

**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.
AND AT THE LIBRARY, 715 N. SAN VICENTE BLVD.**

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) 848-6332 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, JUNE 6, 2005
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

5:30 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:

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, June 6, 2005 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, June 2, 2005.

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 16, 2005.

2.C. DEMAND REGISTER NO. 533, RESOLUTION NO. 05-3236:

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

RECOMMENDATION: Approve Demand Register No. 533 and adopt Resolution No. 05-3236, "A RESOLUTION OF THE CITY COUNCIL OF

THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 533.”

2.D. TREASURER’S REPORT FOR APRIL 2005:

The City Council will receive the Treasurer’s Report for the month ended April 2005, pursuant to Section 53646 of the Government Code of the State of California.

RECOMMENDATION: Receive and file.

2.E. ORDINANCE NO. 05-710 (2ND READING), A PROPOSED ORDINANCE REGARDING THE IMPLEMENTATION OF DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 7700 BLOCK OF FOUNTAIN AVENUE:

The City Council will waive further reading and adopt Ordinance No. 05-710, approving a petition for preferential parking filed by residents representing a majority of the residential dwelling units on the 7700 Block of Fountain Avenue.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 05-710, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.230 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 7700 BLOCK OF FOUNTAIN AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE.”

2.F. ORDINANCE NO. 05-711 (2ND READING), A PROPOSED ORDINANCE AMENDING SECTION 3.04.090 AND VARIOUS SECTIONS RELATED TO THE PENALTY FOR VIOLATING SECTION 11.36.010 OF THE WEST HOLLYWOOD MUNICIPAL CODE:

The City Council will waive further reading and adopt Ordinance No. 05-711, a proposed ordinance amending Section 3.04.090, West Hollywood Special Award Fund, and various sections related to the penalty for violating Section 11.36.010, Planting, Trimming, Removing or Injuring Trees and Other Plants – Permit Required, of the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 05-711, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 3.04.090 OF THE WEST HOLLYWOOD MUNICIPAL CODE AND VARIOUS SECTIONS RELATED TO THE PENALTY FOR VIOLATING SECTION 11.36.010 OF THE WEST HOLLYWOOD MUNICIPAL CODE.”

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

The City Council will receive reports from various Commissions on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.H. APPROVAL OF THE CONTRACT WITH THE CITY'S LEGISLATIVE ADVOCATE, CHRISTINE MINNEHAN & ASSOCIATES:

The City Council will consider the approval of a Contract for housing legislative advocate Christine Minnehan & Associates (CM&A).

RECOMMENDATION: Approve a Contract with CM&A for an amount not to exceed \$37,200 from July 1, 2005 to June 30, 2006 to represent the City as a legislative advocate during and between sessions of the California State Legislature and for travel expenses to provide oral presentation to the Rent Stabilization Commission and attend various meetings at City Hall; and authorize the City Manager to sign.

2.I. AWARD OF CONSTRUCTION CONTRACT FOR CIP 0504, CONCRETE REPAIR PROGRAM:

The City Council will consider awarding a construction contract for the Concrete Repair Program, CIP 0504.

RECOMMENDATIONS: 1) Accept the bid dated May 17, 2005, submitted by Civil Works Corp; 2) Authorize the City Manager to enter into a contract with Civil Works Corp., in the amount of \$ 424,340 for the construction of CIP 0504, Concrete Repair Program; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 15% of the contract amount.

2.J. APPROVAL OF A CONTRACT FOR RETROFIT OF STORM DRAIN CATCH BASINS:

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

RECOMMENDATION: Approve a contract with G2 Construction in an amount not to exceed \$44,800 for fabrication and installation of Ocean Pro Debris Gate devices at 20 catch basin locations; and authorize the City Manager to execute the contract.

2.K. LEVY OF ANNUAL ASSESSMENT FOR SANTA MONICA BOULEVARD MAINTENANCE DISTRICT:

The City Council will consider adopting resolutions for the proposed levy of assessments for the Santa Monica Boulevard Maintenance District for fiscal year 2005-2006 which provides for holiday decorations, sidewalk steam cleaning and trash can and bus bench cleaning and repair.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3237, "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 2005-2006 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 No. 05-3238, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY

OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ENGINEER FOR THE 2005-2006 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT"; 3) Adopt Resolution No. 05-3239, "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 2005-2006 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 20, 2005 to hear protests or objections to the levy of the assessment for the 2005-2006 fiscal year.

2.L. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:

The City Council will consider adopting three resolutions as the first step in the renewal process of the Avenues of Art and Design Business Improvement District for fiscal year 2005-2006.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3240, "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 2005-2006 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 2) Adopt Resolution No. 05-3241, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2005-2006 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; and 3) Adopt Resolution No. 05-3242, "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 2005-2006 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO."

2.M. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE):

The City Council will consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for 2005-06 that funds the visitor marketing activities of the West Hollywood Convention and Business Bureau (CVB).

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3243, "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 2005-2006 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; 2) Adopt Resolution No. 05-3244, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2005-2006 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; and 3) Adopt Resolution No. 05-3245, "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 2005-2006 AND SETTING A TIME AND PLACE OF A HEARING TO CONSIDER SUCH A CHARGE."

2.N. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT:

The City Council will consider adopting three resolutions as the first step in the renewal process of the Sunset Strip Business Improvement District for fiscal year 2005-2006.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3246, "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 2005-2006 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; 2) Adopt Resolution No. 05-3247, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2005-2006 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; and 3) Adopt Resolution No. 05-3248, "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 2005-2006 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO."

2.O. PROPOSED RESOLUTION APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA:

The City Council will consider amending the loan agreement between the City of West Hollywood and the West Hollywood Community Development Commission (CDC) for the East Side Redevelopment Project.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3249, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA"; and 2) Authorize the City Manager to execute the Loan Documents.

2.P. CITY OF WEST HOLLYWOOD INVESTMENT POLICY:

The City Council will consider adopting the annual resolution for the City's investment policy.

RECOMMENDATION: Adopt Resolution No. 05-3250, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A STATEMENT OF INVESTMENT POLICY AND RESCINDING RESOLUTION NO. 04-3093."

2.Q. REPROGRAMMING OF SOCIAL SERVICES CONTRACT SAVINGS:

The City Council will consider a recommendation from the Human Services Commission and staff to reprogram \$18,686 in contract savings and \$36,500 previously allocated to the Los Angeles Shanti Foundation.

RECOMMENDATIONS: Approve agreements effective July 1, 2005 with the following agencies for allocation of a total of \$55,186 in contract savings and authorize the City Manager to sign: 1) \$1,000 to AIDS Healthcare Foundation for STD testing in a mobile unit; 2) \$500 to AVIVA Family and Children's services for the after-school program at Gardner Elementary School; 3) \$1,000 to Being Alive for programs for people who are HIV positive; 4) \$31,000 to the Gay and Lesbian Center Mental Health program for individual and group counseling services; 5) \$1,000 to PATH for services for people who are homeless; 6) \$1,000 to PAWS/LA for assistance with pet care; 7) \$1,000 to Project Angel Food for home-delivered meals for people disabled by illness; 8) \$3,000 to the urgent services fund at Aid for AIDS; and 9) \$15,686 the urgent services fund at the West Hollywood Comprehensive Services Center for urgent or emergency needs of residents.

2.R. ESTABLISHMENT OF A TASK FORCE TO CREATE AND PROMOTE A WELL WEST HOLLYWOOD PROGRAM:

The City Council will consider the establishment of a task force to establish and promote a Well West Hollywood Program.

RECOMMENDATION: Direct the Human Services Department to work with the Mayor's Office to recruit community members and community stakeholders to establish a Well West Hollywood Task Force whose goal is to create a Well West Hollywood Program.

2.S. APPROVAL OF JOB SPECIFICATION FOR SOCIAL SERVICES SUPERVISOR (WEHOME/AFSCME):

The City Council will consider approval of the job description for the WEHOME/AFSCME position of Social Services Supervisor in the Human Services Department.

RECOMMENDATION: Adopt the job description for the WEHOME/AFSCME position of Social Services Supervisor in the Human Services Department at grade 5151 with a salary range of \$63,205 to \$76,482 annually.

2.T. PROPOSITION A TRANSPORTATION FUNDING FOR CITY SERVICES:

City Council will receive and file a Staff Report describing the evaluation and use of Proposition A transportation funded City programs.

RECOMMENDATION: Receive for information.

2.U. FORMOSA AVENUE AND DETROIT STREET PHASE TWO GATEWAY TRAFFIC CALMING PROPOSALS:

The City Council will consider the recommendation of the Transportation Commission regarding Phase Two Gateway traffic calming measures on Formosa Avenue and Detroit Street.

RECOMMENDATION: Recommend the City Council approve Phase Two Gateway Formosa and Detroit traffic calming measures including the permanent islands, chokers and Detroit angled parking.

2.V. NORWICH DRIVE TEST TRAFFIC CALMING RECOMMENDATION:

The City Council will consider the recommendation of the Transportation Commission regarding the Norwich Drive neighborhood traffic calming devices.

RECOMMENDATION: Approve the Transportation Commission's recommendation to approve the permanent two-way/one-way road section, choker, and diverter on Norwich Drive.

2.W. APPROVAL FOR THE CITY'S PARTICIPATION IN THE "DRESS FOR SUCCESS" CLOTHING VOUCHER PROGRAM:

The City Council will consider approval of the City's participation in a "Dress for Success" clothing voucher program with National Council of Jewish Women.

RECOMMENDATION: Approve the City's participation in "Dress for Success" clothing voucher program with the National Council of Jewish Women.

2.X. A RESOLUTION IN SUPPORT OF AB 169 (OROPEZA) "PAYCHECK FAIRNESS":

The City Council will consider a resolution supporting AB 169, "Paycheck Fairness", authored by California State Assemblymember Jenny Oropeza.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3251, "A RESOLUTION IN SUPPORT OF AB 169 "PAYCHECK FAIRNESS"; and

2) Direct staff to send copies of signed resolutions to U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, U.S. Representative Henry Waxman, California State Senator Sheila Kuehl and California State Assemblymembers Jenny Oropeza and Paul Koretz.

2.Y. A RESOLUTION IN OPPOSITION TO THE BALLOT INITIATIVE, "PARENTS' RIGHT TO KNOW AND CHILD PROTECTION" A CONSTITUTIONAL INITIATIVE:

The City Council will consider a resolution opposing the recently qualified ballot initiative, tentatively entitled "Parents' Right to Know and Child Protection" a constitutional initiative.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3252, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE BALLOT INITIATIVE, "PARENTS' RIGHT TO KNOW AND CHILD PROTECTION" A CONSTITUTIONAL INITIATIVE"; 2) Direct staff to send copies of signed resolution to US Senators Dianne Feinstein and Barbara Boxer, US House Representative Henry Waxman, California Governor Arnold Schwarzenegger, California State Senator Sheila J. Kuehl, California State Assemblymember Paul Koretz; and 3) Work with the City of West Hollywood's Women's Advisory Board (WAB) to schedule an educational forum prior to the election in which this measure will appear upon the ballot.

2.Z. A RESOLUTION IN OPPOSITION TO THE FOOD AND DRUG ADMINISTRATION'S (FDA) MOVE TO BAN GAY MEN FROM SERVING AS ANONYMOUS SPERM DONORS:

The City Council will consider a resolution opposing the Food and Drug Administration's (FDA) move to ban gay men from serving as anonymous sperm donors.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3253, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE FDA'S MOVE TO BAN GAY MEN FROM SERVING AS ANONYMOUS SPERM DONORS"; and 2) Direct staff to send copies of signed resolution to US President George W. Bush, US Senators Dianne Feinstein and Barbara Boxer, US House Representative Henry Waxman, Lester M. Crawford, D.V.M., Ph.D, acting commissioner of FDA, California Governor Arnold Schwarzenegger, California State Senator Sheila J. Kuehl, California State Assemblymember Paul Koretz.

THE CITY COUNCIL WILL RECESS AND RECONVENE AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: (see attached Community Development Commission Agenda)

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION WILL RECESS AND RECONVENE AS THE CITY COUNCIL:

3. PUBLIC HEARINGS:

3.A. ASSESSMENT OF DELINQUENT SOLID WASTE FEES OWED TO CONSOLIDATED DISPOSAL SERVICE AND ATHENS SERVICES ONTO THE PROPERTY TAX BILL OF DELINQUENT ACCOUNT HOLDERS:

The City Council shall decide whether or not to request the County Auditor to assess the property tax bills of delinquent solid waste account holders.

RECOMMENDATIONS: 1) Open the public hearing and accept testimony; and 2) Direct the Director of Finance to submit the required information to the County Auditor of Los Angeles County for the purpose of assessing the delinquent solid waste amount, plus a \$120.00 per parcel administrative fee, onto the property tax bills of the delinquent account holders.

3.B. PROPOSED FEE RESOLUTION FOR FY 2005-2006:

The City Council will consider adopting a resolution establishing fees and charges for certain services provided by the City of West Hollywood.

RECOMMENDATION: Adopt Resolution No. 05-_____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF WEST HOLLYWOOD AND REPEALING RESOLUTION NO. 04-3085."

3.C. MITIGATED NEGATIVE DECLARATION, SPECIFIC PLAN AMENDMENT, AND DEVELOPMENT PERMIT TO ALLOW FOR RENOVATIONS TO THE EXISTING HOTEL KNOWN AS HYATT WEST HOLLYWOOD LOCATED AT 8401 SUNSET BOULEVARD:

The City Council will hold a public hearing on the following items: 1) Adoption of the Mitigated Negative Declaration; 2) Approval of an Amendment to the Sunset Specific Plan (SSP) to allow for the enclosure of balconies along the south façade of the Hyatt West Hollywood Hotel; and 3) Approval of a Development Permit for renovations to the Hyatt West Hollywood Hotel located at 8401 Sunset Boulevard in West Hollywood.

RECOMMENDATION: Adopt Resolution No. 05-_____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING THE MITIGATED NEGATIVE DECLARATION; APPROVING SUNSET SPECIFIC PLAN AMENDMENT (SPA) 2005-01 TO ALLOW FOR INCREASED FLOOR AREA RATIO DUE TO ENCLOSURE OF EXISTING BALCONIES; AND CONDITIONALLY APPROVING DEVELOPMENT PERMIT (DVP) 2005-06 TO ALLOW FOR THE RENOVATION OF THE HOTEL FAÇADE, INTERIOR CONFIGURATIONS, AND EXISTING BANQUET AND POOL DECK FACILITIES ON THE ROOF OF THE EXISTING HOTEL KNOWN AS HYATT WEST HOLLYWOOD AND LOCATED AT 8401 SUNSET BOULEVARD IN WEST HOLLYWOOD, CALIFORNIA." (EXHIBIT A)

3.D. SUNSET OLIVE MIXED USE PROJECT AND ENVIRONMENTAL IMPACT REPORT, (DEVELOPMENT PERMIT 01-01, DEMOLITION PERMIT 01-01, CONDITIONAL USE PERMIT 01-01, GENERAL PLAN AMENDMENT 01-03 AND ZONING MAP AMENDMENT 01-01):

This item was originally noticed for the May 16, 2005 City Council meeting. The applicant requested and the City Council approved a continuation of the item to the June 6, 2005 City Council meeting. The City Council will consider an appeal of the Planning Commission's recommendation to deny a 35,000 square foot commercial building fronting Sunset Boulevard and a 138-unit apartment building over a semi-subterranean parking structure with 687 parking stalls.

RECOMMENDATION: Deny the request and adopt the following: 1) Resolution No. 05-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPLICANT'S APPEAL OF THE PLANNING COMMISSION'S RECOMMENDATION TO DENY DEVELOPMENT PERMIT 01-01, CONDITIONAL USE PERMIT 01-01, GENERAL PLAN AMENDMENT 01-03, SUNSET SPECIFIC PLAN AMENDMENT 01-01, and ZONING MAP AMENDMENT 01-01, AND DENYING SAID PERMITS FOR A 35,000 SQUARE FOOT COMMERCIAL BUILDING, A 138 UNIT APARTMENT BUILDING, AND 687 STALL PARKING STRUCTURE AT A SITE LOCATED AT 8430 SUNSET BOULEVARD, 1326 OLIVE DRIVE, AND 8477/8481 DE LONGPRE AVENUE, WEST HOLLYWOOD, CALIFORNIA; and 2) Resolution No. 05-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPLICANT'S APPEAL OF THE PLANNING COMMISSION'S RECOMMENDATION TO DENY DEVELOPMENT PERMIT 01-01, DEMOLITION PERMIT 01-01, CONDITIONAL USE PERMIT 01-01, GENERAL PLAN AMENDMENT 01-03, SUNSET SPECIFIC AMENDMENT 01-01 and TENTATIVE TRACT MAP 04-19, AND DENIAL OF A 35,000 SQUARE FOOT COMMERCIAL BUILDING, A 125 UNIT CONDOMINIUM BUILDING, AND 609 STALL PARKING STRUCTURE AT A SITE LOCATED AT 8430 SUNSET BOULEVARD, 1326 OLIVE DRIVE, AND 8477/8481 DE LONGPRE AVENUE, WEST HOLLYWOOD, CALIFORNIA."

3.E. AMENDMENT OF INTERIM URGENCY ORDINANCE FOR MEDICAL MARIJUANA DISPENSARIES TO ESTABLISH INTERIM OPERATING STANDARDS:

The City Council will consider amendment of the interim urgency ordinance for medical marijuana dispensaries to establish interim operating standards for existing dispensaries in the City of West Hollywood.

RECOMMENDATION: Adopt the following urgency ordinance: Ordinance No. 05-_____, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PURSUANT TO GOVERNMENT CODE SECTION 65858 AMENDING ORDINANCE NOS. 05-701U AND 05-707U WHICH ESTABLISHED AND EXTENDED A MORATORIUM PROHIBITING THE ESTABLISHMENT OF

MEDICAL MARIJUANA DISPENSARIES AND DECLARING THE URGENCY THEREOF." (ATTACHMENT A)

4. UNFINISHED BUSINESS:

4.A. ADOPTION OF THE 2005-2006 OPERATING BUDGET AND CAPITAL WORK PLAN:

The City Council will consider adopting the City of West Hollywood's Operating Budget and Capital Workplan for Fiscal Year 2005-06.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-_____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE BUDGET FOR FISCAL YEAR 2005-06" as specified in the attached Changes to Fund Balances, or as amended by the City Council; and 2) Adopt the division work plans presented in the Budget.

4.B. A RESOLUTION RELATIVE TO THE ANNUAL SELECTION OF COMMISSION CHAIRS:

The City Council will consider adopting a resolution regarding the annual election of commission chairs.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-_____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RELATIVE TO THE ANNUAL SELECTION OF COMMISSION CHAIRS"; and 2) Direct the City Attorney to draft Commission by-laws amendments that limits a commission chair's ability to succeed themselves.

4.C. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND RE-APPOINTMENTS:

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

RECOMMENDATION: 1) Make direct appointments or re-appointments to the following Commissions: Mayor Pro Tempore Heilman - Historic Preservation Commission, Human Services Commission and Public Facilities Commission; 2) Call for nominations for at-large appointments for the following Commissions: Historic Preservation Commission and Public Facilities Commission, 3) Call for nominations for at-large appointments for the following Advisory Boards: Disabilities Advisory Board, Lesbian & Gay Advisory Board, Russian Advisory Board, Senior Advisory Board and Women's Advisory Board.

5. NEW BUSINESS:

5.A. INITIATION OF WESTSIDE SPECIFIC PLAN:

The City Council will receive information on the initiation of a specific plan for commercial areas on the west side of West Hollywood, and direct staff on further action.

RECOMMENDATIONS: 1) Review and comment on the proposed boundaries of the Westside Specific Plan area; 2) Direct Planning staff to convene the community meeting to identify strengths, weaknesses and opportunities in the area, and identify preliminary goals; 3) Authorize the City Manager to appoint a steering committee comprised of key stakeholders including business, property owners, residents and community leaders; and 4) Direct Planning staff to return in 120 days with a status report and schedule.

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 REGARDING SERVICE OF ADMINISTRATIVE CITATIONS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

The City Council will consider amending the Municipal Code to allow administrative citations to be served in the first instance either in person or by mail.

RECOMMENDATIONS: 1) Introduce on first reading Ordinance No. 05-_____, AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING SERVICE PROCEDURES AND THE LENGTH OF TIME FOR APPEAL OF ADMINISTRATIVE CITATIONS AND AMENDING THE MUNICIPAL CODE; and 2) Direct the City Manager to promulgate an administrative regulation implementing the service ordinance as amended.

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 20, 2005 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE

Date	Day	Time	Meeting Type	Location
June 20	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
July 5			Meeting Cancelled Due to Lack of Quorum	
July 18	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
August 1	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

**COMMUNITY DEVELOPMENT COMMISSION
AGENDA
MONDAY, JUNE 6, 2005**

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) 848-6332 at least 48 hours prior to the meeting. The City TDD line for the hearing impaired is (323) 848-6496.

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 May 16, 2005.

5.B. PRESENTATION OF THE 2005-2006 OPERATING BUDGET AND CAPITAL WORK PLAN: (J WRIGHT)

The Community Development Commission will consider adopting the City of West Hollywood Redevelopment Agency's Operating Budget and Capital Workplan.

RECOMMENDATION: Adopt the 2005-06 Budget and Capital Workplan as detailed in the budget for the City of West Hollywood, Changes to Fund Balance.

5.C. PROPOSED RESOLUTION APPROVING AND ACCEPTING THE LOAN WITH THE CITY OF WEST HOLLYWOOD FOR THE EASTSIDE PROJECT AREA: (J ADAMS)

The Community Development Commission (CDC) will consider the approval, update, and acceptance of a loan from the City for the East Side Redevelopment Project.

RECOMMENDATIONS: 1) Adopt Resolution No. CDC 05-____, "A RESOLUTION OF THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION APPROVING AND ACCEPTING THE LOAN WITH THE CITY OF WEST HOLLYWOOD FOR THE EASTSIDE PROJECT AREA"; and 2) Authorize the Executive Director to execute the Loan Documents.

6. PUBLIC HEARING:

6.A. REVIEW OF REDEVELOPMENT PLAN AND FIVE YEAR IMPLEMENTATION PLAN: (A WINDERMAN)

The Commission will hold a public hearing for the purposes of review of the redevelopment plan and the corresponding five-year implementation plan for the East Side Redevelopment Project Area.

RECOMMENDATION: Conduct a public hearing in accordance with California Health and Safety Code Section 33490 for the purpose of reviewing and providing direction regarding the redevelopment plan and the corresponding implementation plan for the East Side Redevelopment Project.

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, JUNE 6, 2005

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. **PUBLIC COMMENT:** This time has been set aside for members of the public to address the City Council on Closed Session items.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR.....G.C. 54956.8

Property: 1140 Formosa Avenue
Agency Negotiator: Sam Baxter
Negotiating Parties: Formosa Avenue, LLC
Under Negotiation: Price and Terms of Payment (Ground lease)

PENDING LITIGATION.....G.C. 54956.9(a)

Beverly Boulevard v. City of West Hollywood, United States District Court

Case No. 01-5630

LHO Grafton Hotel, LP v. City of West Hollywood, Los Angeles Superior Court

Case No. BS 096810

SOS Save the Strip Coalition v. City of West Hollywood, LA Superior Court

Case No. BS 096861

Mondrian Holdings, LLC v. City of West Hollywood, LA Superior Court

Case No. BS 096854

1112 Investment Co. v. City of West Hollywood, LA Superior Court

Case No. BS 096872

City of West Hollywood v. John Steinfield, LA Superior Court

Case No. SC 082682

CONFERENCE WITH LABOR NEGOTIATORG.C. 54957.6

City Negotiator: Vivian Love

Employee Organizations: WEHOME/AFSCME, ACD, ACE
