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***Note: Any agenda item which has not been initiated by 11:00 p.m. may be continued to a subsequent City Council meeting.***

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
AGENDA  
MONDAY, DECEMBER 7, 2009  
WEST HOLLYWOOD PARK  
647 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:** This time has been set aside for members of the public to address the City Council on Consent Calendar items, other agenda items if the member of the public cannot be present later in the meeting at the time the item is heard by the Council and items of general interest within the subject matter jurisdiction of the Council. Although the City Council values your comments, pursuant to the Brown Act it generally cannot take any action on items not listed on the posted agenda. This comment period shall be limited to 20 minutes, with two minutes assigned for each speaker. Another period has been reserved for general public comment, later in the meeting, for those who could not be heard at this time. Testimony for public hearings 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:** 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:**

*The agenda for the meeting of Monday, December 7, 2009 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, December 3, 2009.*

RECOMMENDATION: Receive and file.

- 2.B. **APPROVAL OF MINUTES:**

*The City Council is requested to approve the minutes of prior Council meetings.*

RECOMMENDATION: Approve the minutes of November 16, 2009.

**2.C. DEMAND REGISTER NO. 639, RESOLUTION NO. 09-3920:**

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

RECOMMENDATION: Approve Demand Register No. 639 and adopt Resolution No. 09-3920, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 639."

**2.D. CLAIMS ADMINISTRATION:**

*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 Will Walters and refer to the City's claims adjuster.

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

*The City Council will receive reports from the Project Advisory Committee and the Public Safety Commission on actions taken at their recent meetings.*

RECOMMENDATION: Receive and file.

**2.F. COLLABORATION BETWEEN LOS ANGELES UNIFIED SCHOOL DISTRICT (LAUSD) AND THE CITY OF WEST HOLLYWOOD [A. LAND, J. HEILMAN, J. DURAN, L. HORVATH, J. PRANG, L. LONG, D. DENNIS]:**

*The City Council recently met with Dr. Ramon C. Cortines, Superintendent of Los Angeles Unified School District (LAUSD), and Steve Zimmer, LAUSD School Board Member for our district, to discuss ideas for ways in which the City and the school district can collaborate.*

RECOMMENDATION: Direct staff to pursue collaborations with Los Angeles Unified School District.

**2.G. SUPPORT OF THE COLLABORATIVE PROCESS FOR PREPARING A REGIONAL SUSTAINABLE COMMUNITIES STRATEGY (SCS) [J. ENGLISH, L. BELSANTI]:**

*The City Council will consider supporting the collaborative process for preparing a regional Sustainable Communities Strategy (SCS) with the Southern California Association of Governments (SCAG) and authorize staff to participate as part of the Westside Cities Subregion.*

RECOMMENDATIONS: 1) Support the collaborative process for preparing a regional Sustainable Communities Strategy (SCS); and 2) Authorize staff to participate as part of the Westside Cities Subregion in the Southern California Association of Government's (SCAG) collaborative process for preparing a regional Sustainable Communities Strategy (SCS).

**2.H. SUPPORT OF 'THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010' [J. ENGLISH, L. BELSANTI]:**

*The City Council will consider adopting a resolution in support of 'The Local Taxpayer, Public Safety and Transportation Protection Act Of 2010'.*

RECOMMENDATION: Adopt Resolution No. 09-3921 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF 'THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010'.

**2.I. APPROVAL OF ADDITIONAL BUILDING AND SAFETY PERMIT TECHNICIAN POSITION [V. LOVE, L. BOCK, S. SCHUMACHER]:**

*The City Council will consider the recommendation by Human Resources for the approval of an additional Building and Safety Permit Technician position.*

RECOMMENDATION: Authorize the approval of the position of Building and Safety Permit Technician within the Building and Safety Division. Authorize the salary placement of Grade 5220 with a salary of \$56,817 to \$72,600 annually.

**2.J. APPROVAL OF THE UPDATED 2009 CITY OF WEST HOLLYWOOD NIMS/SEMS EMERGENCY PLAN [K. COOK, B. SMITH, S. BERRY]:**

*The City Council will consider approving the updated 2009 City of West Hollywood National Incident Management System (NIMS) and Standardized Emergency Management System (SEMS) compliant Emergency Plan.*

RECOMMENDATIONS: 1) Approve the updated 2009 City of West Hollywood NIMS/SEMS Emergency Plan; 2) Authorize the Mayor to sign the "Letter of Promulgation" and forward to the California Emergency Management Agency; and 3) Authorize staff to make minor changes to the 2009 City of West Hollywood NIMS/SEMS Emergency Plan with City Manager approval as necessary until the next formal update in 2012.

**2.K. A RESOLUTION IN SUPPORT OF S. 2736—THE JUSTICE FOR SURVIVORS OF SEXUAL ASSAULT ACT OF 2009 [L. HORVATH, I. PINE]:**

*The City Council will consider adopting a resolution in support of S. 2736—the Justice for Survivors of Sexual Assault Act of 2009.*

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3922, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 2736—THE JUSTICE FOR SURVIVORS OF SEXUAL ASSAULT ACT OF 2009"; and 2) Direct staff to send copies of the adopted resolution to Vice President Joe Biden, Senators Al Franken, Charles Grassley, Dianne Feinstein, Orin Hatch and Barbara Boxer and Los Angeles City Controller Wendy Greuel.

**2.L. RESOLUTION IN SUPPORT OF AB 560 (SKINNER) NET-METERING ACT [A. LAND, C. PLANCK, R. STALLMAN, C. LU]:**

*The City Council will consider adopting a resolution in support of AB 560 (Skinner) Net-Metering Act.*

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3923, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 560 (SKINNER) NET-METERING ACT; and 2) Send copies of the signed resolutions to Assemblymember Nancy Skinner, State Senator Fran Pavley, Assemblymember Jim Beall, Jr., Assemblymember Mike Feuer, The Solar Alliance, Southern California Edison, Coalition for Clean Air, and Sierra Club California.

**2.M. PROPOSED ORDINANCE PROHIBITING THE SALE OF TOBACCO NEAR SCHOOLS [J. PRANG, M. HAIBACH, L. HORVATH, I. PINE]:**

*The City Council will consider adopting an ordinance prohibiting and/or restricting the sale of tobacco near schools.*

RECOMMENDATIONS: 1) Direct Staff to research the number of new tobacco retailers approved in the last 3 years; the number of existing tobacco retailers that may be affected by this ordinance; 2) Direct Staff to research and recommend the acceptable restricted distance from the school; the establishment of appropriate penalties for non-conformance; and if any grandfather is necessary and/or any restriction of hours of operation needed; and 3) Direct the City Attorney to draft an ordinance amending the municipal code to restrict the sale of tobacco near schools within the City of West Hollywood.

**2.N. WEST HOLLYWOOD TEEN SUMMIT [A. LAND, C. PLANCK. T. MANDEL, J. HEILMAN, F. SOLOMON]:**

*The City Council will consider holding a Teen Summit in January 2010 to address the needs of the teenage population in West Hollywood.*

RECOMMENDATION: Direct the Human Services Department, specifically Recreation and Social Services divisions, to establish a summit to address the needs and concerns for teenagers in the City.

**2.O. AUTHORIZATION FOR A CONTRACT AMENDMENT WITH PERSONA STUDIOS TO ASSIST WITH THE 25<sup>TH</sup> ANNIVERSARY OF CITYHOOD COMMUNITY CELEBRATION EVENT IN APRIL 2010 [H. GOSS]:**

*The City Council will consider authorizing an amendment to extend the contract with Genevieve Morrill, Persona Studios, in an amount not to exceed \$18,000 to assist with the City of West Hollywood's 25<sup>th</sup> Anniversary of Cityhood Community Celebration in April 2010.*

RECOMMENDATION: Authorize the extension of the contract with Genevieve Morrill, Persona Studios, in the amount not to exceed \$18,000.

**3. PUBLIC HEARINGS:**

**3.A. APPEAL OF THE PLANNING COMMISSION'S DECISION TO APPROVE A REQUEST TO REMODEL AN EXISTING COMMERCIAL PROPERTY AND TO DENY REPLACEMENT OF A BILLBOARD ON SITE IN THE EASTSIDE REDEVELOPMENT AREA LOCATED AT 928 N. FAIRFAX AVENUE [A. MCINTOSH, J. KEHO, N. GAPPER]:**

*The City Council will hold a public hearing to consider an appeal by San Besbelli, regarding the Planning Commission's approval of a request to remodel an existing commercial property and denial of a request to replace a billboard (Administrative Permit 007-065) located at 928 N. Fairfax Avenue, West Hollywood, California.*

RECOMMENDATION: 1) Adopt Resolution No. 09-\_\_\_\_\_: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEAL OF SAN BESBELLI AND UPHOLDING THE PLANNING COMMISSION ACTION PARTIALLY APPROVING ADMINISTRATIVE PERMIT 2007-065 FOR THE REMODEL OF AN EXISTING COMMERCIAL BUILDING INCLUDING GARDEN ENCLOSURE, AND DENYING THE REPLACEMENT OF A BILLBOARD LOCATED AT 928 FAIRFAX AVENUE, WEST HOLLYWOOD, CALIFORNIA." (EXHIBIT A)

**3.B. A REQUEST TO CONSTRUCT A 268,805 SQUARE FOOT MIXED-USE HOTEL PROJECT INCLUDING AMENDMENTS TO THE GENERAL PLAN, SUNSET SPECIFIC PLAN, AND ZONING MAP TO PERMIT INCREASED HEIGHT AND DENSITY IN A NEW EXPANDED TARGET SITE [A. MCINTOSH, J. KEHO, D. DEGRAZIA]:**

*The Council will consider a mixed use hotel project including amendments to the General Plan, Sunset Specific Plan and Zoning Map to permit increased height and density at 9040-9056 Sunset Boulevard.*

RECOMMENDATIONS: The applicant has requested that this item be continued to the December 21, 2009 meeting of the City Council. Staff recommends the item be continued to a date certain of Monday, December 21, 2009.

**4. UNFINISHED BUSINESS:**

**4.A. AMENDMENT OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BUDGET [A. WINDERMAN, R. BURNLEY]:**

*The City Council will consider adopting a resolution amending the fiscal year 2009-2010 Community Development Block Grant (CDBG) budget.*

RECOMMENDATIONS: 1) Approve the 2009-2010 budget amendment, and instruct staff to submit the revised budget for approval to the Community Development Commission of the County of Los Angeles; 2) Authorize Finance Director to increase CDBG Fund Revenue and Expenditures budgets by \$63,995; and 3) Adopt Resolution No. 09- \_\_\_\_\_

“A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING THE REVISED BUDGET FOR FISCAL YEAR 2009-2010 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.”

**4.B. RECOMMENDATIONS ON CITYWIDE CROSSWALK POLICY [A. MCINTOSH, T. SLIMMER]:**

*The City Council will consider the Transportation Commission recommendation for a city-wide crosswalk policy.*

RECOMMENDATION: That the City Council adopt the proposed Crosswalk Policy and Practice document (Exhibit A) as recommended by the Transportation Commission.

**5. NEW BUSINESS:**

**5.A. PURCHASE OF VEHICLES FOR THE CITYLINE FIXED ROUTE SERVICE AND DECLARE THE 1997 CITYLINE VEHICLES AS SURPLUS PROPERTY [L. LONG, D. DENNIS, J. ROONEY]:**

*The City Council will consider purchasing five StarTrans Senator E-LO Ford vehicles to replace the existing CityLine vehicles that are owned by the City and placed into service in 2003, declare the 1997 (5) CityLine Vehicles as surplus equipment, and authorize the Department of Human Services to dispose of the surplus equipment.*

RECOMMENDATIONS: 1) Authorize the City Manager to execute an agreement with Creative Bus Sales in an amount not to exceed \$575,000 for acquisition of five 20 passenger low floor vehicles to be used on the CityLine fixed route service; 2) Authorize the Finance Director to allocate \$101,617 from the Prop A Reserves and increase budgeted expenditures in Vehicle Purchase Account 203-05-53-701003; and 3) Authorize MV Transportation to sell the five 1997 City Line vehicles when they are no longer needed as replacement vehicles, report the disposals to Finance Department and deposit any proceeds into the Prop A/C Fund.

**5.B. COMMISSION AND ADVISORY BOARD APPOINTMENTS [T. WEST, C. SCHAFFER]:**

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

RECOMMENDATION: The Council will make appointments to Boards and Commissions as detailed in the Staff Report.

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

**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.

**6. LEGISLATIVE:**

**6.A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING TITLE 15, ARTICLE 3 CHAPTER 15.54 WATER CONSERVATION LANDSCAPING [A. MCINTOSH, J. KEHO]:**

*The City will consider amending the Municipal Code by adding Chapter 15.54 Water Conservation landscaping to bring City regulations into conformance with recently adopted State law.*

RECOMMENDATION: Introduce on first reading Ordinance No. 09-\_\_\_\_, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING TITLE 15, ARTICLE 3 CHAPTER 15.54 WATER CONSERVATION LANDSCAPING TO THE WEST HOLLYWOOD MUNICIPAL CODE." (Attachment A)

**6.B. CAMPAIGN FINANCE REFORM ORDINANCE [M. JENKINS, T. WEST]:**

*The City Council will consider an ordinance amending the recently adopted regulations governing contributions to Municipal Election campaigns for City Council Offices to reflect the FPPC's "one bank account rule" and amending the West Hollywood Municipal Code.*

RECOMMENDATION: Introduce on first reading Ordinance No. 09-\_\_\_\_ AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE REGULATIONS GOVERNING CONTRIBUTIONS TO MUNICIPAL ELECTION CAMPAIGNS FOR CITY COUNCIL OFFICES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE.

**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, December 21, 2009 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
December 21	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
January 25	Monday	6:30 PM	Joint Session with the Planning Commission	W.H. Park Aud.
February 1	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
February 16	Tuesday	6:30 PM	Regular Meeting	W.H. Park Aud.

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