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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, APRIL 5, 2010
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:

ADJOURNMENT MOTIONS:

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, April 5, 2010 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, April 1, 2010.

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 15, 2010.

2.C. DEMAND REGISTER NO. 647, RESOLUTION NO. 10-3960:

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

RECOMMENDATION: Approve Demand Register No. 647 and adopt Resolution No. 10-3960, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 647."

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 Nationwide Insurance and CAI Studios and refer to the City's claims adjuster.

2.E. ORDINANCE NO. 10-845 (2ND READING), ADOPTING ZONING MAP AMENDMENT 2009-008 IN CONJUNCTION WITH THE PROPOSED 148-ROOM MIXED USE HOTEL PROJECT LOCATED AT 9040-9056 W. SUNSET BOULEVARD, 1018-1022 N. DOHENY DRIVE AND 9031-9041 HARRATT STREET [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 10-845, a proposed ordinance adopting Zoning Map Amendment 2009-008 in conjunction with the proposed 148-room mixed use hotel project with retail, restaurant and 20 condominium units located at 9040-9056 W. Sunset Boulevard, 1018-1022 N. Doheny Drive and 9031-9041 Harratt Street.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 10-845, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING MAP AMENDMENT 2009-008 IN CONJUNCTION WITH THE PROPOSED 148-ROOM MIXED USE HOTEL PROJECT WITH RETAIL, RESTAURANT AND 20 CONDOMINIUM UNITS LOCATED AT 9040-9056 W. SUNSET BOULEVARD, 1018-1022 N. DOHENY DRIVE AND 9031-9041 HARRATT STREET, WEST HOLLYWOOD, CALIFORNIA"

2.F. ORDINANCE NO. 10-846 (2ND READING), ADOPTING ZONING MAP AMENDMENT 2009-005, IN CONJUNCTION WITH THE PROPOSED DEVELOPMENT AGREEMENT 2006-001, FOR THE PROPERTY LOCATED AT 9040-9056 W. SUNSET BOULEVARD, 1018-1022 N. DOHENY DRIVE AND 9031-9041 HARRATT STREET [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 10-846, a proposed ordinance adopting Zoning Map Amendment 2009-005, in conjunction with the proposed Development Agreement 2006-001, for the property located at 9040-9056 W. Sunset Boulevard, 1018-1022 N. Doheny Drive and 9031-9041 Harratt Street.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 10-846, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING MAP AMENDMENT 2009-005, IN CONJUNCTION WITH THE PROPOSED DEVELOPMENT AGREEMENT 2006-001, FOR THE PROPERTY LOCATED AT 9040-9056 W. SUNSET BOULEVARD, 1018-1022 N. DOHENY DRIVE AND 9031-9041 HARRATT STREET, WEST HOLLYWOOD, CALIFORNIA"

2.G. ORDINANCE NO. 10-847 (2ND READING), APPROVING DEVELOPMENT AGREEMENT 2006-001 IN CONJUNCTION WITH THE PROPOSED 148-ROOM MIXED USE HOTEL PROJECT LOCATED AT 9040-9056 W. SUNSET BOULEVARD, 1018-1022 N. DOHENY DRIVE AND 9031-9041 HARRATT STREET [T. WEST, C. SCHAFFER]:

The City Council will waive further reading and adopt Ordinance No. 10-847, a proposed ordinance approving Development Agreement 2006-001 in conjunction with the proposed 148-room mixed use hotel project with retail, restaurant and 20 condominium units located at 9040-9056 W. Sunset Boulevard, 1018-1022 N. Doheny Drive and 9031-9041 Harratt Street.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 10-847, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING DEVELOPMENT AGREEMENT 2006-001 IN CONJUNCTION WITH THE PROPOSED 148-ROOM MIXED USE HOTEL PROJECT WITH RETAIL, RESTAURANT AND 20 CONDOMINIUM UNITS LOCATED AT 9040-9056 W. SUNSET BOULEVARD, 1018-1022 N. DOHENY DRIVE AND 9031-9041 HARRATT STREET, WEST HOLLYWOOD, CALIFORNIA"

2.H. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

The City Council will receive reports from the Arts and Cultural Affairs Commission, Project Advisory Committee Public Facilities Commission, Public Safety Commission and Transportation Commission on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.I. RESIGNATIONS FROM CITY COMMISSIONS, ADVISORY BOARDS, AND COMMITTEES [T. WEST, C. SCHAFFER]:

The City Council will accept the resignations of Historic Preservation Commissioner Catherine Hahn, effective March 22, 2010; Project Advisory Committee Member Stephen Wayland, effective March 22, 2010; and Women's Advisory Board Member Amanda Hendon, effective March 26, 2010.

RECOMMENDATION: Accept with regret the resignation of Catherine Hahn from the Historic Preservation Commission; Stephen Wayland from the Project Advisory Committee; and Amanda Hendon from the Women's Advisory Board.

2.J. ADOPT A RESOLUTION UPHOLDING THE APPEAL BY CAROL PAULUS AND REVERSING THE PLANNING COMMISSION'S DECISION TO ALLOW THE REMOVAL OF TWO MATURE FICUS TREES AT THE SOUTHEAST CORNER OF BEVERLY BOULEVARD AND LA PEER DRIVE FOR THE MIXED-USE DEVELOPMENT LOCATED AT 8900 BEVERLY BOULEVARD, WEST HOLLYWOOD, CALIFORNIA [A. MCINTOSH, J. KEHO, A. GALLO]:

The City Council will consider upholding the appeal of Carol Paulus and retain the two large ficus trees on La Peer Drive.

RECOMMENDATION: Adopt Resolution No. 10-3961: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD UPHOLDING THE APPEAL BY CAROL PAULUS AND REVERSING THE PLANNING COMMISSION'S DECISION TO ALLOW THE REMOVAL OF TWO MATURE FICUS TREES AT THE SOUTHEAST CORNER OF BEVERLY BOULEVARD AND LA PEER DRIVE FOR THE MIXED-USE DEVELOPMENT LOCATED AT 8900 BEVERLY BOULEVARD, WEST HOLLYWOOD, CALIFORNIA" (ATTACHMENT A)

2.K. NOTICE OF COMPLETION FOR CIP 1007 LARRABEE STREET GUTTER DRAIN IMPROVEMENTS [O. DELGADO, S. PERLSTEIN]:

The City Council will consider approving the Notice of Completion for Larrabee Street Gutter Drain Improvements, CIP 1007, by FS Construction.

RECOMMENDATIONS: Accept the work and authorize the following: a) Filing a Notice of Completion by the City Engineer; b) Final payment to the contractor at the end of the 35 day lien period; c) Release of the Performance Bond on the date of recordation of the Notice of Completion; and d) Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices.

2.L. AWARD OF CONSTRUCTION CONTRACT FOR PAVEMENT REPAIRS: FAIRFAX AVE, HAYWORTH AVE, & LAUREL AVE., CIP 1008 [O. DELGADO, S. PERLSTEIN]:

The City Council will consider awarding a construction contract for Pavement Repairs: Fairfax Ave, Hayworth Ave, & Laurel Ave. (between Santa Monica Blvd and south city limit), CIP 1008

RECOMMENDATIONS: 1) Accept the bid dated March 9, 2010, submitted by All American Asphalt; 2) Authorize the City Manager to enter into a contract with All American Asphalt in the amount of \$273,000.00 for the construction of CIP 1008, Pavement Repairs: Fairfax Ave, Hayworth Ave, & Laurel Ave. (between Santa Monica Blvd and south city limit); and 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.

2.M. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES ON CIP 1008, PAVEMENT REPAIRS: FAIRFAX AVE, HAYWORTH AVE, AND LAUREL AVE. [O. DELGADO, S. PERLSTEIN]:

The City Council will consider approving a professional service agreement with RBF Consulting for construction management and inspection services on CIP 1008 Pavement Repairs: Fairfax Ave, Hayworth Ave, Laurel Ave.

RECOMMENDATION: Approve a professional services Agreement in an amount not to exceed \$57,229 with RBF Consulting for construction management and inspection services on CIP 1008 Pavement Repairs: Fairfax Ave, Hayworth Ave, Laurel Ave, and authorize the City Manager to sign the Agreement.

2.N. ARTIST SELECTION FOR THE PUBLIC ART COMPONENT OF THE 25th ANNIVERSARY CAPITAL PROJECT - WEST HOLLYWOOD PARK AND NEW LIBRARY [J. DURAN, H. MOLINA, L. HORVATH, I. PINE]:

The City Council will consider approving Shepard Fairey as the artist for the public art component of the 25th Anniversary Capital Project - West Hollywood Park Phase 1 Implementation and New West Hollywood Library Project.

RECOMMENDATIONS: 1) Find that the "Art and Artist Selection Process for City Capital Projects" approved by City Council on March 1, 2010 is prospective; 2) Approve Shepard Fairey as the artist for the West Hollywood Park Phase 1 Implementation and New West Hollywood Library Project; and 3) Direct staff to return with an item to City Council within 30 days outlining a recommended process to implement and advance the civic art component of this capital project for Council's consideration.

2.O. AWARD OF CONTRACT, GENERAL ELECTRICAL SERVICES [S. BAXTER, S. CAMPBELL, H. COLLINS]:

The City Council will consider awarding a contract to the lowest responsive and responsible bidder for General Electrical Services.

RECOMMENDATIONS: 1) Accept the bid dated March 9, 2010, in the amount of \$83,258 for a period of two years as submitted by Robert T. Stetson Electric, 415 North Brighton Street, Burbank, California; 2) Authorize the City Manager to sign an Agreement with Robert T. Stetson Electric, in the amount of \$83,258 for General Electrical Services; and 3) Reject the remaining proposal and return the associated Bid Bond.

2.P. AWARD OF CONTRACT, GRAFFITI REMOVAL SERVICES [S. BAXTER, S. CAMPBELL, H. COLLINS]:

The City Council will consider awarding a contract to the lowest responsive and responsible bidder for Graffiti Removal Services.

RECOMMENDATIONS: 1) Accept the bid dated March 23, 2010, and award a contract to Graffiti Control Systems, North Hollywood, California,

for a period of two years based on unit and hourly pricing provided in the bid; 2) Authorize the City Manager to sign an Agreement with Graffiti Control Systems; and 3) Reject the remaining bid and return the associated Bid Bond.

2.Q. AWARD OF CONTRACT, ON-CALL SERVICES AS NEEDED FOR FACILITY REPAIR, REMODELING AND RENOVATION [S. BAXTER, S. CAMPBELL, H. COLLINS]:

The City Council will consider awarding a contract to the lowest responsive and responsible bidder for On-Call Services as Needed for Facility Repair, Remodeling and Renovation.

RECOMMENDATIONS: 1) Accept the bid dated April 23, 2010, and award a contract for a not to exceed amount of \$500,000 for a period of two years as submitted by Omega Construction Company, Inc., 9800 Lasaine Avenue, Northridge, California; 2) Authorize the City Manager to sign an Agreement with Omega Construction Company, Inc., in the amount of \$500,000 for On-Call Services as Needed for Facility Repair, Remodeling and Renovation; and 3) Reject all remaining bids and return associated Bid Bonds.

2.R. AUTHORIZATION TO APPLY FOR URBAN GREENING PROJECT FOR SUSTAINABLE COMMUNITIES GRANT [S. BAXTER, O. DELGADO, S. PERLSTEIN, S. CAMPBELL]:

The City Council will consider authorizing staff to submit two applications to the State of California Strategic Growth Council for funding available as part of the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84), for the Plummer Park Improvement Project and for the La Brea Greening Project.

RECOMMENDATIONS: 1) Adopt Resolution No 10-3962, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE URBAN GREENING GRANT PROGRAM UNDER THE SAFE DRINKING WATER, WATER QUALITY AND SUPPLY, FLOOD CONTROL, RIVER AND COASTAL PROTECTION BOND ACT OF 2006 (PROPOSITION 84); 2) Authorize the Finance and Technology Services Department to increase budgeted grant revenues and expenditures by an equal amount upon award of the grant; and 3) Authorize the City Manager to sign all required documents pertaining to these grant opportunities.

2.S. 25th ANNIVERSARY OF CITYHOOD COMMUNITY CELEBRATION [S. BAXTER, N. BEARD, C. SMITH]:

The City Council will review the Cityhood Celebration update.

RECOMMENDATION: Receive and File.

2.T. AGREEMENT WITH JOANNE SHANNAHOFF DESIGN TO PROVIDE DESIGN SERVICES FOR THE 2010-2012 BUDGET AND CAFR DOCUMENTS [A. GANDHY, D. WILSON]:

The City Council will consider approving an Agreement with Joanne Shannahoff Design to provide graphic design services for the 2010-2012 Budget and CAFR documents.

RECOMMENDATIONS: 1) Approve an Agreement with Joanne Shannahoff Design for an amount not to exceed \$7,000; and 2) Authorize the City Manager to sign all necessary documents related to this agreement.

2.U. INCREASE TRANSPORTATION DEVELOPMENT ACT PEDESTRIAN & BIKE IMPROVEMENT BUDGET [A. MCINTOSH, T. SLIMMER, J. ROONEY]:

The City Council will consider increasing the budget to allow for the full expenditure of the City's Transportation Development Act (TDA) Article 3 fund allocation for fiscal years 2005 and 2006.

RECOMMENDATION: Authorize the Finance Director to increase the TDA Pedestrian & Bike Improvement fund account by \$6,740 Account 206-4-07-83-705018, and increase budgeted revenues in account 206-422023 Article 3: Local Transit Fund by \$33,229.00

2.V. IMPLEMENTATION OF DISTRICT 11 PREFERENTIAL PARKING REGULATIONS ON 600 BLOCK OF SWEETZER AVENUE [O. DELGADO, J. ROCCO, D. NORTE]:

The City Council will consider a petition for preferential parking filed by residents representing a majority of the residential dwelling units on the 600 block of Sweetzer Avenue.

RECOMMENDATION: Introduce for first reading Ordinance No. 10-_____, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.260 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 11 PREFERENTIAL PARKING REGULATIONS ON THE 600 BLOCK OF SWEETZER AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".

2.W. SPONSORSHIP AND CITY SUPPORT OF THE 2010 SUNSET STRIP MUSIC FESTIVAL [P. AREVALO, J. ENGLISH, J. HUFFER]:

The City Council will consider sponsorship of the 3rd Annual Sunset Strip Music Festival (SSMF) including monetary sponsorship and a closure of a portion of Sunset Boulevard for a street music festival component scheduled for August 26 – August 28, 2010.

RECOMMENDATIONS: 1) Approve sponsorship of the Sunset Strip Music Event and authorize the use of the City name and logo in promotions and on invitations, programs and other collateral materials; 2) Authorize Economic Development and Public Information and Human Services Departments to work with the Sunset Strip Business Association and the event producers to organize and publicize the event; 3) Approve a waiver of special event permit fees and other City-related fees for the Sunset Boulevard Music Festival to be held on August 26 – 28, 2010 on

Sunset Boulevard in West Hollywood; 4) Authorize the closure of Sunset Boulevard between San Vicente/Clark and Doheny Drive from 6:00 am Saturday, August 28, 2010 until no later than 7:00 am on Sunday, August 29, 2010; 5) Direct the Sunset Strip Business Association and SSMF event producers to conduct neighborhood and business meetings in advance of the Festival and to mail notices to the adjacent businesses and residents in West Hollywood and Los Angeles; 6) Direct the Sunset Strip Business Association and/or the Sunset Strip Music Festival to staff a "hotline" telephone number 24 hours a day during the event to deal with any issues from public safety officials, residents and the adjoining neighborhoods and the Sunset Strip business community; 7) Approve in kind support in the form of fee waivers for the event totaling a not-to-exceed amount of \$7,500 (Class A Special Event Permit Fee; Encroachment Permit and Meters Fees; and Building and Safety Inspection Fees and overtime labor costs; and 8) Authorize the City Manager to sign and execute any documents or forms with the Sunset Strip Business Association and/or SSMF, LLC that may be necessary for the successful implementation of this event

2.X. SUPPORTING WEST BASIN MUNICIPAL WATER DISTRICT'S WATER RELIABILITY 2020 PROGRAM [J. PRANG, M. HAIBACH, J. HEILMAN, F. SOLOMON]:

The City Council will consider adopting a resolution supporting West Basin Municipal Water District's Water Reliability 2020 Program.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3963, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING WEST BASIN MUNICIPAL WATER DISTRICT RELIABILITY 2020 PROGRAM"; and 2) Direct the PIO to assist West Basin Municipal Water District by encouraging West Hollywood residents to support the Water Reliability 2020 program, and help the program reach its goals.

2.Y. REPORT TO COUNCIL ON WEST HOLLYWOOD TEEN SHOUT OUT [S. BAXTER, N. BEARD, M. COMPTON, S. SALAZAR]:

Report to the City Council on the West Hollywood Teen Shout Out, held at Plummer Park on January 23, 2010.

RECOMMENDATION: Receive and File.

2.Z. WEST HOLLYWOOD SYMPOSIUM – PATHWAYS TO POSITIVE AGING ~ CREATING COMMUNITY FOR A LIFETIME [L. HORVATH, I. PINE]:

The City Council will consider directing staff to assist with planning a half-day symposium on June 23, 2010, about creating an aging-friendly community as a follow up to May's National Older Americans Month.

RECOMMENDATIONS: 1) Direct staff to assist Councilmember Horvath's office in the planning, logistics and promotion of "West Hollywood Symposium: Pathways to Positive Aging ~ Creating Community for a

Lifetime”; and 2) Incorporate into the General Plan items that, as a result of this conference, focus our commitment to aging-friendly policies and practices.

2.AA. SUPPORT OF SB. 1029 (YEE), THE CLEAN NEEDLE BILL [J. DURAN, H. MOLINA, C. YU]:

The City Council will consider adopting a resolution in support of SB. 1029 (YEE), The Clean Needle Bill but will raise the concern of adding options for safe needle disposal to the bill.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3964, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB. 1029 (YEE), THE CLEAN NEEDLE BILL”; 2) Direct Staff to send copies of the signed resolution to State Senator Leland Yee, State Senator Fran Pavley, Assembly member Mike Feuer, Governor Arnold Schwarzenegger, Pharmacists Planning Service, Coalition for Safe Community Needle Disposal, and Clean Needles Now; and 3) Propose the addition of EPA recommendations for disposal options outside the healthcare setting to address proper used needle disposal to protect solid waste and janitorial workers in and the public.

2.BB. SUPPORT OF AB 1717 (DE LEON) AMENDING THE ELECTION CODE TO ALLOW THE PROVISION OF ELECTION MATERIALS TO VOTERS ELECTRONICALLY [T. WEST, C. SCHAFFER, G. VESPOINT]:

The City Council will consider adopting a resolution supporting AB 1717 (De Leon), which would authorize the City Clerk to establish procedures to allow voters to opt out of receiving her or his sample ballot and other ballot materials by mail and instead obtain them via electronic means.

RECOMMENDATION: 1) Adopt Resolution No. 10-3965 “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING AB 1717 (DE LEON), AMENDING THE ELECTION CODE TO ALLOW COUNTY AND CITY ELECTION OFFICIALS TO ESTABLISH PROCEDURES TO ALLOW VOTERS TO OPT OUT OF RECEIVING VOTING MATERIALS BY MAIL AND INSTEAD ACCESSING THIS INFORMATION ELECTRONICALLY”; and 2) Direct staff to send copies of signed resolutions to appropriate legislators.

2.CC. SUPPORT OF AB 2154 (SOLORIO) AMENDING THE ELECTION CODE TO ALLOW FOR THE APPLICATION FOR A VOTE-BY-MAIL BALLOT TELEPHONICALLY [T. WEST, C. SCHAFFER, G. VESPOINT]:

The City Council will consider adopting a resolution supporting AB 2154 (Solorio), which would allow an application for a vote-by-mail ballot to be made by telephone if specified information is provided to the City Clerk.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3966, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING AB 2154 (SOLORIO), AMENDING THE ELECTION CODE TO ALLOW APPLICATION FOR A VOTE-BY-MAIL

BALLOT TELEPHONICALLY”; and 2) Direct staff to send copies of signed resolutions to appropriate legislators.

2.DD. SUPPORT OF HR 1549 (SLAUGHTER) “THE PRESERVATION OF ANTIBIOTICS FOR MEDICAL TREATMENT ACT [A. LAND, C. PLANCK, J. DURAN, H. MOLINA]:

The City Council will consider adopting a resolution in support of HR 1549 (SLAUGHTER), the Preservation of Antibiotics for Medical Treatment Act.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3967, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF HR 1549 (SLAUGHTER), “THE PRESERVATION OF ANTIBIOTICS FOR MEDICAL TREATMENT ACT”; and 2) Direct Staff to send copies of the adopted resolution to U.S. Senators Barbara Boxer and Diane Feinstein, Representative Henry Waxman, and advocacy organizations.

2.EE. SUPPORTING H.R. 4530, THE STUDENT NON-DISCRIMINATION ACT [J. HEILMAN, F. SOLOMON, J. DURAN, H. MOLINA, J. KATALBAS]:

The City Council will consider supporting the H.R. 4530 Student Non-Discrimination Act.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3968, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING H.R. 4530 THE STUDENT NON-DISCRIMINATION ACT”; and 2) Direct staff to send copies of signed resolutions to appropriate legislators.

2.FF. CITY CO-SPONSORSHIP OF THE HARVEY MILK COMMEMORATIVE STAMP CAMPAIGN [J. HEILMAN, F. SOLOMON, J. KATALBAS]:

The City Council will consider co-sponsoring the Harvey Milk Commemorative Stamp Campaign in partnership with the National Gay & Lesbian Task Force and the Victory Fund.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3969, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CO-SPONSORING THE HARVEY MILK COMMEMORATIVE STAMP CAMPAIGN”; 2) Direct Public Information Office to issue a press release regarding the campaign to promote awareness; and 3) Direct staff to mobilize a letter writing campaign.

2.GG. SUPPORT OF S. 3065 (LIEBERMAN), AND HR. 1283 (TAUSCHER), THE MILITARY READINESS ENHANCEMENT ACT [L. HORVATH, I. PINE, E. BARRETT]:

The City Council will consider adopting a resolution in support of S. 3065 (LIEBERMAN), and HR. 1283 (TAUSCHER), The Military Readiness Enhancement Act.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3970, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 3065 (LIEBERMAN), AND HR. 1283 (TAUSCHER), THE MILITARY READINESS ENHANCEMENT ACT;" AND 2) Direct Staff to send copies of the signed resolution to U.S. Senators Barbara Boxer, Dianne Feinstein, Joe Lieberman and Representatives Henry Waxman and Under Secretary of State for Arms Control and International Security Ellen Tauscher.

2.HH. SUPPORT OF 'OPEN CARRY' BAN [A. LAND, C. PLANCK, L. HORVATH, I. PINE, C. LU]:

The City Council will consider adopting a resolution in support an "open carry" ban.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3971, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AN OPEN CARRY BAN"; and 2) Direct staff to send copies of the signed resolution to: State Assemblymembers Mike Feuer and Lori Saldana; State Senator Fran Pavley and Governor Arnold Schwarzenegger.

2.II. ENDING DISCRIMINATION IN SOCIAL SECURITY AGAINST SAME-SEX COUPLES [A. LAND, C. PLANCK, L. HORVATH, I. PINE, R. MARTINEZ]:

The City Council will consider adopting a resolution that supports legislation to reduce or eliminate Social Security policies that discriminate against same-sex couples.

RECOMMENDATION: 1) Adopt Resolution No. 10-3972, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF ENDING SOCIAL SECURITY POLICIES THAT DISCRIMINATE AGAINST SAME-SEX COUPLES"; 2) Direct Staff to send copies of the signed resolution to Senators Barbara Boxer and Dianne Feinstein, Representative Henry Waxman, Rock for Equality, Services and Advocacy for Gay, Lesbian, Bisexual and Transgender Elders (SAGE), the L.A. Gay & Lesbian Center and the National Gay and Lesbian Task Force; and 3) Authorize organizers of the April 11, 2010, Rock For Equality event to utilize City's name and logo on printed and collateral materials promoting the event and ask Public Information Office to assist with outreach efforts in our community.

2.JJ. SUPPORT OF THE FDA LIFTING THE BAN AGAINST GAY MEN DONATING BLOOD AND AJR 13 (AMIANNO) [L. HORVATH, I. PINE, J. DURAN, H. MOLINA]:

The City Council will consider adopting a resolution in support of the FDA lifting the ban against gay men donating blood.

RECOMMENDATION: 1) Adopt Resolution No. 10-3973, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE FDA LIFTING THE BAN AGAINST GAY MEN DONATING BLOOD"; 2) Direct staff to send copies of the adopted resolutions to U.S. Senators John Kerry, Kristin Gillibrand, Dick Durbin, Daniel Akaka, Sheldon Whitehouse, Sherrod Brown, Frank Lautenberg, Bob Casey, Bernie Sanders, Russ Feingold, Mark Udall, Al Franken, Maria Cantwell, Carl Levin, Tom Harkin, Mark Begich, Rolland Burris and Michael Bennet, and Assembly Members Tom Ammianno, Mike Feuer, Julia Brownley, Noreen Evans, Dave Jones, Ted Lieu, Bill Monning, Los Angeles City Councilmember Paul Krekorian, and Margaret Hamburg, FDA Commissioner of Food and Drugs; 3) Adopt Resolution 10-3974, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AJR 13 (AMIANNO) ASKING THE FDA TO DROP ITS OUTDATED BLOOD DONATION GUIDELINES BANNING GAY OR BISEXUAL MEN FROM BECOMING DONORS"; and 4) Direct staff to send copies of the adopted resolution to Assemblymember Tom Ammianno and the Food & Drug Administration (FDA)

2.KK. 2010 RAINBOW KEY AWARDS [S. BAXTER, J. BOOK]:

The Lesbian and Gay Advisory Board proposes to hold a brunch on Sunday, June 27, 2010, in honor of this year's Rainbow Key honorees.

RECOMMENDATION: Authorize expenditures not to exceed \$9,275 for the 2010 Rainbow Key event.

2.LL. CITY CO-SPONSORSHIP OF FIRST ANNUAL "FOSTERING ARTVOCACY" ART EXHIBIT/FUNDRAISER [A. LAND, C. PLANCK, E. BARRETT]:

The City Council will consider co-sponsoring the California Youth Connection's First Annual "Fostering ArtVocacy" Art Exhibit/Fundraiser, scheduled to take place at Plummer Park on April 28, 2010.

RECOMMENDATIONS: 1) Approve the City of West Hollywood's co-sponsorship of the California Youth Connection's First Annual "Fostering ArtVocacy" Art Exhibit/Fundraiser and the use of the City's name and logo on printed materials advertising the event; 2) Approve the use of Plummer Park by the California Youth Connection on April 28, 2010; and 3) Direct staff to assist with the coordination and promotion of the event.

2.MM. CO-SPONSORSHIP OF THE 2nd ANNUAL AMERICAN CANCER SOCIETY RELAY FOR LIFE OF HOLLYWOOD [L. HORVATH, I. PINE]:

The City Council will consider co-sponsoring the August 7-8, 2010, 2nd Annual American Cancer Society Relay for Life of Hollywood.

RECOMMENDATIONS: 1) Approve co-sponsorship of the August 7-8, 2010, 2nd Annual American Cancer Society Relay for Life of Hollywood; and 2) Authorize event organizers to utilize City's name and logo on printed and electronic materials promoting the event and ask Public Information Office to assist with outreach efforts throughout our community.

2.NN. A RESOLUTION IN SUPPORT OF H. RES. 704 – DEPLORING THE ONGOING VIOLENCE BY IRAQI SECURITY FORCES AGAINST THE RESIDENTS OF CAMP ASHRAF IN IRAQ [L. HORVATH, I. PINE]:

The City Council will consider adopting a resolution in support of H. Res 704 – Deploring the Ongoing Violence by Iraqi Security Forces against the Residents of Camp Ashraf in Iraq.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-3975, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H. Res 704 – DEPLORING THE ONGOING VIOLENCE BY IRAQI SECURITY FORCES AGAINST THE RESIDENTS OF CAMP ASHRAF IN IRAQ; and 2) Direct staff to send copies of the adopted resolution to Representatives Bob Filner, Mary Bono Mack, David Dreier, Lois Capps, Loretta Sanchez, Xavier Becerra, Linda Sanchez, Duncan Hunter, John Campbell, Kevin McCarthy, Susan Davis, Grace Napolitano, Laura Richardson, Jerry Lewis, Howard McKeon, Ed Royce, Ken Calvert, Henry Waxman, Howard Berman, Brad Sherman, Joe Baca, Dana Rohrabacher, Elton Gallegly, Lucille Roybal-Allard, Maxine Waters, Darrell Issa, Brian Bilbray, Gary Miller, Jane Harman, Judy Chu, Diane Watson and Adam Schiff.

2.OO. SUPPORT OF S. 182 AND H.R. 12, THE PAYCHECK FAIRNESS ACT [L. HORVATH, I. PINE]:

The City Council will consider adopting a resolution in support of S. 182 and H.R. 12, the Paycheck Fairness Act

RECOMMENDATION: 1) Adopt Resolution No. 10-3976, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S 182 AND H.R. 12, THE PAYCHECK FAIRNESS ACT; and 2) Direct staff to send copies of the adopted resolution to Secretary of State Hillary Rodham Clinton, Senator Barbara Boxer and California Representatives Rosa DeLauro, Susan Davis, Anna Eshoo, Joe Baca, Xavier Becerra, Howard Berman, Lois Capps, Dennis Cardoza, Sam Farr, Bob Filner, Jane Harman, Michael Honda, Barbara Lee, Zoe Lofgren and Doris Matsui.

2.PP. GENERAL PLAN UPDATE DRAFT TECHNICAL BACKGROUND REPORTS REGARDING PUBLIC SAFETY, GEOLOGIC AND SEISMIC, ECONOMIC DEVELOPMENT, AND PARKS AND OPEN SPACE [A. MCINTOSH, J. KEHO, B. SIEGL]:

The City Council will receive and file four draft technical background reports prepared for the General Plan Update.

RECOMMENDATION: Receive and file reports

2.QQ SUMMARY REPORT REGARDING THE GENERAL PLAN COMMUNITY WORKSHOP [A. MCINTOSH, J. KEHO, B. SIEGL, C. CORRAO]:

The City Council will receive and file a summary report regarding input received at the January 30, 2010, General Plan Update Community Workshop.

RECOMMENDATION: Receive and file.

THE CITY COUNCIL WILL RECESS AND RECONVENE AS THE WEST HOLLYWOOD HOUSING AUTHORITY: (see attached Housing Authority Agenda)

THE WEST HOLLYWOOD HOUSING AUTHORITY WILL RECESS AND RECONVENE AS THE CITY COUNCIL:

3. NEW BUSINESS:

3.A. ADVISORY BOARD TASK FORCE REPORT [A. LAND, C. PLANCK, L. HORVATH, I. PINE]:

The City Council will consider issues of policy and procedure regarding the Council's appointed Advisory Boards.

RECOMMENDATIONS: 1 Approve the following recommendations and direct staff to prepare the appropriate resolutions incorporating these changes into the Advisory Board by-laws: A) Membership: Members are appointed at-large by the City Council. Each Advisory Board shall strive to have members who represent the specific Advisory Board focus as well experts in the field. Members shall be reflective of the demographic and geographic diversity of the City. Members should live, work, or have a strong connection to the City. City Council shall have the right to annually appoint a youth (15-18) representative to serve as an ex-officio member of an Advisory Board; B) Term of the Chair and Vice-Chair: The term of office of the Chair and Vice Chair shall be one year. An Advisory Board member shall not serve more than one consecutive term as Chair. Nothing shall prevent the Advisory Board from removing and replacing the Chair or Vice-Chair at any time during their respective terms, provided that the item is properly noticed on the agenda of the meeting; C) Absentee Policy: If a member of an Advisory Board is absent for any reason for more than three regular meetings in any 12-month period, the office of such member shall be vacated upon the discretion of the City Council. When an Advisory Board member misses two regular meetings, staff would notify the City Council; and D) Council Liaison: At each meeting,

the Advisory Board will select a representative to report back the Board's actions to Council offices. Each member of the Advisory Board will be responsible for reporting to Council offices at least once a year. This report can be in-person, over the phone, or by email at the direction of the Councilmember; 2) Approve the development of standardized templates for all Advisory Boards for work plan development which include estimated funding requirements as well as Advisory Board minutes. Work plans for each Advisory Board must be approved by the City Council; and 3) Approve the development of enhanced training for the staff liaisons to the Advisory Boards (some trainings would also include Advisory Board members on items such as conducting an effective meeting, Roberts Rules of Order, etc.) and the implementation of regular meetings between the staff liaisons and the City Manager or a designee.

3.B. COMMISSION AND ADVISORY BOARD APPOINTMENTS [T. WEST, C. SCHAFFER]:

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

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

4. PUBLIC HEARINGS: None

5. UNFINISHED BUSINESS:

5.A. JOINT STUDY SESSION REGARDING HOUSING POLICIES AND ECONOMIC DEVELOPMENT ISSUES TO BE ADDRESSED IN THE GENERAL PLAN UPDATE [A. MCINTOSH, J. KEHO, B. SIEGL, A. WINDERMAN, J. SKORNECK]:

City Council, Planning Commission, and Rent Stabilization Commission will hear a presentation and hold a discussion regarding the Draft Housing Element and Economic Development issues to be addressed in the General Plan Update.

RECOMMENDATIONS: 1) Staff recommends that City Council, Planning Commission, and Rent Stabilization Commission hear a presentation, hold a discussion of the issues and information presented therein, and make comments regarding the Draft Housing Element and Economic Development issues to staff and consultants; and 2) Direct staff to revise the Draft Housing Element as appropriate in response to comments offered and forward the revised draft document to the California Department of Housing and Community Development for State-mandated preliminary review.

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: 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, April 19, 2010 at 6:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
April 19	Monday	6:00 PM	Mayoral installation	W.H. Park Aud.
May 3	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
May 17	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
June 7	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

City Council Agendas and Staff Reports
are available on-line at

www.weho.org

CITY OF WEST HOLLYWOOD
HOUSING AUTHORITY
AGENDA
MONDAY, APRIL 5, 2010

6:30 P.M.

647 N. SAN VICENTE – WEST HOLLYWOOD PARK AUDITORIUM

To comply with the Americans with Disabilities Act of 1990, if you require special assistance to attend or participate in this meeting, please call the City Clerk's Office at (323) 848-6409 at least 48 hours prior to the meeting. The City TDD line for hearing impaired is (323) 848-6496.

Written materials distributed to the Housing Authority within 72 hours of the Housing Authority 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 Housing Authority meeting at the City Clerk's table.

1. CALL TO ORDER:

2. ROLL CALL:

3. APPROVAL OF THE AGENDA:

4. PUBLIC COMMENTS: This time has been set aside for members of the public to address the Housing Authority within the subject matter jurisdiction of the Housing Authority. Although the Housing Authority values your comments, pursuant to the Brown Act it generally cannot take any action on items not listed on the posted agenda. Two minutes will be assigned for each speaker.

5. COMMISSIONER COMMENTS:

6. CONSENT CALENDAR:

The following routine matters can be acted upon by one motion. Individual items may be removed by the Housing Authority for separate discussion.

6.A. APPROVAL OF MINUTES:

The Housing Authority is requested to approve the minutes of prior Housing Authority meetings.

RECOMMENDATION: Approve the minutes of the meeting of February 16, 2010.

7. PUBLIC HEARING:

7.A. ADOPTING THE SECTION 8 ADMINISTRATIVE PLAN FOR FISCAL YEAR 2010-2011 [A. WINDERMAN, E. ROBINSON]:

The Housing Authority will conduct a public hearing on the proposed adoption of a Section 8 Administrative Plan for Fiscal Year 2010-2011.

RECOMMENDATION: Adopt Resolution No. HA 10---- "A RESOLUTION OF THE HOUSING AUTHORITY OF THE CITY OF WEST HOLLYWOOD ADOPTING THE SECTION 8 ADMINISTRATIVE PLAN FOR FISCAL YEAR 2010-2011, AND AUTHORIZING THE HOUSING AUTHORITY OF THE COUNTY OF LOS ANGELES TO SUBMIT THESE PLANS TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) ON BEHALF OF WEST HOLLYWOOD".

8. UNFINISHED BUSINESS: None

9. NEW BUSINESS: None

10. ADJOURNMENT:

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
MONDAY, APRIL 5, 2010
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.

1. CONFERENCE WITH LABOR NEGOTIATOR..... G.C. 54957.6

City Negotiator: Vivian Love; Peter Brown, Leibert Cassidy Whitmore
Employee Organization: West Hollywood Municipal Employees
AFSCME Local 3339

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

Property: 8445 Santa Monica Boulevard
City Negotiator: City Manager
Negotiating parties: 8445 SMB, Inc.
Under Negotiation: Lease price, terms of payment and purchase option

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

Hoffman Street et al v. City of West Hollywood
Los Angeles Superior Court, Case No. BS 111413

4. INITIATION OF LITIGATIONG.C. 54956.9(c)

Two cases