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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
TUESDAY, SEPTEMBER 7, 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 Tuesday, September 7, 2010 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, September 2, 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 August 16, 2010.

2.C. DEMAND REGISTER NO. 657, RESOLUTION NO. 10-4075:

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

RECOMMENDATION: Approve Demand Register No. 657 and adopt Resolution No. 10-4075, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 657."

2.D. TREASURER'S REPORT FOR MAY & JUNE 2010:

The City Council will receive the Treasurer's Report for the months ended May and June 2010 pursuant to Section 53646 of the Government Code of the State of California.

RECOMMENDATION: Receive and file.

2.E. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

The City Council will receive reports from the Disabilities Advisory Board, Human Services Commission, Lesbian and Gay Advisory Board, Public Safety Commission, Russian Advisory Board, and Senior Advisory Board on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.F. CLAIMS ADMINISTRATION [T. THOMPSON]:

The City Council is asked to deny claims filed against the City as an administrative step in claims processing

Deny the Claim of Florence Dimino and refer her to the City's Claims Adjuster for action.

2.G. ACCEPT SHELTER PLUS CARE HOUSING VOUCHER AWARD [D. DENNIS, S. BAXTER]:

The City Council will consider accepting 20 Shelter + Care supportive housing vouchers which have been awarded to the City by the Federal Department of Housing and Urban Development through the County of Los Angeles Office of Supportive Housing and the Los Angeles Homeless Services Authority.

RECOMMENDATION: Accept 20 Shelter + Care supportive housing vouchers to be used over five years to provide permanent, supportive housing for vulnerable people who are homeless in West Hollywood and authorize the City Manager to sign the contract with the County of Los Angeles Housing Authority and the federal Department of Housing and Urban Development.

2.H. AMENDMENT TO AGREEMENT WITH LPA, INC. FOR DESIGN AND ENGINEERING SERVICES FOR AUTOMATED PARKING GARAGE BEHIND CITY HALL [O. DELGADO, J. ROCCO]:

The City Council will consider approving an amendment to the contract with LPA, Inc. to provide a basis of design on the approach for fire

protection / fire suppression controls for the automated parking garage behind City Hall.

RECOMMENDATIONS: 1) Amend contract with LPA, Inc. to provide a basis of design on the approach for fire protection / fire suppression controls for the automated parking garage behind City Hall. Amend the current agreement to increase the “not-to-exceed” amount of \$298,000 by an additional \$29,692 or a total of \$327,692; and 2) Authorize the City Manager to sign the Amendment.

2.I. CIVIC ART, 25TH ANNIVERSARY CAPITAL PROJECT - CITY HALL PARKING STRUCTURE [O. DELGADO, J. HUFFER, A. CAMPBELL]:

The City Council will consider approving the art selection process for civic (public) art in relation to the City Hall Parking Structure project.

RECOMMENDATIONS: 1) Approve the civic art selection process as outlined in this report; 2) Approve the Art Process Team as identified in this report; and 3) Authorize the issuance of a Request for Qualifications (RFQ) to select an Art Consultant.

2.J. CO-SPONSORSHIP OF THE LESBIAN, GAY, BI-SEXUAL AND TRANSGENDER ARCHIVES, LIBRARIES, MUSEUMS, AND SPECIAL COLLECTIONS (ALMS) INTERNATIONAL CONFERENCE, MAY 12-15, 2011 IN WEST HOLLYWOOD [J. HEILMAN, F. SOLOMON]:

The City Council will consider co-sponsoring the International Conference of the LGBT Archives, Libraries, Museums, and Special Collections (ALMS) May 12-15, 2011 in West Hollywood.

RECOMMENDATIONS: 1) Approve City co-sponsorship of the ALMS Conference and the use of the City’s name and logo on printed materials for the event; and 2) Approve waiver of rental fees at Plummer Park.

2.K. CO-SPONSORSHIP OF THE CALIFORNIA WOMEN’S STATE APPOINTMENT PROJECT [A. LAND, C. PLANCK, L. HORVATH, I. PINE, R. MARTINEZ]:

The City Council will consider co-sponsoring the California Women’s State Appointment Project.

RECOMMENDATIONS: 1) Approve the City’s co-sponsorship of the California Women’s State Appointment Project; 2) Direct the City’s Public Information and other appropriate staff to promote and disseminate this information throughout the community; and 3) Direct staff to send signed copies of the adopted resolution to California Women Lead, National Women’s Political Caucus of California, California Commission on the Status of Women, Hispanas Organized for Political Equality (HOPE), Leadership California, and Black Women Organized for Political Action.

2.L. LEAVE OF ABSENCE FROM THE WOMEN’S ADVISORY BOARD [T. WEST, C. SCHAFFER]:

The City Council will consider granting a leave of absence for Women’s Advisory Board Member Wendy Goldman.

RECOMMENDATION: Grant a leave of absence for Wendy Goldman from the Women's Advisory Board until November 2010.

2.M. MONTHLY PARKING RATES FOR PROPERTY LOCATED AT 8459 SUNSET BOULEVARD [D. NORTE, J. ROCCO, O. DELGADO]:

The City Council will consider adopting a resolution instituting monthly parking rates for the City surface lot known as Municipal Parking Lot #7 located at 8459 Sunset Boulevard.

RECOMMENDATION: Adopt Resolution No. 10-4076, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE MASTER FEE RESOLUTION (RESOLUTION 10-4046) BY ADDING MONTHLY PARKING RATES FOR MUNICIPAL PARKING LOT #7-QUEENS LOT LOCATED AT 8459 SUNSET BOULEVARD".

2.N. SITE APPROVAL FOR INSTALLATION OF TWO SCULPTURES BY ARTIST PETER SHIRE [J. HUFFER, A. CAMPBELL]:

The Council will consider approving the site proposed for installation of two sculptures by artist Peter Shire.

RECOMMENDATION: Approve the location, on the Santa Monica Boulevard median, between Knoll and Westmount Drives, proposed for installation of two sculptures by artist Peter Shire.

2.O. SUPPORT OF THE EQUAL RIGHTS AMENDMENT [L. HORVATH, I. PINE, A. LAND, C. PLANCK]:

The City Council will consider adopting a resolution in support of the Equal Rights Amendment.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-4077, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE EQUAL RIGHTS AMENDMENT"; and 2) Direct staff to send copies of the adopted resolutions to U.S. Congresswoman Carolyn Maloney, Congresswoman Judy Biggert, Congressman Henry Waxman, Congresswoman Judy Chu, Congresswoman Tammy Baldwin, Congresswoman Sheila Jackson, U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, U.S. Senator Amy Klobuchar, Attorney Gloria Allred, Terry O'Neill, President of the National Organization for Women, Lulu Flores, President of the National Women's Political Caucus, Zoe Nicholson, Founder – ERA Once and For All, Kamela Lopez, Founder – Las Lopezistas, Valerie Buickerood, Acting Director of the Alice Paul Institute.

2.P. SUPPORT OF H. RES. 1431 – CALLING FOR AN END TO THE VIOLENCE, UNLAWFUL ARRESTS, TORTURE AND ILL TREATMENT PERPETRATED AGAINST IRANIAN CITIZENS, AS WELL AS THE UNCONDITIONAL RELEASE OF ALL POLITICAL PRISONERS IN IRAN [L. HORVATH, I. PINE]:

The City Council will consider adopting a resolution in support of H. Res. 1431 - calling for an end to the violence, unlawful arrests, torture and ill

treatment perpetrated against Iranian citizens, as well as the unconditional release of all political prisoners in Iran.

RECOMMENDATIONS: 1) Adopt Resolution No. 10-4078, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H. RES. 1431 - CALLING FOR AN END TO THE VIOLENCE, UNLAWFUL ARRESTS, TORTURE AND ILL TREATMENT PERPETRATED AGAINST IRANIAN CITIZENS, AS WELL AS THE UNCONDITIONAL RELEASE OF ALL POLITICAL PRISONERS IN IRAN", and 2) Direct staff to send copies of the adopted resolution to Secretary of State Hillary Rodham Clinton, Congressman Bob Filner, Congresswoman Sheila Jackson Lee, Congressman Dana Rohrabacher, Congressman Howard Berman, Congressman Henry Waxman, Nassir Sharif, President of the California Society for Democracy in Iran and the office of the City's federal lobbyist.

3. PUBLIC HEARINGS:

3.A. A REQUEST TO CONSTRUCT A MIXED-USE HOTEL PROJECT INCLUDING A HEIGHT VARIANCE AND AMENDMENTS TO THE GENERAL PLAN AND ZONING MAP (8418-8432 SUNSET BOULEVARD) [A. MCINTOSH, J. KEHO, D. DEGRAZIA]:

The Council will consider a mixed-use hotel project known as Sunset Time. The project will include 149 hotel rooms, 40 residential condominium units, 5 affordable housing units and 35,456 square feet of commercial and entertainment space. On June 21, 2010 the City Council continued the item to the meeting of July 19, 2010. At the July 19, 2010 meeting the Council continued the public hearing to the August 16, 2010 meeting. At the August 16, 2010 meeting the Council continued the public hearing to the September 7, 2010 meeting.

RECOMMENDATIONS: Hold a public hearing, consider all pertinent testimony, approve the application request and adopt: 1) Resolution No. 10-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CERTIFYING THE FINAL EIR, ADOPTING A MITIGATION MONITORING PROGRAM, AND ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS IN CONJUNCTION WITH THE PROPOSED MIXED-USE DEVELOPMENT LOCATED AT 8418-8432 SUNSET BOULEVARD, 8477-8481 DE LONGPRE AVENUE, 1326 OLIVE DRIVE, AND 1310 OLIVE DRIVE, WEST HOLLYWOOD, CALIFORNIA" (ATTACHMENT A); 2) Resolution No. 10-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING GENERAL PLAN AMENDMENT 2010-001 IN CONJUNCTION WITH THE PROPOSED MIXED USE HOTEL DEVELOPMENT LOCATED AT 8418-8432 SUNSET BOULEVARD, 8477-8481 DE LONGPRE AVENUE, 1326 OLIVE DRIVE, AND 1310 OLIVE DRIVE, WEST HOLLYWOOD, CALIFORNIA" (ATTACHMENT B); 3) Introduce on first reading Ordinance No. 10-____, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING

ZONING MAP AMENDMENT 2010-001 IN CONJUNCTION WITH THE PROPOSED MIXED USE HOTEL DEVELOPMENT LOCATED AT 8418-8432 SUNSET BOULEVARD, 8477-8481 DE LONGPRE AVENUE, 1326 NORTH OLIVE DRIVE, AND 1310 NORTH OLIVE DRIVE, WEST HOLLYWOOD, CALIFORNIA” (ATTACHMENT C); 4) Introduce on first reading Ordinance No. 10-____, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING MAP AMENDMENT 2010-002, IN CONJUNCTION WITH PROPOSED DEVELOPMENT AGREEMENT 2007-001 FOR THE PROPERTY LOCATED AT 8418-8432 SUNSET BOULEVARD, 8477-8481 DE LONGPRE AVENUE, 1326 OLIVE DRIVE, AND 1310 OLIVE DRIVE, WEST HOLLYWOOD, CALIFORNIA” (ATTACHMENT D); 5) Introduce on first reading Ordinance No. 10-____, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING DEVELOPMENT AGREEMENT 2007-001 IN CONJUNCTION WITH THE PROPOSED MIXED-USE HOTEL DEVELOPMENT LOCATED AT 8418-8432 SUNSET BOULEVARD, 8477-8481 DE LONGPRE AVENUE, 1326 OLIVE DRIVE, AND 1310 OLIVE DRIVE, WEST HOLLYWOOD, CALIFORNIA” (ATTACHMENT E); 6) Resolution No. 10-____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING DEMOLITION PERMIT 2007-029, DEVELOPMENT PERMIT 2007-039, CONDITIONAL USE PERMIT 2007-004, VARIANCE 2007-005, SIGN PERMIT 2010-001 AND VESTING TENTATIVE TRACT MAP 2007-018 (MAJOR LAND DIVISION NO. 68727) FOR THE PROPOSED MIXED-USE HOTEL PROJECT AT 8418-8432 SUNSET BOULEVARD, 8477-8481 DE LONGPRE AVENUE, 1326 NORTH OLIVE DRIVE, AND 1310 NORTH OLIVE DRIVE, WEST HOLLYWOOD, CALIFORNIA.” (ATTACHMENT F)

3.B. APPEAL OF THE BUSINESS LICENSE COMMISSION’S DECISION TO PLACE CONDITIONS OF APPROVAL ON THE IRANIAN AMERICAN JEWISH CENTER’S PUBLIC EATING LICENSE 002806 [O. DELGADO, J. AUBEL]:

The City Council shall conduct a public hearing to consider an appeal by the Iranian American Jewish Center of the Business License Commission’s decision to place conditions of approval on Public Eating License 002806.

RECOMMENDATION: Adopt Resolution No. 10-____, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL BY THE IRANIAN AMERICAN JEWISH CENTER OF THE BUSINESS LICENSE COMMISSION’S DECISION TO PLACE CONDITIONS OF APPROVAL ON PUBLIC EATING LICENSE 002806.”

4. UNFINISHED BUSINESS:

4.A. SOCIAL SERVICES PROGRAM RECOMMENDATIONS 2010-2013 [S. BAXTER, D. DENNIS, D. GIUGNI]:

The City Council will consider staff and Human Services Commission recommendations for Social Services programs for the October 1, 2010-September 30, 2013 funding period.

RECOMMENDATION: Approve funding for social services programs as indicated on the attached chart, approve the social services contract attached, and authorize the City Manager to sign.

4.B. REPORT OF OUTDOOR SMOKING ORDINANCE TASK FORCE DELIBERATIONS [P. AREVALO, J. HUFFER, M. LOUIE]:

The City Council will receive a report on the deliberations of the Outdoor Smoking Ordinance Task Force and will provide direction to staff regarding the formation of an ordinance.

RECOMMENDATIONS: 1) Receive and file summary of Task Force deliberations; and 2) Discuss and provide staff with direction toward the formation of a draft ordinance and next steps.

5. NEW BUSINESS:

5.A. COMMISSION AND ADVISORY BOARD APPOINTMENTS [T. WEST, C. SCHAFFER]:

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

RECOMMENDATIONS: 1) Call for nominations for the at-large appointments for the following Advisory Boards: a. Russian Advisory Board: 1 at-large appointment, and b. Women's Advisory Board: 2 at-large appointments; and 2) Call for nominations for at-large appointments for the Project Advisory Committee: 2 at-large appointments.

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, September 20, 2010 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
September 20	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 4	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 18	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 25	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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**CITY COUNCIL
CITY OF WEST HOLLYWOOD
CLOSED SESSION AGENDA
TUESDAY, SEPTEMBER 7, 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. INITIATION OF LITIGATIONG.C. 54956.9(c)

One case

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