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Note: Any agenda item(s) not initiated by 11:00 p.m. may be continued to a subsequent City Council meeting. The City Council may direct staff to continue the item(s) to an already scheduled City Council meeting or may adjourn this meeting to an adjourned regular meeting to consider the item(s).

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
AGENDA
TUESDAY, JANUARY 22, 2013
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

**Mayor Pro Tempore Abbe Land will be participating
via telephone from the
Donovan House Hotel
1155 14th Street, N.W.
Washington, D.C. 20005**

6:00 P.M. - CLOSED SESSION: See attached Closed Session Agenda

6:30 P.M. – REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

REPORT OF CLOSED SESSION AGENDA:

APPROVAL OF AGENDA:

ADJOURNMENT MOTIONS:

PRESENTATIONS:

1. **PUBLIC COMMENT:** The City Council values your comments; however, pursuant to the Brown Act, Council cannot take action on items not listed on the posted agenda. The public comment period is limited to 20 minutes, with 2 minutes allotted for each speaker. This public comment period is to address the City Council on Consent Calendar items, other agenda items (if the member of the public cannot be present at the time the item is considered) or items of general interest within the jurisdiction of the City Council. Another period is also reserved for general comment later in the meeting for those that could not be heard at this time. Public Hearing testimony will only be taken at the time of the hearing.

- 1.A. **PUBLIC COMMENTS ON CONSENT CALENDAR ITEMS WHICH HAVE NOT BEEN REMOVED FROM THE CONSENT CALENDAR:**

- 1.B. **PUBLIC COMMENTS, GENERAL INTEREST:**

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS: This portion of the meeting is set aside for general comments, announcements, requests of staff, and/or other issues of concern from members of the City Council.

CITY MANAGER'S REPORT: This time is set aside for the City Manager to update the Council on important items initiated by staff or previously requested by the City Council.

FISCAL IMPACT ON CONSENT CALENDAR:

2. **CONSENT CALENDAR:** The following routine matters can be acted upon by one motion. Individual items may be removed by the Council for separate discussion. Items removed for separate discussion will be heard following New Business Items. The title is deemed to be read and further reading waived of any ordinance listed on the consent calendar for introduction or adoption.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Tuesday, January 22, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, January 17, 2013.

RECOMMENDATION: Receive and file.

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of the prior Council meeting.

RECOMMENDATION: Approve the minutes of December 17, 2012.

2.C. DEMAND REGISTER NO. 713, RESOLUTION NO. 13-4388:

SUBJECT: The City council shall approve or reject the Demand Register for period ending December 31, 2012 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

RECOMMENDATION: Approve Demand Register No. 713 and adopt Resolution No. 13-4388, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 713".

2.D. DEMAND REGISTER NO. 714, RESOLUTION NO. 13-4389:

SUBJECT: The City council shall approve or reject the Demand Register for period ending January 14, 2013 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

RECOMMENDATION: Approve Demand Register No. 714 and adopt Resolution No. 13-4389, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 714".

2.E. CLAIMS ADMINISTRATION:

SUBJECT: The City Council is asked to deny Claims filed against the City as a routine administrative step in claims processing.

RECOMMENDATION: Deny the claims of Lionel Garcia and GEICO and refer them to the City's Claims Adjuster for action.

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive reports from the Public Facilities Commission and the Public Safety Commission on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.G. ATTENDANCE REPORTS FOR CITY COMMISSIONS AND ADVISORY BOARDS [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will receive the attendance reports for City Commission and Advisory Board meetings convened between November 2011 - November 2012.

RECOMMENDATION: Receive and file the attendance reports.

2.H. HUMAN SERVICES MEETING WITH CONSORTIUM OF HIV-RELATED LEGAL SERVICES PROVIDERS TO DISCUSS WAYS IN WHICH THE CITY OF WEST HOLLYWOOD CAN BE OF ASSISTANCE DUE TO THE CLOSURE OF HALSA [J. HEILMAN, F. SOLOMON, J. HARRIS]:

SUBJECT: The City Council will consider directing Human Services staff to meet with representatives of the consortium of legal services providers who are developing plans to replace the services lost by the closure of HIV & AIDS Legal Services Alliance (HALSA).

RECOMMENDATION: Direct Human Services staff to meet with representatives of the consortium of legal services providers who are developing plans to replace the services lost by the closure of HIV & AIDS Legal Services Alliance (HALSA).

2.I. APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PLANNING SUMMARY AND BUDGET FOR FISCAL YEAR 2013-2014 [S. BAXTER, E. SAVAGE, R. BURNLEY]:

SUBJECT: The City Council will consider approving the Community Development Block Grant Program (CDBG) planning summary and budget for fiscal year 2013-2014.

RECOMMENDATIONS: 1) Approve the 2013-2014 CDBG program budget and instruct staff to submit the CDBG program planning summary for approval to the Community Development Commission of the County of Los Angeles; 2) Authorize staff to adjust the 2013-2014 program budget as necessary to take into account the final CDBG allocation from the U.S. Department of Housing and Urban Development (HUD) and any amounts remaining unspent at the close of the current fiscal year; and 3) Adopt Resolution No. 13-4390, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING THE PROGRAM PLANNING SUMMARY FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2013-2014."

2.J. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES ON CIP 1308, SEWER REPAIR AND REHABILITATION – MID CITY AREA GROUP A [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving a professional services agreement with RBF Consulting for construction management and inspection services on CIP 1308 Sewer Repair and Rehabilitation – Mid City Area Group A.

RECOMMENDATION: Approve a professional services Agreement in an amount not to exceed \$96,288 with RBF Consulting for construction management and inspection services on CIP 1308 Sewer Repair and Rehabilitation – Mid City Area Group A, and authorize the City Manager to sign the Agreement.

2.K. AWARD OF A CONSTRUCTION CONTRACT FOR SEWER REPAIR AND REHABILITATION MID CITY AREA – GROUP A, CIP 1308 [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider the approval of a construction contract for the Sewer Repair and Rehabilitation Mid City Area – Group A, CIP 1308.

RECOMMENDATIONS: 1) Accept the bid dated December 12, 2012, submitted by Southwest Pipeline and Trenchless Corp.; 2) Authorize the City Manager to enter into a contract with Southwest Pipeline and Trenchless Corp. in the amount of \$496,478.00 for the construction of CIP 1308, Sewer Repair and Rehabilitation Mid City Area – Group A; 3) Authorize the City Engineer to manager change orders for work on the construction contract in an amount not to exceed 15% of the contract amount; and 4) Approve Resolution 13-4391, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF CIP 1308, SEWER REPAIR AND REHABILITATION MID CITY AREA – GROUP A, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT."

2.L. CO-SPONSORSHIP OF THE HUMAN RIGHTS CAMPAIGN WOMEN'S FUNDRAISING EVENT, HerHRC, IN WEST HOLLYWOOD [J. PRANG, M. HAIBACH, A. LAND, K. HASHMI, D. DENNIS]:

SUBJECT: The City Council will consider co-sponsoring a fundraising event for the women of the Human Rights Campaign, HerHRC, to be held February 17, 2013 at the Robertson in West Hollywood.

RECOMMENDATIONS: 1) Co-sponsor HerHRC, a fundraiser for the women of the Human Rights Campaign; 2) Authorize the use of the City logo in event promotion, authorize the City's Public Information Office to promote the event and include it on the City calendar, website, and other appropriate outreach materials; and 3) Waive parking fees to provide 100 validations in the City parking structure at 625 N. San Vicente Boulevard for use by attendees.

2.M. CONTRACT FOR FY 12-13 SEWER ROOT CONTROL SERVICES [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of a professional service contract with Dukes Root Control, Inc. for sewer root control services.

RECOMMENDATION: Authorize the City Manager to enter into a professional service contract with Dukes Root Control, Inc. in an amount not to exceed \$75,000 to provide sewer root control services for the City of West Hollywood for FY 12-13.

2.N. BID REJECTION AND AUTHORIZATION TO RE-BID, CONCRETE REPAIR PROGRAM EAST SIDE, CIP 1306 [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider rejecting the bid received and authorize the re-bidding of Concrete Repair Program East Side, CIP 1306.

RECOMMENDATIONS: 1) Reject all bids received by the City Clerk on December 12, 2012 for construction of Concrete Repair Program East Side, CIP 1306, and return all associated bid bonds; and 2) Authorize the re-bidding of Concrete Repair Program East Side, CIP 1306.

2.O. YEAR-END REPORT ON SOCIAL SERVICES PROGRAMS 2011-12 [S. BAXTER, D. DENNIS, D. GIUGNI]:

SUBJECT: The City Council will receive the year-end report of social services contract programs for 2011-12.

RECOMMENDATION: Receive and file the year-end report.

2.P. AUTHORIZATION TO TELEVISION A CITY COUNCIL CANDIDATES FORUM ON WEHOTV [H. GOSS, K. EGENBERGER]:

SUBJECT: The City Council will consider a request to authorize WehoTV to televise a Candidates Forum as part of the March 5, 2013 City Council election.

RECOMMENDATIONS: 1) Authorize the CATV Division of the Public Information and Prosecution Services Department to provide live and replay coverage of a 90-minute Candidates Forum co-sponsored by a coalition of resident associations and neighborhood watch groups, if the forum meets the following requirements: a) The co-sponsoring coalition of resident associations and neighborhood watch groups includes a broad geographic cross-section of the entire West Hollywood community; b) The format as well as the candidate questions are coordinated by an independent and non-partisan organization such as the League of Women Voters of Los Angeles; c) The forum is moderated by an independent and impartial moderator; and 2) Approve the use of the Public Meeting Room / Council Chambers and waive the facility use fee.

2.Q. SPONSORSHIP OF GAY MEN'S DISCUSSION GROUP AND LESBIAN DISCUSSION GROUP [J. D'AMICO, M. REX]:

SUBJECT: The City Council will consider continued sponsorship of a series of moderated group discussions on topics relevant to Gay Men and Lesbians, respectively.

RECOMMENDATIONS: 1) Approve sponsorship of the Gay Men's Discussion Group and the Lesbian Discussion Group and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the use of a City venue for such events and a waiver of event permits and associated fees; and 3) Direct the Public Information Office to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools.

2.R. SPONSORSHIP OF 'STOLEN & FORBIDDEN' [J. D'AMICO, M. REX]:

SUBJECT: The City Council will consider sponsorship of 'Stolen & Forbidden,' a literary event featuring gay men reading from books they were forbidden to read as young men.

RECOMMENDATIONS: 1) Approve sponsorship of 'Stolen & Forbidden' and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the use of City venues for the event and a waiver of event permits, parking validations and associated fees; 3) Direct the Public Information Office to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools; and 4) Authorize the City Manager to sign all required documents relating to this item.

2.S. IMPLEMENTATION OF DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 1200 BLOCK OF SPAULDING AVENUE [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider a petition for preferential parking filed by residents representing a majority of the residential dwelling units on the 1200 block of Spaulding Avenue, between Fountain and Lexington Avenues.

RECOMMENDATION: Introduce for first reading Ordinance No. 13-_____, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.230 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 1200 BLOCK OF SPAULDING AVENUE BETWEEN FOUNTAIN AND LEXINGTON AVENUES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".

2.T. EVENING MONTHLY PARKING RATES [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider amending the FY 12/13 fee schedule to allow for the sale of evening monthly parking permits at the West Hollywood Park and Kings Road municipal parking structures and the Orange Grove parking lot.

RECOMMENDATION: Adopt Resolution No. 13-4393, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE MASTER FEE RESOLUTION (RESOLUTION NO. 12-4332) AND RESCINDING RESOLUTION NO. 12-4370 BY ESTABLISHING EVENING MONTHLY PARKING RATES AT THE WEST HOLLYWOOD PARK AND KINGS ROAD MUNICIPAL PARKING STRUCTURES AND THE ORANGE GROVE PARKING LOT".

2.U. REQUEST FOR AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR PARKING ADJUDICATION SERVICES [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider authorizing a Request For Proposals (RFP), for parking adjudication services.

RECOMMENDATION: Authorize staff to undertake the RFP process to select an individual or company able to meet the qualifications mandated by California Vehicle Code Section 40215 (4)(A)(B) to conduct administrative hearings for parking citations being contested in the City.

2.V. REQUEST FOR AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR PUBLIC PARKING VALET SERVICES [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider authorizing a Request For Proposals (RFP), for public parking valet services.

RECOMMENDATION: Authorize staff to undertake the RFP process to select a valet company to operate city owned and/or leased parking lots for shared public parking.

3. PUBLIC HEARINGS:

3.A. None.

4. UNFINISHED BUSINESS:

4.A. 1343 LAUREL AVENUE – ASSESSMENT OF PROPERTY CONDITIONS, DEVELOPMENT OF STABILIZATION PLAN AND RETURN USE OF PROPERTY GROUNDS TO OPEN SPACE [P. AREVALO, S. BAXTER, J. HUFFER, L. MARIE BELSANTI]:

Based on input from the Council subcommittee and the committee of City commissioners on 1343 N. Laurel Avenue, staff is requesting funding and contract authorization to begin the implementation of a historic property stabilization plan designed to protect the historic structures on the property. A plan is needed to avoid building deterioration during this vacancy period. Additionally, this report seeks approval to return use of property grounds to open space.

RECOMMENDATIONS: 1) Authorize the Director of Finance & Technology Services to allocate \$1,500,000 from unallocated General Fund Reserves to account 100-4-08-55-702112, Laurel Avenue Capital Improvements; 2) Approve an agreement with Heery International in an amount not to exceed \$295,000 from account 100-4-08-55-702112, Laurel Avenue Capital Improvements, to manage an assessment of property conditions, prepare a property stabilization plan, prepare any necessary technical documents and provide construction management services for any potential work; 3) Authorize the City Manager to execute the agreement and all related documents with Heery International for Laurel Capital Improvements; and 4) Direct staff to return use of property

grounds on the south side of lot to unprogrammed, passive open space.
(Exhibit A).

5. NEW BUSINESS:

5.A. CREATION OF A REPORT ON THE STATUS OF WOMEN IN WEST HOLLYWOOD [A. LAND, K. HASHMI, J. HEILMAN, F. SOLOMON, J. ERICKSON]:

SUBJECT: The City Council will direct staff to generate a report on the status of women in West Hollywood based on the Community Study which will be completed in April, 2013.

RECOMMENDATIONS: 1) Direct Social Services Division to conduct the creation of a report on the current status and needs of women in West Hollywood utilizing relevant data from the new City of West Hollywood Community Study, census data, and other relevant sources; 2) Direct relevant Advisory Boards and Commissions to give input on the needs of women in their respective communities and report their findings to the Social Services Division for the overall report; 3) Direct Public Safety Division, Rent Stabilization and Housing Division and other relevant divisions to take part in aiding the Social Services Division to better assess the current status and needs of women in West Hollywood; and 4) Authorize the Director of Finance & Technology Services to allocate up to \$5,000 from unallocated General Fund Reserves to account 100-3-05-53-531004, Professional Services, to cover the costs of consultant, design, and printing which is not budgeted as part of the Community Study project.

EXCLUDED CONSENT CALENDAR: Items removed from the Consent Calendar for separate discussion are considered at this time.

6. LEGISLATIVE:

6.A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 15.36.050 OF THE WEST HOLLYWOOD MUNICIPAL CODE PERTAINING TO CONTAINERS FOR CONSTRUCTION AND DEMOLITION WASTE [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider amending West Hollywood Municipal Code Section 15.36.050 allow construction and demolition waste to be placed in a truck operated by a hauler with a valid Solid Waste and Recyclables Collection Permit.

RECOMMENDATION: Introduce on first reading Ordinance No. 13-_____, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 15.36.050 OF THE WEST HOLLYWOOD MUNICIPAL CODE PERTAINING TO CONTAINERS FOR CONSTRUCTION AND DEMOLITION WASTE."

PUBLIC COMMENT: This time is set aside for the public to address the Council on any item of interest within the subject matter jurisdiction of the Council that could not be heard under Item 1 at the beginning of the meeting.

COUNCILMEMBER COMMENTS: Additional general comments, announcements, requests of staff and/or other issues of concern to Councilmembers are briefly presented at this time.

ADJOURNMENT: The City Council will adjourn to their next regular meeting, which will be on Monday, February 4, 2013 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

UPCOMING MEETING SCHEDULE:

Date: February 4, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: February 19, 2013 – Tuesday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: March 4, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: March 18, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

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www.weho.org

CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
TUESDAY, JANUARY 22, 2013
6:00 P.M.

COUNCIL CHAMBERS, CLOSED SESSION ROOM
625 N. SAN VICENTE BOULEVARD

CONFERENCE WITH LEGAL COUNSEL

The City Council finds, based on advice from the City Attorney, that discussion in open session of the following described matters will prejudice the position of the City in existing and anticipated litigation.

1. PENDING LITIGATION.....G.C. 54956.9(a):

WHWRA v. City of West Hollywood

AFFIDAVIT OF POSTING

State of California)
County of Los Angeles)
City of West Hollywood)

I declare under penalty of perjury that I am employed by the City of West Hollywood in the Administrative Services Department in the Office of the City Clerk and that I posted this agenda on:

Date: Jan. 17, 2013

Signature 