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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  
MONDAY, OCTOBER 7, 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**

**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 Monday, October 7, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, October 3, 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 September 16, 2013.

**2.C. DEMAND REGISTER NO. 730, RESOLUTION NO. 13-4498:**

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

RECOMMENDATION: Approve Demand Register No. 730 and adopt Resolution No. 13-4498, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 730".

**2.D. 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 claim of Sally Phillips and refer to the City's claims adjuster.

**2.E. ORDINANCE NO. 13-924 (2ND READING) BANNING THE COMMERCIAL DISPLAY AND PERFORMANCE OF EXOTIC ANIMALS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 13-924, banning the commercial display and performance of exotic animals and amending the West Hollywood Municipal Code.*

RECOMMENDATION: Waive further reading and adopt Ordinance No. 13-924, "BANNING THE COMMERCIAL DISPLAY AND PERFORMANCE OF EXOTIC ANIMALS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".+

**2.F. ORDINANCE NO. 13-926 AND ORDINANCE NO 13-927 (2ND READING) ADOPTING A ZONING MAP AMENDMENT AND DEVELOPMENT AGREEMENT IN CONJUNCTION WITH A REQUEST TO INSTALL A NEW V-SHAPED BILLBOARD SIGN ON AN EXISTING HOTEL BUILDING LOCATED AT 8462 SUNSET BOULEVARD [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 13-926, an ordinance to adopt a zoning map amendment and Ordinance No. 13-927, an ordinance to approve a development agreement associated with a new v-shaped billboard to be located above the roof of an existing hotel located at 8462 Sunset Boulevard (Grafton Hotel).*

RECOMMENDATIONS: 1) Waive further reading and adopt Ordinance No. 13-926, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING A NEGATIVE DECLARATION AND A ZONING MAP AMENDMENT IN CONJUNCTION WITH A PROPOSED DEVELOPMENT AGREEMENT FOR THE PROPERTY AT 8462 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA" (ATTACHMENT A); and 2) Waive further reading and adopt Ordinance No. 13-927, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY

OF WEST HOLLYWOOD APPROVING A DEVELOPMENT AGREEMENT ASSOCIATED WITH A NEW V-SHAPED BILLBOARD LOCATED ABOVE THE ROOF OF THE EXISTING HOTEL (THE GRAFTON HOTEL) LOCATED AT 8462 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA" (ATTACHMENT B).

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

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

RECOMMENDATION: Receive and file.

**2.H. ATTENDANCE REPORTS FOR CITY COMMISSIONS, ADVISORY BOARDS, AND THE EAST SIDE TASK FORCE [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will receive the attendance reports for City Commission, Advisory Board, and East Side Task Force meetings convened between August 2012 – August 2013.*

RECOMMENDATION: Receive and file.

**2.I. CONTRACT AWARD FOR "TLC" DOOR TO DOOR TRANSIT SERVICE [E. SAVAGE, D. DENNIS, P. SLOANE GOODMAN]:**

*SUBJECT: The City Council will consider staff recommendation of award for "TLC" Door to Door Service to MV Transportation, Inc.*

RECOMMENDATION: Approve a three-year contract in the amount of \$226,695 to MV Transportation, Inc. for the provision of Door To Door/Door Through Door Services.

**2.J. SIX MONTH PILOT PROGRAM WITH SMART TAP TO PROVIDE WATER BOTTLE FILLING STATIONS [A. LAND, K. HASHMI, J. D'AMICO, M. REX]:**

*SUBJECT: The City Council will consider approval of an agreement with Smart Tap to provide water bottle filling stations at West Hollywood Park as part of a six-month pilot program.*

RECOMMENDATION: Authorize the City Manager to enter into an agreement with Smart Tap to provide water bottle filling stations for a period of six months.

**2.K. 25th ANNIVERSARY CAPITAL CAMPAIGN PROJECT, AUTOMATED PARKING GARAGE AT CITY HALL – PHASE 1, AWARD OF THE CONSTRUCTION CONTRACT FOR CIP 1401, SWEETZER AVENUE STREET WIDENING PROJECT [O. DELGADO, S. PERLSTEIN]:**

*SUBJECT: The City Council will consider awarding a construction contract for the Sweetzer Avenue Street Widening Project, CIP 1401. This project is Phase 1 of the 25th Anniversary Capital Campaign Project for the Automated Parking Garage at City Hall.*

RECOMMENDATIONS: 1) Accept the bid dated September 11, 2013, submitted by Griffith Company; 2) Authorize the City Manager to enter into a contract with Griffith Company in the amount of \$399,985.55 for the construction of CIP 1401, Sweetzer Avenue Street Widening Project; 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 10% of the contract amount; and 4) Approve Resolution 13-4499, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF SWEETZER AVENUE STREET WIDENING PROJECT, CIP 1401, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT".

**2.L. SUPPORT FOR THE MERKLEY (D-OR) RESOLUTION CALLING ON THE INTERNATIONAL OLYMPIC COMMITTEE TO GUARANTEE THE SAFETY OF LGBT ATHLETES AND SPECTATORS AT THE 2014 SOCHI OLYMPICS AS WELL AS AMEND THE OLYMPIC CHARTER TO PROHIBIT DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION [J. HEILMAN, F. SOLOMON, A. LAND, K. HASHMI, J. SCHWEIGERT]:**

*SUBJECT: The City Council will consider adopting a resolution in support of the resolution introduced by Senator Jeff Merkley (D-OR.) calling on the International Olympic Committee to guarantee the safety of LGBT athletes and spectators at the 2014 Sochi Olympics; as well as amend the Olympic Charter to prohibit discrimination on the basis of sexual orientation.*

RECOMMENDATIONS: 1) Adopt Resolution No. 13-4500, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE MERKLEY (D-OR) RESOLUTION CALLING ON THE INTERNATIONAL OLYMPIC COMMITTEE TO GUARANTEE THE SAFETY OF LGBT ATHLETES AND SPECTATORS AT THE 2014 SOCHI OLYMPICS AS WELL AS AMEND THE OLYMPIC CHARTER TO PROHIBIT DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION"; and 2) Send copies of the signed resolutions to U.S. Senator Dianne Feinstein, U.S. Senator Barbara Boxer, U.S. Senator Jeff Merkley, U.S. Representative Adam Schiff, IOC President Thomas Bach, USOC CEO Scott Blackmun, USOC Chairman Lawrence F. Probst III, to LGBT elected officials, and to the National League of Cities (NLC) and the U.S. Conference of Mayors.

**2.M. CO-SPONSORSHIP OF THE BIENNIAL LATIN QUEER FILM FESTIVAL [J. PRANG, M. HAIBACH, J. DURAN, I. OWENS]:**

*SUBJECT: The City Council will consider co-sponsoring the 2013 Latin Queer Film Festival to be held in the Council Chambers at the West Hollywood Library complex the weekend of November 2 and 3, 2013.*

RECOMMENDATIONS: 1) Approve co-sponsorship of the 2013 Latin Queer Film Festival to be held the weekend of November 2 - 3, 2013 from 9:00 am – 6:30 pm and authorize use of the City logo in event promotion;

2) Approve the use of and waive fees associated with the West Hollywood Library City Council Chamber, and validated parking for attendees in the five-story parking structure November 2 - 3, 2013; 3) Direct the Public Information Office to utilize all appropriate communication tools, including but not limited to, Press Release, the City's website, CATV, and social media tools; 4) Approve the use of \$900 from budgeted City Council discretionary funds for costs associated with the Latin Queer Film Festival; and 5) Authorize the City Manager to sign all required documents relating to this item.

**2.N. CO-SPONSORSHIP OF THE SCREENING OF THE DOCUMENTARY "CALL ME KUCHU" HOSTED BY AIDS PROJECT LOS ANGELES (APLA) [J. HEILMAN, F. SOLOMON, J. DURAN, I OWENS, J. SCHWEIGERT]:**

*SUBJECT: The City Council will consider co-sponsoring the screening of the documentary "Call Me Kuchu" hosted by AIDS Project Los Angeles (APLA).*

**RECOMMENDATIONS:** 1) Approve the City of West Hollywood's co-sponsorship of the screening of the documentary "Call Me Kuchu" hosted by AIDS Project Los Angeles (APLA); 2) Approve use of the City's name and logo on printed materials advertising and promoting the event; 3) Direct staff to assist with promoting the event; and 4) Waive all fees associated with the event, venue, and parking.

**2.O. CO-SPONSORSHIP OF C.I.T.Y. x1 THANKSGIVING EVENT FOR LGBTQ YOUTH [E. SAVAGE, J. BOOK]:**

*SUBJECT: The City Council will consider co-sponsoring the 2013 C.I.T.Y. x1 Thanksgiving event for LGBTQ youth, and authorizing an expenditure for it.*

**RECOMMENDATION:** Approve co-sponsorship of 2013 C.I.T.Y. x1 Thanksgiving celebration for LGBTQ youth, and authorize reimbursement of up to \$500 for purchase of food for the event.

**2.P. RECOMMENDATIONS FROM THE WOMEN'S ADVISORY BOARD REGARDING SUPPORT FOR MILITARY VICTIMS OF SEXUAL ASSAULT AND WOMEN VETERANS [E. SAVAGE, C. SMITH, L. FOOKS]:**

*SUBJECT: The City Council will consider recommendations from the Women's Advisory Board regarding support for military victims of sexual assault and women veterans.*

**RECOMMENDATIONS:** 1) Receive and file the recommendations and direct the Women's Advisory Board to continue to develop ways to support military victims of sexual assault and women veterans; and 2) Direct the appropriate staff to review the Board's recommendations and assist with possible implementation.

- 2.Q. AUTHORIZATION TO AMEND PURCHASE ORDER [O. DELGADO, S. CAMPBELL, H. COLLINS]:**  
*SUBJECT: The City Council will consider amending the existing purchase order with Mohawk Carpet Distribution, Inc. for the purchase of floor coverings.*  
**RECOMMENDATION:** Authorize the Director of Finance to increase the existing Purchase Order with Mohawk Carpet Distribution, Inc., by \$20,000 for a new total project amount not to exceed \$195,000 plus a 15% contingency of \$29,250.
- 2.R. RECOGNITION OF NATIONAL DOMESTIC VIOLENCE AWARENESS MONTH AND THE WORK OF THE DOMESTIC VIOLENCE COMMUNITY RESPONSE TEAM [K. COOK, B. SMITH]:**  
*SUBJECT: The City Council will recognize October as National Domestic Violence Awareness Month and receive an update on the activities of the Domestic Violence – Community Response Team.*  
**RECOMMENDATION:** Receive and file the annual Domestic Violence Report.
- 2.S. REPORT ON THE 2013 RENT STABILIZATION COMMISSION STUDY SESSION [E. SAVAGE, L. SCHOONOVER]:**  
*SUBJECT: The City Council will receive the Rent Stabilization Commission's suggested priorities for the 2013-2014 fiscal year.*  
**RECOMMENDATION:** Receive and file.
- 2.T. BREAST CANCER AWARENESS MONTH [E. SAVAGE, D. DENNIS, L. ISENBERG]:**  
*SUBJECT: The City Council will recognize October as Breast Cancer Awareness Month.*  
**RECOMMENDATION:** Receive and file.
- 2.U. RESOLUTION CALLING ON THE BOARD OF THE SANITATION DISTRICTS OF LOS ANGELES COUNTY TO HOLD DISTRICT 4 MEETINGS IN THE WESTSIDE OF LOS ANGELES [P. AREVALO, S. BAXTER, C. SCHRODER, H. MOLINA]:**  
*SUBJECT: The City Council will consider adopting a resolution calling on the Los Angeles County Board of Sanitation to hold their District 4 meetings in the Westside of Los Angeles.*  
**RECOMMENDATIONS:** 1) Adopt Resolution No. 13-4501 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING ON THE BOARD OF THE SANITATION DISTRICTS OF LOS ANGELES COUNTY TO HOLD DISTRICT 4 MEETINGS IN THE WESTSIDE OF LOS ANGELES"; and 2) Direct staff to send copies of the adopted resolution to the Board of the Sanitation Districts of Los Angeles County, Supervisor Zev Yaroslavsky, and Beverly Hills City Council.

**2.V. TREASURER'S REPORT FOR JUNE 2013 [D. WILSON, L. QUIJANO, N. CORONADO]:**

*SUBJECT: The City Council will receive the Treasurer's Report for the month ended June 2013 pursuant to Section 53646 of the Government Code of the State of California.*

RECOMMENDATION: Receive and file.

**3. PUBLIC HEARINGS:**

**3.A. PROPOSED RESOLUTION FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP). [S. DEWOLFE, M. ANTOL, B. CHEUNG]:**

*SUBJECT: The City Council will hold a public hearing to consider adopting a resolution finding the City to be in conformance with the Los Angeles County Congestion Management Program (CMP).*

RECOMMENDATION: Adopt Resolution No. 13-\_\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FINDING THE CITY TO BE IN CONFORMANCE WITH THE LOS ANGELES COUNTY CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL DEVELOPMENT REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089".

**3.B. FORMATION OF THE WEST HOLLYWOOD TOURISM IMPROVEMENT DISTRICT PER THE PROPERTY AND BUSINESS IMPROVEMENT DISTRICT LAW OF 1994 & DISSOLUTION OF THE WEST HOLLYWOOD TOURISM BUSINESS IMPROVEMENT AREA AND HOTEL MARKETING ZONE [P. AREVALO, M. LOUIE, L. BIERY]:**

*SUBJECT: The City Council began the process of forming the West Hollywood Tourism Improvement District (TID) on August 5, 2013. This is the final step in a series of steps toward the formation of the new TID. If formed, this District will replace the existing West Hollywood Tourism Business Improvement Area and Hotel Marketing Zone (BIA).*

RECOMMENDATIONS: 1) Hold a public hearing to hear testimony on the proposed new TID; 2) Hold a public hearing for testimony on the proposed disestablishment of the BIA; 3) If there is no majority protest, adopt Resolution No. 13-\_\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING RESULTS OF MAJORITY PROTEST PROCEEDINGS AND ESTABLISHING THE WEST HOLLYWOOD TOURISM IMPROVEMENT DISTRICT" (Attachment A); and 4) If the Resolution of Formation is adopted, adopt Ordinance No. 13-\_\_\_\_\_, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD DISESTABLISHING THE WEST HOLLYWOOD TOURISM BUSINESS IMPROVEMENT AREA AND HOTEL MARKETING BENEFIT ZONE" (Attachment B).

**4. UNFINISHED BUSINESS: None.**

**5. NEW BUSINESS:**

**5.A. POSSIBLE NAMING OF THE INTERSECTION OF SANTA MONICA BOULEVARD AND SAN VICENTE BOULEVARD [E. SAVAGE, J. BOOK, O. DELGADO, S. CAMPBELL]:**

*SUBJECT: The City Council will provide guidance on naming the intersection of Santa Monica Boulevard and San Vicente Boulevard.*

*RECOMMENDATIONS: 1) Direct staff to begin the public process to name the intersection of Santa Monica Boulevard and San Vicente Boulevard, 2) Direct staff to return with recommended amendments as needed to the City Council Resolutions 00-2297 and 04-3135 on naming to include intersections, the process for which would include Advisory Board and/or Commission input and include adding in other naming opportunities; and 3) Allocate \$25,000 from the City's unallocated General Fund budget for consultant services to assist in the public process of naming and memorialization of the intersection.*

**5.B. COMMISSION AND ADVISORY BOARD APPOINTMENTS [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will consider making direct and at-large appointments to City Commissions and Advisory Boards.*

*RECOMMENDATIONS: Make appointments to City Commissions and Advisory Boards as follows: 1) Mayor Land to make a direct appointment to the Lesbian & Gay Advisory Board; 2) Councilmember Prang to make a direct appointment to the Rent Stabilization Commission; and 3) Call for nominations for one (1) at-large appointment to the Human Services Commission.*

**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 a Closed Session (City Manager Performance Evaluation), which will be on Friday, October 11, 2013 at 4:00 P.M. at West Hollywood City Hall.

**UPCOMING MEETING SCHEDULE**

Date: October 11, 2013 – Friday – 4:00 PM – Closed Session: City Manager Performance Evaluation – West Hollywood City Hall.

Date: October 14, 2013 – Monday – 6:00 PM – Annual Congress – West Hollywood Park Public Meeting Room - Council Chambers.

Date: October 21, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

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

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

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**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
CLOSED SESSION AGENDA  
MONDAY, OCTOBER 7, 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)**

Mayfair House v. City of West Hollywood  
United States District Court, Central District of California,  
Case No. CV 13-07112

**2. THREATENED LITIGATION..... G.C. 54956.9 (d)(2)**

One case

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 Office of the City Clerk and that I posted this agenda on:

Date: Oct. 3, 2013

Signature Anthony Ross