

**REVISED**  
11/16/12

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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(s) not initiated by 11:00 p.m. may be continued to a subsequent City Council meeting. The City Council may direct staff to continue the item(s) to an already scheduled City Council meeting or may adjourn this meeting to an adjourned regular meeting to consider the item(s).*

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
AGENDA  
MONDAY, NOVEMBER 19, 2012  
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS  
625 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:**

**ADJOURNMENT MOTIONS:**

**PRESENTATIONS:**

1. **PUBLIC COMMENT:** The City Council values your comments; however, pursuant to the Brown Act, Council cannot take action on items not listed on the posted agenda. The public comment period is limited to 20 minutes, with 2 minutes allotted for each speaker. This public comment period is to address the City Council on Consent Calendar items, other agenda items (if the member of the public cannot be present at the time the item is considered) or items of general interest within the jurisdiction of the City Council. Another period is also reserved for general comment later in the meeting for those that could not be heard at this time. Public Hearing testimony 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 AND MEETING ATTENDANCE REPORTS:** 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:**

*SUBJECT: The agenda for the regular meeting of Monday, November 19, 2012 was posted on Thursday, November 15, 2012 at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library.*

**RECOMMENDATION:** Receive and file.

**2.B. APPROVAL OF MINUTES:**

*SUBJECT: The City Council is requested to approve the minutes of the prior Council meeting.*

**RECOMMENDATION:** Approve the minutes of November 5, 2012.

**2.C. DEMAND REGISTER NO. 710 [D. WILSON]:**

*SUBJECT: The City Council shall approve or reject the Demand Register for period ending November 12, 2012 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.*

**RECOMMENDATION:** Approve Demand Register No. 710 and adopt Resolution No. 12-4378, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO.710."

**2.D. CLAIMS ADMINISTRATION [T. THOMSON]:**

*SUBJECT: 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 Harford Casualty Insurance as Subrogee of Bill Wargate Costume, Inc., Rollin Ressegieu, Juli Sweet and Duane Lenox and refer them to the City's Claims Adjuster for action.

**2.E. TREASURER'S REPORT FOR AUGUST 2012 [D. WILSON, N. CORONADO]:**

*SUBJECT: The City Council will receive the Treasurer's Report for the month ended August 2012 pursuant to Section 53646 of the Government Code of the State of California.*

**RECOMMENDATION:** Receive and File.

**2.F. ORDINANCE NO. 12-903 (2<sup>ND</sup> READING) APPROVING ZONE TEXT AMENDMENT 2012-007 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 12-903, approving Zone Text Amendment 2012-007 relating to the design of Banks along Sunset Boulevard.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance No. 12-903, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING ZONE TEXT AMENDMENT 2012-007 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD."

**2.G. ORDINANCE NO. 12-904 (2<sup>ND</sup> READING) APPROVING SUNSET SPECIFIC PLAN AMENDMENT 2012-002 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 12-904, approving Sunset Specific Plan Amendment 2012-002 relating to the design of Banks along Sunset Boulevard.*

RECOMMENDATION: Waive further reading and adopt Ordinance No. 12-904, "APPROVING SUNSET SPECIFIC PLAN AMENDMENT 2012-002 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA"

**2.H. COMMISSION AND ADVISORY BOARD ACTION REPORTS [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will receive a report from the Public Safety Commission on actions taken at their recent meeting.*

RECOMMENDATION: Receive and file.

**2.I. 2012 LEGISLATIVE REPORT AND UPDATE [P. AREVALO, H. MOLINA]:**

*SUBJECT: The City Council will receive a report comprised of two documents (attached). The Legislative Report details the City's Legislative activities during the 2011-12 state legislative session and 112<sup>th</sup> Congress. The second document, State Legislative Highlights, provides a detailed summary of major policies of interest to the City that were addressed during the recently concluded two year legislative session.*

RECOMMENDATION: Receive and file.

**2.J. AGREEMENT WITH BROWN & CALDWELL FOR ENGINEERING SERVICES FOR SEWER INSPECTION ON ROBERTSON BLVD., MELROSE AVE., AND BEVERLY BLVD. [S. PERLSTEIN, O. DELGADO]:**

*SUBJECT: The City Council will consider approval of an agreement with Brown & Caldwell to perform sewer inspection and prepare conceptual reports for Robertson Blvd., Melrose Ave., and Beverly Blvd.*

RECOMMENDATION: Authorize the City Manager to execute an Agreement with Brown & Caldwell in an amount not to exceed \$98,091 for professional engineering services to perform sewer inspection and prepare conceptual reports for the Robertson Blvd., Melrose Ave., and Beverly Blvd.

**2.K. AGREEMENT WITH HARRIS & ASSOCIATES FOR CIVIL ENGINEERING TECHNICAL STUDIES ON ROBERTSON BLVD., MELROSE AVE., AND BEVERLY BLVD. [S. PERSTEIN, O. DELGADO]:**

*SUBJECT: The City Council will consider approval of an agreement with Harris & Associates to perform civil engineering technical studies and prepare conceptual reports for Robertson Blvd., Melrose Ave., and Beverly Blvd.*

RECOMMENDATION: Authorize the City Manager to execute an Agreement with Harris & Associates in an amount not to exceed \$249,945 for professional engineering services to perform civil engineering technical studies and prepare conceptual reports for Robertson Blvd., Melrose Ave., and Beverly Blvd.

**2.L. ARTS AND CULTURAL AFFAIRS COMMISSION 2013 ARTS GRANT PROGRAM ANNUAL AWARDS [P. AREVALO, J. HUFFER, A. CAMPBELL]:**

*SUBJECT: The Council will consider the Arts and Cultural Affairs Commission's recommendation to award annual Arts Grant Program grants to 12 arts organizations in accordance with guidelines previously adopted by City Council.*

**RECOMMENDATIONS:** 1) Approve recommendations of the Arts and Cultural Affairs Commission to award 2013 annual Arts Grant Program grants and technical assistance totaling \$50,875 as outlined in Exhibit A.; 2) Approve the use of the West Hollywood Library Public Meeting Room (Council Chambers) for specific performances and presentations by grantees in fulfillment of their Art Grant projects as indicated in Exhibit A.; and 3) Allow grantee organizations to charge admission or accept donations to offset production costs for performances or projects while using City facilities.

**2.M. CITYLINE SHUTTLE SERVICE: ENHANCEMENT OPTIONS [S. BAXTER, D. DENNIS, P. GOODMAN]:**

*SUBJECT: The City Council discussed several possible enhancements to the Cityline shuttle service at its meeting on November 5, 2012. Staff proposes to return to the Council in February with feasibility and cost analysis of the expansions discussed.*

**RECOMMENDATION:** 1) Direct staff to return to the City Council in February with feasibility and cost analysis of the following possible enhancements to the Cityline shuttle service; A) Thursday evening service for the Sunset Strip Farmer's Market beginning in May rather than January as a six-month pilot; B) Rush hour service to the Hollywood and Highland Red line station; C) Transportation to community activities and special events for residents of the senior/disabled housing complexes, the West Hollywood Community Housing Corporation buildings, and for members of the general public.

**2.N. CITY CO-SPONSORSHIP OF 2012 AIDSWATCH [H. GOSS, K. EGENBERGER]:**

*SUBJECT: The City Council will consider co-sponsoring the 2012 AidsWatch and providing television production, public information support and social service information to this year's WehoTV broadcast.*

**RECOMMENDATIONS:** 1) Approve the City of West Hollywood as co-sponsor of the 2012 AidsWatch presentations on Saturday, December 1, 2012; and 2) Authorize the Public Information and Prosecution Services Department to provide support for this project, including use of CATV facilities, broadcast time on WehoTV, Channel 10, public information support and social services support.

**2.O. CO-SPONSORSHIP OF THE “BREAKTHROUGH CONVERSATIONS” PROJECT WITH CALIFORNIA FAITH FOR EQUALITY [J. HEILMAN, F. SOLOMON, J. HARRIS]:**

*SUBJECT: The City Council will consider co-sponsoring an event with California Faith for Equality.*

**RECOMMENDATIONS:** 1) Approve co-sponsorship of “Breakthrough Conversations” to be held on December 18, 2012 from 6:30 pm – 8:30 pm and authorize use of the City logo in event promotion; 2) Approve the use of and \$105 waiver fees associated with the West Hollywood Library Community Room and the five-story parking structure; and 3) Direct the Public Information Office to utilize all appropriate communication tools to promote the event.

**2.P. ROCKSTAR MUSIC EDUCATION EVENT CO-SPONSORSHIP [J. PRANG, M. HAIBACH, A. LAND, K. HASHMI]:**

*SUBJECT: The City Council will consider co-sponsorship of the Winter Rockfest 2013 by RockSTAR, an elementary school music education program, on January 26, 2013 in the City of West Hollywood at The Roxy, The Whisky, and The Key Club. RockSTAR will bring together over 150 elementary school (1<sup>st</sup> – 5<sup>th</sup> graders) student bands (including several elementary schools from West Hollywood), involving over 150 families, many of whom are low-income, to perform at one of the West Hollywood’s legendary rock ‘n roll venues.*

**RECOMMENDATION:** Authorize co-sponsorship of the RockSTAR’s Winter Rockfest 2013, which includes authorization to use the City logo in all promotional materials as a co-sponsor; as well as authorizing the City’s PIO to assist in the promotion of the event.

**2.Q. CO-SPONSORSHIP OF A DISCUSSION PANEL WITH SAGE, SERVICES & ADVOCACY FOR LGBT ELDERS [J. HEILMAN, F. SOLOMON, J. HARRIS]:**

*SUBJECT: The City Council will consider co-sponsoring an event with SAGE, Services & Advocacy for LGBT Elders.*

**RECOMMENDATIONS:** 1) Co-Sponsor a discussion panel with SAGE to be held on December 6, 2012 from 5:00 pm to 7:00 pm.; and 2) Waive fees for the use of space in Rooms 5/6 and Senior Lounge of the West Hollywood Comprehensive Services Center, authorize the use of the City logo in event promotion, and authorize the City’s Public Information Office to include the event on the City calendar and website.

**3. PUBLIC HEARINGS:**

**3.A. NONE.**

**4. UNFINISHED BUSINESS:**

**4.A. CONSIDERATION FOR THE INSTALLATION OF SECURITY CAMERAS IN PLUMMER PARK [K. COOK, B. SMITH, S. BAXTER, O. WALKER, O. DELGADO, S. CAMPBELL]:**

*SUBJECT: The City Council will consider various options to consider the installation of security cameras at Plummer Park to deter criminal activity.*

**RECOMMENDATION:** Give staff direction on whether or not to pursue the installation of cameras in Plummer Park.

**5. NEW BUSINESS:**

**5.A. INITIATIVE MEASURE REGARDING ESTABLISHING TERMS LIMITS FOR WEST HOLLYWOOD CITY COUNCILMEMBERS [C. SCHAFFER, Y. QUARKER]:**

*SUBJECT: The City Council will certify the sufficiency of an initiative petition regarding establishing limits on the number of terms and partial terms that a person may serve as a member of the West Hollywood City Council; and will take action regarding the initiative pursuant to the California Elections Code.*

**RECOMMENDATIONS:** Certify the sufficiency of an initiative petition regarding establishing limits on the number of terms and partial terms that a person may serve as a member of the West Hollywood City Council and take one of the following actions: 1) Introduce on first reading Ordinance No. 12-\_\_\_\_\_, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING SECTION 12.08.080 TO THE WEST HOLLYWOOD MUNICIPAL CODE IMPOSING A LIMIT ON THE NUMBER OF TERMS WHICH A PERSON MAY SERVE AS A MEMBER OF THE WEST HOLLYWOOD CITY COUNCIL" (ATTACHMENT A); 2) Schedule a special meeting of the City Council, within 10 days, and direct the City Clerk to return with the proposed ordinance; 3) Submit the proposed ordinance, without alteration, to the voters, to be placed on the ballot for the General Municipal Election on March 5, 2013, pursuant to subdivision (b) of Section 1405 of the California Elections Code; and adopt the following resolutions: A) Resolution No. 12-\_\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2013 FOR THE SUBMISSION TO THE VOTERS A QUESTION RELATING TO ESTABLISHING LIMITS ON THE NUMBER OF TERMS AND PARTIAL TERMS THAT A PERSON MAY SERVE AS A MEMBER OF THE WEST HOLLYWOOD CITY COUNCIL" (ATTACHMENT B); B) Resolution No. 12-\_\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING CITY MEASURES AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS"

(ATTACHMENT C); and C) Resolution No. 12-\_\_\_\_, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS" (ATTACHMENT D); and 4) Order a report pursuant to Section 9212 of the California Elections Code, to be presented at the City Council meeting of December 3, 2012 (the report must be presented to the City Council within 30 days).

**5.B. WERLE BUILDING [J. PRANG, M. HAIBACH, J. DURAN, I. OWENS]:**  
*SUBJECT: The City Council will consider directing staff to investigate upgrades that would be required to make the upper floor of the Werle Building compliant with the Americans with Disabilities Act and current building codes, and to report on possible uses for the Werle Building's second floor.*

**RECOMMENDATIONS:** 1) Direct City Staff to proceed with an architectural scoping and schematic design phase including the various options for making the second floor of the Werle Building compatible with the Americans with Disabilities Act and current building codes, and return to City Council within 90 days with recommendations and associated costs.; 2) Direct City Staff to meet with the current non-profit organizations (Mazer and ONE Archives) occupying the Werle Building, with regard to the best allocation of space on the second floor, and return to City Council with options for use and programming.; and 3) Authorize the Director of Finance to allocate an additional \$10,000 in funding from undesignated reserves for the completion of an architectural scoping and schematic design phase for the project.

**EXCLUDED CONSENT CALENDAR:** Items removed from the Consent Calendar for separate discussion are considered at this time.

**6. LEGISLATIVE:**

**6.A. NONE.**

**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.

**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 3, 2012 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

**UPCOMING MEETING SCHEDULE:**

Date: December 3, 2012 - Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: December 17, 2012 - Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: January 22, 2013 - Tuesday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: February 4, 2013 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

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**[www.weho.org](http://www.weho.org)**

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
CLOSED SESSION AGENDA  
MONDAY, NOVEMBER 19, 2012  
6:00 P.M.**

**COUNCIL CHAMBERS, CLOSED SESSION ROOM  
625 N. SAN VICENTE BOULEVARD**

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

Property:	6439 Santa Monica Boulevard
City Negotiator:	Paul Arevalo or designee
Negotiating parties:	Vito Racana
Under Negotiation:	Price and terms of payment

AFFIDAVIT OF POSTING  
State of California        )  
County of Los Angeles    )  
City of West Hollywood   )

I declare under penalty of perjury that I am employed by the City of West Hollywood in the Administrative Services Department in the Office of the City Clerk and that I posted this agenda on:

Date: Nov. 16, 2012

Signature *Valerie Ras*