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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, MAY 18, 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, May 18, 2009 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 14, 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 May 4 and May 6, 2009.

2.C. DEMAND REGISTER NO. 626, RESOLUTION NO. 09-3807:

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

RECOMMENDATION: Approve Demand Register No. 626 and adopt Resolution No. 09-3807, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 626"

2.D. ORDINANCE NO. 09-810 (2ND READING), AMENDING WHMC § 17.08.010(11), TO CLARIFY THAT, FOR PURPOSES OF THE RENT STABILIZATION ORDINANCE, THE TERM "LANDLORD" INCLUDES SUCCESSORS IN INTEREST [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 09-810, a proposed ordinance amending WHMC § 17.08.010(11), to clarify that, for purposes of the Rent Stabilization Ordinance, the term "landlord" includes successors in interest.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 09-810, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING WHMC § 17.08.010(11), TO CLARIFY THAT, FOR PURPOSES OF THE RENT STABILIZATION ORDINANCE, THE TERM "LANDLORD" INCLUDES SUCCESSORS IN INTEREST."

2.E. ORDINANCE NO. 09-811 (2ND READING), PERTAINING TO THE MANAGER REQUIREMENT FOR PUBLIC EATING WITH ALCOHOL LICENSES [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 09-811, a proposed ordinance pertaining to the manager requirement for public eating with alcohol licenses.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 09-811, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PERTAINING TO THE MANAGER REQUIREMENT FOR PUBLIC EATING WITH ALCOHOL LICENSES."

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

The City Council will receive a report from the Public Facilities Commission on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.G. ATTENDANCE REPORTS AND UPDATES 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 February 2008 and February 2009. The Council will also consider excusing the absences of several members; receive and file a list of members who have not completed the ethics training required by Assembly Bill 1234; and consider reducing the number of Disabilities Advisory Board Members from nine (9) to seven (7).

RECOMMENDATIONS: 1) Receive and file the attendance reports; 2) Excuse absences, due to personal reasons, for: Suzanne Dietrich (Disabilities Advisory Board); Anna Swett (Disabilities Advisory Board); Pat Langlois (Lesbian and Gay Advisory Board); Jimmy Palmieri (Lesbian and Gay Advisory Board); Elisabeth Sandberg (Lesbian and Gay Advisory Board); Ruth Tittle (Lesbian and Gay Advisory Board); Steve Pargamanik (Russian Advisory Board); Shirley Kaplan (Senior Advisory Board); Mike Mansdorf (Senior Advisory Board); Muriel Schoichet (Senior Advisory Board); and Sofya Davidovich (Women's Advisory Board); 3) Excuse absences, due to professional reasons, for: Beverly Denenberg (Arts and Cultural Affairs Commission); Jon Bailey (Arts and Cultural Affairs Commission); Bryeon Earle (Lesbian and Gay Advisory Board); Bill Gordon (Lesbian and Gay Advisory Board); and Howard Jacobs (Rent Stabilization Commission); 4) Receive and file a report listing all Commissioners, Advisory Board Members, and Project Advisory Committee members who have not completed the 2-hour bi-annual ethics training required by AB 1234; and 5) Reduce the number of Disabilities Advisory Board Members from nine (9) to seven (7), rescind Resolution No. 03-2948, and adopt Resolution No. 09-_____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGARDING THE ORGANIZATION OF CITY APPOINTED ADVISORY BOARDS."

2.H. RE-PROGRAMMING OF SOCIAL SERVICES CONTRACT SAVINGS [L. LONG, D. DENNIS]:

The City Council will authorize expenditure of \$66,000 in savings from 2007-08 Social Services contracts.

RECOMMENDATION: 1) Authorize the Director of Finance and Technology to increase revenue account 100-461001 by \$66,000 and expenditure account 100-3-05-53-536023 by \$66,000; and 2) Approve contract amendments with the following agencies to be funded from \$66,000 in savings from the 2007-08 Social Services contracts and authorize the City Manager to sign: a) Aid for AIDS for the urgent fund: \$5,000; b) National Council of Jewish Women for the urgent fund: \$8,500; and c) \$2,500 for the Social Services agencies listed on the attached chart for program costs in the current grant period.

2.I. WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION SECOND AND THIRD QUARTER REPORTS FOR 2008-2009 [A. WINDERMAN, J. SKORNECK, E. SAVAGE]:

The City Council will receive the Second and Third Quarter Reports of the West Hollywood Community Housing Corporation (WHCHC) for Fiscal Year 2008-2009.

RECOMMENDATION: Receive and file the FY 2008-2009 Second and Third Quarter Reports of the West Hollywood Community Housing Corporation.

2.J. STREET MAINTENANCE ASSESSMENT FOR FISCAL YEAR 2009-2010 [A. GANDHY, B. ROSEN]:

The City Council will consider adopting a resolution determining and imposing a street maintenance assessment within the 1996 Street Maintenance Assessment District for Fiscal Year 2009-2010. The assessment rate is unchanged from 2008-2009.

RECOMMENDATION: Adopt Resolution No. 09-3808, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2009-2010 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2009-2010. PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE."

2.K. APPROVAL OF FINAL TRACT MAP NO. 60515 FOR THE CONDOMINIUM PROJECT LOCATED AT 8703 WEST KNOLL DRIVE [O. DELGADO, S. PERLSTEIN]:

The City Council will consider the approval of Final Tract Map No. 60515, a seven unit condominium, located on the north side of West Knoll Drive between Hancock Avenue and Westmount Drive.

RECOMMENDATIONS: 1) Make findings for the Final Tract Map as follows: a) That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act; b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code; and c) That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No. 60515; and 3) Instruct the City Clerk to

endorse on the face of the map of Final Tract Map No. 60515 the certificate that embodies the approval of said map.

2.L. APPROVAL OF A CONTRACT FOR CIP 0910, REPAIR AND REPLACEMENT OF STORM DRAIN CATCH BASIN DEBRIS SCREEN DEVICES [O. DELGADO, S. PERLSTEIN]:

The City Council will consider approval of a contract with a vendor to repair and replace storm drain catch basin retrofit debris screen devices for preventing entry of trash into the storm drain system.

RECOMMENDATION: Authorize the City Manager to enter into a contract with G2 Construction, Inc., in an amount not to exceed \$40,575 for CIP 0910, Repair and Replacement of Storm Drain Catch Basin Debris Screen Devices at 32 catch basin locations.

2.M. AWARD OF TWO YEAR CONTRACT FOR WATER FEATURE MAINTENANCE AND REPAIR SERVICES [L. LONG, S. BAXTER]:

The City Council will consider awarding a two year contract for water feature maintenance and repair services.

RECOMMENDATIONS: 1) Accept the proposal dated May 11, 2009, in the amount of \$122,160 submitted by David Bricker Pool Service, Inc. of Los Angeles, California; 2) Authorize the City Manager to sign a two year Agreement with David Bricker Pool Service, Incorporated in an amount not to exceed \$122,160 for Water Feature/Fountain Annual Maintenance and Repair Services; and 3) Reject remaining proposal.

2.N. AMEND AGREEMENT FOR SERVICES WITH GLOBAL GREEN USA [P. AREVALO, L. BELSANTI, K. KRIETZMAN]:

The City Council will consider amending an existing Agreement for Services with Global Green, USA to provide continued environmental services for the City Manager's Department.

RECOMMENDATIONS: 1) Approve an amendment to the existing Agreement for Services with Global Green, USA to increase the not-to-exceed amount from twenty-five thousand (\$25,000.00) by an additional fifteen thousand (\$15,000); and 2) Authorize the City Manager to sign the amended agreement.

2.O. AMENDMENT TO AGREEMENT WITH CBM CONSULTING, INC. TO PROVIDE DESIGN AND CONSTRUCTION MANAGEMENT SERVICES [O. DELGADO, J. ROCCO]:

The City Council will consider approving an amendment to the contract with CBM Consulting, Inc. to provide the design and construction management for the City operated lot located at 8459 Sunset Boulevard.

RECOMMENDATION: 1) Amend contract with CBM Consulting, Inc. to provide the design and construction management for the City operated lot located at 8459 Sunset Boulevard. Amend the current agreement to increase the "not-to-exceed" amount of \$88,860 by and additional

\$46,000, for a total of \$134,860; and 2) Authorize the City Manager to sign the Amendment.

2.P. AUTHORIZATION TO ISSUE A JOINT REQUEST FOR QUALIFICATIONS (RFQ) TO EVALUATE PARKING CITATION PROCESSING OPERATIONS [O. DELGADO, J. ROCCO, D. NORTE]:

The City Council will consider authorizing staff to proceed with a joint Request For Qualifications (RFQ), for parking citation processing services with the cities of Beverly Hills and Santa Monica.

RECOMMENDATION: Authorize staff to participate in a joint RFQ process for parking citation processing with the cities of Beverly Hills and Santa Monica.

2.Q. CONSIDERATION OF CHANGES TO THE TAXI COUPON PROGRAM [L. LONG, D. DENNIS, J. ROONEY]:

The City Council will consider recommended changes to the taxi coupon program and increase the budget effective fiscal year 2009-10 using the Transportation Program Enhancement Fee revenue.

RECOMMENDATION: 1) Raise the value of the taxi coupon book from the current \$24 to \$28 to partially offset the increase in taxi rates approved by the City Council and effective July 1, 2009; 2) Cap the taxi coupon book sales at 16,250 annually, an increase of 4,770 over current sales, to allow for a modest increase in use; and 3) Apply the new Transportation Enhancement Program Fee to increase the reimbursement budget for the taxi coupon program by \$112,000 annually to \$412,000

2.R. INCLUSIONARY UNITS AT 901 HANCOCK AVENUE [A. WINDERMAN, J. SKORNECK]:

City Council will consider amending the Agreement Imposing Restrictions on Real Property for the seven inclusionary housing units at 901 Hancock Avenue changing the unit designation as seven One Bedroom/Loft units rather than seven Single Units, confirming that the tenants will have access to rooftop amenities, and updating various other provisions to be consistent with current City policy.

RECOMMENDATIONS: 1) Approve a First Amendment to the Agreement Imposing Restrictions on Real Property for the seven inclusionary units at 901 Hancock Avenue: a) Changing the unit designation as seven One Bedroom/Loft units rather than seven Single Units; b) Clarifying that inclusionary unit tenants will have access to common area amenities; and c) Updating certain provision concerning tenant selection and unit utilization to be consistent with current policy; and 2) Authorize the City Manager to execute the First Amendment.

2.S. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider adopting three resolutions as the first steps in the implementation process of the Sunset Strip Business Improvement District for fiscal year 2009-2010; and set a public hearing for June 15, 2009.

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3809, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2009-2010 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; 2) Adopt Resolution No. 09-3810, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2009-2010 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; 3) Adopt Resolution No. 09-3811, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2009-2010 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; and 4) Direct staff to notice a public hearing to be held on June 15, 2009 to hear protests or objections to the levy of the assessment for fiscal year 2009-2010.

2.T. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE) [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for fiscal year 2009-2010 that funds the visitor marketing activities of the West Hollywood Marketing and Visitors Business Bureau (MVB) by adopting three resolutions; and set a public hearing for June 15, 2009.

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3812, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2009-2010 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; 2) Adopt Resolution No. 09-3813, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2009-2010 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; 3) Adopt Resolution No. 09-3814, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY

OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY A CHARGE (ASSESSMENT) AGAINST HOTELS IN THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA FOR FISCAL YEAR 2009-2010 AND SETTING A TIME AND PLACE OF A HEARING TO CONSIDER SUCH A CHARGE"; and 4) Direct staff to notice a public hearing to be held on June 15, 2009 to hear protests or objections to the levy of assessment for fiscal year 2009-2010.

2.U. LEVY OF ANNUAL ASSESSMENT FOR SANTA MONICA BOULEVARD MAINTENANCE DISTRICT [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider adopting resolutions for the proposed levy of assessments for the Santa Monica Boulevard Maintenance District for fiscal year 2009-2010 which provides for holiday decorations, sidewalk steam cleaning and trash can and bus bench cleaning and repair; and set a public hearing for June 15, 2009.

RECOMMENDATIONS: 1) Adopt Resolution Number 09-3815, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2009-2010 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE"; 2) Adopt Resolution Number 09-3816, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ENGINEER FOR THE 2009-2010 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT"; 3) Adopt Resolution Number 09-3817, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2009-2010 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; and 4) Direct staff to notice a public hearing to be held on June 15, 2009 to hear protests or objections to the levy of the assessment for fiscal year 2009-2010.

2.V. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider adopting three resolutions as the first steps in the implementation process of the Avenues of Art and Design Business Improvement District for fiscal year 2009-2010; and set a public hearing on June 15, 2009.

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3818 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2009-2010 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 2) Adopt Resolution No. 09-3819 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2009-2010 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 3) Adopt Resolution No. 09-3820 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2009-2010 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; 4) Approve an increase of \$20,000 to the base assessment budget of \$85,000 to supplement salary for marketing consulting services providing additional marketing and promotional services to the BID as approved by Council on June 16, 2007; and 5) Direct staff to notice a public hearing to be held on June 15, 2009 to hear protests or objections to the levy of the assessment for fiscal year 2009-2010.

2.W. CHRISTOPHER STREET WEST 39th ANNUAL LESBIAN, GAY, BISEXUAL, AND TRANSGENDER PRIDE CELEBRATION AND PARADE IN WEST HOLLYWOOD [L. LONG, N. BEARD, C. SMITH]:

The City Council will consider this annual request from Christopher Street West relative to the 2009 Pride Celebration June 12 – June 14, 2009.

RECOMMENDATIONS: 1) Approve the use of West Hollywood Park and City property with a fee waiver, as outlined in exhibit A, for the 2009 Lesbian, Gay, Bisexual, and Transgender Pride Celebration, 2) Authorize the City Manager to enter into an agreement/contract permitting the event; 3) Allow the Dyke March to march along Santa Monica Blvd in westbound lanes to West Knoll and return in eastbound lanes on Santa Monica Blvd to San Vicente on Friday, June 12th 2009; and 4) Approve Festival hours of 12pm to 12 Midnight for Saturday, June 13th, 2009 and 11am to 10pm for Sunday, June 14th, 2009.

2.X. A RESOLUTION CALLING FOR THE DISAFFILIATION OF THE ANDAZ HYATT AND ITS PARENT COMPANY THE HYATT CORPORATION FROM THE MANCHESTER HYATT [A. LAND, C. PLANCK, J. DURAN, H. MOLINA, P. INDALL]:

The City Council will consider a resolution calling for the removal of affiliation between Andaz Hyatt and the Hyatt Corporation with Doug Manchester and the Grand Hyatt in San Diego.

RECOMMENDATIONS: 1) Adopt Resolution 09-3821 "A RESOLUTION CALLING FOR THE DISAFFILIATION OF THE ANDAZ HYATT AND ITS PARENT COMPANY THE HYATT CORPORATION FROM THE MANCHESTER HYATT"; and 2) Direct staff to send copies of signed resolutions to Michel Morauw, General Manager, The Andaz Hotel and Mark S. Hoplamazian, CEO, the Hyatt Corporation, The Los Angeles Stonewall Democrats, Equality California, The Courage Campaign and Organizing with America.

2.Y. MARCH FOR TRANS-UNITY PRIDE [K. COOK, B. SMITH]:

The City Council will consider a request for a rolling closure on Santa Monica Boulevard between La Brea Boulevard and Gardner Street on Saturday, June 6, 2009 from 9:30 AM to 11 AM to accommodate a march in celebration of Trans-Unity Pride co-sponsored by the Transgender Task Force.

RECOMMENDATIONS: 1) Approve a rolling closure on Santa Monica Boulevard between La Brea Boulevard and Gardner Street on Saturday June 6, 2009 from 9:30 AM to 11 AM to accommodate a march in celebration of Trans-Unity Pride; and 2) Waive special event permit fees of \$800.00.

2.Z. RE-DESIGNATION OF CITY TRANSGENDER TASK FORCE AS TRANSGENDER ADVISORY BOARD [J. PRANG, J. STEVENS]:

The City Council will consider re-designating the Transgender Task Force as the Transgender Advisory Board.

RECOMMENDATION: Direct the City Manager, Transgender Task Force Staff Liaison, Office of Public Information and City Clerk to amend city records and public notices as appropriate and report back to the City Council within 60 days.

2.AA. FEASIBILITY STUDY FOR WEST HOLLYWOOD COMPANION ANIMAL RESOURCE CENTER [J. PRANG, J. STEVENS]:

The City Council will consider directing the City Manager to conduct a needs assessment surveying the availability of companion animal resources and determine the feasibility of establishing a companion animal resources center in West Hollywood.

RECOMMENDATION: 1) Direct the City Manager and appropriate staff to conduct an assessment of current companion animal resource needs and availability in West Hollywood and report back to the City Council within 60 days; and 2) Direct the City Manager and appropriate staff to determine

the feasibility of establishing a basic companion animal resource center in the City of West Hollywood and report back to the City Council within 90 days, pending findings of the aforementioned needs assessment.

2.BB. SUPPORT OF THE LOCAL LAW ENFORCEMENT CRIMES ACT OF 2009, HR 1913 (CONYERS) [J. DURAN, H. MOLINA, E. VALENCIA]:

The City Council will consider adopting a resolution in support of the Local Law Enforcement Hate Crimes Prevention Act of 2009, HR 1913 (Conyers)

RECOMMENDATION: 1) Adopt Resolution 09-3822 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE LOCAL LAW ENFORCEMENT CRIMES ACT OF 2009, HR 1913 (CONYERS)"; and 2) Send copies of the signed resolutions to Senators Dianne Feinstein and Barbara Boxer, U.S. Representative Henry Waxman, U.S. Representative John Conyers, State Senator Fran Pavley, Assemblymember Mike Feuer, Pride At Work and the Human Rights Coalition.

2.CC. SUPPORT OF THE FEDERAL EMPLOYEES PAID PARENTAL LEAVE ACT, S. 354 (WEBB) & H.R. 626 (MALONEY) [C. PLANCK, L. FOOKS, P. INDALL]:

The City Council will consider adopting a resolution in support of The Federal Employees Paid Parental Leave Act, S. 354 (Webb) & H.R. 626 (Maloney).

RECOMMENDATIONS: 1) Adopt Resolution No. 09-3823, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE FEDERAL EMPLOYEES PAID PARENTAL LEAVE ACT, S. 354 (WEBB) & H.R. 626 (MALONEY)"; and 2) Send copies of the signed resolutions to U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, and Representative Henry Waxman.

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION WILL CONVENE FOR A JOINT PUBLIC HEARING WITH THE CITY COUNCIL: See attached Joint Public Hearing Agenda.

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION WILL RECESS AND RESUME THE CITY COUNCIL AGENDA:

3. PUBLIC HEARINGS:

3.A. THE DESIGNATION OF THE PROPERTY LOCATED AT 1228 FLORES AVENUE AS A LOCAL CULTURAL RESOURCE [S. KEENE, J. KEHO, J. ALKIRE]:

The City Council will consider designating the buildings located at 1228 Flores Street as a Local Cultural Resource.

RECOMMENDATION: Adopt Resolution No. 09-____: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD,

DESIGNATING THE EXTERIOR OF THE STRUCTURES LOCATED AT 1228 FLORES STREET AS A LOCAL CULTURAL RESOURCE (CULTURAL RESOURCE DESIGNATION 2007-001).”

3.B. REVIEW OF THE CITY SEWER SERVICE CHARGE FOR FISCAL YEAR 2009-10 [O. DELGADO, S. PERLSTEIN]:

The City Council will consider approving the City Sewer Service Charge rates for the FY 09-10 program.

RECOMMENDATIONS: 1) Make a finding that there is no majority protest by property owners within the assessment area; and 2) Approve Resolution No. 09-_____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE LEVYING OF AN ANNUAL ASSESSMENT FOR SEWER SERVICES FOR FISCAL YEAR 2009-2010 PURSUANT TO CHAPTER 15.12 OF ARTICLE 1 OF TITLE 15 OF THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE.”

3.C. AMENDMENT OF FRANCHISE AGREEMENT FOR COMMERCIAL SOLID WASTE AND RECYCLING SERVICES [O. DELGADO, S. PERLSTEIN]:

The City Council will consider approving an amendment to the franchise agreement with Arakelian Enterprises, Inc. dba Athens Services for 100% MRF processing of commercial waste for customers served by permanent compactors and roll-off boxes for disposal of rubbish and restaurant food waste.

RECOMMENDATION: Approve Amendment No. 2 to the Exclusive Franchise Agreement with Arakelian Enterprises, Inc. d.b.a. Athens Services for Integrated Solid Waste Management Services and authorize the City Manager to sign the Amendment.

3.D. REVIEW OF THE CITY SOLID WASTE AND RECYCLABLE COLLECTION AND DISPOSAL SERVICE CHARGE FOR FISCAL YEAR 2009-10 [O. DELGADO, S. PERLSTEIN]:

The City Council will consider approving the Solid Waste and Recyclable Material Collection and Disposal Service Charge rates for FY 09-10.

RECOMMENDATIONS: 1) Make a finding that there is no majority protest by property owners within the assessment area; 2) Approve Resolution No. 09-_____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE LEVYING OF AN ANNUAL ASSESSMENT FOR SOLID WASTE AND RECYCLING SERVICES FOR FISCAL YEAR 2009-10 PURSUANT TO TITLE 15, CHAPTER 15.48 OF THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE”; and 3) Approve Resolution No. 09-_____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING ATHENS SERVICES’ REQUEST TO FOREGO THE CONSUMER PRICE INDEX FOR ALL URBAN CUSTOMERS (CPI-U) INCREASE TO RATES FOR SOLID WASTE SERVICES FOR COMMERCIAL AND MULTI UNIT (OVER FOUR UNITS) RESIDENTIAL PROPERTIES.”

3.E. AMENDMENT TO THE ZONING ORDINANCE TO MODIFY THE STANDARDS FOR EXTENDED HOUR BUSINESSES AND OFF-SITE SALES OF ALCOHOL. (ZONE TEXT AMENDMENT 2008-007, 2008-008) [J. ENGLISH, L. BELSANTI, S. KEENE, J. KEHO, A. GALLO]:

The City Council will continue, to a date uncertain, the public hearing to consider amendments of the City of West Hollywood Zoning Ordinance regarding standards for extended hour businesses and off-site sales of alcohol. Notices of this hearing will be re-distributed and published as required by law.

RECOMMENDATION: Continue the public hearing to a date uncertain.

3.F. AMENDMENTS TO THE GENERAL PLAN, ZONING ORDINANCE, AND ZONING MAP TO REPLACE THE INTERIM ZONING ORDINANCE WITH PERMANENT STANDARDS. (GENERAL PLAN AMENDMENT, ZONE TEXT AMENDMENT, AND ZONE MAP AMENDMENT) [S. KEENE, M. RYCHLICKI, J. KEHO, D. DEGRAZIA]:

The Council will consider amendments to the General Plan, Zoning Ordinance and Zoning Map initiated by the City and applicable in all R3 and R4 zoning districts to replace the current interim zoning ordinance.

RECOMMENDATIONS: Staff recommends that the Council hold the public hearing, consider all pertinent testimony and take the following actions: 1) Adopt Resolution No. _____ "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD AMENDING THE GENERAL PLAN AND GENERAL PLAN MAP RELATING TO PERMITTED HEIGHTS IN THE R4 AND R3C ZONING DISTRICTS." (EXHIBIT A); and 2) Introduce on the first reading Ordinance No. _____ "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 (ZONING ORDINANCE) AND THE ZONING MAP RELATING TO PERMITTED HEIGHTS AND MAXIMUM AVERAGE UNIT SIZES IN THE R4 AND R3 ZONING DISTRICTS, AND PARKING STRUCTURE DRIVEWAY SLOPE AND TRASH PLACEMENT STANDARDS CITY-WIDE." (EXHIBIT B).

4. UNFINISHED BUSINESS: None

5. NEW BUSINESS:

5.A. APPOINTMENT OF CITY COUNCILMEMBERS AS DELEGATES AND ALTERNATES TO VARIOUS ORGANIZATIONS, COMMITTEES AND SUB-COMMITTEES [T. WEST, C. SHAFFER, G. VESPOINT]:

The City Council will consider appointments as delegates and alternates to various organizations, committees and sub-committees.

RECOMMENDATION: Appoint Delegates and Alternates to various committees as outlined in 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: None

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, June 1, 2009 at 5:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
June 1	Monday	5:30 PM	Regular Meeting	W.H. Park Aud.
June 15	Monday	6:30 PM	Regular Meeting	Plummer Park
July 13	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
July 20	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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

www.weho.org

**THE WEST HOLLYWOOD CITY COUNCIL AND THE
COMMUNITY DEVELOPMENT COMMISSION
AGENDA**

MONDAY, MAY 18, 2009

6:30 P.M.

**WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

**SMOKING IS NOT PERMITTED IN THE CITY COUNCIL CHAMBERS
(Article IV, Chapter 6, W.H.M.C.)**

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. The City TDD line for the hearing impaired is (323) 848-6496.

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.
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1. CALL TO ORDER:

2. ROLL CALL:

3. APPROVAL OF THE AGENDA:

4. PUBLIC COMMENTS: This time has been set aside for members of the public to address the Community Development Commission on items of general interest within the subject matter jurisdiction of the Commission. Although the Commission values your comments, pursuant to the Brown Act it generally cannot take any action on items not listed on the posted agenda. Two minutes are assigned for each speaker.

5. CONSENT CALENDAR:

5.A. APPROVAL OF MINUTES:

The Community Development Commission is requested to approve the minutes of prior Community Development Commission meetings.

RECOMMENDATION: Approve the minutes of the meeting on April 6, 2009.

6. PUBLIC HEARING:

6.A. PROPOSED SECOND AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE EAST SIDE PROJECT AREA JOINT PUBLIC HEARING OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION [A. WINDERMAN, R. BURNLEY]:

The City Council and the Community Development Commission, operating as a redevelopment agency ("Agency"), will conduct a joint public hearing on the proposed Second Amendment to the Redevelopment Plan for the East Side Project Area for the purpose of extending the time limit for eminent domain proceedings.

RECOMMENDATIONS: 1) The Agency adopt Resolution No. CDC 09-____, "A RESOLUTION OF THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION APPROVING AND ADOPTING THE REPORT TO THE CITY COUNCIL ON THE PROPOSED SECOND AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE EAST SIDE PROJECT AREA AND SUBMITTING THE REPORT AND AMENDMENT TO THE CITY COUNCIL"; 2) The City Council adopt Resolution No. 09-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ACKNOWLEDGING RECEIPT FROM THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION OF THE PROPOSED SECOND AMENDMENT TO THE REDEVELOPMENT PLAN FOR THE EAST SIDE PROJECT AREA AND THE REPORT TO THE CITY COUNCIL CONCERNING THE AMENDMENT"; and 3) The City Council and the Agency conduct a joint public hearing to hear testimony on the proposed Second Amendment to the Redevelopment Plan for the East Side Project Area. Following the public hearing, consideration of this and related actions has been scheduled for June 15, 2009.

7. UNFINISHED BUSINESS: None.

8. NEW BUSINESS: None

9. COMMUNITY DEVELOPMENT COMMISSIONER 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 Community Development Commission.

10. ADJOURNMENT:

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
MONDAY, MAY 18, 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)

Save Tara v. City of West Hollywood
Los Angeles Superior Court Case No. BS090402