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To comply with the Americans with Disabilities Act of 1990, Assistive Listening Devices (ALD) will be available for check out at the meeting; If you require special assistance to participate in this meeting, (e.g., a signer for the hearing impaired), you must call or submit your request in writing to the Office of the City Clerk at (323) 848-6409 at least 48 hours prior to the meeting. The City TDD line for the hearing impaired is (323) 848-6496.

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If you would like additional information on any item appearing on this agenda, please contact the Office of the City Clerk at (323) 848-6409.

*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  
CITY COUNCIL REORGANIZATION & INSTALLATION MEETING  
AGENDA  
MONDAY, APRIL 15, 2013  
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS  
625 N. SAN VICENTE BOULEVARD**

**6:00 P.M. - CLOSED SESSION: See attached Closed Session Agenda  
(to be immediately followed by the Regular City Council meeting)**

**6:00 P.M. – REGULAR MEETING**

**CALL TO ORDER:**

**PLEDGE OF ALLEGIANCE:**

**ROLL CALL:**

**REPORT OF CLOSED SESSION AGENDA:**

**APPROVAL OF AGENDA:**

**ADJOURNMENT MOTIONS:**

**LOS ANGELES COUNTY SUPERVISOR ZEV YAROSLAVSKY ADMINISTERS THE OATH OF OFFICE TO THE NEWLY ELECTED MAYOR ABBE LAND:**

**ASSISTANT CITY CLERK YVONNE QUARKER ADMINISTERS THE OATH OF OFFICE TO THE NEWLY ELECTED MAYOR PRO TEMPORE JOHN D'AMICO:**

**INTRODUCTION OF DIGNITARIES:**

**PRESENTATION TO OUTGOING MAYOR PRANG:**

**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 Monday, April 15, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, April 11, 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 April 1, 2013.

**2.C. DEMAND REGISTER NO. 720, RESOLUTION NO. 13-4422:**

*SUBJECT: The City Council is requested to approve payment of bills due as presented by the Director of Finance.*

RECOMMENDATION: Approve Demand Register No. 720 and adopt Resolution No. 13-4422, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 720".

**2.D. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

*SUBJECT: The City Council will receive reports from the Arts and Cultural Affairs Commission, the Transportation Commission, the Disabilities Advisory Board and the Russian Advisory Board on actions taken at their recent meetings.*

RECOMMENDATION: Receive and file.

**2.E. FORCE MAJEURE DELAY TO THE LOT DEVELOPMENT AGREEMENT [P. AREVALO, M. JENKINS, S. DE WOLFE, J. KEHO, D. DE GRAZIA]:**

*SUBJECT: The City Council will receive and file this notification of the City Manager's acceptance of CIM Groups' exercise of its rights to a Force Majeure (Enforced) Delay of the performance of the Development Agreement.*

RECOMMENDATION: Receive and file letter from CIM Group notifying City of Force Majeure Delay.

**2.F. NOTICE OF COMPLETION - WEST HOLLYWOOD PARK PHASE 1 IMPLEMENTATION AND NEW WEST HOLLYWOOD LIBRARY PROJECT, PHASES 1A AND 1B (CIP ED-09-001) [S. BAXTER, J. HUFFER]:**

*SUBJECT: The City Council will consider approving the Notice of Completion for West Hollywood Park Phase 1 Implementation and New West Hollywood Library Project, Phases 1A and 1B, (CIP ED-09-001).*

RECOMMENDATION: Accept the work and authorize the following: a) File a Notice of Completion with Los Angeles County; b) Final payment to the contractor at the end of the 35 day lien period; c) Release of the

Performance Bond on the date of recordation of the Notice of Completion; and d) Release of the Payment Bond and remaining retention 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices.

**2.G. AGREEMENT EXTENSION – SUPERIOR PROPERTY SERVICES, INC. [O. DELGADO, S. CAMPBELL, H. COLLINS]:**

*SUBJECT: The City Council will consider approving a one-year extension to the Agreement with Superior Property Services, Inc., for Steam Cleaning/Pressure Washing Services.*

**RECOMMENDATIONS:** 1) Approve the Third Amendment to the Agreement with Superior Property Services, Inc., for Steam Cleaning/Pressure Washing Services in the amount of \$116,863 for fiscal year 2013-2014; 2) Approve Superior Property Services, Inc., to provide other related services in-line with the unit costs established in the Agreement as said services are required and funding is available; 3) Authorize the City Manager to re-open and negotiate service levels and associated costs as warranted by budgetary constraints; and 4) Authorize the City Manager to execute the Third Amendment to Agreement.

**2.H. PARKING RATE REDUCTION FOR WOMEN'S LEADERSHIP CONFERENCE [L. BOCK, L. FOOKS]:**

*SUBJECT: The City Council will consider approving a reduced parking rate for attendees of the West Hollywood Women's Leadership Conference.*

**RECOMMENDATION:** Approve the request for a reduced parking rate and waived parking fees for the West Hollywood Women's Leadership Conference as described in this report.

**2.I. RESOLUTION IN SUPPORT OF H.R. 689 (BLUMENAUER) STATES' MEDICAL MARIJUANA PATIENT PROTECTION ACT [J. DURAN, I. OWENS, J. SCHWEIGERT]:**

*SUBJECT: The City Council will consider adopting a resolution in support of H.R. 689 (Blumenauer), States' Medical Marijuana Patient Protection Act.*

**RECOMMENDATIONS:** 1) Adopt Resolution No. 13-4423, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING HR 689 (BLUMENAUER) STATES' MEDICAL MARIJUANA PATIENT PROTECTION ACT"; and 2) Direct staff to send copies of signed resolution to President Obama, Governor Jerry Brown, Congressman Earl Blumenauer, Congressman Adam Schiff, State Senator Ted Lieu, Assembly member Richard Bloom.

**2.J. RESOLUTION IN SUPPORT OF H.R. 710 (FARR) THE TRUTH IN TRIALS ACT [J. DURAN, I. OWENS, J. SCHWEIGERT]:**

*SUBJECT: The City Council will consider adopting a resolution in support of H.R. (Farr) The Truth In Trials Act.*

RECOMMENDATIONS: 1) Adopt Resolution No. 13-4424, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING HR 710 (FARR) THE TRUTH IN TRIALS ACT; and 2) Direct staff to send copies of signed resolution to President Obama, Governor Jerry Brown, Congressman Sam Farr, Congressman Adam Schiff, State Senator Ted Lieu, Assembly member Richard Bloom.

**2.K. SUPPORT FOR AB 1121 (ATKINS) TO SIMPLIFY THE PROCESS REQUIRED FOR A NAME CHANGE TO REFLECT A PERSON'S GENDER IDENTITY AND ENSURING THAT A TRANSGENDER PERSON'S GENDER IDENTITY IS REFLECTED ACCURATELY ON IDENTITY DOCUMENTS [J. DURAN, I. OWENS, J. D'AMICO, M. REX, K. ENDOW]:**

*SUBJECT: The City Council will consider adopting a resolution in support of AB 1121 (Atkins), which will simplify the process for a name change to reflect a person's gender identity and ensuring that a transgender person's gender identity is reflected accurately on identity documents.*

RECOMMENDATIONS: 1) Adopt resolution 13-4425 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1121 (ATKINS) TO SIMPLIFY THE PROCESS REQUIRED FOR A NAME CHANGE TO REFLECT A PERSON'S GENDER IDENTITY AND ENSURING THAT A TRANSGENDER PERSON'S GENDER IDENTITY IS REFLECTED ACCURATELY ON IDENTITY DOCUMENTS"; and 2) Direct staff to send copies of signed resolutions to California Assemblymember Toni Atkins, Speaker John Perez and the President Pro Tempore of the State Senate, Senator Darrell Steinberg, as well as to our representatives State Senator Ted Lieu and Assemblymember Richard Bloom.

**2.L. CO-SPONSORSHIP OF TORTILLA REPUBLIC'S CINCO DE MAYO CELEBRATION BENEFITING PROJECT ANGEL FOOD [J. DURAN, I. OWENS, J. D'AMICO, M. REX]:**

*SUBJECT: The City Council will consider approving the co-sponsorship of Tortilla Republic's Cinco de Mayo Celebration benefiting Project Angel Food.*

RECOMMENDATIONS: 1) Approve the co-sponsorship of Tortilla Republic's Cinco de Mayo Celebration to be held on Sunday May 5, 2013 from 2:00 pm till 7:00 pm; 2) Authorize the closure of El Tovar Place between Robertson Boulevard and the West Hollywood Library Auto Court Turn-About/Alleyway from 1:00 pm to 10:00 pm (the closure will not affect traffic from entering and exiting the Municipal Parking Structures at the Library from San Vicente Boulevard); 3) Authorize the closure of the El Tovar City Parking Lot from 2:00 am till 10:00pm; 4) Approve in-kind support in the form of a waiver of special event permit fees and other City related costs associated with the closure of the street and lot; 5) Authorize the use of the City name and logo on invitations, programs, and other

collateral materials; 6) Direct the Public Information Office to utilize all appropriate communication tools to promote the event; and 7) Authorize the City Manager to sign and execute any documents or forms that may be necessary for the successful implementation of this event.

**2.M. FEE ADJUSTMENT HEARING – 612-616 N. CROFT AVENUE [M. JENKINS, S. DE WOLFE, J. KEHO, A. GALLO]:**

*SUBJECT: The City Council will adopt a resolution approving the staff recommendation for a fee adjustment request on certain development fees brought forward by the owners of the project at 612-616 Croft Avenue.*

**RECOMMENDATION:** Approve and deny in part the request and adopt the following: Draft Resolution No. 13-4426: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING IN PART AND DENYING IN PART THE APPLICATION OF 616 CROFT AVENUE LLC, CHALLENGING VARIOUS FEES IMPOSED BY THE CITY IN CONNECTION WITH APPROVAL OF A NEW CONDOMINIUM PROJECT LOCATED AT 612-616 N. CROFT AVENUE, WEST HOLLYWOOD, CALIFORNIA." (ATTACHMENT A)

**3. PUBLIC HEARINGS: None.**

**4. UNFINISHED BUSINESS: None**

**5. NEW BUSINESS: None**

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

**6. LEGISLATIVE: None**

**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, May 6, 2013 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

**UPCOMING MEETING SCHEDULE:**

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

Date: May 20, 2013– Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: June 3, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: June 17, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

City Council Agendas and Staff Reports are available on-line at:  
**[www.weho.org](http://www.weho.org)**

CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
CLOSED SESSION AGENDA  
MONDAY, APRIL 15, 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(d)(1)

616 Croft Ave LLC v. City of West Hollywood  
Los Angeles Superior Court Case No. BC 498004

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: April 11, 2013

Signature *Catherine Ron*