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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, NOVEMBER 7, 2011
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD
6:30 P.M. – REGULAR MEETING**

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

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:

SUBJECT: The agenda for the regular meeting of Monday, November 7, 2011 was posted on Thursday, November 3, 2011 at City Hall, Plummer Park, the West Hollywood Sheriff's Station and the West Hollywood Library.

RECOMMENDATION: Receive and file.

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of prior Council meetings.

RECOMMENDATION: Approve the minutes of October 17, 2011.

2.C. DEMAND REGISTER NO. 685, RESOLUTION NO. 11-4240:

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

RECOMMENDATION: Approve Demand Register No. 685 and adopt Resolution No. 11-4240, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 685."

2.D. CLAIMS ADMINISTRATION:

SUBJECT: The City Council is asked to deny Claims filed against the City, as a routine administrative step in claims processing.

RECOMMENDATION: Deny the claim of Jeffrey Calhoun and refer to the City's claims adjuster for action.

2.E. TREASURER'S REPORT FOR JULY 2011 [A. GANDHY, G. SCHUCHARD]:

SUBJECT: The City Council will receive the Treasurer's Report for the month ended July 2011 pursuant to Section 53646 of the Government Code of the State of California.

RECOMMENDATION: Receive and file.

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive reports from the Disabilities Advisory Board, Public Facilities Commission, Public Safety Commission, Senior Advisory Board, Transgender Advisory Board, Transportation Commission, and the Women's Advisory Board, on actions taken at their recent meetings.

RECOMMENDATION: Receive and file.

2.G. END OF CALIFORNIA'S LEGISLATIVE YEAR REPORT AND UPDATE ON FEDERAL LEGISLATION OF INTEREST TO THE CITY [P. AREVALO, H. MOLINA]:

SUBJECT: The City Council will receive an update report on bills in which the City Council or the City Manager communicated on behalf of the City with public officials in the California Legislature and U.S. Congress in 2010/2011.

RECOMMENDATION: Receive and File.

2.H. AMENDMENT TO CONCESSION AGREEMENT WITH COAST PARKING, INC. FOR VALET PARKING SERVICES [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider an amendment to the concession agreement with Coast Parking, Inc. for valet parking services.

RECOMMENDATIONS: 1) Extend the term of the concession agreement by one (1) year, through June 30, 2012 with an option to extend the

agreement by one (1) additional year; 2) Amend the scope of services to remove West Hollywood Park and add the El Tovar lot with a monthly rent paid to the City of \$1,000 for use on Friday and Saturday nights only from 6 p.m. to closing; 3) Incorporate clean up language in the scope of services to reflect that maximum valet rates are in accordance with the amount listed in the Department of Public Works Schedule of Fees and Charges rather than a specific amount; and 4) Authorize the City Manager to sign the amendment.

2.I. ARTS AND CULTURAL AFFAIRS COMMISSION 2012 ARTS GRANT PROGRAM ANNUAL AWARDS [P. AREVALO, J. HUFFER, A. CAMPBELL]:

SUBJECT: The Council will consider the Arts and Cultural Affairs Commission recommendations to award annual Arts Grant Program grants to 15 arts organizations in accordance with guidelines previously adopted by City Council.

RECOMMENDATIONS: 1) Approve recommendations of the Arts and Cultural Affairs Commission to award 2012 annual Arts Grant Program grants and technical assistance totaling \$65,441 as outlined in Exhibit A; and 2) Approve the use of the West Hollywood Library Public Meeting Room (Council Chambers) for specific performances and presentations by grantees in fulfillment of their Art Grant projects as indicated in Exhibit A.

2.J. RE-PROGRAMMING SAVINGS FOR SOCIAL SERVICES PROGRAM INCREASES [S. BAXTER, D. DENNIS]:

SUBJECT: The City Council will consider staff and Human Services Commission recommendations for increases to social services programs to meet growing demand in the community for food and nutrition services and to provide services for the Russian immigrant community, using savings returned to the City from previous year's contracts and un-allocated funds.

RECOMMENDATIONS: 1) Approve a contract amendment for \$32,152 with Jewish Family Service, SOVA Community Food and Resource Program, for an additional 1,560 visits to the pantry, and authorize the City Manager to sign the amendment; and 2) Approve a contract amendment for \$39,310 with Jewish Family Service, home-delivered meals program, for an additional 6,595 home-delivered meals for Seniors and people living with disabilities, and authorize the City Manager to sign the amendment; and 3) Approve a contract amendment for \$30,000 with Jewish Family Service, Comprehensive Services Center for a part-time social worker to provide concrete services, advocacy, case management and counseling for West Hollywood community members who accessed services at the Russian Community Center, and authorize the City Manager to sign the amendment; and 4) Authorize the Director of Finance to allocate \$35,000 from undesignated reserves in the general fund and increase the budgeted expenditures by \$35,000 in account number 100-3-

05-53-536023. These funds were returned to the City in FY 10 by agencies whose contracts were not completely expended.

2.K. REQUEST FOR PROPOSAL FOR SUBSTANCE ABUSE TREATMENT SERVICES [S. BAXTER, D. GIUGNI]:

SUBJECT: The City Council will consider a recommendation to release a Request for Proposal to current social services providers for provision of substance abuse treatment services using funds previously allocated to Rainbow Bridge Community Services, which terminated its contract with the City effective 12/31/10 and is no longer in existence.

RECOMMENDATION: Release a Request for Proposal to current contract service providers for the provision of substance abuse treatment services for members of the West Hollywood community expending \$60,051 in funds previously allocated to Rainbow Bridge Community Services.

2.L. CHANGES TO THE RENT STABILIZATION ORDINANCE IN RESPONSE TO THE ADOPTION OF SENATE BILL (SB) 332 PADILLA [J. DURAN, H. MOLINA, J. D'AMICO, M. REX]:

SUBJECT: The item asks the City Council to consider directing the City Attorney to draft language amending the Rent Stabilization Ordinance (RSO) to clarify that the newly adopted law (SB 332) does not grant landlords the ability to evict existing tenants in West Hollywood who smoke in their units.

RECOMMENDATIONS: 1) Direct the City Attorney to draft language aimed at making some changes to the RSO so that it clearly states that landlords cannot use the newly enacted law, SB 332 (Padilla), for the purpose of changing the terms of tenancy; and 2) City Attorney to come back to City Council with draft language on December 5, 2011 session.

2.M. RESCINDING RESOLUTION NO. 10-3995, REGARDING ARIZONA'S ANTI-IMMIGRATION LAW [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider adopting a resolution to rescind City Council Resolution 10-3995, denouncing Arizona's anti-immigration law and suspending official City travel to the State of Arizona.

RECOMMENDATION: 1) Adopt Resolution No. 11-4241, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RESCINDING RESOLUTION NO. 10-3995."

2.N. USE OF CITY FACILITIES BY THE WEST HOLLYWOOD LIBRARY FUND BOARD [P. AREVALO, J. HUFFER]:

SUBJECT: The City Council will consider approving the use of the West Hollywood Park and Library Complex on Thursday, November 17, 2011 for a special event sponsored by the West Hollywood Library Fund Board celebrating the book launch of A Perfect Haze: The Illustrated History of the Monterey International Pop Festival and announcement of Library Capital Campaign contribution.

RECOMMENDATIONS: 1) Approve use of the City Council Chambers and Auto Court for the event scheduled from 6:30 pm – 9:30 pm on November 17, 2011; 2) Authorize staff to work with the West Hollywood Library Fund Board, event producers and the County Library to stage the event at the Library; 3) Allow the service of alcoholic beverages as part of the event on City-owned property; 4) Waive all City-related fees for the event including but not limited to special event fees, facility use fees and parking fees for event attendees; and 5) Authorize the City Manager to approve final event concept.

2.O. TOY BOX HOLIDAY CHARITY FUNDRAISER SPONSORSHIP [J. PRANG, M. HAIBACH, A. LAND, C. PLANCK]:

SUBJECT: The City Council will consider co-sponsorship of the 16th Annual Toy Box Party, hosted by Frontiers IN LA, Micky's, Eleven Nightclub, Revolver and Trunks. Toys will be distributed for free to families affected by HIV/AIDS. This is the 16th annual community centered grass roots event and the fifth in a row held in the heart of West Hollywood, on Sunday, December 11, 2011.

RECOMMENDATIONS: 1) Authorize co-sponsorship of the Toy Box Party, which includes: a) Authorize the use and closure of Larrabee Street between Santa Monica Boulevard and Cynthia Street between 12 p.m. – 9 p.m. Sunday, December 11th as outlined in Exhibit A for the 2011 Toy Box Party; and b) Authorize the waiver of all applicable City of West Hollywood Special Event Permit and Encroachment Fees, and additionally direct City Recreation Services Staff to coordinate street closure, event set up and tear down with event organizers.

2.P. ROCKSTAR MUSIC EDUCATION EVENT CO-SPONSORSHIP [J. PRANG, M. HAIBACH, A. LAND, C. PLANCK]:

SUBJECT: The City Council will consider co-sponsorship of the Winter Rockfest 2012 by RockSTAR, an elementary school music education program, on February 4, 2012 in the City of West Hollywood at The Roxy, The Whisky, and The Key Club. RockSTAR will bring together over 150 elementary school student bands (including several elementary schools from West Hollywood), involving over 150 families, many of whom are low-income, to perform at one of the West Hollywood's legendary rock 'n roll venues.

RECOMMENDATIONS: 1) Authorize co-sponsorship of the RockSTAR's Winter Rockfest 2012, which includes authorization to use the City logo in all promotional materials as a co-sponsor; as well as authorizing the City's PIO to assist in the promotion of the event.

2.Q. SUPPORT OF TRANSGENDER DAY OF REMEMBRANCE [K. COOK, B. SMITH, D. ESCOBEDO]:

SUBJECT: The City Council will consider supporting the Transgender Day of Remembrance to be held on November 20, 2011; co-sponsored by the West Hollywood Transgender Advisory Board.

RECOMMENDATIONS: 1) Direct staff to work with the West Hollywood Transgender Advisory Board to support the Day of Remembrance ceremony to be held on November 20, 2011; 2) Approve a rolling street closure on Santa Monica Boulevard between Martel Avenue and Crescent Heights Boulevard on Sunday, November 20, 2011 from approximately 2:30 PM to 3:30 PM to accommodate a march in honor of Day of Remembrance; 3) Approve a street closure on Crescent Heights Boulevard between Santa Monica Boulevard and Norton Avenue on Sunday, November 20, 2011 from 1 PM to 5 PM to accommodate a ceremony in honor of Day of Remembrance; and 4) Waive special event permit fees of \$800.

2.R. PROCLAIM DECEMBER 1, 2011 AS “WORLD AIDS DAY” AND APPROVE CITY PARTICIPATION IN RELATED EVENTS AND SPONSORSHIP OF “THEY WERE AMONG US” [J. DURAN, H. MOLINA, D. GIUGNI]:

SUBJECT: The City Council will consider adopting a resolution proclaiming December 1, 2011 as World AIDS Day and approve City participation in related events and sponsorship of “They Were Among Us”, a commemorative event of the ONE Archives.

RECOMMENDATIONS: 1) Adopt Resolution 11-4242, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROCLAIMING DECEMBER 1, 2011 AS WORLD AIDS DAY.”; and 2) Direct staff to work with HIV/AIDS organizations and providers to assist in organizing the annual recognition program including an educational component and approve sponsorship of “They Were Among Us”, reflection on 30 years of the AIDS epidemic.

2.S. ARTS AND CULTURAL PROGRAMMING AT THE NEW WEST HOLLYWOOD LIBRARY [P. AREVALO, J. HUFFER, A. CAMPBELL]:

SUBJECT: The City Council will consider authorizing the use of the West Hollywood Library Public Meeting Room (Council Chambers) for arts and culture performances.

RECOMMENDATION: 1) Approve the use of the West Hollywood Library Public Meeting Room (Council Chambers) for arts and culture performances and presentations as recommended by the Arts and Cultural Affairs Commission.

3. PUBLIC HEARINGS:

3.A. APPEAL OF THE PLANNING COMMISSION’S APPROVAL TO CONSTRUCT A PARKING STRUCTURE AND ISSUE A CONDITIONAL USE PERMIT TO AN EXISTING NON-CONFORMING RELIGIOUS

FACILITY LOCATED AT 1317 CRESCENT HEIGHTS BOULEVARD. [A. MCINTOSH, J. KEHO, A. GALLO]:

SUBJECT: The City Council will hold a public hearing to consider an appeal filed by Jerry Ptashkin, neighboring residential property owner, and Abdy Khorramian, project applicant, regarding the Planning Commission's decision to approve the construction of a 101-space parking structure to replace the existing on-site 51-space surface parking lot and issue a conditional use permit to an existing non-conforming use located at 1317 Crescent Heights Boulevard.

RECOMMENDATIONS: Staff recommends that the City Council hold a public hearing, consider all pertinent testimony, deny the appeal, and conditionally approve the project by adopting the following: 1) Resolution No. CC 11-4243: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEALS OF JERRY PTASHKIN, AND ABDY KHORRAMIAN AND CONDITIONALLY APPROVING DEVELOPMENT PERMIT 2010-004, TO CONSTRUCT A PARKING STRUCTURE, AND MAJOR CONDITIONAL USE PERMIT 2010-001 TO BRING A NON-CONFORMING RELIGIOUS FACILITY INTO CONFORMANCE, FOR THE PROPERTY LOCATED AT 1317 N. CRESCENT HEIGHTS BOULEVARD, WEST HOLLYWOOD, CALIFORNIA. (IRANIAN AMERICAN JEWISH CENTER)."

4. UNFINISHED BUSINESS: None

5. NEW BUSINESS:

5.A. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2012 AND SCHEDULING DATES FOR ELECTION AND INSTALLATION OF NEW MAYOR AND MAYOR PRO TEMPORE FOR 2012 [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider approving the City Council Regular Meeting Schedule for Calendar Year 2012, canceling or rescheduling several meetings throughout the year that conflict with holidays, and scheduling the dates for the election and installation of the new Mayor and Mayor Pro Tempore in 2012.

RECOMMENDATIONS: 1) Consider cancelling the meeting of January 2, 2012; 2) Reschedule the meeting of January 16, 2012 to January 17, 2012; 3) Reschedule the meeting of February 20, 2012 to February 21, 2012; 4) Reschedule the meeting of September 3, 2012 to September 4, 2012; 5) Schedule the election of the new Mayor and Mayor Pro Tempore for March 19, 2012; 6) Schedule the installation of the new Mayor and Mayor Pro Tempore for April 16, 2012; and 7) Approve the City Council Regular Meeting Schedule for Calendar Year 2012.

5.B. COMMISSION, ADVISORY BOARD, AND PROJECT ADVISORY COMMITTEE APPOINTMENTS AND RE-APPOINTMENTS [C. SCHAFFER]:

SUBJECT: The City Council will consider making direct and at-large appointments to City Commissions, Advisory Boards, and Committees.

RECOMMENDATION: 1) Make direct appointments/reappointments to City Commissions: a. **Mayor Pro Tempore Prang**: Public Facilities Commission; 2) Make direct appointments to the following Advisory Boards: a. **Mayor Duran**: Lesbian and Gay Advisory Board; 3) Call for nominations for the at-large appointments for the following Advisory Boards: a. Russian Advisory Board: 4 at-large appointments; and 4) Call for nomination for the at-large appointments for the Project Advisory Committee – 35 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. PROPOSED ORDINANCE PROHIBITING THE SALE OF FUR APPAREL PRODUCTS WITHIN THE CITY [P. AREVALO, M. JENKINS]:

SUBJECT: The City Council will either adopt on second reading an ordinance introduced on September 19, 2011 that would prohibit the sale of fur apparel products within the City of West Hollywood or alternately introduce on first reading a modified ordinance based on their comments at that meeting as prepared by the City Attorney.

RECOMMENDATION: 1) Adopt on Second Reading Ordinance No. 11-877 “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING CHAPTER 9.51 TO THE WEST HOLLYWOOD MUNICIPAL CODE TO PROHIBIT THE SALE OF FUR APPAREL PRODUCTS WITHIN THE CITY”

ALTERNATIVE RECOMMENDATION: 1) Re-introduce on First Reading an amended Ordinance No. 11-877 (Amended to include an exemption for used clothing sold by private parties, non-profits and resale shops including pawn shops; an effective date of September 21, 2013; and an exemption for the sale of fur by non-profit organizations).

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, November 21, 2011 at 6:30 P.M. in Council Chambers at West Hollywood Library, 625 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE:

Date: November 21, 2011 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: December 5, 2011 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

Date: December 19, 2011 – Monday – 6:30 PM – Regular Meeting – West Hollywood Park Public Meeting Room - Council Chambers.

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