

**SMOKING IS NOT PERMITTED IN THE CITY COUNCIL CHAMBERS
(Article IV, Chapter 7, W.H.M.C.)**

**COMPLETE AGENDA PACKETS ARE AVAILABLE FOR PUBLIC
INSPECTION AT CITY HALL, 8300 SANTA MONICA BLVD.,
AT WEST HOLLYWOOD LIBRARY, 625 N. SAN VICENTE BLVD.,
AND AT THE CITY'S WEBSITE,**

www.weho.org

Written materials distributed to the City Council within 72 hours of the City Council meeting are available for public inspection immediately upon distribution in the City Clerk's office at 8300 Santa Monica Boulevard, West Hollywood, California, during normal business hours. They will also be available for inspection during the City Council meeting at the City Clerk's table.

To comply with the Americans with Disabilities Act of 1990, Assistive Listening Devices (ALD) will be available for check out at the meeting; If you require special assistance to participate in this meeting, (e.g., a signer for the hearing impaired), you must call or submit your request in writing to the Office of the City Clerk at (323) 848-6409 at least 48 hours prior to the meeting. The City TDD line for the hearing impaired is (323) 848-6496.

Special meeting related accommodations (e.g., transportation) may be provided upon written request to the Office of the City Clerk at least 48 hours prior to the meeting. For information on public transportation, call 323.GO.METRO (323/466-3876) or go to www.metro.net.

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, FEBRUARY 3, 2014
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 meeting of Monday, February 3, 2014 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, January 30, 2014.

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 January 21, 2014.

- 2.C. DEMAND REGISTER NO. 737, RESOLUTION NO. 14-4524:**
SUBJECT: The City Council is requested to approve payment of bills due as presented by the Director of Finance.
RECOMMENDATION: Approve Demand Register No. 737 and adopt Resolution No. 14-4524, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 737".
- 2.D. TREASURER'S REPORT FOR AUGUST 2013 [D. WILSON, L. QUIJANO, N. CORONADO]:**
SUBJECT: The City Council will receive the Treasurer's Report for the month ended August 2013 pursuant to Section 53646 of the Government Code of the State of California.
RECOMMENDATION: Receive and file.
- 2.E. CLAIMS ADMINISTRATION:**
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 Sony Stevan and refer to the City's claims adjuster.
- 2.F. COMMISSION ACTION REPORTS:**
SUBJECT: The City Council will receive reports from the Arts and Cultural Affairs Commission and the Public Safety Commission on actions taken at their recent meetings.
RECOMMENDATION: Receive and file.
- 2.G. ATTENDANCE REPORTS FOR CITY COMMISSIONS, ADVISORY BOARDS, AND THE EAST SIDE TASK FORCE [C. SCHAFFER, Y. QUARKER]:**
SUBJECT: The City Council will receive the attendance reports for City Commission, Advisory Board, and East Side Task Force meetings convened between November 2012 - November 2013.
RECOMMENDATION: Receive and file the attendance reports.
- 2.H. YOUTH MEMBER FOR LESBIAN AND GAY ADVISORY BOARD [E. SAVAGE, J. BOOK]:**
SUBJECT: The Lesbian and Gay Advisory Board requests that the City Council initiate an application process for, and proceed to appoint, a youth member of the Lesbian and Gay Advisory Board.
RECOMMENDATION: Direct the City Clerk's office to advertise the position of ex-officio youth member of the Lesbian and Gay Advisory Board, accept applications, and return to the City Council with applications from interested candidates, for consideration for appointment.

- 2.I. SUNSET LA CIENEGA DEVELOPMENT AGREEMENT YEARLY REVIEW [P. AREVALO, F. CONTRERAS, S. DEWOLFE, J. KEHO]:**
SUBJECT: Pursuant to Section 4.3.1 of the Sunset La Cienega Project Development Agreement, the City must review the extent of good faith substantial compliance by the Project Owner with the terms of the Development Agreement. This report serves as the review that is required at least every twelve (12) months during the term of the Development Agreement.
RECOMMENDATION: Receive and file.
- 2.J. STREET AND SIDEWALK CLOSURES DURING EXCAVATION FOR THE DEVELOPMENT PROJECTS AT 8440–8490 and 8500–8544 SUNSET BLVD, SUNSET-LA CIENEGA MIDDLE AND EAST PARCELS [O. DELGADO, S. PERLSTEIN]:**
SUBJECT: The City Council will consider approving street and sidewalk closures which would be in effect for approximately 5 to 6 weeks during the excavation for the development projects located at 8440-8490 and 8500-8544 Sunset Blvd, also known as the Sunset-La Cienega Middle and East Parcels.
RECOMMENDATIONS: Authorize the City Engineer to issue Encroachment Permits to the developer for sidewalk and street closures on Sunset Blvd and La Cienega Blvd for approximately 5 to 6 weeks during the excavation for the development projects located at 8440-8490 and 8500-8544 Sunset Blvd.
- 2.K. SUNSET BOULEVARD OFF-SITE SIGNAGE STUDY [S. DEWOLFE, J. KEHO, M. ANTOL, B. SIEGL]:**
SUBJECT: The City Council will receive a project status update regarding the Sunset Boulevard Off-Site Signage Study.
RECOMMENDATION: Receive and file.
- 2.L. MUNICIPAL LAW ENFORCEMENT SERVICES AGREEMENT RENEWAL BY AND BETWEEN THE COUNTY OF LOS ANGELES AND THE CITY OF WEST HOLLYWOOD [K. COOK]:**
SUBJECT: The City Council will consider the renewal of the Municipal Law Enforcement Services Agreement by and between the County of Los Angeles and the City of West Hollywood for July 1, 2014 – June 30, 2019.
RECOMMENDATION: Approve the Municipal Law Enforcement Services Agreement by and between the County of Los Angeles and the City of West Hollywood for July 1, 2014 – June 30, 2019.
- 2.M. AWARD OF CONSTRUCTION CONTRACT FOR CIP 1404, CONCRETE REPAIR PROGRAM EAST SIDE – PHASE III, CDBG PROJCT NO. 601553-13 [O. DELGADO, S. PERLSTEIN]:**
SUBJECT: The City Council will consider awarding a construction contract for the Concrete Repair Program East Side – Phase III, CIP 1404, CDBG Project No. 601553-13.

RECOMMENDATIONS: 1.) Accept the bid dated January 15, 2014, submitted by ABNY General Engineering Inc.; 2) Authorize the City Manager to enter into a contract with ABNY General Engineering Inc. in the amount of \$179,580 for the construction of CIP 1404, Concrete Repair Program East Side – Phase III, CDBG Project No. 601553-13; 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 15% of the contract amount; 4) Approve Resolution 14-4525, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF CONCRETE REPAIR PROGRAM EAST SIDE – PHASE III, CIP 1404, CDBG PROJECT NO. 601553-13, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT"; and 5) Make a finding that pursuant to the provisions of the California Environmental Quality Act (CEQA-Public Resources Code, Section 21084 et. Seq.), Concrete Repair Program East Side – Phase III, CIP 1404, CDBG Project No. 601553-13, meets the requirements for a categorical exemption in compliance with Article 19, Section 15301, (Class 1- Existing Facilities).

2.N. AGREEMENT FOR SERVICES WITH NEXTBUS, FOR REAL TIME TRIP ARRIVAL FOR THE CITYLINE [E. SAVAGE, D. GIUGNI, P. GOODMAN, F. GOMEZ]:

SUBJECT: The City Council will consider authorizing an Agreement for Services with NextBus for the adoption of a "real time" arrival program for the Cityline.

RECOMMENDATIONS: 1) Approve in concept a three-year Agreement for Services with NextBus in an amount not-to-exceed \$ 49,400 for an Automatic Vehicle Location (AVL) system for the Cityline service; 2) Direct staff to work with the City Attorney to finalize the contract language; and 3) Authorize the City Manager to sign and execute all necessary documents.

2.O. RECTANGULAR RAPID FLASHING BEACON EVALUATION [O. DELGADO, S. PERLSTEIN, S. DEWOLFE, M. ANTOL, W. DAVIS]:

SUBJECT: The City Council will consider keeping the Rectangular Rapid Flashing Beacon at three test crosswalk locations and adding the device at three new locations. The Transportation Commission supports the Rectangular Rapid Flashing Beacon.

RECOMMENDATIONS: 1) Keep the Rectangular Rapid Flashing Beacons at the following unsignalized crosswalk locations: a) Santa Monica Boulevard at Westmount Drive; b) Santa Monica Boulevard at Orange Grove Avenue; and c) Crescent Heights Boulevard at Norton Avenue; and 2) Direct staff to install the Rectangular Rapid Flashing Beacon as a visibility enhancement alternative at the following unsignalized crosswalk locations: a) Santa Monica Boulevard at Palm

Avenue; b) Santa Monica Boulevard at Hancock Avenue; and c) and San Vicente Boulevard at the West Hollywood Library.

2.P. APPROVAL OF FINAL TRACT MAP NO. 71231 FOR THE CONDOMINIUM PROJECT LOCATED AT 1217 HORN AVENUE [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider the approval of Final Tract Map No. 71231, a seven unit condominium, located at 1217 Horn Avenue.

RECOMMENDATIONS: 1) Make findings for the Final Tract Map as follows: a) That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act; b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code; and c) That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No. 71231' and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 71231, the certificate that embodies the approval of said map.

2.Q. 2014 VANITY FAIR OSCAR EVENT LOCATION CHANGE AND APPROVAL OF RELATED OSCAR EVENTS STREET/LANE CLOSURES [E. SAVAGE, C. SMITH]:

SUBJECT: For the 2014 Vanity Fair Oscar viewing and after party event, Council will consider approving associated lane closures on Sunset Boulevard and the associated temporary lane closures for load in and out of larger elements on San Vicente Boulevard for the Elton John AIDS Foundation Oscar viewing and after party.

RECOMMENDATIONS: 1) Approve the diversion of eastbound Sunset Boulevard traffic lanes for guest arrivals and departures of the Vanity Fair Oscar Viewing and after party event on Sunday, March 2, 2014; and 2) In relation to the Elton John AIDS Foundation Oscar viewing and after party, approve the temporary, limited time closures of southbound San Vicente Boulevard between Santa Monica Boulevard and Melrose Avenue for the delivery and removal of oversized production elements.

2.R. WAIVE FEES ASSOCIATED WITH AIDS PROJECT OF LOS ANGELES (APLA) OSCAR VIEWING FUNDRAISER EVENT AT THE ABBEY [J. HEILMAN, F. SOLOMON, J. SCHWEIGERT]:

SUBJECT: The City Council will consider waiving fees associated with AIDS Project of Los Angeles (APLA) Oscar viewing fundraiser event on March 2, 2014, at the Abbey.

RECOMMENDATION: Waive all fees associated with the event, venue, and parking.

- 2.S. SUPPORT FOR LGBT COMMUNITY OF INDIA [E. SAVAGE, J. BOOK]:**
SUBJECT: The Lesbian and Gay Advisory Board requests that the City Council approve sending a letter of support to the Lesbian, Gay, Bisexual and Transgender community of the Republic of India, due to the recent ruling by the Supreme Court of India upholding Section 377 of India's Penal Code, which bans homosexual acts.

RECOMMENDATIONS: 1) Upon approval, send a letter of support on behalf of the City Council to The Naz Foundation Trust of New Delhi, which is the organization that challenged the ban on homosexual acts in India; and 2) Direct that copies of this letter be sent to Human Rights Watch and other recipients deemed relevant to human rights in India.

- 2.T. CO-SPONSORSHIP OF "A NIGHT OF QUEERY: GLBTQ FILM FESTIVAL AND PANEL" [P. AREVALO, M. LOUIE, A. CAMPBELL]:**

SUBJECT: The City Council will consider waiving facility use fees and authorizing parking validation for attendees for "A Night of Queery: GLBTQ Film Festival and Panel" in conjunction with the American Academy of Religion's Western Region's Queer Studies Caucus to take place on Friday, March 7, 2014 in the Council Chambers.

RECOMMENDATIONS: 1) Approve the use of the West Hollywood City Council Chambers for the event; 2) Authorize an additional hour of validated parking for event participants, at the 5-story West Hollywood Park garage, for a total of 3 hours.; 3) Waive facility use fees for a total not-to-exceed amount of \$500; and 4) Authorize use of the City name and logo on promotional and collateral materials and the promotion of the event through the City's website, calendar and social media networks.

- 2.U. CO-SPONSORSHIP OF FAT TUESDAY / MARDI GRAS 2014 EVENT [J. D'AMICO, M. REX, J. DURAN, I. OWENS]:**

SUBJECT: The City Council will consider co-sponsoring the Mardi Gras 2014 event in the alley off Larrabee Street.

RECOMMENDATIONS: 1) Approve the co-sponsorship of the Mardi Gras 2014 event and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the waiver of Special Event Permit and associated fees for the Mardi Gras 2014 event; 3) Approve the closure of the alley adjacent to Larrabee Street on Tuesday, March 4, 2014 from 7pm to Midnight; 4) Direct the Public Information Office to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools; and 5) Authorize the City Manager to sign all required documents relating to this item.

2.V. STRATEGIC UPDATE AND STATUS OF COUNCIL DIRECTIVES REGARDING THE SUNSET STRIP BUSINESS ASSOCIATION (SSBA) [P. AREVALO, M. LOUIE]:

SUBJECT: City Council will receive a report on strategic discussions and status of Council directives regarding the Sunset Strip Business Association (BID), Sunset Strip Music Festival and Sunset Strip Market.

RECOMMENDATION: Receive and file.

3. PUBLIC HEARINGS:

3.A. VALET PARKING ENCROACHMENT PERMIT FEES [O. DELGADO, J. ROCCO, S. PERLSTEIN, D. NORTE]:

SUBJECT: The City Council shall consider revising City fees for valet parking encroachment permits.

RECOMMENDATION: Adopt Resolution No. 14-____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE MASTER FEE RESOLUTION (RESOLUTION NO. 13-4459) BY REVISING FEES FOR VALET PARKING ENCROACHMENT PERMITS".

4. UNFINISHED BUSINESS:

4.A. UPDATE AND DISCUSSION ON CAMPAIGNS AND ELECTIONS [M. JENKINS, C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will receive a summary of the discussion of the City Council subcommittee that was formed on March 18, 2013 in response to a Council item regarding potential amendments to the City's campaign and elections policies. The Council will also consider the campaign topics outlined in the staff report and provide direction to staff and the City Attorney.

RECOMMENDATIONS: 1) Receive a report summarizing the discussion of the City Council subcommittee; and 2) Discuss the campaign related topics outlined in this staff report and provide direction to staff and the City Attorney regarding any specific reforms to be brought back to Council for possible adoption.

5. NEW BUSINESS:

5.A. PURCHASE OF ANNUAL METRO TRANSIT PASSES TO SUPPORT CITY ALTERNATE MODE INCENTIVE PROGRAM [S. DEWOLFE, M. ANTOL, C. CORRAO]:

SUBJECT: The City Council will consider approval of an agreement to purchase an annual transit pass for all city employees as part of the mitigation associated with the automated parking structure construction and to encourage the use of alternate modes of transportation.

RECOMMENDATIONS: 1) Authorize staff to enter into an Agreement (Attachment A) with Metro for an amount not to exceed \$32,743 to provide

annual transit passes for all city employees; 2) Authorize the Director of Finance and Technology Services to allocate \$32,743 from undersigned funds in the Air Quality Improvement Fund, to account 207-3-07-83-531005 (Contract Services), to purchase the transit passes; and 3) Authorize the City Manager to sign and execute all necessary documents.

5.B. RESOLUTION ESTABLISHING A UNIFORM POLICY FOR THE OUTDOOR PUBLIC DISPLAY OF GOVERNMENTAL AND NON-GOVERNMENTAL FLAGS [O. DELGADO, S. CAMPBELL, H. COLLINS, E. SAVAGE, J. BOOK]:

SUBJECT: The City Council will consider Resolution 14-____ establishing a uniform policy for the permanent, as well as the temporary, display of governmental and non-governmental flags at outdoor locations on public property and public facilities.

RECOMMENDATION: Adopt Resolution No. 14-____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A UNIFORM POLICY FOR THE OUTDOOR PUBLIC DISPLAY OF GOVERNMENTAL AND NON-GOVERNMENTAL FLAGS".

5.C. EASTSIDE WORKING GROUP APPOINTMENTS [S. DEWOLFE, M. ANTOL, B. SIEGL, C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider making direct and at-large appointments to the Eastside Working Group.

RECOMMENDATION: Appoint fifteen (15) members to the East Side Working Group as follows: a) Each Councilmember will make one (1) Direct appointment; and b) Councilmembers will make ten (10) At-Large appointments.

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

6. LEGISLATIVE: 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 Tuesday, February 18, 2014 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

UPCOMING MEETING SCHEDULE:

Date: February 18 – Tuesday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

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

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

Date: April 7 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

City Council Agendas and Staff Reports are available on-line at:
www.weho.org

CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
MONDAY, FEBRUARY 3, 2014
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. PENDING LITIGATION.....G.C. 54956.9(d)(1)

Mayfair v. City of West Hollywood
United States District Court,
Case No. CV 13-07112

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 Office of the City Clerk and that I posted this agenda on:

Date: Jan. 30, 2014

Signature Matthew Ras