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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, JUNE 5, 2006
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:00 P.M. – REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

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 Monday, June 5, 2006 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, June 1, 2006.

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 May 15, 2006.

2.C. DEMAND REGISTER NO. 555, RESOLUTION NO. 06-3416:

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

RECOMMENDATION: Approve Demand Register No. 555 and adopt Resolution No. 06-3416, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 555."

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 Zoe O'Shaughnessy, Chad Waterhouse, Christopher Flori, Jake Kennedy, Valentina Kupersmidt and Andrew Wilson and refer to the City's claims adjuster.

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. IMPLEMENTATION OF DISTRICT 11 PREFERENTIAL PARKING REGULATIONS ON 600 BLOCK OF CROFT AVENUE:

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 Croft Avenue.

RECOMMENDATION: Introduce for first reading Ordinance No. 06-735, "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 CROFT AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE. "

2.G. AUTHORIZATION TO AMEND A PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING FOR CONSTRUCTION INSPECTION SERVICES AND PROJECT MANAGEMENT SERVICES:

This item requests that the City Council authorize an amendment to the professional service agreement with RBF Consulting to extend the contract term and to increase the budget for construction inspection and project management services.

RECOMMENDATION: Approve Amendment No. 1 to the professional services Agreement in an amount not to exceed \$62,770 with RBF Consulting and authorize the City Manager to sign the Agreement.

2.H. DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2006-2007 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2005-06 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE:

The City Council will consider adopting a resolution determining and imposing a street maintenance assessment within the 1996 Street Maintenance Assessment District for Fiscal Year 2006-2007. The assessment rate is unchanged from 2005-2006.

RECOMMENDATION: Adopt Resolution No. 06-3417, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2006-2007 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2006-2007 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE."

2.I. PROPOSITION A DISCRETIONARY INCENTIVE GRANT PROGRAM MEMORANDUM OF UNDERSTANDINGS WITH THE METROPOLITAN TRANSIT AUTHORITY (LACMTA) FOR THE COORDINATED TAXI SUBSIDY PROGRAM AND DIAL A RIDE SERVICE:

The City Council will consider the approval of two five year agreements with the LACMTA for reimbursement of the net operating expenses for the Coordinated Taxi Subsidy program and the Coordinated Dial A Ride service.

RECOMMENDATIONS: 1) Authorize the City Manager to execute MOU # MOU.PA07WHW1 with the Los Angeles County Metropolitan Transit Authority (LACMTA) for a Proposition A Incentive Grant to coordinate Taxi Subsidy Program for the period of July 1, 2006 through June 30, 2011; and 2) Authorize the City Manager to execute MOU # MOU.PA07WHW2 with the Los Angeles County Metropolitan Transit Authority (LACMTA) for a Proposition A Incentive Grant to coordinate Dial A Ride services for the period of July 1, 2006 through June 30, 2011.

2.J. APPROVAL OF AN MOU AGREEMENT WITH LOS ANGELES COUNTY METROPOLITAN TRANSIT AUTHORITY (LACMTA) RELATED TO PROPOSITION A FUNDS AND THE CITYLINE TRANSIT SERVICES PROGRAM:

The City Council will consider the approval of a one year agreement with the LACMTA for reimbursement of the collection and reporting of National Transit Database (NTD) statistics for the CityLine transit services program.

RECOMMENDATIONS: 1) Authorize the City Manager to execute an MOU agreement with the Los Angeles County Metropolitan Transit Authority (LACMTA) for a Proposition A Incentive Grant for the NTD reporting; and 2) Authorize the Director of Finance to increase budgeted revenues in the Prop A Fund, Account No. 218-0000-5011 by \$32,551.

2.K. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF CUDAHY AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS:

RECOMMENDATIONS: 1) Approve a Prop A fund trade agreement with the City of Cudahy for \$156,950 West Hollywood General Funds in exchange for \$215,000 City of Cudahy Prop A Funds; 2) Authorize the Director of Finance to allocate \$27,891 from the unallocated reserves in

the general fund and to increase budgeted general fund expenditures, Account No. 100-3-08-83-531016; 3) Authorize the Director of Finance to increase budgeted revenues in the Prop A Fund, Account No. 203-421001 by \$30,630; and 4) Authorize the City Manager to execute the agreement.

2.L. AWARD OF CONSTRUCTION CONTRACT FOR CIP 0602, CONCRETE REPAIR PROGRAM:

The City Council will consider awarding a construction contract for the Concrete Repair Program, CIP 0602.

RECOMMENDATIONS: 1) Accept the bid dated May 23, 2006, submitted by Civil Works Corporation; 2) Authorize the City Manager to enter into a contract with Civil Works Corporation in the amount of \$444,090.00 for the construction of CIP 0602, Concrete Repair Program 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 CONTRACT FOR RETROFIT OF STORM DRAIN CATCH BASINS:

The City Council will consider approval of a contract with a vendor to furnish and install catch basin retrofit devices for preventing entry of trash into the storm drain system.

RECOMMENDATIONS: 1) Approve a contract with G2 Construction in an amount not to exceed \$75,350 for fabrication and installation of "Ocean-Pro Debris Gate" devices at 32 catch basin locations; and authorize the City Manager to execute the contract.

2.N. FY 2005-06 THIRD QUARTER REPORT ON SERVICE AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:

The City Council will receive the Third Quarter Report of the West Hollywood Community Housing Corporation (WHCHC) for Fiscal Year 2005-06.

RECOMMENDATION: Receive and file the FY 2005-06 Third Quarter Report of the West Hollywood Community Housing Corporation.

2.O. AWARD OF A CONSTRUCTION CONTRACT FOR THE LA BREA AVENUE STREET IMPROVEMENT PROJECT, CIP 0601:

The City Council will consider approval of a construction contract for rehabilitation of roadway pavement and installation of a flashing beacon pedestrian warning device on La Brea Avenue.

RECOMMENDATIONS: 1) Accept the bid dated May 9, 2006, submitted by Palp Inc. dba Excel Paving Company; 2) Authorize the City Manager to enter into a contract with Palp Inc. dba Excel Paving Company, in the amount of \$585,735 for the construction of CIP 0601, the La Brea Avenue Street Improvement Project; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 10% of the contract amount.

2.P. CO-SPONSORSHIP OF THE THIRD ANNUAL BEVERLY HILLS INTERNATIONAL MUSIC FESTIVAL:

The City Council will consider co-sponsorship of the Third Annual Beverly Hills International Music Festival that will celebrate a West Hollywood Night featuring music of Hollywood composers on August 11, 2006.

RECOMMENDATION: Adopt Resolution No. 06-3418, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS CO-SPONSORSHIP OF THE THIRD ANNUAL BEVERLY HILLS INTERNATIONAL MUSIC FESTIVAL" that will celebrate a West Hollywood Night featuring music of Hollywood composers on August 11, 2006.

2.Q. A RESOLUTION IN SUPPORT OF AB 2210 (GOLDBERG), A BILL THAT WOULD PROTECT CONSUMERS AND ENABLE LAW ENFORCEMENT TO EFFECTIVELY COMBAT RAMPANT ILLEGAL BEHAVIOR BY PREDATORY TOWING COMPANIES:

The City Council will consider a resolution in support of Assembly Bill 2210, a bill that would protect consumers and enable law enforcement to effectively combat rampant illegal behavior by predatory towing companies in California.

RECOMMENDATION: Adopt Resolution No. 06-3419, "A RESOLUTION IN SUPPORT OF AB 2210 (GOLDBERG), A BILL THAT WOULD PROTECT CONSUMERS AND ENABLE LAW ENFORCEMENT TO EFFECTIVELY COMBAT RAMPANT ILLEGAL BEHAVIOR BY PREDATORY TOWING COMPANIES."

2.R. A RESOLUTION IN SUPPORT OF AB 2521 (JONES), A BILL THAT WOULD CLOSE THE LOOPHOLE THAT ALLOWS GUNS TO BE SHIPPED TO CALIFORNIA AND SOLD WITHOUT VERIFICATION:

The City Council will consider support for Assembly Bill 2521, a bill that closes a dangerous loophole that allows guns to be shipped into California and sold without any way of verifying that the recipient is a Federal Firearms Licensee authorized to receive guns.

RECOMMENDATION: Adopt Resolution No. 06-3420, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 2521 (JONES), A BILL THAT WOULD CLOSE THE LOOPHOLE THAT ALLOWS GUNS TO BE SHIPPED TO CALIFORNIA AND SOLD WITHOUT VERIFICATION".

2.S. RECEIVE THE PRELIMINARY 2006-2008 OPERATING BUDGET AND FIVE YEAR CAPITAL WORK PLAN:

The City Council will receive the preliminary City of West Hollywood Operating Budget for Fiscal Years 2006-8 and Capital Workplan for Fiscal Years 2006-2011, which will be brought back for public comment and Council adoption at the June 19, 2006 meeting.

RECOMMENDATION: Receive and file.

3. PUBLIC HEARINGS:

3.A. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT:

The City Council will conduct a public hearing and consider adopting a resolution renewing the Sunset Strip Business Improvement District assessment for fiscal year 2006-2007 and approving an agreement with the Sunset Strip Business Improvement District to administer the work program for fiscal year 2006-2007.

RECOMMENDATIONS: 1) Adopt Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; and 2) Approve an agreement between the City and the Sunset Strip Business Association to administer the 2006-2007 Sunset Strip Business Improvement District work program; and, authorize the City Manager to sign the agreement.

3.B. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE):

The City Council will conduct a public hearing and consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for 2006-2007 and approve an Addendum to the previously-contracted agreement for services with the West Hollywood Convention Center and Visitors Bureau to administer the program of work.

RECOMMENDATIONS: 1) Adopt Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD AND LEVYING A CHARGE (ASSESSMENT) IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT (HOTEL MARKETING BENEFIT ZONE) FOR FISCAL YEAR 2006-2007;" and 2) Approve an Addendum to the agreement for Services between the City and the West Hollywood Convention Center and Visitors Bureau to administer the 2006-07 Hotel Marketing Benefit Zone work program; and authorize the City Manager to sign the agreement.

3.C. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:

The City Council will conduct a public hearing and consider adopting a resolution to renew the Avenue of Arts and Design Business Improvement District assessment for fiscal year 2006-2007 and approving an agreement

with the West Hollywood Convention and Visitors Bureau to administer the program.

RECOMMENDATIONS: 1) Adopt Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 3) Approve an Agreement for Services between the City and the West Hollywood Convention and Visitors Bureau to administer the 2006-2007 Avenues of Art and Design BID work program; and authorize the City Manager to sign the agreement.

3.D. A RESOLUTION CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE:

The City Council will conduct a public hearing and consider adopting a resolution confirming a diagram and the levy of assessments for the Santa Monica Boulevard Maintenance District for fiscal year 2006-2007.

RECOMMENDATION: 1) Adopt Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE."

3.E. ASSESSMENT OF DELINQUENT SOLID WASTE FEES OWED TO ATHENS SERVICES ONTO THE PROPERTY TAX BILL OF DELINQUENT ACCOUNT HOLDERS:

The City Council shall decide whether or not to request the County Auditor to assess the property tax bills of delinquent solid waste account holders.

RECOMMENDATION: Authorize the Director of Finance to submit the required information to the County Auditor of Los Angeles County for the purpose of assessing the delinquent solid waste amount, plus a \$120.00 per parcel administrative fee, onto the property tax bills of the delinquent account holders.

3.F. REVIEW OF THE CITY SOLID WASTE AND RECYCLABLE COLLECTION AND DISPOSAL SERVICE FEE FOR FISCAL YEAR 2006-07:

The City Council will consider approving the Solid Waste and Recyclable Material Collection and Disposal Service Fee rates for FY 06-07.

RECOMMENDATIONS: 1) Make a finding that there is no majority protest by property owners within the assessment area; and 2) Approve Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE LEVYING OF AN ANNUAL ASSESSMENT FOR SOLID WASTE AND RECYCLING SERVICES FOR FISCAL YEAR 2006-07 PURSUANT TO TITLE 15, CHAPTER 48 OF THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE."

3.G. REVIEW OF THE CITY SEWER SERVICE CHARGE FOR FISCAL YEAR 2006-07:

The City Council will consider approving the City Sewer Service Charge rates for the FY 06-07 program.

RECOMMENDATIONS: 1) Make a finding that there is no majority protest by property owners within the assessment area; 2) Introduce for first reading Ordinance No. 06-____, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SEWER SERVICE CHARGE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

4. UNFINISHED BUSINESS:

4.A. None.

5. NEW BUSINESS:

5.A. PREDEVELOPMENT LOAN AGREEMENT WITH WEST HOLLYWOOD COMMUNITY DEVELOPMENT CORPORATION FOR MIXED-USE AFFORDABLE HOUSING DEVELOPMENT AT SANTA MONICA BOULEVARD AND SIERRA BONITA AVENUE:

City Council will consider a Predevelopment Loan in the amount of \$650,000, with the West Hollywood Community Housing Corporation (WHCHC) to allow predevelopment activities to proceed for the development of a mixed-use, 43-unit affordable housing project targeted primarily to very-low income, disabled households on City-owned property at the southeast corner of Santa Monica Boulevard and Sierra Bonita Avenue.

RECOMMENDATIONS: 1) Adopt Resolution No. 06-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE CITY MANAGER TO EXECUTE A PREDEVELOPMENT LOAN AGREEMENT IN THE AMOUNT OF \$650,000 TO ALLOW PREDEVELOPMENT ACTIVITIES FOR A MIXED-USE AFFORDABLE HOUSING PROJECT"; 2) Designate that this project, as an affordable housing development, be exempt from all normal City-imposed developer fees.

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 a special Closed Session meeting, which will be on Saturday, June 17, 2006 at 11:00 A.M. at West Hollywood City Hall, 8300 Santa Monica Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
June 17	Saturday	11:00 AM	Closed Session Employee Eval.	City Hall 3 rd fl. Library
June 19	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
July 3	CANCELLED	-	-	-
July 17	RESCHEDULED TO JULY 24	-	-	-
July 24	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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