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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, FEBRUARY 20, 2007  
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, February 20, 2007 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, February 15, 2007.*

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 February 5, 2007.

**2.C. DEMAND REGISTER NO. 572, RESOLUTION NO. 07-3496:**

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

RECOMMENDATION: Approve Demand Register No. 572 and adopt Resolution No. 07-3496, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 572."

**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 Rafi Mizrahi, Boris Shapiro, Martin Tahse, Hari and Ganga Panjabi, Jeffrey Lee Miller, Roman Rubinshteyn and refer to the City's claims adjuster.

**2.E. ORDINANCE NO. 07-747 (2<sup>ND</sup> READING), CREATING AN EXCEPTION TO THE DISPERSAL OF AFFORDABLE INCLUSIONARY RENTAL UNITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE; AND ORDINANCE NO. 07-748 (2<sup>ND</sup> READING), AMENDING THE ZONING MAP OF THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER]**

*The City Council will waive further reading and adopt Ordinance No. 07-747, a proposed ordinance creating an exception to the dispersal of affordable inclusionary rental units and amending the West Hollywood Municipal Code; and Ordinance No. 07-748, a proposed ordinance amending the Zoning Map of the West Hollywood Municipal Code.*

RECOMMENDATIONS: 1) Waive further reading and adopt Ordinance No. 07-747, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CREATING AN EXCEPTION TO THE DISPERSAL OF AFFORDABLE INCLUSIONARY RENTAL UNITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE"; and 2) Waive further reading and adopt Ordinance No. 07-748, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE ZONING MAP OF THE WEST HOLLYWOOD MUNICIPAL CODE."

**2.F. 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.G. APPROVAL OF FINAL TRACT MAP NO. 61147 FOR THE CONDOMINIUM PROJECT LOCATED AT 8465 HOLLOWAY DRIVE: [J. ENGLISH / S. PERLSTEIN]**

*The City Council will consider the approval of Final Tract Map No. 61147, a mixed use project with 16 residential condominium units, a 20-unit hotel, and a restaurant, located on the northwest corner of Holloway Drive at Hacienda Place.*

RECOMMENDATIONS: 1) Make findings for the Final Tract Map as follows: a) That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act, b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code, c) That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No. 61147; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 61147 the certificate, which embodies the approval of said map.

**2.H. DIRECTION TO STAFF TO WORK WITH THE DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL TO STUDY IMPACTS OF SINGLE CONTAINER ALCOHOL SALES: [A. LAND / L. BELSANTI]**

*The City Council will consider directing staff to work with the Department of Alcoholic Beverage Control (ABC) to study the impacts of single container alcohol sales.*

RECOMMENDATIONS: 1) Direct staff to work with the Department of Alcoholic Beverage Control (ABC) to study the impacts of single container alcohol sales; and 2) Staff to report back with findings in 90 days.

**2.I. IMPLEMENTATION OF A JOINT PILOT PROGRAM WITH THE CITY OF BEVERLY HILLS TO TEST SINGLE SPACE PARKING METERS THAT ACCEPT CREDIT CARD PAYMENTS: [O. DELGADO / R. MARQUEZ / L. THU / J. ENGLISH]**

*The City Council will consider granting approval to implement a six (6) month pilot program on La Brea Avenue to test eighteen (18) single space parking meters that accept credit card payments. The City of Beverly Hills will also be conducting a pilot program concurrently using the same style meters.*

RECOMMENDATION: Authorize staff to implement a six (6) month pilot program for eighteen (18) single space parking meters on La Brea Avenue.

**2.J. INSTALLATION OF WOMEN'S HISTORY MONTH BANNERS ALONG SANTA MONICA BOULEVARD: [L. BELSANTI]**

*The City Council will consider a request from the West Hollywood Women's Advisory Board to authorize the installation of Women's History Month banners from March 1, 2007 to March 31, 2007, along Santa Monica Blvd between La Cienega and Crescent Heights.*

RECOMMENDATION: Direct staff to approve the installation of 32 pole banners on the north and south sides of Santa Monica Boulevard between La Cienega and Crescent Heights from March 1, 2007 – March 31, 2007.

**2.K. RESCHEDULE THE DATE FOR INSTALLATION OF THE NEW MAYOR AND MAYOR PRO TEMPORE FOR CALENDAR YEAR 2007: [T. WEST / C. SCHAFFER]**

*The City Council will consider rescheduling the Installation of the new Mayor and Mayor Pro Tempore for 2007.*

RECOMMENDATIONS: Reschedule the Installation Activities for the Mayor and Mayor Pro Tempore to the May 7, 2007 meeting.

**2.L. SUPPORT OF MEASURES TO ATTAIN FEDERAL AIR STANDARDS: [J. HARMON / S. PERLSTEIN / J. ENGLISH]**

*The City Council will consider a resolution in support of the Air Quality Management District's Development of a Draft 2007 Air Quality Management Plan.*

RECOMMENDATION: Adopt Resolution No. 07-3497, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE DEVELOPMENT OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT'S (AQMD) DRAFT 2007 AIR QUALITY MANAGEMENT PLAN FOCUSING ON MOBILE SOURCE CONTROLS."

**2.M. UTILITY VEHICLE PURCHASE: [L. LONG / S. BAXTER]**

*The City Council is being requested to authorize purchase of one street maintenance utility vehicle.*

RECOMMENDATION: Authorize the Finance Department to issue a Purchase Order to Santa Monica Ford, Santa Monica, California in an amount of \$38,070.80 for the purchase of one 2008 Ford F-450 Utility Vehicle.

**2.N. WOMEN'S HISTORY MONTH 2007: [L. BELSANTI]**

*The City Council will consider approval of programming in celebration of Women's History Month 2007.*

RECOMMENDATION: 1) Approve programming for Women's History Month 2007 and direct the appropriate City staff to work with the Women's Advisory Board to coordinate the production and promotion of Women's History Month.

**2.O. HAVENHURST PARK SITE DESIGN: [L. LONG / S. BAXTER]**

*The City Council will consider approving the Design Development Phase for the Havenhurst Park site and authorize the preparation of associated construction documents.*

RECOMMENDATIONS: 1) Approve the Design Development Phase of Havenhurst Park as described in this report; 2) Authorize the City Manager to sign an Agreement with Katherine Spitz Associates in the amount of \$82,700 for park design services for the Havenhurst Park site; and 3) Authorize the expenditure of an amount not to exceed \$10,000 for related design components and contingencies as approved by the Director of Human Services.

### **3. PUBLIC HEARINGS:**

#### **3.A. AMENDMENTS TO THE ZONING ORDINANCE REGARDING INCLUSIONARY HOUSING REQUIREMENTS AND MINIMUM PROPERTY MAINTENANCE STANDARDS: [A. WINDERMAN / J. SKORNECK / E. SAVAGE / S. HEALY KEENE / J. KEHO / F. STEFAN]**

*The City Council will hold a public hearing to consider amendments of the City of West Hollywood Zoning Ordinance regarding inclusionary housing requirements and property maintenance standards pertaining to elevator maintenance.*

RECOMMENDATIONS: 1) Continue the public hearing for the first reading of Ordinance No. 07-749, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 19.22 OF TITLE 19 (ZONING ORDINANCE) [ZONE TEXT AMENDMENT 2005-03] RELATING TO INCLUSIONARY HOUSING" to a date uncertain; 2) Direct staff to bring an alternative amendment of Chapter 19.22 to the Planning Commission for its review and recommendation to the City Council within 90 days; and 3) Conduct the public hearing and introduce the first reading Ordinance No. 07-750, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 19.30 OF TITLE 19 (ZONING ORDINANCE) [ZONE TEXT AMENDMENT 2005-03] RELATING TO PROPERTY MAINTENANCE STANDARDS."

### **4. UNFINISHED BUSINESS:**

#### **4.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.*

RECOMMENDATION: Call for nominations for an at-large appointment for the following Commissions and Advisory Boards: a) Disabilities Advisory Board - 1 at-large appointment, b) Russian Advisory Board - 1 at-large appointment, and c) Women's Advisory Board - 1 at-large appointment.

### **5. NEW BUSINESS:**

**5.A. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE CHANGES FOR 2007: [T. WEST / C. SCHAFFER]**

*The City Council will consider revising the City Council Regular Meeting Schedule for April and July of 2007.*

RECOMMENDATIONS: 1) Discuss cancelling or rescheduling the meeting of April 2, 2007, due to the Passover holiday; and 2) Discuss canceling or rescheduling the meeting of July 2, 2007, due to the Independence Day holiday.

**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. INTRODUCTION AND FIRST READING OF AN ORDINANCE AMENDING THE MUNICIPAL CODE REGARDING PEDDLING AND OBSTRUCTION OF THE RIGHT OF WAY: [M. JENKINS]**

*The City Council will consider introduction of an ordinance modifying certain provisions of the Business License Ordinance pertaining to peddling and modifying provisions of the Municipal Code pertaining to obstructing the public right of way with merchandise, vegetation and structures.*

RECOMMENDATION: Introduce on first reading Ordinance No. 07-751, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PERTAINING TO PEDDLING 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 March 5, 2007 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

<b>UPCOMING MEETING SCHEDULE</b>
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Date	Day	Time	Meeting Type	Location
March 5	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
March 19	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
April 2	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
April 16	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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**CITY COUNCIL  
CITY OF WEST HOLLYWOOD**

**CLOSED SESSION AGENDA**

**TUESDAY, FEBRUARY 20, 2007**

**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.

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

City of West Hollywood v. Willdan, Los Angeles Superior Court

Case No. BC306587

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

Property Address: 417 Norwich Ave.

Agency Negotiator: Paul Arevalo or designee

Negotiating Parties: Nasim Fares, Jr. or designee

Under Negotiation: Price and Terms of Payment (Purchase)

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