illness or death from COVID-19 to take protective measures such as social distancing and, for those not yet fully vaccinated, to physically distance from others whose vaccination status is unknown. The County Health Department also continues to recommend that employers take steps to support physical distancing and the City Council continues to recommend steps to reduce crowding indoors and to support physical distancing at City meetings to protect the health and safety of meeting attendees.

Please note that AB 361 applies to all legislative bodies. Therefore, Commissions and standing committees will need to also comply with the requirements of AB 361.

Laura Biery
Secretary of the
City Council Liaison / Open BH Design and
Operating Standards Ad Hoc Committee

Approved By

RESOLUTION NO. CCL- OBHDOSC-02

RESOLUTION OF THE CITY COUNCIL LIAISON / OPEN BH
DESIGN AND OPERATING STANDARDS AD HOC
COMMITTEE OF THE CITY OF BEVERLY HILLS
AUTHORIZING PUBLIC MEETINGS TO BE HELD VIA
TELECONFERENCING PURSUANT TO GOVERNMENT
CODE SECTION 54953(e) AND MAKING FINDINGS AND
DETERMINATIONS REGARDING THE SAME

WHEREAS, the Beverly Hills City Council Liaison / OPEN BH DESIGN AND OPERATING STANDARDS AD HOC Committee is committed to public access and participation in its meetings while balancing the need to conduct public meetings in a manner that reduces the likelihood of exposure to COVID-19 and to support physical distancing during the COVID-19 pandemic; and

WHEREAS, all meetings of the Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee are open and public, as required by the Ralph M. Brown Act (Cal. Gov. Code 54950 – 54963), so that any member of the public may attend, participate, and watch the Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee conduct its business; and

WHEREAS, pursuant to Assembly Bill 361, signed by Governor Newsom and effective on September 16, 2021, legislative bodies of local agencies may hold public meetings via teleconferencing pursuant to Government Code Section 54953(e), without complying with the requirements of Government Code Section 54953(b)(3), if the legislative body complies with certain enumerated requirements in any of the following circumstances:

1. The legislative body holds a meeting during a proclaimed state of emergency, and state or local officials have imposed or recommended measures to promote social distancing.

2. The legislative body holds a meeting during a proclaimed state of emergency for the purpose of determining, by majority vote, whether as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.
3. The legislative body holds a meeting during a proclaimed state of emergency and has determined, by majority vote, that, as a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency in response to the COVID-19 pandemic (the “Emergency”); and

WHEREAS, the Centers for Disease Control and Prevention continue to advise that COVID-19 spreads more easily indoors than outdoors and that people are more likely to be exposed to COVID-19 when they are closer than 6 feet apart from others for longer periods of time; and

WHEREAS, the Los Angeles County “Responding together at Work and in the Community Order (8.23.21)” provides that all individuals and businesses are strongly encouraged to follow the Los Angeles County Public Health Department Best Practices. The Los Angeles County Public Health Department “Best Practices to Prevent COVID-19 Guidance for Businesses and Employers”, updated on September 13, 2021, recommend that employers take steps to reduce crowding indoors and to support physical distancing between employees and customers; and

WHEREAS, due to the ongoing COVID-19 pandemic and the need to promote social distancing to reduce the likelihood of exposure to COVID-19, the Beverly Hills City Council

Liaison / Open BH Design and Operating Standards Ad Hoc Committee intends to hold public meetings via teleconferencing pursuant to Government Code Section 54953(e).

NOW, THEREFORE, the Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee of the City of Beverly Hills resolves as follows:

Section 1. The Recitals provided above are true and correct and are hereby incorporated by reference.

Section 2. The Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee hereby determines that, as a result of the Emergency, meeting in person presents imminent risks to the health or safety of attendees.

Section 3. The Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee shall conduct its meetings pursuant to Government Code Section 54953(e).

Section 4. Staff is hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution including, conducting open and public meetings in accordance with Government Code section 54953(e) and other applicable provisions of the Brown Act.

Section 5. The City has reconsidered the circumstances of the state of emergency and finds that: (i) the state of emergency continues to directly impact the ability of the members to meet safely in person, and (ii) state or local officials continue to impose or recommend measures to promote social distancing.

Section 6. The Secretary of the Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee shall certify to the adoption of this Resolution and shall

cause this Resolution and her certification to be entered in the Book of Resolution of the Beverly Hills City Council Liaison / Open BH Design and Operating Standards Ad Hoc Committee of this City.

Adopted: August 17, 2022

LILI BOSSE
Presiding Councilmember of the
Beverly Hills City Council Liaison /
Open BH Design and Operating
Standards Ad Hoc Committee of the
City of Beverly Hills, California

Item 3



CITY OF BEVERLY HILLS -

MEMORANDUM

TO: Beverly Hills City Council OpenBH
Design and Operating Standards Subcommittee

FROM: Shana Epstein, Director of Public Works
Daren Grilley, Assistant Director of Public Works, City Engineer
Mandana Motahari, City Architect
Laura Biery, Marketing and Economic Sustainability Manager

DATE: August 17, 2022

SUBJECT: OpenBH Design and Operating Standards Subcommittee Meeting

ATTACHMENTS: Survey Results
Parklet Design Guidelines - Outline

INTRODUCTION

This item provides the Councilmembers assigned to the OpenBH Design and Operating Standards Subcommittee (Subcommittee) with an outline of the discussion points for today's meeting. This is the next stakeholder outreach meeting, part of a series of stakeholder outreach meetings that will occur over the course of the next few months. For those that are not able to participate in today's outreach meeting, future outreach for the project will include setting project parameters for development of Design Standards with full involvement of the stakeholders including OpenBH participants and non-participants as well as developing a sample interactive parklet mockup.

DISCUSSION

OpenBH was created to help all Beverly Hills businesses to be open during the pandemic. One of the more popular uses of the OpenBH program was by restaurants and cafés who were permitted to provide open-air dining as a temporary solution to help them stay operational during a time when outdoor dining was the only available option. OpenBH installations by restaurants and cafes include sidewalk dining, converted private property dining (parking lots), and parklet dining (dining in parking meter spaces or similar). For the purposes of this Subcommittee discussion and the scope of work of the architectural team, the design guidelines being created will focus on the parklet dining only. As reminder, the parklet installations during the pandemic were done quickly and constructed with easy to assemble materials to meet the urgent temporary need for additional outdoor space. The current parklets often reflect the unique character and aesthetic quality of each business, however, overall street aesthetics are not currently harmonious

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and cohesive. With the desire to make these temporary installations permanent, parklets need to be inviting and create people oriented spaces that are functional and provide aesthetic enhancements to the overall streetscape. To achieve this goal, developing a set of minimum design standards is warranted and can be reinforced with considerations to the Beverly Hills brand.

The architectural firm of Lorcan O'Herlihy Architects (LOHA) in this next outreach meeting with full participation of stakeholders will continue the effort of developing design guidelines.

The focus of this Subcommittee is to develop design and operational standards for OpenBH participants (primarily parklet uses), and for the purpose of today's meeting staff will focus on sharing what was heard at previous meetings/surveys, collated data and the next steps planned for developing design standards. Today's agenda includes:

- What we heard, including survey results
- Project Parameters
- Group Q & A
- Next Steps

Today's meeting will continue the conversation with business owners and residents regarding the current and future design of parklets for outdoor dining in the City.

FISCAL IMPACT

None at this time. To be evaluated at future meetings based on project development and recommendations made by the Subcommittee.

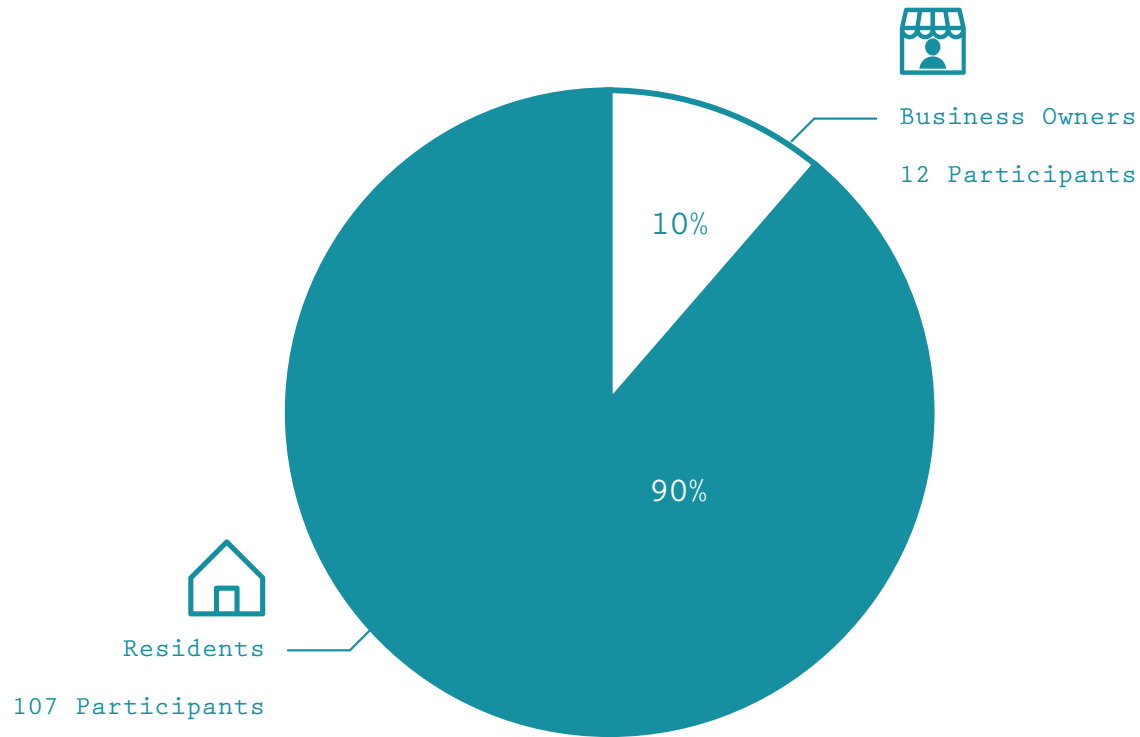
RECOMMENDATION

Design guidelines and the creation of a prototype parklet will not commence until stakeholders input and feedback has been discussed, staff recommends that the Ad Hoc provide comments and discuss the results of findings from the last stakeholder meeting and survey outreach as well as commenting on project parameters outlined below:

- Street Location
- Parklet Envelope (Footprint + Height)
- Parklet Components
- Materials
- Design Elements
- Operations & Maintenance

Attachment 1

SURVEY RESULTS

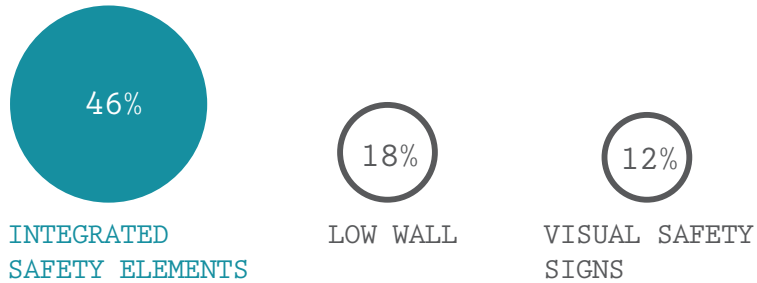


In an effort to collect community feedback for the BH parklet design, we created survey questions to reflect the topics discussed in the first stakeholder workshop and to give participants who missed the meeting an opportunity to be heard.

WHAT WE HEARD

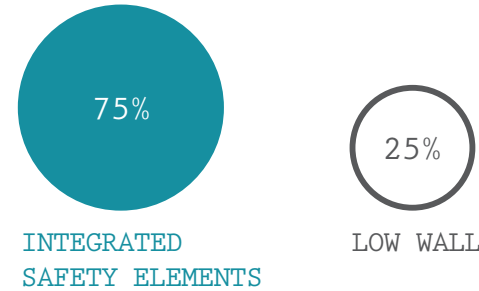
SURVEY RESULTS

As a resident, diner, or pedestrian, what safety measures would you like to see in a parklet?



SURVEY RESULTS

As a business owner, what safety measures would you like to see in a parklet?



SAFETY COMPONENTS SHOULD BE INTEGRATED INTO THE DESIGN & NOT OUTWARDLY VISIBLE

WHAT WE HEARD

WORKSHOP | FEEDBACK

“Make safety an integral part of the design (not an additional element in the street)”

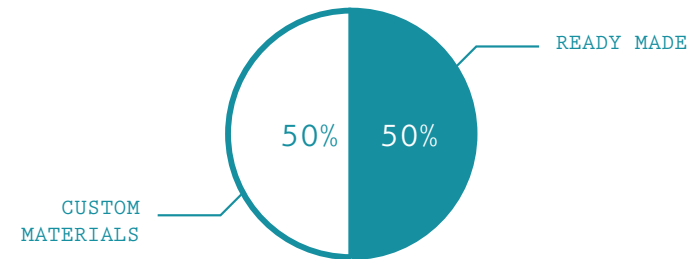
“Make security elements more hidden”

“It would be nice not to see bollards everywhere”



SURVEY RESULTS

As a business owner, how would you like to integrate safety measures into your parklet?



SAFETY FEATURES SHOULD BE AVAILABLE AS BOTH A READY-MADE PRODUCT OR AS CUSTOM GUIDELINES AND SHOULD BE INTEGRAL TO THE DESIGN

WHAT WE HEARD

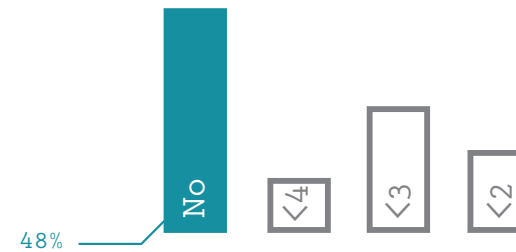
WORKSHOP | FEEDBACK

“Each street is a different condition & dimension and needs a unique solution”



SURVEY RESULTS

Should there be a limit on parklet size? (Response in parking spaces)

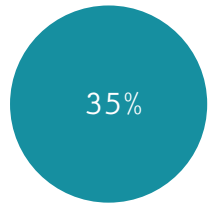


**PARKLETS SHOULD NOT BE REGULATED BY OVERALL SIZE,
BUT RATHER BY FACTORS LIKE BUSINESS FRONTAGE AND VEHICULAR VISIBILITY**

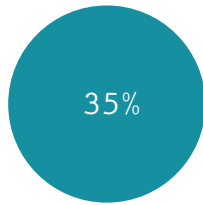
WHAT WE HEARD

SURVEY RESULTS

How important is visibility between the street and a storefront?



UNOBSTRUCTED



MOSTLY
UNOBSTRUCTED



NOT IMPORTANT



SURVEY RESULTS

How would you like your parklet to be perceived from across the street?



Focus is on storefront



Focus is on parklet



Both are equally important



SOME VISIBILITY FROM STREET TO STOREFRONT SHOULD BE MAINTAINED

WHAT WE HEARD

WORKSHOP | FEEDBACK

“Permanent barriers should be more aesthetic and smaller”

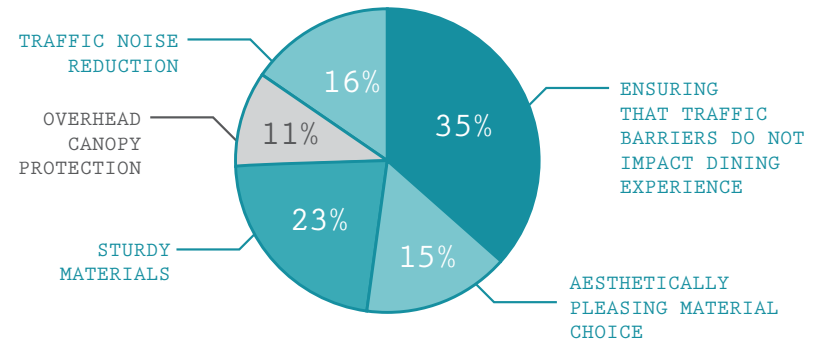
“Parking barriers are not beautiful from the interior”

“Interior protection is nice, but exterior could use improvement”



SURVEY RESULTS

As a diner, which of the following elements are most important to your experience?



PARKLET COMPONENTS SHOULD MEET HIGH DESIGN STANDARDS TO PROVIDE A COMFORTABLE DINING ENVIRONMENT

WHAT WE HEARD

WORKSHOP | FEEDBACK

“We don’t want them to look the same. Each business is different. BH is modern and historic.”

“Elegant, diverse, but needs more diversity”

“Build in specific material specifications to ensure long lasting aesthetics resilient”



SURVEY RESULTS

How important is it for the appearance of parklets in Beverly Hills to be distinct from other cities?

- 45% NOT IMPORTANT
- 25% SOMEWHAT IMPORTANT
- 30% VERY IMPORTANT



DESIGN GUIDELINES SHOULD PRIORITIZE FLEXIBILITY

WHAT WE HEARD

WORKSHOP | FEEDBACK

“Min umbrella height should be 6.5ft to 7ft”

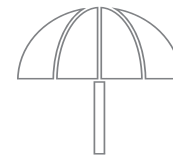
“Height of umbrellas is too low - needs to be 7ft min”

“More structured features, overhead structure for weather shield”



SURVEY RESULTS

How tall should the minimum height of canopies be? (Current min is 7ft)



7'-0"

12%



7'-6"

55%



8'-0"

33%



CANOPIES SHOULD PROVIDE GENEROUS CLEAR HEAD HEIGHT

WHAT WE HEARD

SURVEY RESULTS

As a pedestrian, which type of overhead canopies is your top preference?



Umbrellas
31%



Operable shading
44%



Fixed Canopies

75%

25%



SURVEY RESULTS

As a business owner, what type of overhead canopies do you prefer?



Umbrellas
50%



Operable shading
30%



Fixed Canopies

80%

20%



**CANOPIES ARE ESSENTIAL TO DINER COMFORT,
& MODULATED SHADING SYSTEMS ARE PREFERABLE**

WHAT WE HEARD

WORKSHOP | FEEDBACK

“Addition of plant material would be nice if there’s space/flexibility”

“Greenery would be a nice around the exterior”



SURVEY RESULTS

How important is it for vegetation (like plants, shrubs, flowers) to be integrated into parklets?



25% not important



25% somewhat important



50% very important

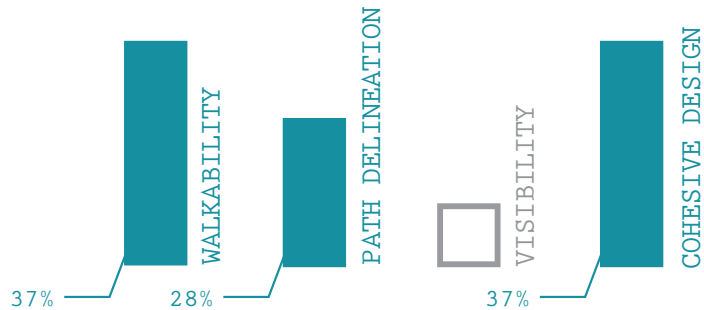


**GREENERY IMPROVES THE STREETScape & DINING EXPERIENCE,
VEGETATION SHOULD BE ENCOURAGED**

WHAT WE HEARD

SURVEY RESULTS

As a pedestrian, which of the following elements are important to you experience ?



SURVEY RESULTS

Which of the following would you like to see implemented to ensure safe pedestrian use of the sidewalk?

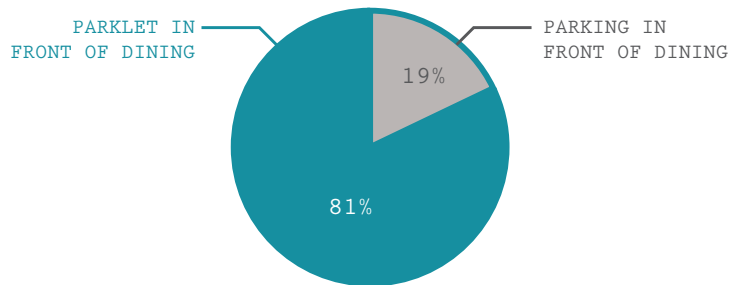


PEDESTRIAN PATHS SHOULD BE DISTINCT & UNOBSTRUCTED

WHAT WE HEARD

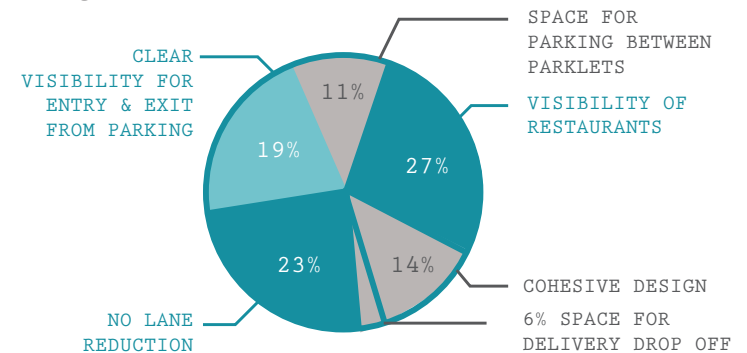
SURVEY RESULTS

Based on what you've experienced to date, what do you value more?



SURVEY RESULTS

As a driver, which of the following elements are most important to your driving experience?



**PARKLETS ARE MORE VALUED THAN PARKING,
BUT CLEAR VEHICULAR SPACE & DRIVER VISIBILITY NEED TO BE RESTORED**

WHAT WE HEARD

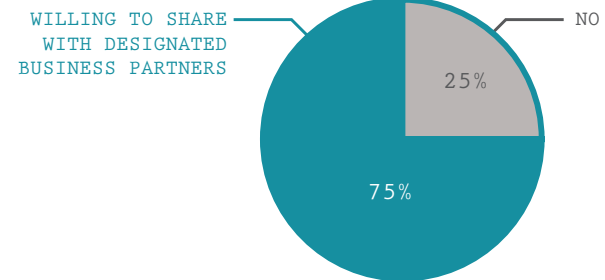
WORKSHOP | FEEDBACK

“Should parklets be used as outdoor dining only or can it also be a public space when it is not in use?”



SURVEY RESULTS

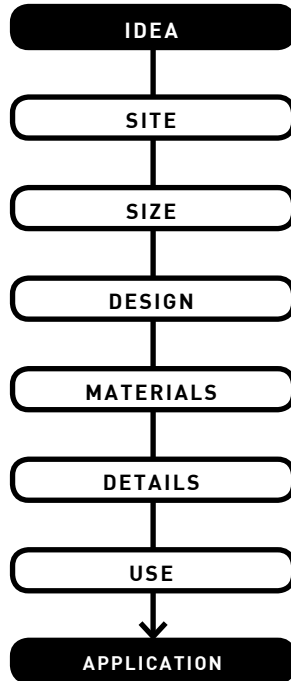
As a business owner, are you willing to allow public use of your parklet when you are not in operation?



EXPECTATIONS FOR ACTIVE & PASSIVE OPERATIONS SHOULD BE OUTLINED

PARKLET DESIGN GUIDELINES - OUTLINE

PROJECT DEVELOPMENT



DESIGN GUIDELINES OUTLINE

