

REVISED
8.13.09 2:15PM

**SMOKING IS NOT PERMITTED IN THE CITY COUNCIL CHAMBERS
(Article IV, Chapter 7, W.H.M.C.)**

**COMPLETE AGENDA PACKETS ARE AVAILABLE FOR PUBLIC
INSPECTION AT CITY HALL, 8300 SANTA MONICA BLVD.
AT THE LIBRARY, 715 N. SAN VICENTE BLVD.,
AND AT THE CITY'S WEBSITE,
www.weho.org**

Written materials distributed to the City Council within 72 hours of the City Council meeting are available for public inspection immediately upon distribution in the City Clerk's office at 8300 Santa Monica Boulevard, West Hollywood, California, during normal business hours. They will also be available for inspection during the City Council meeting at the City Clerk's table.

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 attend (e.g., transportation) or 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. For information on public transportation, call 1-800-COMMUTE or go to www.mta.net. The City TDD line for the hearing impaired is (323) 848-6496.

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 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, AUGUST 17, 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, August 17, 2009 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, August 13, 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 August 3, 2009.

2.C. DEMAND REGISTER NO. 632, RESOLUTION NO. 09-3879:

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

RECOMMENDATION: Approve Demand Register No. 632 and adopt Resolution No. 09-3879, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 632."

2.D. TREASURER'S REPORT FOR JUNE 2009:

The City Council will receive the Treasurer's Report for the month ended June 2009 pursuant to Section 53646 of the Government Code of the State of California.

RECOMMENDATION: Receive and file.

2.E. ORDINANCE NO. 09-824 (2ND READING), AMENDING CHAPTER 5.72 (MESSAGE PARLORS AND TECHNICIANS) OF THE MUNICIPAL CODE [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 09-824, a proposed ordinance amending Chapter 5.72 (Massage Parlors and Technicians) of the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 09-824, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 5.72 (MESSAGE PARLORS AND TECHNICIANS) OF THE WEST HOLLYWOOD MUNICIPAL CODE."

2.F. ORDINANCE NO. 09-825 (2ND READING), REGARDING REMEDIAL PROCEDURES IN THE TRANSIENT OCCUPANCY TAX ORDINANCE [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 09-825, a proposed ordinance regarding remedial procedures in the Transient Occupancy Tax Ordinance and amending Chapter 3.32 of the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 09-825, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING REMEDIAL PROCEDURES IN THE TRANSIENT OCCUPANCY TAX ORDINANCE AND AMENDING CHAPTER 3.32 OF THE WEST HOLLYWOOD MUNICIPAL CODE."

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

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

RECOMMENDATION: Receive and file.

2.H. ATTENDANCE REPORTS FOR CITY COMMISSIONS, ADVISORY BOARDS, AND THE PROJECT ADVISORY COMMITTEE [T. WEST, C. SCHAFFER]:

The City Council will receive the attendance reports for City Commission and Advisory Board meetings convened between May 2008 and May 2009. The Council will also consider excusing the absences of several members due to personal reasons.

RECOMMENDATIONS: 1) Receive and file the attendance reports; and 2) Excuse absences, due to personal reasons, for: Sofia Komskaya (Public Safety Commission); Aaron Kunz (Transportation Commission); Larisa Danilova (Russian Advisory Board); and Bernice Levin (Senior Advisory Board).

2.I. AGREEMENT FOR SERVICES WITH LILLEY PLANNING GROUP [A. MCINTOSH, J. KEHO]:

The City Council will consider approving an Agreement with Lilley Planning Group to provide planning services for the Planning Division.

RECOMMENDATIONS: 1) Approve the Agreement for Professional Planning Services with Lilley Planning Group not-to-exceed one hundred seventy five thousand dollars (\$175,000) for planning services in the Planning Division as needed not-to-exceed three years of service; and 2) Authorize the City Manager to sign the agreement.

2.J. AMENDMENT TO CONTRACT WITH COAST PARKING, INC. FOR VALET PARKING SERVICES [O. DELGADO, J. ROCCO, D. NORTE]:

The City Council will consider approving an amendment to the current agreement with Coast Parking Inc. for valet parking services.

RECOMMENDATIONS: 1) Approve Amendment to existing Agreement with Coast Parking Inc. to reduce the schedule of weekly valet services to Fridays, Saturdays and Sundays only; adjust monthly rent paid to the City to \$4,500 for services offered on Fridays, Saturdays and Sundays only; and approve the use of the 40 parking spaces in front of the Library for valet parking services on Fridays and Saturdays after 10 p.m.; and 2) Authorize the City Manager to sign the Addendum

2.K. AMENDMENT TO CONTRACT WITH WALKER RESTORATION CONSULTANTS [O. DELGADO, J. ROCCO, D. NORTE]:

The City Council will consider an amendment to the contract with Walker Restoration Consultants.

RECOMMENDATIONS: Authorize staff to revise the contract with Walker Restoration Consultants to include the following changes: 1) Increase the not to exceed amount for the contract from \$25,000 to \$65,000; and 2) Revise the Scope of Services to include the Ten Year Capital Improvement and Protection Program.

2.L. AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS AND APPROVAL OF AN AGREEMENT WITH STERN CONSULTING [P. AREVALO, M. GERLE]:

The City Council will consider granting approval for staff to issue a Request For Proposals (RFP) for Customer Relationship Management (CRM) and Work Order Management (WOM) systems; and approve an agreement with Stern Consulting for RFP development and vendor evaluation services.

RECOMMENDATIONS: 1) Authorize staff to issue an RFP for new Customer Relationship Management and Work Order Management systems; 2) Approve an agreement with Stern Consulting for RFP development and vendor selection services in an amount not to exceed \$66,550 bringing the total cost of RFP and Work Order Management development to \$91,550; and 3) Authorize the City Manager to sign and execute all necessary documents.

2.M. AUTHORIZATION TO ISSUE A REQUEST FOR QUALIFICATIONS FOR REAL ESTATE BROKER OF RECORD [J. ENGLISH, L. BELSANTI]:

The City Council will consider granting approval for staff to issue a Request For Qualifications (RFQ) to establish a pool of qualified real estate brokers for the purpose of assisting the City with the sales, transfers and exchanges of real property.

RECOMMENDATION: Authorize staff to issue an RFQ to establish a pool of qualified real estate agents/brokers.

2.N. OPPOSITION TO RULE MODIFICATIONS TO ACCOMMODATE SOUTHERN CALIFORNIA EDISON COMPANY'S INITIATIVE TO INSTALL ABOVE-GROUND EQUIPMENT [J. ENGLISH, L. BELSANTI]:

The City Council will consider adopting a resolution in opposition to the rule modifications to accommodate Southern California Edison Company's (SCE) initiative to install above-ground equipment in SCE's underground distribution systems.

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3880 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO RULE MODIFICATIONS TO ACCOMMODATE SOUTHERN CALIFORNIA EDISON COMPANY'S INITIATIVE TO INSTALL ABOVE-GROUND EQUIPMENT"; and 2) Direct staff to send copies of the signed resolution to Southern California Edison and the Westside Cities Council of Governments.

2.O. STATE LEGISLATIVE UPDATE [P. AREVALO, V. LOVE, K. KRIETZMAN]:

The City Council will receive a Legislative Report detailing legislative activities current as of July, 2009, from Helyne Meshar & Associates.

RECOMMENDATION: Receive and file.

2.P. SAN VICENTE/ROBERTSON BLVD. ROAD CLOSURE REQUEST - EMMY EVENT [L. LONG, N. BEARD, C. SMITH]:

The City Council will consider a request to close San Vicente Blvd. between Melrose and Santa Monica Blvd. and Robertson Blvd between Melrose and Santa Monica Blvd. on Sunday, September 20, 2009 from 3pm to 2am on Monday September 21, 2009 in support of the HBO Emmy event at the Pacific Design Center.

RECOMMENDATION: Approve the closure of San Vicente Blvd. between Melrose and Santa Monica Blvd. and approve the closure of Robertson Blvd. between Melrose and Santa Monica Blvd. on Sunday, September 20, 2009 from 3pm to 2am on Monday, September 21, 2009.

2.Q. A RESOLUTION CONDEMNING THE VIOLENCE AGAINST HUMAN RIGHTS ACTIVISTS IN RUSSIA [J. HEILMAN, F. SOLOMON, J. KATALBAS]:

The City Council will consider adopting a resolution condemning the violence against human rights activists in Russia.

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3881, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE VIOLENCE AGAINST HUMAN RIGHTS ACTIVISTS IN RUSSIA"; and 2) Direct staff to send copies of the Resolution to U.S. Secretary of State Hillary Clinton, U.S. Senator Barbara Boxer, U.S. Senator Diane Feinstein, all members of the U.S. Senate Committee on Foreign Relations, all members of the U.S. House Committee on Foreign Affairs, the Russian Consulate General, U.S. Consulate in Russia, U.S. Ambassador to Russia, Amnesty International and Human Rights Watch.

2.R. ANNUAL RECOGNITION OF JEFF GRIFFITH YOUTH CENTER'S GED PROGRAM GRADUATES [A. LAND, C. PLANCK, J. HEILMAN, F. SOLOMON, T. LIN]:

The City Council will consider making the recognition of the Jeff Griffith Youth Center's GED program graduates an annual event.

RECOMMENDATION: Direct appropriate staff to make the recognition of the Jeff Griffith Youth Center's GED program graduates an annual event in the City of West Hollywood.

2.S. RESOLUTIONS IN SUPPORT OF AB 688 (ENG), SB 197 (PAVLEY), AB 789 (DE LEON), AND AB 532 (LIEU), CONCERNING DOMESTIC VIOLENCE [C. PLANCK, L. FOOKS, T. LIN]:

The City Council will consider adopting resolutions in support of AB 688 (Eng), SB 197 (Pavley), AB 789 (De Leon), and AB 532 (Lieu), concerning domestic violence.

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3882 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 688 (Eng), REGARDING DOMESTIC VIOLENCE"; 2) Adopt Resolution No. 09-3883, "A

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB 197 (PAVLEY), REGARDING DOMESTIC VIOLENCE COURT PROCEEDINGS"; 3) Adopt Resolution No. 09-3884, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 789 (DE LEON), REGARDING DOMESTIC VIOLENCE SEARCH WARRANTS"; 4) Adopt Resolution No. 09-3885, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 532 (LIEU), REGARDING DOMESTIC VIOLENCE SEARCH WARRANTS"; and 5) Send copies of the signed resolutions to the respective elected officials' offices, Los Angeles Sheriff's Department, Los Angeles District Attorney's Office, California Partnership to End Domestic Violence, California NOW, American Association of University Women – California, and the Brady Campaign.

2.T. SUPPORT OF THE FITNESS INTEGRATED WITH TEACHING KIDS ACT (FIT KIDS ACT), H.R. 1585 (KIND) AND S. 634 (HARKIN) [C. PLANCK, L. FOOKS, T. LIN]:

The City Council will consider adopting a resolution in support of The Fitness Integrated with Teaching Kids Act (FIT Kids Act), H.R. 1585 (Kind) and S. 634 (Harkin).

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3886, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE FITNESS INTEGRATED WITH TEACHING KIDS ACT (FIT KIDS ACT), H.R. 1585 (KIND) AND S. 634 (HARKIN); and 2) Send copies of the signed resolutions to Representative Ron Kind, U.S. Senator Tom Harkin, U.S. Senator Dianne Feinstein, U.S. Senator Barbara Boxer, Representative Henry Waxman, Save the Children, National PTA, Campaign to End Obesity and Afterschool Alliance.

2.U. UNEMPLOYMENT ACTION PLAN [J. HEILMAN, F. SOLOMON, L. LONG, D. DENNIS, D. GIUGNI]:

This item gives the City Council the opportunity to direct staff to develop and implement an action plan for dealing with unemployment in West Hollywood

RECOMMENDATIONS: 1) Direct staff to convene a working group consisting of relevant staff and social service providers to develop an action plan to address the current unemployment problem; and 2) Direct staff to return to Council with recommendations and a plan for implementing measures to supplement our current employment-related programs.

2.V. SUPPORT OF THE EMPLOYMENT NON-DISCRIMINATION ACT (ENDA) OF 2009 [A. LAND, C. PLANCK, J. PRANG, M. HAIBACH]:

The City Council will consider adopting a resolution in support of the Employment Non Discrimination Act of 2009.

RECOMMENDATION: 1) Adopt Resolution No. 09-3887, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE EMPLOYMENT NON-DISCRIMINATION ACT OF 2009, ENDA"; 2) Send copies of the signed resolutions to Representatives representing West Hollywood, as well as Barney Frank, Tammy Baldwin, and Jared Polis and Senators Jeff Merkley, Susan Collins, Edward M. Kennedy, and Olympia Snowe; and 3) Communicate priority status of this legislation to federal lobbyist.

3. PUBLIC HEARINGS:

3.A. PROPOSED RESOLUTION FINDING THE CITY TO BE IN CONFORMANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) [A. MCINTOSH, T. SLIMMER]:

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. 09-_____, "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. APPEAL OF THE PLANNING COMMISSION'S DECISION REGARDING THE 9200 SUNSET BOULEVARD INTENSIFICATION OF USE PROJECT (SOHO HOUSE) [A. MCINTOSH, J. KEHO, F. CONTRERAS]:

The City Council will consider two appeals of the Planning Commission's decision regarding the 9200 Sunset Boulevard Intensification of Use Project. One appeal was filed by Jeff Seymour on behalf of Mani Brothers 9200 Sunset (DE), LLC, ("Appeal A"); the other appeal was filed by Douglas Carstens on behalf of the Beverly Hills West Hollywood Neighborhood Association, ("Appeal B"). This supplemental staff report includes analysis in response to Appeal B, draft resolutions, and staff's recommendation which expand the analysis and information in the previously distributed staff report. Also included in this report as EXHIBITS D and E, respectively, are a Memorandum to the Planning Commission dated July 29, 2009 and additional correspondence from constituents received after the July 29, 2009 Planning Commission hearing.

RECOMMENDATION: Staff recommends that the City Council hold a public hearing, consider all pertinent testimony, deny the appeals and conditionally approve the project by adopting the following: 1) Resolution No. CC 09-___: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEALS OF MANI BROTHERS 9200 SUNSET (DE), LLC, AND THE BEVERLY HILLS

WEST HOLLYWOOD NEIGHBORHOOD ASSOCIATION AND CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT ("EIR"), ADOPTING A MITIGATION MONITORING PROGRAM ("MMP"), AND ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS ("SOC") FOR THE INTENSIFICATION OF USE PROJECT LOCATED AT 9200 SUNSET BOULEVARD, WITH THE PROVISION OF OFF-SITE PARKING AT 9201 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA." (EXHIBIT A); and 2) Resolution No. CC 09-___: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEALS OF MANI BROTHERS 9200 SUNSET (DE), LLC, AND THE BEVERLY HILLS WEST HOLLYWOOD NEIGHBORHOOD ASSOCIATION AND CONDITIONALLY APPROVING DEVELOPMENT PERMIT 008-029, DEVELOPMENT PERMIT 008-010, MINOR CONDITIONAL USE PERMIT 008-004, ADMINISTRATIVE PERMIT 008-014, AND PARKING USE PERMIT 008-004 FOR THE INTENSIFICATION OF USE PROJECT LOCATED AT 9200 SUNSET BOULEVARD, WITH THE PROVISION OF OFF-SITE PARKING AT 9201 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA." (EXHIBIT B)

3.C. APPEAL OF THE PLANNING COMMISSION'S DETERMINATION THAT A PROPOSED PUBLIC PARKING LOT CONSISTING OF 39 SPACES LOCATED AT 8459 SUNSET BOULEVARD IS CONSISTENT WITH THE GENERAL PLAN [A. MCINTOSH, J. KEHO, N. GAPPER, J. ROCCO]:

The City Council will hold a public hearing to consider an appeal by Jeffrey Morgan, contesting the Planning Commission's determination that a proposed public parking lot with accessory and subordinate billboard displays located at 8459 Sunset Boulevard, West Hollywood, California, is consistent with the General Plan.

RECOMMENDATION: Adopt Resolution No. 09-_____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEAL OF JEFFREY MORGAN AND UPHOLDING THE PLANNING COMMISSION DETERMINATION THAT A PUBLIC PARKING LOT CONSISTING OF 39 SPACES AND SUBORDINATE AND ACCESSORY BILLBOARD DISPLAYS LOCATED AT 8459 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA IS CONSISTENT WITH THE GENERAL PLAN." (EXHIBIT A)

4. UNFINISHED BUSINESS:

4.A. SCOPES OF SERVICES WITH RAIMI & ASSOCIATES, FEHR & PEERS, NELSON/NYGAARD, VERONICA TAM & ASSOCIATES, STRATEGIC ECONOMICS, URBAN STUDIO, KFM GEOSCIENCE, AND ED AW AECOM, TO PROVIDE PROFESSIONAL SERVICES IN ASSOCIATION WITH THE DEVELOPMENT OF A COMPREHENSIVE UPDATE TO THE CITY'S GENERAL PLAN [A. MCINTOSH, J. KEHO, T. SLIMMER, B. SIEGL, M. RYCHLICKI]:

The City Council will consider authorizing the City Manager to enter into agreements with a group of eight consultants for professional services to complete the comprehensive update to the City's General Plan, and directing staff to carry out the General Plan Update with the principles and procedures described in this staff report.

RECOMMENDATIONS: 1) Authorize the City Manager to approve an agreement with Raimi & Associates in an amount not-to-exceed \$237,825 for professional services to complete the comprehensive update to the City's General Plan; 2) Authorize the City Manager to approve an agreement with Fehr & Peers in an amount not-to-exceed \$130,000 for professional services to study traffic impacts and complete the update of the City's Transportation Element; 3) Authorize the City Manager to approve an agreement with Fehr & Peers in an amount not-to-exceed \$150,000 for professional services to prepare a Nexus Study for Traffic Mitigation; 4) Authorize the City Manager to approve an agreement with Nelson/Nygaard, Inc., in an amount not-to-exceed \$55,000 for professional services relating to traffic and transportation issues in the City's General Plan; 5) Authorize the City Manager to approve an agreement with Veronica Tam & Associates in an amount not-to-exceed \$101,691 for professional services to complete the update of the City's Housing Element; 6) Authorize the City Manager to approve an agreement with Strategic Economics in an amount not-to-exceed \$112,870 for professional economic analysis services to assist with the comprehensive update to the City's General Plan; 7) Authorize the City Manager to approve an agreement with Urban Studio in an amount not-to-exceed \$44,361 for professional urban design services to assist with the comprehensive update to the City's General Plan; 8) Authorize the City Manager to approve an agreement with KFM Geoscience in an amount not-to-exceed \$10,530 for professional geotechnical analysis services to assist with the comprehensive update to the City's General Plan; 9) Authorize the City Manager to approve an agreement with EDAW/AECOM in an amount not-to-exceed \$370,715 for preparation of an Environmental Impact Report and Climate Change Action Plan for the City's General Plan; 10) Authorize the Director of Finance to allocate \$150,000 from the undesignated reserves in the Traffic Mitigation Fund and increase budgeted expenditures in account 208-3-07-83-533038 by \$150,000; 11) Authorize the Director of Finance to allocate \$520,000 from the undesignated reserves in the General Fund and increase budgeted expenditures in account 100-3-07-83-533038 by \$520,000, and 12) The City Council directs the Director of Community Development to carry out the completion of the General Plan Update, using the principles and process as described in this staff report.

4.B CONTRACT FOR HALLOWEEN CARNAVAL EVENT [L. LONG, N. BEARD, C. SMITH]:

The City Council will consider approving the attached contract for Authentic to provide a variety of production services in the presentation of the City's annual Halloween Carnival.

RECOMMENDATIONS: 1) Authorize the City Manager to enter into a one year contract between the City and Authentic in an amount not to exceed \$315,000.00 with designated extensions if mutually agreed upon. (Exhibit A); and 2) Notify the current staging contractor of the termination of his contract.

5. NEW BUSINESS:

5.A. ANNUAL CODE COMPLIANCE WORK PLAN [O. DELGADO, J. AUBEL, J. SKORNECK]:

The City Council will receive a twelve month work plan for the Commercial and Residential Code Compliance Divisions.

RECOMMENDATION: Receive and File Report.

5.B. CELEBRATION OF THE 25TH ANNIVERSARY OF THE INCORPORATION OF THE CITY OF WEST HOLLYWOOD [H. GOSS, T. WHITE, L. LONG, N. BEARD, R. REYNOLDS, A. CAMPBELL]:

The City Council will consider approval of staff's recommendations for the proposed year-long celebration of the 25th anniversary of the incorporation of the City of West Hollywood, the "25th Anniversary of Cityhood."

RECOMMENDATIONS: 1) Review and approve the overall conceptual plans for the year-long celebration of the City's 25th Anniversary of Cityhood which will take place from Sunday, November 29, 2009 through Monday, November 29, 2010; 2) Approve the date of Sunday, November 29, 2009 for the Cityhood Celebration Party from 4 p.m. to 8 p.m.; 3) Approve the date of Saturday, April 17, 2010 for the Cityhood Community Celebration along San Vicente Boulevard; 4) Approve the street closure of San Vicente Boulevard between Melrose Avenue and Santa Monica Boulevard on Saturday, April 17, 2010 for the Cityhood Community Celebration; 5) Approve the date of Monday, November 29, 2010 for the City's Annual Congress and a Community Awards Program as a culmination of the City's year-long celebration; and 6) Provide further direction to staff regarding the City's 25th Anniversary of Cityhood celebration activities.

5.C. CITY COUNCILMEMBER TOUR OF WEST HOLLYWOOD DEVELOPMENT [J. HEILMAN]:

In recent years, the City Council has evaluated and implemented policy regarding multiple-family housing construction in the City. A number of projects have been constructed according to these land use policies. Staff is eager to conduct tours with Councilmembers of some of the more illustrative examples, so that the Council may have a dialog at a future meeting about the effectiveness of these policies.

RECOMMENDATION: It is recommended that the City Council: 1) Agree to participate in this program; 2) Direct staff to begin scheduling tour times with each Council office within the next 45 days; and 3) Discuss the City Council's observations at a future Council meeting in two months

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. PROPOSED AMENDMENT TO RENT STABILIZATION ORDINANCE [M. JENKINS, A. WINDERMAN, A. REGAN]:

The City Council will consider a proposed amendment to the Rent Stabilization Ordinance to allow the hearing examiner to order a refund of excess fees.

RECOMMENDATION: Introduce on first reading Ordinance No. 09___: "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING WHMC § 17.44.040 TO ALLOW TENANTS TO SEEK A REFUND OF EXCESS FEES COLLECTED BY OWNERS."

6.B PROPOSED AMENDMENTS TO RENT STABILIZATION ORDINANCE AND RENT STABILIZATION REGULATIONS REGARDING STAYS OF DECISIONS PENDING APPEAL [M. JENKINS, A. WINDERMAN, A. REGAN]:

The City Council will consider proposed amendments to the Rent Stabilization Ordinance and Rent Stabilization Regulations to stay decisions of the hearing examiner pending appeal.

RECOMMENDATIONS: 1) Introduce on first reading Ordinance No. 09___: "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING WHMC §§ 17.44.010(8) AND 17.44.020(4) TO STAY HEARING EXAMINERS' DECISIONS PENDING APPEAL."; and 2) Adopt Resolution No. 09-_____: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST

HOLLYWOOD RENT STABILIZATION REGULATIONS REGARDING
STAYING HEARING EXAMINERS' DECISIONS PENDING APPEAL."

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, which will be on Saturday, August 22, 2009 at 11:00 A.M. at West Hollywood City Hall, 8300 Santa Monica Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
August 22	Saturday	11:00 AM	Closed Session	W.H. City Hall
September 8	Tuesday	6:30 PM	Regular Meeting	W.H. Park Aud.
September 21	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 5	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

City Council Agendas and Staff Reports
are available on-line at

www.weho.org

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
MONDAY, AUGUST 17, 2009
6:00 P.M.**

WEST HOLLYWOOD PARK AUDITORIUM, STUDIO ROOM

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)

Hoffman Street et al v. City of West Hollywood
Los Angeles Superior Court, Case No. BS 111413