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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, MAY 5, 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, May 5, 2008 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 1, 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 April 21, 2008.

- 2.C. **DEMAND REGISTER NO. 601, RESOLUTION NO. 08-3664:**

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

RECOMMENDATION: Approve Demand Register No. 601 and adopt Resolution No. 08-3664, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 601."

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 Adrienne Piper Briggs, Brittany Brower, Igor Spanic, Albert Oduca and Edward Walker and refer to the City's claims adjuster.

2.E. 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.F. TREASURER'S REPORTS FOR OCTOBER AND NOVEMBER 2007 [A. GANDHY, G. SCHUCHARD]:

The City Council will receive the Treasurer's Report for the months ended October and November 2007 pursuant to Section 53646 of the Government Code of the State of California.

RECOMMENDATION: Receive and File.

2.G. RE-ALLOCATION OF SOCIAL SERVICES CONTRACT SAVINGS [L. LONG, D. DENNIS]:

The City Council will authorize expenditure of \$63,000 in contract savings from 2006-07 Social Services programs.

RECOMMENDATION: Approve contracts with the following agencies to be funded from \$63,000 in contract savings from the 2006-07 Social Services programs and authorize the City Manager to sign: Jewish Family Service/Comp. Services Center urgent fund: \$20,438; LA Gay and Lesbian Center's Sexual Health Program at The Spot: \$12,562; PAWS/LA collaboration with PATH to house animals belonging to shelter residents: \$5,000; and Rainbow Bridge Community Services substance abuse treatment programs: \$25,000.

2.H. AGREEMENTS WITH NEXUS INTEGRATED SERVICES, INC. [A. GANDHY, B. GANLEY, E. TSIPIIS]:

The City Council will consider approving the purchase of a phone system and a software licensing agreement, professional services agreement and maintenance agreement with Nexus Integrated Services, Inc.

RECOMMENDATIONS: 1) Approve the contract with Nexus Integrated Services, Inc. for the purchase of the new phone system; 2) Authorize the City Manager to execute the contract with Nexus Integrated Services, Inc. in an amount not to exceed \$569,123.47 for the purchase of the new phone system; 3) Authorize the Director of the Finance and Technology to

approve expenditures in an amount not to exceed 10% of the original contract amount for contingencies; and 4) Authorize Department of Finance Director to approve Change Orders and other related documents in an amount not to exceed the contingency amount.

2.I. AGREEMENT FOR SERVICES WITH LILLEY PLANNING GROUP FOR PROFESSIONAL PLANNING SERVICES FOR PLANNING DIVISION [S. KEENE, J. KEHO]:

The City Council will consider approving an Agreement with Lilley Planning Group to provide planning services for the Planning Division.

RECOMMENDATIONS: 1) Approve the Agreement for Professional Planning Services with Lilley Planning Group not-to-exceed one hundred seventy five thousand dollars (\$175,000) 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.J. LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT DISCRETIONARY GRANT APPLICATION RESOLUTION [S. REYNOLDS, J. HUFFER, L. LONG, S. BAXTER]:

The City Council will consider adopting a resolution authorizing the City to submit a grant application in the amount of \$700,000 for a discretionary grant under the Los Angeles County Regional Park and Open Space District Grant Program through Supervisorial District 3.

RECOMMENDATIONS: 1) Adopt Resolution No. 3665, "RESOLUTION OF THE WEST HOLLYWOOD CITY COUNCIL APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT DISCRETIONARY GRANT PROGRAM FOR PHASE I IMPLEMENTATION OF THE WEST HOLLYWOOD PARK MASTER PLAN PROJECT"; 2) Appoint City Manager, or his/her designee, as agent to conduct all negotiations, execute and submit all documents, applications and agreements necessary for completion of the grant funded project; and 3) Authorize the Director of Finance to increase budgeted revenues and expenditures as needed in appropriate funds upon execution of the grant agreements.

2.K. AGREEMENT EXTENSION - GRAFFITI REMOVAL SERVICES [L. LONG, S. BAXTER]:

The City Council will consider approving a two year extension to the existing Agreement for Graffiti Removal Services.

RECOMMENDATIONS: 1) Approve the Eighth Amendment to Agreement with Urban Graffiti Enterprise, Inc. which extends the term of the original Contract Agreement to June 30, 2010; and 2) Authorize the City Manager to sign the Eighth Amendment to Agreement.

2.L. AGREEMENT EXTENSION - JANITORIAL SERVICES [L. LONG, S. BAXTER]:

The City Council will consider approving a one year extension to the existing Agreement for Janitorial Services.

RECOMMENDATIONS: 1) Approve the Second Amendment to Agreement with Diversified Maintenance Services, Incorporate for providing base janitorial services including day porter services and recycling services in the amount of \$531,371.06 for fiscal year 2008/2009; 2) Approve the Second Amendment to Agreement with Diversified Maintenance Services, Inc. for providing other related janitorial services and urgency/emergency janitorial services at those unit costs established in the Amendment as said services are required and funding is available; and 3) Authorize the City Manager to execute the Second Amendment to Agreement.

2.M. VETERANS MEMORIAL WATER FEATURE [L. LONG, S. BAXTER]:

The City Council will consider approving a committee to recommend the selection/design of a water feature to be located at the Veterans' Memorial.

RECOMMENDATION: Approve the Veterans' Memorial Water Feature Recommendation Committee as described in this report.

2.N. WAIVE PERMIT FEES AND LIFT PARKING RESTRICTIONS FOR THE ART AND DESIGN WALK 2008 [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider a recommendation waiving city-related event permit fees and lifting parking restrictions in the Avenues of Art and Design Business Improvement District during the afternoon and evening of Saturday, May 31, 2008, for the 11th Annual Art & Design Walk.

RECOMMENDATIONS: 1) Waive all City fees associated with the Annual Art & Design Walk 2008; 2) Waive residential permit parking between the hours of 3:00 p.m. and 11:00 p.m. on Saturday, May 31, 2008 in Permit Parking Districts 1 and 2; and, 3) Waive enforcement at parking meters on Beverly Boulevard, Melrose Avenue, Robertson Blvd. and any side streets in the Avenues of Art and Design district from 3:00 p.m. to 6:00 p.m. on the same day.

2.O. MILLS ACT CONTRACT 2007-002 FOR PROPERTY LOCATED AT 819-825½ SWEETZER AVENUE [S. KEENE, J. KEHO, J. ALKIRE]:

The City Council will consider approving a Mills Act Contract with Boutique Homes, LLC, the owner of 819-825½ Sweetzer Avenue.

RECOMMENDATION: Approve Historic Property Preservation Agreement (Mills Act Contract) between the City of West Hollywood and the owner of the property at 819-825½ Sweetzer Avenue, Boutique Homes, LLC and authorize the City Manager to sign the agreement.

2.P. CHRISTOPHER STREET WEST 37th ANNUAL LESBIAN, GAY, BISEXUAL, AND TRANSGENDER PRIDE CELEBRATION AND PARADE IN WEST HOLLYWOOD [L. LONG, N. BEARD, C. SMITH]:

The City Council will consider this annual request from Christopher Street West relative to the 2008 Pride Celebration June 6 – June 8, 2008.

RECOMMENDATIONS: 1) Approve the use of West Hollywood Park and City property with a fee waiver, as outlined in exhibit A, for the 2008 Lesbian, Gay, Bisexual, and Transgender Pride Celebration; 2) Authorize the City Manager to enter into an agreement/contract permitting the event; 3) Use of El Tovar Lot, cul-de-sac and street as outlined in exhibit A; 4) Allow the Dyke March to march along Santa Monica Blvd in West bound lanes to West Knoll and return in east bound lanes on Santa Monica Blvd to San Vicente; 5) Approve Festival hours of 11am to 12 Midnight for Saturday, June 7th, 2008 and 11am to 10pm for Sunday, June 8th, 2008; and 6) Approve the use of King Road Park building on Sunday, June 8th, 2008 from noon to 5pm for a child care center.

2.Q. APPROVAL OF A MARCH FOR TRANS-UNITY PRIDE [K. COOK, B. SMITH, D. ESCOBEDO]:

The City Council will consider a request for a rolling closure on Santa Monica Boulevard between La Brea Avenue and Gardner Street on Saturday, May 31, 2008 from 9:30 AM to 11 AM to accommodate a march in celebration of Trans-Unity Pride co-sponsored by the Transgender Task Force.

RECOMMENDATIONS: 1) Approve a rolling closure on Santa Monica Boulevard between La Brea Avenue and Gardner Street on Saturday May 31, 2008 from 9:30 AM to 11 AM to accommodate a march in celebration of Trans-Unity Pride; and 2) Waive special event permit fees of \$800.

2.R. SUPPORT AB 2784 (FEUER), CONCERNING VEHICLE IGNITION INTERLOCKS [S. GUARRIELLO, D. SAUR, D. FLAGG]:

The City Council will consider adopting A resolution in support of AB 2784 (Feuer) regarding the mandating of vehicle ignition interlocks.

RECOMMENDATIONS: 1) Adopt Resolution No. 08-3666, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 2784, (FEUER), CONCERNING VEHICLE IGNITION INTERLOCKS"; and 2) Direct staff to send copies of signed resolution to Governor Arnold Schwarzenegger, State Senator Sheila Kuehl and State Assembly member Mike Feuer.

2.S BASTILLE DAY EVENT SPONSORSHIP [L. LONG, N. BEARD, M. COMPTON]:

The City Council will approve co-sponsorship of Bastille Day in West Hollywood Park.

RECOMMENDATIONS: 1) Approve the \$3,000 West Hollywood Park usage fee; and 2) Approve the selling of beer and wine.

2.T A RESOLUTION IN SUPPORT OF AB 2780 (LIEU) [J. ENGLISH, L. BELSANTI]:

The City Council will consider adopting a resolution in support of AB 2870 (Lieu).

RECOMMENDATIONS: 1) Adopt Resolution No. 08-3667 "A RESOLUTION IN SUPPORT OF AB 2780 (LIEU)."; and 2) Direct staff to send copies of signed resolution to Assemblymembers Mike Feuer and Ted Lieu, Assemblymember Dave Jones, Chair, Assembly Judiciary Committee, Senator Sheila Kuehl and Governor Arnold Schwarzenegger.

3. PUBLIC HEARINGS:

3.A. AMENDMENT TO PACIFIC DESIGN CENTER (PDC) SPECIFIC PLAN AND PDC RED BUILDING DEVELOPMENT AGREEMENT [S. KEENE, J. KEHO, J. PHILLIPS]:

The City Council will hold a public hearing to consider amendments to the Pacific Design Center (PDC) Specific Plan and PDC Red Building Development Agreement height limits to accommodate architectural projection and mechanical equipment, and to increase the floor area of the PDC Red Building.

RECOMMENDATIONS: 1) Adopt Resolution No. 08-____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING A NEGATIVE DECLARATION AND APPROVING SPECIFIC PLAN AMENDMENT PERMIT 008-010 TO AMEND THE PDC SPECIFIC PLAN HEIGHT LIMITS AND FLOOR AREA FOR THE PDC RED BUILDING LOCATED AT 750 SAN VICENTE BOULEVARD IN WEST HOLLYWOOD." (ATTACHMENT A); and 2) Adopt Ordinance No. 08-____ "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING DEVELOPMENT AGREEMENT AMENDMENT 008-011 TO AMEND TO THE DEVELOPMENT AGREEMENT BETWEEN THE CITY AND PACIFIC DESIGN CENTER I FOR THE PACIFIC DESIGN CENTER RED BUILDING." (ATTACHMENT B).

3.B. APPEAL OF PLANNING COMMISSION APPROVAL OF REQUEST TO DEMOLISH AN EXISTING SIX (6) UNIT MULTI- FAMILY APARTMENT BUILDING AND CONSTRUCT A NEW SIXTEEN (16) UNIT RESIDENTIAL CONDOMINIUM STRUCTURE LOCATED AT 1342-1346 HAYWORTH AVENUE [S. KEENE, J. KEHO, J. ALKIRE]:

An appeal of the Planning Commission's approval of permits to demolish a six unit apartment complex consisting of two, two-story buildings and construct a new four-story, sixteen unit condominium building with one level of subterranean parking located at 1342-1346 Hayworth Avenue in West Hollywood.

RECOMMENDATION: Staff recommends that the City Council hold a public hearing, consider all pertinent testimony, deny the appeal and uphold the Planning Commission's certification of the Environmental

Impact Report and approval of the project, and adopt the following two resolutions: 1) Resolution No. 08-____ : "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF SCOTT WILSON AND HEAVENLY WILSON AND UPHOLDING THE PLANNING COMMISSION'S DECISION TO CERTIFY AN ENVIRONMENTAL IMPACT REPORT, AND CONDITIONALLY APPROVE DEMOLITION PERMIT (DMP) 004-013, AND DEVELOPMENT PERMIT (DVP) 2004-012, FOR THE DEMOLITION OF TWO EXSITING STRUCTURES ON SITE INCLUDING SIX (6) RESIDENTIAL UNITS AND THE CONSTRUCTION OF A NEW SIXTEEN (16) UNIT CONDOMINIUM BUILDING LOCATED AT 1342-1346 HAYWORTH AVENUE, WEST HOLLYWOOD, CALIFORNIA."; and 2) Resolution 08-____: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEAL OF SCOTT WILSON AND HEAVENLY WILSON AND UPHOLDING THE PLANNING COMMISSION'S DECISION TO CONDITIONALLY APPROVE TENTATIVE TRACT 68379 (TENTATIVE TRACT MAP 2007-007) FOR THE PROPERTY LOCATED AT 1342-1346 HAYWORTH AVENUE, WEST HOLLYWOOD, CALIFORNIA."

3.C. EXTENSION OF INTERIM URGENCY ORDINANCE FOR MEDIUM AND HIGH-DENSITY MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS [S. KEENE, J. KEHO, F.STEFAN]:

The City Council will hold a public hearing to consider extension of an interim urgency ordinance that prohibits the issuance of permits for the construction of multi-family structures in the medium-density (R3) and high-density (R4) zoning districts in West Hollywood that are in conflict with interim zoning standards while the City develops new standards for multi-family structures in these zoning districts as part of updates to the land use and housing policies of the General Plan. The maximum extension pursuant to State law is to June 4, 2009.

RECOMMENDATION: Adopt the urgency ordinance: Ordinance No. 08-____, "AN INTERIM ORDINANCE OF THE CITY OF WEST HOLLYWOOD EXTENDING ORDINANCE NO. 07-759U AND ORDINANCE NO. 07-767U WHICH PROHIBIT THE ISSUANCE OF PERMITS FOR CONSTRUCTION OF NEW MULTI-FAMILY STRUCTURES IN THE R3 AND R4 ZONING DISTRICTS THAT ARE IN CONFLICT WITH INTERIM ZONING STANDARDS AND DECLARING THE URGENCY THEREOF." (ATTACHMENT A)

4. UNFINISHED BUSINESS:

4.A. CREATION OF A COMMUNITY TASK FORCE FOR STUDY AND RECOMMENDATIONS REGARDING THE WEST HOLLYWOOD HALLOWEEN CARNAVAL [L. LONG, N. BEARD]:

The City Council will consider creating a task force to evaluate the West Hollywood Halloween Carnival. The task force will study the current

Halloween event and make recommendations to the City Council regarding a strategic plan for the event.

RECOMMENDATION: 1) Direct Human Services staff to create a task force with representatives of: two City Council offices, Arts and Cultural Affairs Commission, the West Hollywood Chamber of Commerce, the Marketing and Visitors Bureau, the Santa Monica Boulevard West business representatives, the president of CSW, Public Safety representatives and City staff. The task force will review the current event and report back to the City Council with recommendations and a strategic plan that will shape the event in future years; 2) Report back to Council with specific recommendations by January 2009; and 3) Approve \$25,000 from undesignated reserves to contract with a facilitator who will work with the task force in creating the report and analysis.

4.B 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. APPOINTMENT OF CITY COUNCILMEMBERS AS DELEGATES AND ALTERNATES TO VARIOUS ORGANIZATIONS, COMMITTEES AND SUB-COMMITTEES: [T. WEST / C. SCHAFFER]

The City Council will consider appointments as delegates and alternates to various organizations, committees and sub-committees.

RECOMMENDATION: Appoint Delegates and Alternates as detailed in the staff report.

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, May 19, 2008 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
May 19, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
June 2, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
June 16, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
July 7, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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**CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
MONDAY, MAY 5, 2008
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.

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

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

Regency Outdoor Advertising v. City of West Hollywood
United States District Court, Central District of California, Case No. CV-05 0034
(GAF)

THREATENED LITIGATION..... 54956.9(b)(C)

One case: Receipt of claim pursuant to Tort Claims Act (claim available upon request)
