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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, DECEMBER 16, 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, December 16, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, December 12, 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 2, 2013.

2.C. DEMAND REGISTER NO. 735, RESOLUTION NO. 13-4517:

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

RECOMMENDATION: Approve Demand Register No. 735 and adopt Resolution No. 13-4517, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 735".

2.D. ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive a report from the Russian Advisory Board on actions taken at its recent meetings.

RECOMMENDATION: Receive and file.

2.E. PARKING MITIGATION PLAN FOR AUTOMATED GARAGE AND COMMUNITY PLAZA PROJECT [O. DELGADO, J. ROCCO, R. MARQUEZ]:

SUBJECT: The City Council will consider the approval of two agreements to provide parking mitigation services for the Automated Garage and Community Plaza Project.

RECOMMENDATIONS: 1) Authorize staff to negotiate an agreement with LAZ Parking in an amount not to exceed \$90,000 to provide monthly parking spaces at the Hancock Garage for a period of eighteen months; 2) Approve an amendment to the contract with ABM Parking (formerly Ampco System Parking, Inc.) for an amount not exceed \$122,000 to provide monthly parking spaces at the Gateway Garage and a shuttle service at the Kings Road Parking Structure for a period of eighteen months; and 3) Authorize the City Manager to sign both agreements.

2.F. APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PLANNING SUMMARY AND BUDGET FOR FISCAL YEAR 2014- 2015 [D. WILSON, C. DUNCAN]:

SUBJECT: The City Council will consider approving the Community Development Block Grant Program (CDBG) planning summary and budget for fiscal year 2014-2015.

RECOMMENDATIONS: 1) Approve the 2014-2015 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 2014-2015 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; 3) Authorize the City Manager to execute any and all documents necessary to receive the CDBG allocation; and 4) Adopt Resolution No. 13-4518, "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 2014-2015”.

2.G. AGREEMENT FOR SERVICES WITH KEARNS & WEST FOR THE DEVELOPMENT OF A STRATEGIC COMMUNICATIONS AND CIVIC ENGAGEMENT PLAN [P. AREVALO, S. BAXTER, L. BELSANTI]:

SUBJECT: The City Council will consider authorizing an Agreement for Services with Kearns & West for the development of a strategic communications and civic engagement plan.

RECOMMENDATIONS: 1) Approve agreement with Kearns & West in an amount not-to-exceed \$85,000; and 2) Authorize the City Manager to sign and execute all necessary documents.

2.H. AGREEMENT FOR SERVICES FOR TENNIS CONCESSION OPERATIONS AND SERVICES [E. SAVAGE, O. WALKER, C. WORLAND]:

SUBJECT: The City Council will consider approving an Agreement for Services with iTennis for Tennis Concession Operations and Services.

RECOMMENDATION: 1) Accept the proposal for Tennis Concession Operations and Services from iTennis, dated November 13, 2013, and approve a three-year Agreement with an option for renewal for two (2) one-year extensions; 2) Authorize the City Manager to execute the Agreement for Services with iTennis for Tennis Concession Operations and Services; and 3) Reject the remaining proposals.

2.I. ADOPT TITLE VI COMPLIANCE PLAN FOR TRANSPORTATION PROGRAMS [E. SAVAGE, D. DENNIS, P. GOODMAN, F. GOMEZ]:

SUBJECT: The City Council will approve and adopt the attached “Title VI Plan” for the City’s Transportation Programs.

RECOMMENDATIONS: 1) Approve and adopt the Title VI Plan, effective December 1, 2013; and 2) Direct staff to submit the attached Title VI Plan to LACMTA (Metro), as required, and to implement the associated program.

2.J. SUMMARY OF 2013 RSO BUILDING BLOCKS EDUCATIONAL PROGRAM, AND 2014 CURRICULUM [E. SAVAGE, P. NOONAN, L. SCHOONOVER]:

SUBJECT: The City Council will receive a summary of the 2013 RSO Building Blocks Program, and a draft of the 2014 curriculum.

RECOMMENDATION: Receive and file.

2.K. 2014 WEST HOLLYWOOD MLK DAY OF SERVICE [E. SAVAGE, C. SMITH, L. FOOKS]:

SUBJECT: The City Council will consider approving the coordination of a MLK Day of Service activity in January 2014 to commemorate Martin Luther King, Jr. Day in the city.

RECOMMENDATION: Direct staff to coordinate and promote an appropriate 2014 MLK Day of Service activity to commemorate Martin Luther King, Jr. Day.

2.L. 41ST ANNIVERSARY OF ROE V. WADE COMMEMORATION [A. LAND, K. HASHMI, J. HEILMAN, F. SOLOMON]:

SUBJECT: The City Council will consider commemorating the 41th anniversary of Roe v. Wade and the City's ongoing commitment to women's reproductive rights.

RECOMMENDATION: 1.) Direct staff to coordinate an appropriate commemoration of the 41th Anniversary of Roe V. Wade; and 2) Approve the use of the City Council Chambers and Community Meeting Room and waive parking fees for attendees.

2.M. WEST HOLLYWOOD V-DAY AND SUPPORT FOR ONE BILLION RISING 2014 [A. LAND, K. HASHMI, J. SCHWEIGERT]:

SUBJECT: The City Council will consider the sponsorship of programming for V-Day and One Billion Rising, a campaign organized around a day of global awareness to end violence against women.

RECOMMENDATIONS: 1) Approve sponsorship of West Hollywood V-Day/One Billion Rising 2014 and direct staff to coordinate the programming; 2) Approve a street closure on Holloway between Santa Monica Blvd and La Cienega Blvd on Friday, February 14, 2014; 3) Direct staff to coordinate with the Women's Advisory Board, West Hollywood Domestic Violence Task Force and local anti-violence organizations for V-Day/One Billion Rising outreach and participation; and 4) Direct staff to promote and publicize West Hollywood V Day/One Billion Rising 2014.

2.N. THEMED ART FOR UTILITY BOXES [E. SAVAGE, J. BOOK, O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider authorizing decoration of two utility boxes with gay- and lesbian-themed art, as a demonstration project for the feasibility of decoration of utility boxes throughout the city.

RECOMMENDATIONS: 1) Authorize vinyl-wrap decoration of two City utility boxes: one on Santa Monica Boulevard at Kings Road (near Gelson's), and one on Santa Monica Boulevard at La Cienega Boulevard (near Raffi's Jewelers); 2) Approve the use of \$3,000 from budgeted funds for Gay and Lesbian Programs for this project; and 3) Direct the Lesbian and Gay Advisory Board to continue to coordinate the project with the Arts and Cultural Affairs Commission and the Public Facilities Commission.

2.O. GAY-AND LESBIAN-THEMED VIDEO PROJECT [E. SAVAGE, J. BOOK]:

SUBJECT: The City Council will consider approving further development of a gay- and lesbian-themed video project by the Lesbian and Gay Advisory Board for the 30th Anniversary of the City.

RECOMMENDATIONS: 1) Approve further development of a gay- and lesbian-themed video project by the Lesbian and Gay Advisory Board; 2) Direct staff to return with a proposed budget from the Lesbian and Gay Advisory Board, with a detailed description of the project, including production team vitae, for consideration for funding and for the 30th Anniversary of the City.

2.P. CO-SPONSORSHIP OF THE JOHN VARVATOS STUART HOUSE BENEFIT EVENT [J. D'AMICO, M. REX]:

SUBJECT: The City Council will consider co-sponsoring the John Varvatos Stuart House Benefit and approving a road closure on Melrose Avenue to accommodate the event.

RECOMMENDATIONS: 1) Approve the co-sponsorship of the April 13, 2014 John Varvatos Stuart House Benefit and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the waiver of special event permit fees, encroachment fees, and other associated fees; 3) Approve the closure of Melrose Avenue between Robertson Boulevard and Almont Drive on Sunday, April 13, 2014 from 3:00 a.m. to 9:00 p.m.; 4) Approve event set-up on Sunday, April 13, 2014 beginning at 3:00 a.m.; 5) 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 6) Authorize the City Manager to sign all required documents relating to this item.

2.Q. NEW CONSTRUCTION COMPATIBILITY IN THE WEST HOLLYWOOD WEST NEIGHBORHOOD [A. LAND, K. HASHMI, J. D'AMICO, M. REX]:

SUBJECT: The City Council will receive an update on the community discussion regarding the impacts of new construction in the West Hollywood West neighborhood.

RECOMMENDATION: This report is provided for information only.

2. PUBLIC HEARINGS:

3.A. URGENCY ORDINANCE ADOPTING BY REFERENCE TITLES 26, 27, 28, 29, 30, 31 AND 32 OF THE LOS ANGELES COUNTY CODES INCORPORATING THE CALIFORNIA STATE BUILDING STANDARDS CODES [S. DEWOLFE, S. BAILEY]:

SUBJECT: The City Council will consider approving an Ordinance amending Chapters 13.04 (Building Code), 13.08 (Electrical Code), 13.12 (Plumbing Code), and 13.16 (Mechanical Code), 13.20 (Residential Code), 13.24 (Green Building Standards) of Title 13 and Chapters 14.04 (Fire Code Adoption) and 14.08 (High-Rise Building Requirements) of Title 14 of the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Urgency Ordinance No. _____ U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING BY REFERENCE TITLE 26 OF THE LOS

ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA BUILDING CODE, 2013 EDITION; TITLE 27 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA ELECTRICAL CODE, 2013 EDITION; TITLE 28 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA PLUMBING CODE, 2013 EDITION; TITLE 29 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA MECHANICAL CODE, 2013 EDITION; TITLE 30 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA RESIDENTIAL CODE, 2013 EDITION; TITLE 31 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA GREEN BUILDING STANDARDS CODE, 2013 EDITION; AND TITLE 32 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA FIRE CODE, 2013 EDITION.; MAKING AMENDMENTS TO SAID CODES; AMENDING CHAPTERS 13.04, 13.08, 13.12, 13.16, 13.20 AND 13.24 OF TITLE 13 AND CHAPTERS 14.04 AND 14.08 OF TITLE 14 OF THE WEST HOLLYWOOD MUNICIPAL CODE; AND DECLARING THE URGENCY THEREOF”.

3.B. ZONE TEXT AMENDMENT TO STREAMLINE THE REMODEL PERMIT PROCESS FOR SINGLE FAMILY HOMES AND DUPLEXES [S. DEWOLFE, M. ANTOL, G. SHERIDAN]:

SUBJECT: The City Council will consider revisions to the Zoning Ordinance to streamline the remodel permit process for single family homes and duplexes.

RECOMMENDATION: Staff recommends that the City Council hold the public hearing, consider all pertinent testimony, and introduce on first reading the following: Ordinance No. CC 13-____: “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO THE ZONING ORDINANCE TO STREAMLINE THE REMODEL PERMIT PROCESS FOR SINGLE FAMILY HOMES AND DUPLEXES (ATTACHMENT A)”.

4. UNFINISHED BUSINESS:

4.A. AWARD OF A CONSTRUCTION CONTRACT FOR THE AUTOMATED PARKING GARAGE PROJECT, PROJECT NO. DPW 14-001 [P. AREVALO, S. BAXTER, J. HUFFER, O. DELGADO, D. UYENO]:

SUBJECT: The City Council will consider the approval of a construction contract for the Automated Parking Garage Project, Project No. DPW 14-001.

RECOMMENDATIONS: 1) Review the low bid submitted by T.B. Penick & Sons, Inc. and the bid protest submitted by RJ Daum Construction; 2) Hold the Hearing of Bid Protest per W.H.M.C. Section 3.08.036 and reject the protest filed by RJ Daum Construction on the ground that the irregularities in the Penick bid are minor and waivable; 3) Accept the bid dated November 21, 2013 submitted by T.B. Penick & Sons, Inc.; 4)

Authorize the City Manager to enter into a contract with T.B. Penick & Sons, Inc. in the amount of \$10,748,800.00 for the construction of Project No. DPW 14-001, Automated Parking Garage Project; 5) Authorize the Strategic Initiatives Manager, or his designee to negotiate and execute change orders to the construction contract with T.B. Penick & Sons for related, additional but unforeseen work, which may develop during the project; the total value of which shall not exceed a 10% contingency of the original contract amount (\$1,074,880); and 6) Approve Resolution 2013-_____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF DPW No. 14-001, AUTOMATED PARKING GARAGE PROJECT, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT".

4.B. EXTENSION OF ENTERTAINMENT SHUTTLE PILOT PROGRAM [P. AREVALO, M. LOUIE, L. BIERY]:

SUBJECT: The City Council will consider extending the Entertainment Shuttle program currently operating on weekend nights along Santa Monica Boulevard beyond its scheduled end date of December 28, 2013.

RECOMMENDATIONS: 1) Approve a month-by-month extension of The Weho PickUp pilot program; 2) Authorize the Director of Finance & Technology Services to allocate a not-to-exceed amount of \$129,200 from unallocated General Fund Reserves to account 100-1-01-10-533057, Business Retention & Attraction to cover additional costs associated with extending the pilot program; 3) Approve a contract amendment with American GTS extending the contract termination date and updating the contract not-to-exceed amount; 4) Approve a contract amendment with Symlaze, Inc. for marketing services updating the contract not-to-exceed amount; and 5) Authorize the City Manager or his designee to update, sign and execute any and all documents necessary to extend the pilot program.

4.C. UPDATE AND DISCUSSION ON CAMPAIGNS AND ELECTIONS [M. JENKINS, C. SCHAFFER]:

SUBJECT: The City Council will receive a summary of the discussion of the City Council subcommittee that was formed on March 18, 2013 in response to a Council item regarding potential amendments to the City's campaign and elections policies. The Council will also consider the campaign topics outlined in the staff report and provide direction to staff and the City Attorney.

RECOMMENDATIONS: 1) Receive a report summarizing the discussion of the City Council subcommittee; and 2) Discuss the campaign related topics outlined in this staff report and provide direction to staff and the City Attorney regarding any specific reforms to be brought back to Council for possible adoption

5. NEW BUSINESS:

5.A. AGREEMENT FOR SERVICES WITH KEYSER MARSTON ASSOCIATES TO PREPARE A NEXUS STUDY FOR THE CITY'S AFFORDABLE HOUSING IMPACT FEES [E. SAVAGE, P. NOONAN, A. LOVANO]:

SUBJECT: The City Council will consider an Agreement for Services with Keyser Marston Associates to prepare a nexus study for the City's affordable housing impact fees.

RECOMMENDATIONS: 1) Approve Keyser Marston Associates to conduct a nexus study for the City's affordable housing impact fees; 2) Authorize the City Manager to execute an Agreement for Services with Keyser Marston Associates not to exceed \$65,000; and 3) Authorize the Director of Finance to allocate \$65,000 from undesignated funds in the Affordable Housing Trust Fund, in the Contract Services Account.

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 Tuesday, January 21, 2014 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

UPCOMING MEETING SCHEDULE:

Date: January 21 – Tuesday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

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

Date: February 18 – Tuesday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: March 3 – 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
MONDAY, DECEMBER 16, 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. CONFERENCE WITH REAL PROPERTY NEGOTIATOR.....G.C. 54956.8

Property:	1217 Horn Avenue
City Negotiator:	Paul Arevalo or designee
Negotiating parties:	Horn CA, LLC
Under Negotiation:	Price and terms of payment

2. INITIATION OF LITIGATION.....54956.9(d)(4)

One matter

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: Dec. 12, 2013

Signature *Calvin Rasmussen*