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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, NOVEMBER 20, 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, November 20, 2006 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, November 16, 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 November 6, 2006.

2.C. DEMAND REGISTER NO. 566, RESOLUTION NO. 06-3475:

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

RECOMMENDATION: Approve Demand Register No. 566 and adopt Resolution No. 06-3475, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 566."

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 Mercury Insurance Company (Thomas Shaw) and refer to the City's claims adjuster.

2.E. ORDINANCE NO. 06-740 (2ND READING), AMENDING TITLE 10, CHAPTER 10.08, SECTION 10.08.160 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 1 PREFERENTIAL PARKING REGULATIONS (EASTERN PORTION) BETWEEN LA CIENEGA AND SAN VICENTE BLVDS., AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 06-740, a proposed ordinance amending Title 10, Chapter 10.08, Section 10.08.160 of the West Hollywood Municipal Code implementing District 1 preferential parking regulations (Eastern portion) between La Cienega and San Vicente Blvds., and amending the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 06-740, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08, SECTION 10.08.160 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 1 PREFERENTIAL PARKING REGULATIONS (EASTERN PORTION) BETWEEN LA CIENEGA AND SAN VICENTE BLVDS., AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

2.F. ORDINANCE NO. 06-741 (2ND READING), AMENDING TITLE 19 (ZONING ORDINANCE) REGARDING SUPPERCLUBS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 06-741, a proposed ordinance amending Title 19 (Zoning Ordinance) regarding supperclubs and amending the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 06-741, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 (ZONING ORDINANCE) REGARDING SUPPERCLUBS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

2.G. ORDINANCE NO. 06-742 (2ND READING), TO AMEND TITLE 19 (ZONING ORDINANCE) OF THE MUNICIPAL CODE AMENDING THE REQUIREMENTS PERTAINING TO DEMOLITIONS: [T. WEST / C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 06-742, a proposed ordinance to amend Title 19 (Zoning Ordinance) of the Municipal Code amending the requirements pertaining to demolitions.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 06-742, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD TO AMEND TITLE 19 (ZONING ORDINANCE) OF THE MUNICIPAL CODE AMENDING THE REQUIREMENTS PERTAINING TO DEMOLITIONS."

2.H. AUTHORIZATION TO INCREASE LEGAL SERVICES BUDGET FOR HEYMAN DENSMORE: [M. JENKINS]

This item requests that the City Council authorize an amendment to the professional service agreement with the law firm Heyman Densmore to provide litigation services in connection with the appeal in the lawsuit entitled City of West Hollywood v. Willdan.

RECOMMENDATIONS: 1) Approve the amendment to the professional services agreement with the law firm of Heyman Densmore for legal services; and 2) Authorize the City Manager to sign the agreement.

2.I. EXTENSION AGREEMENT OF TRANSIT SERVICE AGREEMENT WITH MV TRANSPORTATION: [J. ROONEY / T. SLIMMER / J. ENGLISH]

The City Council will consider the approval of a one-year extension of the Transit Service Agreement with MV Transportation (MV) for the operation of the CityLine Fixed route and Dial-A-Ride Services.

RECOMMENDATIONS: 1) Authorize an amendment to the agreement with MV Transportation in an amount not to exceed \$1,185,000 for the City's transportation services from July 1, 2007 through June 30, 2008; and 2) Authorize the City Manager to execute extension agreement.

2.J. GRANT FUNDING FOR URBAN RUNOFF GRANT: [J. HARMON / S. PERLSTEIN / J. ENGLISH]

The City Council will consider a request from the Engineering Division to submit a proposal to the California Coastal Commission for funding of bus shelter ads designed to prevent urban runoff.

RECOMMENDATIONS: 1) Approve Resolution No. 06-3476 to pursue grant funding from the California Coastal Commission for bus shelter ads; and 2) Authorize the City Manager to execute the agreement and the Director of Finance to increase budget revenue and expense by the amount of the grant.

**2.K. LEGISLATIVE REPORT FROM HELYNE MESHAR, CITY LOBBYIST:
[P. AREVALO / K. KRIETZMAN]**

The City Council will receive a Legislative Report detailing legislative activities during the second year of the Federal and State legislature's 2005/06 legislative session and current as of October 31, 2006, from Helyne Meshar & Associates.

RECOMMENDATION: Receive and file.

**2.L. MILLS ACT CONTRACT 2006-001 FOR PROPERTY LOCATED AT
1013 NORTH HANCOCK AVENUE: [J. KEHO / J. JACKSON]**

The City Council will consider approving a Mills Act Contract with the owner of the property located at 1013 N. Hancock Avenue.

RECOMMENDATION: Approve Historic Property Preservation Agreement (Mills Act Contract) between the City of West Hollywood and the owner of the property located at 1013 N. Hancock Avenue, Ben Kunde, and authorize the City Manager to sign the agreement.

**2.M. REQUEST TO DETERMINE THAT THE PROPERTY LOCATED AT 1150
CLARK STREET IS NOT A LOCAL CULTURAL RESOURCE: [T.
BLOUNT]**

The City Council will consider a request by Mark Lehman, on behalf of the property owner, that the City determine that the property located at 1150 Clark Street is not a local cultural resource.

RECOMMENDATION: Adopt Resolution No. 06-3477, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE DESIGNATION OF THE STRUCTURE LOCATED AT 1150 CLARK STREET, WEST HOLLYWOOD, CALIFORNIA, AS A LOCAL CULTURAL RESOURCE (CULTURAL RESOURCE DESIGNATION 2006-002)." (EXHIBIT A)

3. PUBLIC HEARINGS:

**3.A. APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF A
REQUEST FOR A CONDITIONAL USE PERMIT FOR A NEW CHILD
DAY CARE CENTER TO ACCOMMODATE UP TO 24 CHILDREN
LOCATED AT 723 NORTH HUNTLEY DRIVE: [P. CLARKE]**

The Council will consider the appeal of the Planning Commission's approval of a proposal filed by Gene Smith on behalf of Sandra Juanita Ellis (property owner) to convert an existing Large Family Daycare Home which currently accommodates 12 children during the daytime and up to 14 children after school, into a Child Day Care Center with the ability to accommodate up to 24 children at all times.

RECOMMENDATION: Adopt Resolution No. 06-___ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF BETTINA TERRAMANI OF THE PLANNING COMMISSION'S ACTION APPROVING A NEGATIVE DECLARATION AND CONDITIONAL USE PERMIT 2005-012 FOR A NEW CHILD DAY

CARE CENTER TO ACCOMMODATE UP TO 24 CHILDREN LOCATED AT 723 NORTH HUNTLEY DRIVE. (ATTACHMENT A)

4. UNFINISHED BUSINESS:

4.A. COMMISSION AND ADVISORY BOARD APPOINTMENTS: [T. WEST / C. SCHAFFER]

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

RECOMMENDATION: Call for nominations for an at-large appointment for the following Advisory Board: a) Russian Advisory Board - 1 at-large appointment.

5. NEW BUSINESS:

5.A. CONSIDERATION AND SCHEDULING FOR SECOND HOUSING SUMMIT COMMUNITY MEETING: [F. STEFAN]

The City Council will consider scheduling a second Community Meeting to be held on Saturday January 27, 2007 for further community discussion related to the Housing Summit to be held on December 4, 2006.

RECOMMENDATION: Direct staff to organize and notice a follow-up community meeting to the December 4, 2006 Housing Summit on Saturday January 27, 2007.

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 Monday, December 4, 2006 at 5:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
December 4	Monday	5:00 PM	Regular Meeting	W.H. Park Aud.
December 18	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
January 16	Tuesday	6:30 PM	Regular Meeting	W.H. Park Aud.
February 5	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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are available on-line at

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**CITY COUNCIL
CITY OF WEST HOLLYWOOD**

CLOSED SESSION AGENDA

MONDAY, NOVEMBER 20, 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.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of Litigation.....G.C. Section 54956.9(c)

Number of potential cases: 1

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

Property: 18,000 square feet of land at northwest corner of La Brea and Lexington
Agency Negotiator: Allyne Winderman, Jeff Skorneck
Negotiating Parties: Major Properties (Jeff Luster)
Under Negotiation: Purchase Consideration
