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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, NOVEMBER 1, 2010  
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, November 1, 2010 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, October 28, 2010.*

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 October 18, 2010.

**2.C. DEMAND REGISTER NO. 661, RESOLUTION NO. 10-4100:**

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

RECOMMENDATION: Approve Demand Register No. 661 and adopt Resolution No. 10-4100, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 661."

**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 Karen Hirsch and Parivash Shakouri and refer to the City's claims adjuster.

**2.E. TREASURER'S REPORT FOR JULY 2010 [A. GANDHY, G. SCHUCHARD]:**

*The City Council will receive the Treasurer's Report for the month ended July 2010 pursuant to Section 53646 of the Government Code of the State of California.*

RECOMMENDATION: Receive and file

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

*The City Council will receive reports from the Public Safety Commission on actions taken at its recent meeting.*

RECOMMENDATION: Receive and file.

**2.G. FIRST CONTRACT AMENDMENT TO THE AGREEMENT FOR GENERAL PRODUCTION SERVICES AND LOGISTICS FOR THE HALLOWEEN CARNAVAL [S. BAXTER, N. BEARD, C. SMITH]:**

*The City Council will consider approving an amendment to the agreement with Authentic Agency for the Halloween Carnival staging production.*

RECOMMENDATIONS: 1) Approve the First Amendment to Agreement with Authentic Agency for Halloween Carnival staging production services increasing the agreement amount by \$50,000; 2) Accept the sponsorship amount of \$50,000 from 20<sup>th</sup> Century Fox Home Entertainment to account number 100-3-05-51-535013 for expenditure; and 3) Authorize the City Manager to execute the First Amendment to Agreement.

**2.H. 25<sup>TH</sup> ANNIVERSARY CAPITAL PROJECT – PHASE I PLUMMER PARK MASTER PLAN IMPLEMENTATION PROJECT: PUBLIC ART CONSULTANT CONTRACT APPROVAL [S. BAXTER, J. HUFFER, A. CAMPBELL]:**

*The City Council will consider approving the contract for a public art consultant to provide services in conjunction with the Phase I Plummer Park Master Plan Implementation Project.*

**RECOMMENDATIONS:** 1) Approve Maria Luisa de Herrera of Isenberg de Herrera to provide public art consulting services on behalf of the City per the established civic art guidelines; 2) Authorize the City Manager to sign an Agreement with Isenberg de Herrera in an amount of \$51,000; and 3) Authorize the expenditure of an amount not to exceed \$5,000 for related public art consulting service contingencies as approved by the Director of Human Services.

**2.I. NOTICE OF COMPLETION, PROPOSED IMPROVEMENTS FOR MAINTENANCE FACILITY AND OFFICES 7317 ROMAINE STREET C.I.P. 55-09/10-12 [S. BAXTER, S. CAMPBELL, D. GONZALEZ]:**

*The City Council will consider acceptance of the improvements and filing of the Notice of Completion for the Capital Improvement Project.*

**RECOMMENDATIONS:** It is recommended that the City Council take the following actions: 1) Accept the improvements constructed as part of the Capital Improvement Project: Proposed Improvements for Maintenance Facility and Offices 7317 Romaine Street, C.I.P. 55-09/10-12; 2) Authorize staff to file the Notice of Completion with the County Recorder; 3) Release the retention withheld on the project (\$28,056.26) to the contractor at the end of the 35-day lien period; 4) Release the Performance Bond on the date of recordation of the Notice of Completion; and 5) Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion

**2.J. CITY CO-SPONSORSHIP OF 2010 AIDSWATCH [H. GOSS, K. EGENBERGER]:**

*The City Council will consider co-sponsoring the 2010 AIDSWATCH and providing television production, public information support and social service information to this year's Citychannel broadcast.*

**RECOMMENDATIONS:** 1) Approve the City of West Hollywood as co-sponsor of the 2010 AIDSWATCH presentations on Wednesday, December 1, 2010; and 2) Authorize the Public Information and Prosecution Services Department to provide support for this project, including use of Citychannel facilities, broadcast time on Citychannel 10, public information support and social services support.

**2.K. STOP DOOR SPAM PROGRAM [J. PRANG, M. HAIBACH]:**

*The City Council will consider the merits of implementing a constituent-to-advertiser program to help stop annoying advertising left at front door of resident's homes in the City of West Hollywood.*

**RECOMMENDATIONS:** 1) Develop and promote a program that would help curtail the amount of advertising left at residences in the City; 2) Direct Residential Code Compliance to develop the program and a budget; 3) Submit for mid-year budget review for potential program funding in 2010-11; and 4) Direct PIO to help promote the program.

**2.L. CO-SPONSORSHIP OF “BENEFIT WITH FRIENDS” TO SUPPORT ARTS EDUCATION AT WEST HOLLYWOOD ELEMENTARY SCHOOL [A. LAND, C. PLANCK, J. PRANG, M. HAIBACH]:**

*The City Council will consider co-sponsoring “Benefit with Friends” to support arts education at West Hollywood Elementary School.*

RECOMMENDATIONS: 1) Approve city co-sponsorship for “Benefit with Friends” to support arts education at West Hollywood Elementary School; and 2) Direct Public Information staff to provide promotional assistance for the event including, but not limited to, inclusion of event information on the City’s website, news briefs and on its City Channel.

**2.M. LESBIAN AND GAY ADVISORY BOARD CO-SPONSORSHIP OF C.I.T.Y. x1 THANKSGIVING EVENT [S. BAXTER, J. BOOK]:**

*The City Council will consider authorization of an expenditure of \$500 for the 2010 C.I.T.Y. x1 Thanksgiving event.*

RECOMMENDATION: Authorize the reimbursement of up to \$500 for purchase of food for the Thanksgiving celebration for LGBTQ youth, sponsored by C.I.T.Y. x1, to be held on Sunday, Nov. 21, at Plummer Park, Rooms 5 and 6.

**2.N. BARNEY’S BEANERY FIREHOUSE CHILI COOK OFF [J. HEILMAN, F. SOLOMON]:**

*The City Council will consider a request for a street closure on Holloway Drive between Hacienda Place and Santa Monica Boulevard on Saturday, November 20, 2010 from 9 AM to 4 PM to accommodate a special event, “Barney’s Beanery Firehouse Chili Cook Off”.*

RECOMMENDATIONS: 1) Approve a street closure on Holloway Drive between Hacienda Place and Santa Monica Boulevard on Saturday, November 20, 2010 from 9 AM to 4 PM to accommodate a special event, “Barney’s Beanery Firehouse Chili Cook Off”; and 2) Waive special event permit fees of \$800.

**3. PUBLIC HEARINGS: None**

**4. UNFINISHED BUSINESS:**

**4.A. GAS SERVICE PREPAREDNESS [O. DELGADO, S. PERLSTEIN]:**

*The City Council will receive a presentation by representatives from the California Public Utilities Commission and The Gas Company regarding pipeline safety and the regulation of energy infrastructures in West Hollywood.*

RECOMMENDATION: Receive and file a presentation from the California Public Utilities Commission and The Gas Company regarding pipeline safety and the regulation of energy infrastructures in West Hollywood.

**4.B. OFF-LEASH DOG USE AT PLUMMER PARK [S. BAXTER, S. CAMPBELL, H. COLLINS]:**

*The City Council will consider the feasibility of two separate locations for off-leash dog use at Plummer Park.*

RECOMMENDATIONS: It is recommended that the City Council take the following actions: 1) Indicate Area #1, as identified and described in this report, as the preferred location for an off-leash dog area at Plummer Park; 2) Remove Area #3, as identified and described in this report, from further consideration as an off-leash dog area within Plummer Park; 3) Direct staff to initiate an Addendum to the Plummer Park Master Plan Implementation Project's Environmental Impact Report to provide an environmental analysis of locating an off-leash dog area in Area #1; and 4) Direct staff to return to Council, following completion of the Environmental Impact Report Addendum, with a final plan for consideration of Area #1 as an off-leash dog area and its implementation upon completion of the upcoming Phase I, Plummer Park Master Plan Implementation Project.

**5. NEW BUSINESS:**

**5.A. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2011 AND SCHEDULING DATES FOR ELECTION AND INSTALLATION OF NEW MAYOR AND MAYOR PRO TEMPORE FOR 2011 [T. WEST, C. SCHAFFER]:**

*The City Council will consider approving the City Council Regular Meeting Schedule for Calendar Year 2011, canceling or rescheduling several meetings throughout the year that conflict with holidays, and scheduling the dates for the election and installation of the new Mayor and Mayor Pro Tempore in 2011.*

RECOMMENDATIONS: 1) Consider cancelling the meeting of January 3, 2011; 2) Reschedule the meeting of January 17, 2011 to January 18, 2011; 3) Reschedule the meeting of February 21, 2011 to February 22, 2011; 4) Reschedule the meeting of July 4, 2011 to July 5, 2011; 5) Reschedule the meeting of September 5, 2011 to September 6, 2011; 6) Schedule the election of the new Mayor and Mayor Pro Tempore for March 21, 2011; 7) Consider rescheduling the meeting of April 18, 2011 due to conflicts with religious holidays, and consider scheduling the installation of the new Mayor and Mayor Pro Tempore at the rescheduled meeting; and 8) Approve the City Council Regular Meeting Schedule for Calendar Year 2011.

**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, November 15, 2010 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
November 15	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
November 29	Monday	6:30 PM	Annual Congress	Plummer Park
December 6	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
December 20	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
CLOSED SESSION AGENDA  
MONDAY, NOVEMBER 1, 2010  
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. CONFERENCE WITH REAL PROPERTY NEGOTIATOR.....G.C. 54956.8**

Property: 417 Norwich Avenue (aka: Norwich Community Garden)  
Agency Negotiator: Paul Arevalo or designee  
Party's Negotiator: Fares Family Trust or designee  
Under Negotiation: Price and Terms of Payment (Purchase)

**2. INITIATION OF LITIGATION..... G.C. 54956.9(c)**

One case