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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, MARCH 17, 2008
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, March 17, 2008 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, March 13, 2008.

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 March 3, 2008.

- 2.C. **DEMAND REGISTER NO. 598, RESOLUTION NO. 08-3649:**

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

RECOMMENDATION: Approve Demand Register No. 598 and adopt Resolution No. 08-3649, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 598."

2.D. DENIAL OF PETITION TO FILE LATE CLAIM [M. JENKINS]:

The City Council is requested to deny an application for leave to file a late claim dated February 21, 2008 filed by Michael Weinsten on behalf of Tom Benedetti.

RECOMMENDATIONS: Deny the application for leave to file a late claim dated February 21, 2008 filed by Michael Weinsten on behalf of Tom Benedetti on the ground that the application fails to set forth excusable grounds for obtaining leave to file a late claim under Government Code Section 911.6.

2.E. ORDINANCE NO. 08-782 (2ND READING), AMENDING TITLE 10, CHAPTER 10.08 BY ADDING SECTION 10.08.157 ESTABLISHING CONDITIONS AND CRITERIA FOR AMENDING PREFERENTIAL PARKING REGULATIONS AND AMENDING THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 08-782, a proposed ordinance amending Title 10, Chapter 10.08 by adding section 10.08.157 establishing conditions and criteria for amending preferential parking regulations and amending the City of West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 08-782, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08 BY ADDING SECTION 10.08.157 ESTABLISHING CONDITIONS AND CRITERIA FOR AMENDING PREFERENTIAL PARKING REGULATIONS AND AMENDING THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE."

2.F. 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.G. AGREEMENT FOR PROFESSIONAL SERVICES WITH GLOBAL GREEN USA [P. AREVALO, K. KRIETZMAN]:

The City Council will consider approval of an agreement with Global Green USA for professional services relative to meeting facilitation, research and writing for the West Hollywood Environmental Task Force's Sustainability Plan.

RECOMMENDATIONS: 1) Approve an agreement with Global Green USA and Walker Wells for professional services relative to meeting facilitation, research and writing for the West Hollywood Environmental

Task Force's Sustainability Plan in an amount not to exceed \$22,000; and
2) Authorize the City Manager to sign the agreement.

2.H. AWARD OF CONTRACTS FOR CIP 55-08-01-R, HAVENHURST PARK WATERPROOFING PROJECT [L. LONG, S. BAXTER]:

The City Council will consider awarding contracts in relation to waterproofing the Havenhurst Park site.

RECOMMENDATIONS: 1) Accept the base bid dated March 10, 2008, in the amount of \$ 172,000 submitted by Letner, Inc. of Orange, California; 2) Accept the bid alternate as identified in this report in the amount of \$32,000; 3) Authorize the City Manager to sign an Agreement with Letner, Inc., in an amount of \$204,000 (base bid amount of \$172,000 plus bid alternate of \$32,000) for CIP 55-08-01-R, Havenhurst Park Waterproofing Project; 4) Authorize the contingency expenditure of an amount not to exceed 10% of the Agreement amount as approved by the Director of the Human Services Department; 4) Reject all other bids and return associated Bid Bonds; and 5) Authorize the City Manager to sign an Agreement with PRWC, Inc., in an amount not to exceed \$35,000 for inspection services in relation to the Havenhurst Park Waterproofing Project.

2.I. REQUEST FOR AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) FOR PARKING OPERATIONS SERVICES [O. DELGADO, J. ROCCO, R. MARQUEZ]:

The City Council will consider granting approval for staff to issue a Request for Proposals (RFP) for parking operations services for the City of West Hollywood.

RECOMMENDATION: Authorize staff to issue an RFP for Parking Operations Services.

2.J. ESTABLISHMENT OF A PENALTY RELIEF PERIOD FOR DELINQUENT ACCOUNTS OF BUSINESSES LOCATED WITHIN CERTAIN BUSINESS IMPROVEMENT DISTRICTS [A. GANDHY, D. HATCHER, R. REYNOLDS, J. HUFFER]:

City Council will consider adopting a Resolution approving a penalty relief period for the Sunset Strip and Avenues of Arts and Design Business Improvement Districts through June 2008.

RECOMMENDATIONS: Adopt Resolution No. 08-3650, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A PENALTY RELIEF PERIOD TO ALLOW BUSINESSES WITHIN THE SUNSET STRIP AND AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICTS TO COMPLY WITH THE LEVY OF ASSESSMENT AS REQUIRED BY ESTABLISHING ORDINANCE FREE OF PENALTIES AND INTEREST FROM MARCH 18, 2008 THROUGH JUNE 30, 2008."; 2) Authorize the Director of Finance to implement the penalty relief program for those businesses with delinquent accounts within the defined areas as outlined in the above Resolution

through June 2008; and 3) Authorize the Director of Finance to approve the write off accounts based on staff recommendations

2.K. CO-SPONSORSHIP OF THE CALIFORNIA NATIONAL ORGANIZATION FOR WOMEN (NOW) 2008 ANNUAL MEMBERSHIP/STATE CONFERENCE [A. LAND, L. BELSANTI, J. HEILMAN, F. SOLOMON, T. LIN]:

The City Council will consider co-sponsoring the California National Organization for Women 2008 Annual Membership/State Conference to be held on April 19-20, 2008 in West Hollywood.

RECOMMENDATIONS: 1) Approve the City of West Hollywood's co-sponsorship of the California National Organization for Women 2008 Annual Membership/State Conference and the use of the City's name and logo on printed materials advertising the event; 2) Direct staff to assist with the promotion of the Conference and coordinate with the West Hollywood Marketing and Visitors Bureau; 3) Co-Sponsor the Conference Luncheon event; and 4) Direct the Women's Advisory Board to participate in the Conference and designate delegates to attend.

2.L. SUPPORT OF THE WEST BASIN MUNICIPAL WATER DISTRICT "IT'S TIME TO GET SERIOUS" CONSERVATION AND WATER USE INITIATIVE [J. PRANG, J. KURPIES, S. GUARRIELLO, D. SAUR, P. INDALL]:

The City Council will consider adopting a resolution in support of the West Basin Municipal Water District "It's Time To Get Serious" Conservation and Water Use Initiative.

RECOMMENDATIONS: 1) Adopt Resolution No. 08-3651, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE WEST BASIN MUNICIPAL WATER DISTRICT 'IT'S TIME TO GET SERIOUS' CONSERVATION AND WATER USE INITIATIVE."; 2) Direct staff to send copies of the signed resolution to the West Basin Municipal Water District.

2.M. GENERAL PLAN COMMUNITY FAIR SUMMARY [S. KEENE, J. KEHO, F. STEFAN, B. SIEGL]:

The City Council will receive and file a summary of the General Plan Community Fair held on February 23, 2008.

RECOMMENDATION: Receive and file.

2.N. CO-SPONSORSHIP OF THE WOMEN'S INTERNATIONAL FILM AND TELEVISION SHOWCASE [J. HEILMAN, F. SOLOMON, A. LAND, L. BELSANTI]:

The City Council will consider co-sponsorship of the Women's International Film and Television Showcase.

RECOMMENDATIONS: 1) Approve co-sponsorship of the Women's International Film and Television Showcase and authorize the use of the City name and logo on invitations, programs and other collateral materials;

2) Authorize Economic Development and Public Information to work with the West Hollywood Marketing and Visitors Bureau and the event producers to market and publicize the event; 3) Approve a waiver of any special city fees associated with the Women's International Film and Television Showcase to be held from December 4-7, 2008 at the Pacific Design Center; 4) Authorize the Director of Finance and Technology Services to allocate \$10,000.00 from unallocated reserves to the "BID: City Marketing Services" line item as cost re-imbusement through the West Hollywood Marketing and Visitors Bureau directly tied to event production; 5) Approve an Agreement for Services with the West Hollywood Marketing and Visitors Bureau (see attached Exhibit B) in an amount not to exceed \$10,000.00 for reimbursement of production costs directly related to the event and authorize the City Manager to execute the Agreement; and 6) Request that the West Hollywood Marketing and Visitors Bureau contract directly with the event producers for the production of the event.

2.O. OPPOSING ASSEMBLY BILL (AB) 2427 [J. DURAN, H. MOLINA]:

The City Council will consider adopting a resolution opposing AB 2427, which if enacted by the Legislature and signed into law will preempt the West Hollywood anti-declawing ordinance.

RECOMMENDATIONS: 1) ADOPT RESOLUTION 08 -3652 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO ASSEMBLY BILL (AB) 2427 AMENDING THE BUSINESS AND PROFESSIONS CODE OF THE STATE OF CALIFORNIA TO PREEMPT LOCAL GOVERNMENTS FROM REGULATING PROFESSIONAL PRACTICES"; 2) Direct staff to send copies of the adopted resolution to members of the Business and Professions and Local Government Committees of the California State Legislature, Assemblymember Mike Feuer, and Senator Sheila James Kuehl.

3. PUBLIC HEARINGS:

3.A. None

4. UNFINISHED BUSINESS:

4.A. RE-EVALUATION OF PARKING RESTRICTIONS, LIMITATIONS, AND PROHIBITIONS ON ROBERTSON BOULEVARD [O. DELGADO, K. COOK]:

The City Council will consider amending the hours of enforcement and designated tow away no parking zones for parking meters on Robertson Boulevard between Santa Monica Boulevard and Melrose Avenue.

RECOMMENDATIONS: 1) Direct the City Manager to modify the hours of enforcement for parking meters and tow away zones on Robertson Boulevard between Santa Monica Boulevard and Melrose Avenue; 2)

Authorize the City Manager to make future changes to hours of enforcement for parking and tow away zones on Robertson Boulevard between Santa Monica Boulevard and Melrose Avenue administratively; and 3) Give additional direction to staff as necessary.

4.B. HALLOWEEN CARNAVAL 2007 REVIEW [J. ENGLISH, K. COOK, L. LONG, N. BEARD]:

The City Council will review the 2007 Halloween Carnival report.

RECOMMENDATION: Adopt staff's recommendations for the 2008 Halloween Carnival including: 1) Hiring more private security and Sheriff's Deputies to monitor the event. This includes deploying more Sheriff's Deputies outside of the event to help maintain the quality of life for neighboring residents and to maintain traffic flow throughout the City of West Hollywood, 2) Maintaining a zero tolerance for drinking in public outside of the designated areas; 3) Removing the MTA lane on Santa Monica Boulevard to allow more space for attendees; 4) Closing the intersection of La Cienega and Santa Monica Boulevard to north/south traffic during the peak hours of the event; 5) Reallocating West Hollywood Park for Public Safety Command; 6) Utilizing San Vicente for emergency response vehicle staging instead of paid parking; 7) Eliminating the beer garden, and 8) Reducing the publicity of the event by terminating the relationship with Clear Channel.

4.C. COMMISSION, ADVISORY BOARD, AND PROJECT ADVISORY COMMITTEE APPOINTMENTS AND RE-APPOINTMENTS [T. WEST, C. SCHAFFER]:

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

RECOMMENDATION: The Council will make appointments to Boards and Commissions as detailed in the Staff Report.

5. NEW BUSINESS:

5.A. ELECTION OF MAYOR AND MAYOR PRO TEMPORE [T. WEST, C. SCHAFFER]:

The City Council will consider electing the new Mayor and Mayor Pro Tempore.

RECOMMENDATION: Call for nominations and election of Mayor and Mayor Pro Tempore, to be installed on April 21, 2008 at the Reorganization Meeting beginning at 6:00 p.m.

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. PROPOSED AMENDMENT TO RENT STABILIZATION ORDINANCE
[M. JENKINS, A. WINDERMAN, A. REGAN]:**

The City Council will consider a proposed amendment to the Rent Stabilization Ordinance to eliminate the cap on exemplary damages for which owners are liable when they re-rent units within two years of withdrawing them from the rental market.

RECOMMENDATION: Introduce on first reading Ordinance No. 08___:
“AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING RENT STABILIZATION ORDINANCE § 17.52.010(15)(c)(4) and (5) TO ELIMINATE THE CAP ON EXEMPLARY DAMAGES AGAINST OWNERS WHO RE-RENT UNITS WITHIN TWO YEARS OF WITHDRAWING THEM FROM THE RENTAL MARKET.”

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, April 7, 2008 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
April 7, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
April 21, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
May 5, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
May 19, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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