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(Article IV, Chapter 7, W.H.M.C.)**

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AND AT THE LIBRARY, 715 N. SAN VICENTE BLVD.**

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 attend (e.g., transportation) or 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) 848-6332 at least 48 hours prior to the meeting. For information on public transportation, call 1-800-COMMUTE or go to www.mta.net. The City TDD line for the hearing impaired is (323) 848-6496.

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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 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 6, 2005
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:00 P.M. - CLOSED SESSION: See attached Closed Session Agenda

6:30 P.M. – REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

REPORT OF CLOSED SESSION AGENDA:

APPROVAL OF AGENDA:

PRESENTATIONS:

1. **PUBLIC COMMENT:** This time has been set aside for members of the public to address the City Council on Consent Calendar items, other agenda items if the member of the public cannot be present later in the meeting at the time the item is heard by the Council and items of general interest within the subject matter jurisdiction of the Council. Although the City Council values your comments, pursuant to the Brown Act it generally cannot take any action on items not listed on the posted agenda. This comment period shall be limited to 20 minutes, with two minutes assigned for each speaker. Another period has been reserved for general public comment, later in the meeting, for those who could not be heard at this time. Testimony for public hearings will only be taken at the time of the hearing.

- 1.A. **PUBLIC COMMENTS ON CONSENT CALENDAR ITEMS WHICH HAVE NOT BEEN REMOVED FROM THE CONSENT CALENDAR:**

- 1.B. **PUBLIC COMMENTS, GENERAL INTEREST:**

COUNCILMEMBER COMMENTS: This portion of the meeting is set aside for general comments, announcements, requests of staff, and/or other issues of concern from members of the City Council.

CITY MANAGER'S REPORT: This time is set aside for the City Manager to update the Council on important items initiated by staff or previously requested by the City Council.

FISCAL IMPACT ON CONSENT CALENDAR:

2. **CONSENT CALENDAR:**

The following routine matters can be acted upon by one motion. Individual items may be removed by the Council for separate discussion. Items removed for separate discussion will be heard following New Business Items. The title is deemed to be read and further reading waived of any ordinance listed on the consent calendar for introduction or adoption.

- 2.A. **POSTING OF AGENDA:**

The agenda for the meeting of Tuesday, September 6, 2005 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, September 1, 2005.

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 15, 2005.

2.C. DEMAND REGISTER NO. 539, RESOLUTION NO. 05-3294:

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

RECOMMENDATION: Approve Demand Register No. 539 and adopt Resolution No. 05-3294, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 539."

2.D. TREASURER'S REPORT FOR JULY 2005:

The City Council will receive the Treasurer's Report for the month ended July 2005, 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 various Commissions on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.F. RESIGNATION OF BRADLY TORGAN FROM THE TRANSPORTATION COMMISSION:

The City Council will accept the resignation of Transportation Commissioner Bradly Torgan, effective August 18, 2005.

RECOMMENDATION: Accept with regret the resignation of Bradly Torgan from the Transportation Commission.

2.G. AMENDMENT TO AGREEMENT WITH QUALITY PARKING SERVICE, INC. FOR VALET PARKING SERVICES:

The City Council will consider approving an amendment to the current agreement with Quality Parking Service, Inc. for valet parking services.

RECOMMENDATIONS: 1) Approve rent increase to City for the use of West Hollywood Park on Friday and Saturday evenings to \$750.00 per month; 2) Approve a one-year extension to the existing agreement with Quality Parking Service, Inc. through September 30, 2006; 3) Authorize the City Manager to sign the amendment; and 4) Authorize the Director of Finance and Technology to increase budgeted revenues in account 100-0000-4706 by \$6,750.

2.H. AUTHORIZATION TO AMEND THE AGREEMENT WITH BERGMAN & DACY FOR SPECIALIZED LEGAL SERVICES:

The City Council will consider amending the agreement with Bergman & Dacy, Inc. for specialized legal services.

RECOMMENDATIONS: 1) Approve the agreement amendment with Bergman & Dacy for specialized legal services for an additional \$80,000 with a total contract amount not to exceed \$130,000; and 2) Authorize the City Manager to execute the amendment.

2.I. ARTS GRANTS GUIDELINES:

The Council will consider approving the grants guidelines for the 2005-2006 Arts Grants.

RECOMMENDATION: Approve grants criteria for the 2005-2006 Arts Grants programs.

2.J. RESOLUTION AUTHORIZING EXAMINATION OF SALES AND USE TAX RECORDS:

The City Council will consider adopting a resolution authorizing City officers and employees to receive access to sales and use tax records.

RECOMMENDATION: Adopt Resolution No. 05-3295, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE EXAMINATION OF SALES AND USE TAX RECORDS AND REPEALING RESOLUTION NO. 197."

2.K. NEIGHBORHOOD WATCH TRAINING ACADEMY UPDATE:

The City Council will receive an update on the establishment of a "Neighborhood Watch Training Academy" as directed at their May 16, 2005 City Council meeting.

RECOMMENDATION: Receive and file.

2.L. UPDATE AND VARIOUS ACTIONS CONCERNING THE INCLUSIONARY HOUSING PROGRAM WAIT LIST:

The City Council will receive a report in response to the recently opened wait lists for low- and moderate-income inclusionary housing and consider directing staff to amend a 1986 Resolution regarding eligibility requirements and priority factors.

RECOMMENDATIONS: 1) Receive the report on the response to the recently opened wait lists for low-and moderate-income inclusionary housing; and 2) Adopt the attached Resolution No. 05-3299 so as to reflect more accurately current needs, demographics, and market conditions in the following ways: a) Adjusting inclusionary program priority factors, b) Augmenting the types of assets to be disclosed by inclusionary program applicants, and c) Clarifying certain types of household income that would be considered.

2.M. RUSSIAN CULTURAL FESTIVAL:

The City Council will consider co-sponsorship of the Russian Advisory Board's Fifth Annual Russian Cultural Festival.

RECOMMENDATION: 1) Authorize the Director of Finance and Technology to appropriate \$20,000 from undesignated reserves in the General Fund, to the Recreation Division special events account for distribution; 2) Authorize the Director of Finance and Technology to increase the revenue and expenditure budget as needed to properly record sponsorships and donations; 3) Authorize the use of Plummer Park and its facilities at no cost; 4) Approve a beer and wine garden to be

operated by and for the benefit of a non profit; and 5) Waive permitted parking on Vista and Fuller Streets from 7pm to Midnight on event day.

2.N. A RESOLUTION IN SUPPORT OF AB 651, THE CALIFORNIA COMPASSIONATE CHOICES ACT:

The City Council will consider adopting a resolution in support of AB 651, the California Compassionate Choices Act.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3296, "A RESOLUTION IN SUPPORT OF AB 651, THE CALIFORNIA COMPASSIONATE CHOICES ACT"; and 2) Send copies of the resolution to Governor Arnold Schwarzenegger, State Senator Sheila James Kuehl, Assemblymembers Patty Berg, Paul Koretz, Lloyd Levine and League of California Cities.

2.O. A RESOLUTION IN SUPPORT OF REDUCING THE SIZE OF CALIFORNIA LEGISLATIVE DISTRICTS:

The City Council will consider adopting a resolution in support of reducing the size of California legislative districts.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3297, "A RESOLUTION IN SUPPORT OF REDUCING THE SIZE OF CALIFORNIA LEGISLATIVE DISTRICTS"; and 2) Send copies of the resolution to Governor Schwarzenegger, State Senator Sheila Kuehl, Assemblymember Paul Koretz, other appropriate legislators, the League of California Cities and California Contract Cities Association.

2.P. A RESOLUTION OPPOSING EDUCATIONAL REFORM IN THE LOS ANGELES UNIFIED SCHOOL DISTRICT (LAUSD) THAT REDIRECTS REPRESENTATION IN THE LAUSD GOVERNING BOARD:

The City Council will consider adopting a resolution opposing educational reform in the Los Angeles Unified School District (LAUSD) that redirects representation in the LAUSD governing board.

RECOMMENDATIONS: 1) Adopt Resolution No. 05-3298, "A RESOLUTION OF THE CITY COUNCIL OPPOSING EDUCATIONAL REFORM IN THE LOS ANGELES UNIFIED SCHOOL DISTRICT (LAUSD) THAT REDIRECTS REPRESENTATION IN THE LAUSD GOVERNING BOARD"; and 2) Direct staff to send copies of signed resolution to the Mayor of the City of Los Angeles, LAUSD Superintendent Roy Romer, LA County Supervisor Zev Yaroslavsky, appropriate members of the LA City Council, school district officials, and the California Contract Cities Association.

2.Q. CONTRACT RENEWAL WITH JEWISH FAMILY SERVICES:

The City Council will consider renewing the contract with Jewish Family Services for reception area services at the Community Center at Plummer Park.

RECOMMENDATION: Approve a two-year contract from 07/01/05 – 06/30/07 with Jewish Family Services in the amount of \$140,000 (\$70,000

annually) for reception area services at the Community Center at Plummer Park and authorize the City Manager to sign the agreement.

THE CITY COUNCIL WILL RECESS AND RECONVENE AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: (see attached Community Development Commission Agenda)

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION WILL RECESS AND RECONVENE AS THE CITY COUNCIL:

3. PUBLIC HEARINGS:

3.A. APPEAL OF CONDITIONS ADDED BY PLANNING COMMISSION TO CBB-004-004:

The City Council will consider an appeal by Regency Outdoor Advertising regarding the Planning Commission's resolution 05-607 modifying the conditions of approval of CBB-004-004.

RECOMMENDATIONS: Deny the appeal and uphold the action of the Planning Commission by approving Resolution No. 05-_____.

4. UNFINISHED BUSINESS:

4.A. COMMISSION AND ADVISORY BOARD APPOINTMENTS:

Councilmember Prang will consider making direct appointments to City Commissions.

RECOMMENDATION: Make direct, new appointments to the following Commissions: 1) Councilmember Prang - Arts and Cultural Affairs Commission; 2) Councilmember Prang - Public Facilities Commission; and 3) Councilmember Prang - Transportation Commission.

4.B. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE CHANGE NOVEMBER 2005:

The City Council will consider revising the City Council Regular Meeting Schedule for November.

RECOMMENDATION: Discuss canceling or rescheduling the meeting of November 21, 2005.

5. NEW BUSINESS:

5.A. CONDUCT FEASIBILITY ANALYSIS FOR A CULTURAL CENTER:

The City Council will discuss a feasibility study to determine whether a market exists for a municipal cultural center.

RECOMMENDATIONS: 1) Direct the Economic Development Department to work with the Arts and Cultural Affairs Commission to identify a consultant to conduct a feasibility study to determine whether a market exists for a municipal cultural facility in West Hollywood; and 2) Direct the

Economic Development Department to return to the City Council in ninety days with their recommendation.

5.B. EVALUATION OF POTENTIAL COMMUNITY-SERVING COMPONENTS FOR PROJECTS BEING DEVELOPED IN THE REDEVELOPMENT AREA:

The City Council will consider giving direction to staff and the Redevelopment Project Advisory Committee to study and evaluate potential community-serving components for projects being developed in the Redevelopment Area.

RECOMMENDATIONS: 1) Direct the Rent Stabilization and Housing Department and the Human Services Department to work with the Project Advisory Committee to study and evaluate potential community-serving components for projects being developed in the Redevelopment Area; and 2) Direct staff to return to the City Council within 90 days with their evaluation.

5.C. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ENCOURAGING AND SUPPORTING PARTICIPATION BY THE WEST HOLLYWOOD COMMUNITY IN EFFORTS TO ADDRESS THE INTERNATIONAL AIDS CRISIS:

The City Council will consider adopting a resolution encouraging and supporting participation by West Hollywood residents, businesses, city employees and organizations in efforts to address the international AIDS crisis.

RECOMMENDATIONS: 1) Adopt Resolution No. _____; "A RESOLUTION OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD ENCOURAGING AND SUPPORTING PARTICIPATION BY THE WEST HOLLYWOOD COMMUNITY IN EFFORTS TO ADDRESS THE INTERNATIONAL AIDS CRISIS"; 2) Send copies of Resolution No. _____ to: U.S. Congressman Henry Waxman, U.S. Senators Boxer and Feinstein, City Lobbyist Helyne Meschar, L.A. Mayor Antonio Villaraigosa, and local, state and federal AIDS organizations and non-profit agencies; and 3) Direct staff to incorporate the directives of the staff report as part of the work plan.

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. COMPENSATION ADJUSTMENT FOR COUNCIL MEMBERS:

The City Council will consider amending the West Hollywood Municipal Code to raise Councilmember compensation and further provide for a flat monthly expense reimbursement.

RECOMMENDATION: Introduce for first reading Ordinance No. 05-_____,
"AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADJUSTING COUNCIL COMPENSATION FOR CITY COUNCILMEMBERS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

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 19, 2005 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
September 19	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
October 3			Meeting cancelled due to lack of quorum	
October 17	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
November 7	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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**CITY OF WEST HOLLYWOOD
COMMUNITY DEVELOPMENT COMMISSION
AGENDA
TUESDAY, SEPTEMBER 6, 2005**

6:30 P.M.

**WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

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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 Community Development Commission on items of general interest within the subject matter jurisdiction of the Commission. Although the Commission values your comments, pursuant to the Brown Act it generally cannot take any action on items not listed on the posted agenda. Two minutes are assigned for each speaker.

5. CONSENT CALENDAR:

5.A. APPROVAL OF MINUTES:

The Community Development Commission is requested to approve the minutes of prior Community Development Commission meetings.

RECOMMENDATION: Approve the minutes of the meeting on August 15, 2005.

5.B. REQUEST FOR QUALIFICATIONS FOR DEVELOPERS – UPDATE ON DISTRIBUTION FOR SANTA MONICA/LA BREA:

The Community Development Commission will consider directing staff to distribute the Request for Qualifications for the north east corner of Santa Monica Boulevard and La Brea Avenue to interested developers who have

the capability of developing mixed-use projects in urban settings as well as to owner-participants as required by law.

RECOMMENDATION: Direct staff to distribute the Request for Qualifications (RFQ's) for the north east corner of Santa Monica Boulevard and La Brea Avenue to interested developers who have the capability of developing mixed-use projects in urban settings as well as to owner-participants as required by law.

6. **PUBLIC HEARING:** None
7. **UNFINISHED BUSINESS:** None.
8. **NEW BUSINESS:** None
9. **COMMUNITY DEVELOPMENT COMMISSIONER 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 Community Development Commission.
10. **ADJOURNMENT:**

**CITY COUNCIL
CITY OF WEST HOLLYWOOD**

CLOSED SESSION AGENDA

TUESDAY, SEPTEMBER 6, 2005

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

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

City of West Hollywood v. Allegra Allison, Los Angeles Superior Court

Case No. 05U00489

City of West Hollywood v. Elias Shokrian, et al Los Angeles Superior Court

Case No. 05C01178

MTS, Inc. v. City of West Hollywood, Los Angeles Superior Court

Case No. BS097319
