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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, AUGUST 21, 2006
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:

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 21, 2006 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, August 17, 2006.

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 July 24, 2006.

2.C. DEMAND REGISTER NO. 559, RESOLUTION NO. 06-3446:

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

RECOMMENDATION: Approve Demand Register No. 559 and adopt Resolution No. 06-3446, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 559."

2.D. DEMAND REGISTER NO. 560, RESOLUTION NO. 06-3447:

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

RECOMMENDATION: Approve Demand Register No. 560 and adopt Resolution No. 06-3447, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 560."

2.E. 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 Lynda Pizzuto, Michael Mansouri, Ulf Anderson, Mark Stallings, Elaine Hussey, and Pece Van Arsdol and refer to the City's claims adjuster.

2.F. ORDINANCE NO. 06-737 (2ND READING), AMENDING ARTICLE 3 OF TITLE 15 OF THE WEST HOLLYWOOD MUNICIPAL CODE ADDING NEW CHAPTER 15.68 FLOODPLAIN MANAGEMENT REGULATIONS AND AMENDING CHAPTER 13.04 OF THE WEST HOLLYWOOD MUNICIPAL CODE: [T WEST, C SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 06-737, a proposed ordinance amending Article 3 of Title 15 of the West Hollywood Municipal Code adding new Chapter 15.68 Floodplain Management Regulations and amending Chapter 13.04 of the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 06-737, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE 3 OF TITLE 15 OF THE WEST HOLLYWOOD MUNICIPAL CODE ADDING NEW CHAPTER 15.68 FLOODPLAIN MANAGEMENT REGULATIONS AND AMENDING CHAPTER 13.04 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. AGREEMENT TO PROVIDE ELECTION SERVICES FOR THE MARCH 6, 2007 GENERAL MUNICIPAL ELECTION: [T WEST]

The City Council will consider approving an agreement with Martin and Chapman Company to provide election supplies and related services for the upcoming General Municipal Election to be held on Tuesday, March 6, 2007.

RECOMMENDATIONS: 1) Approve an agreement with Martin and Chapman Company in the amount of \$56,000 for Election Services for the General Municipal Election to be held on March 6, 2007; 2) Authorize the City Clerk to issue Change Orders not to exceed 10% of the original proposal; and 3) Authorize the City Manager to execute agreement.

2.I. AMENDMENT TO AGREEMENT WITH SPENCER CONSULTING TO PROVIDE PROFESSIONAL SERVICES FOR PREFERENTIAL PARKING: [D NORTE, O DELGADO, J ENGLISH]

The City Council will consider an amendment increasing the agreement with Spencer Consulting Services by an additional \$25,000 for FY 06/07 to provide on-going consulting services for preferential permit parking districts.

RECOMMENDATIONS: 1) Approve an amendment to the existing agreement with Spencer Consulting Services for an additional \$25,000 for FY 06/07 to provide professional services on an as needed basis for preferential permit districts. The total contract will not exceed \$50,000; and 2) Authorize the City Manager to sign the amendment.

2.J. AGREEMENT FOR SERVICES WITH ANNE BROWNING MCINTOSH, AICP FOR PROFESSIONAL PLANNING SERVICES FOR PLANNING DIVISION: [S HEALY KEENE, J KEHO]

The City Council will consider approving an Agreement with Anne Browning McIntosh, AICP to provide planning services for the Planning Division.

RECOMMENDATIONS: 1) Approve the Agreement for Professional Planning Services with Anne Browning McIntosh not-to-exceed fifty thousand dollars (\$50,000) for planning services on 365 N. San Vicente Blvd development project not-to-exceed three years of service; and 2) Authorize the City Manager to sign the agreement.

2.K. AGREEMENT FOR SERVICES WITH CIVIC SOLUTIONS, INC. FOR PROFESSIONAL PLANNING SERVICES FOR PLANNING DIVISION: [S HEALY KEENE, J KEHO]

The City Council will consider approving an Agreement with Civic Solutions, Inc. to provide planning services for the Planning Division.

RECOMMENDATIONS: 1) Approve the Agreement for Professional Planning Services with Civic Solutions, Inc. not-to-exceed two hundred fifty thousand dollars (\$250,000) 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.L. AGREEMENT FOR SERVICES WITH DEKRA-LITE FOR INSTALLATION, STORAGE, AND REPAIR OF HOLIDAY LIGHTS ON SANTA MONICA BOULEVARD RELATED TO THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT: [R REYNOLDS, J HUFFER]

The City Council will consider entering into an agreement with Dekra-Lite for installation, repair and storage of the holiday lights for Santa Monica Boulevard associated with Santa Monica Boulevard Maintenance District, Zones 1, 2 and 3.

RECOMMENDATION: Approve an agreement with Dekra-Lite in an amount not-to-exceed \$78,476.27 for the installation, repair and storage of the holiday lights along Santa Monica Boulevard for the 2006 holiday season and authorize the City Manager to sign the agreement.

2.M. APPROVAL OF AN AGREEMENT WITH GAMES AND CREATIONS FOR STAGING THE 5TH ANNUAL WEST HOLLYWOOD BOOK FAIR: [L LONG, N BEARD, C WORLAND]

The City Council will consider approving extending an Agreement with Games and Creations as a preferred provider for the Fifth Annual Fall Into Reading Book Fair.

RECOMMENDATIONS: 1) Approve an extension of one year and an increase of \$37,000 to an Agreement for Services with Interactive Games and Creations, for a total contract in the amount of \$74,000 and a contract period of two years; and 2) Authorize the City Manager to sign the Agreement for Services.

2.N. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REAFFIRMING WEST HOLLYWOOD'S OFFICIAL STATUS AS A PRO-CHOICE CITY: [A LAND, L BELSANTI, N TESKE]

The City Council will consider adopting a resolution reaffirming the City of West Hollywood's official pro-choice status and defining what it means to be a pro-choice city.

RECOMMENDATIONS: 1) Adopt Resolution No. 06-3448, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REAFFIRMING WEST HOLLYWOOD'S OFFICIAL STATUS AS A PRO-CHOICE CITY," and 2) Direct staff to distribute copies of signed resolution to representatives of municipalities across the nation as part of the ongoing Pro-Choice City Campaign.

2.O. RESIGNATION OF NORMAN CHERNER AND HARRISON KLINE-AGUADO FROM THE DISABILITIES ADVISORY BOARD: [T WEST, C SCHAFFER]

The City Council will accept the resignation of Disabilities Advisory Board Members Norman Cherner, effective July 27, 2006, and Harrison Kline-Aguado, effective July 28, 2006.

RECOMMENDATION: Accept with regret the resignations of Norman Cherner and Harrison Kline-Aguado from the Disabilities Advisory Board.

2.P. RESOLUTION SUPPORTING THE WESTSIDE CITIES COUNCIL OF GOVERNMENTS PROPOSED WESTSIDE MOBILITY ACTION PLAN: [P AREVALO, D WILSON]

The City Council will consider adopting a resolution that supports the Westside Cities Council of Governments (COG) proposed Westside Mobility Action Plan for improving mobility on the Westside including expansion of the Exposition Light Rail Line to Santa Monica, extension of the Metro Red Line to the Westside and arterial improvements.

RECOMMENDATIONS: Adopt Resolution No. 06-3449, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE WESTSIDE CITIES COUNCIL OF GOVERNMENTS PROPOSED WESTSIDE MOBILITY ACTION PLAN."

2.Q. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING CITY COUNCIL POSITIONS ON THE STATEWIDE BALLOT INITIATIVES FOR NOVEMBER 7, 2006 ELECTION: [A LAND, L BELSANTI]

The City Council will consider adopting a resolution supporting Propositions 84 and 87.

RECOMMENDATIONS: 1) Adopt Resolution No. 06-3450, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING CITY COUNCIL POSITIONS ON THE STATEWIDE BALLOT INITIATIVES FOR NOVEMBER 7, 2006 ELECTION"; 2) Send copies of the adopted resolution to Governor Arnold Schwarzenegger, California State Senator Sheila J. Kuehl, California State Assemblymember Paul Koretz and the California League of Cities; and 3) Publicize City Council positions via the City website and news release.

3. PUBLIC HEARINGS:

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

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. 06-____, "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. PUBLIC HEARING REGARDING THE PROPOSED VACATION OF A PORTION OF PUBLIC RIGHT OF WAY ON SANTA MONICA BOULEVARD: [S PERLSTEIN, J ENGLISH]

The City Council will consider adopting a resolution authorizing the vacation of a portion of public right of way at 8759 Santa Monica Boulevard.

RECOMMENDATION: Provided that it is determined as part of the public hearing that no present or prospective public street purposes require the use of the approximately four-inch (4") wide, triangular sliver of land along the property frontage of 8759 Santa Monica Boulevard, the following is recommended: 1) Make a finding that the subject triangular sliver of land on the frontage of 8759 Santa Monica Boulevard is unnecessary for present or prospective public street purposes; 2) Adopt Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ORDERING THE VACATION OF A PORTION OF SANTA MONICA BOULEVARD AT 8759 SANTA MONICA BOULEVARD IN THE CITY OF WEST HOLLYWOOD"; and 3) Direct the City Clerk to submit certified copies of Resolution No. 06-____ for recordation by the office of the Recorder of the County of Los Angeles.

4. UNFINISHED BUSINESS:

4.A. HALLOWEEN CARNAVAL EVALUATION: [L LONG, N BEARD , B SMITH, K COOK]

The City Council will review and comment on the 2005 Halloween Carnival, provide direction to staff for the 2006 event and suggest any changes to be implemented for the 2007 event.

RECOMMENDATION: Direct staff to reduce crowd size by eliminating professionally promoted entertainment for the 2007 event, per Arts and Cultural Affairs Commission, while maintaining a high quality event and ensuring the appropriate staffing level of safety personnel.

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

The City Council will consider making at-large appointments to City Advisory Boards and the Project Advisory Committee.

RECOMMENDATION: Call for nominations for an at-large appointment for the following Advisory Boards and Committees: 1) Disabilities Advisory Board: 3 at-large appointments; 2) Women's Advisory Board: 1 at-large appointment; and 3) Project Advisory Committee: 2 at-large appointments.

5. NEW BUSINESS:

5.A. CAMPAIGN TO END HUNGER AND FOOD INSECURITY IN WEST HOLLYWOOD: [J HEILMAN, F SOLOMON]

The Council will consider directing staff to develop and implement a campaign to end hunger and food insecurity in West Hollywood.

RECOMMENDATION: Recommend the City Council approve the hunger initiative and the CAMPAIGN TO END HUNGER AND FOOD INSECURITY IN WEST HOLLYWOOD.

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. 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 Tuesday, September 5, 2006 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
September 5	Tuesday	6:30 PM	Regular Meeting	W.H. Park Aud.
September 18	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 3	Tuesday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 16	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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CITY OF WEST HOLLYWOOD

CLOSED SESSION AGENDA

MONDAY, AUGUST 21, 2006

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.

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

MTS, Inc. v. City of West Hollywood, Los Angeles Superior Court

Case No. BS097319
