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

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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
MONDAY, JUNE 4, 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 Monday, June 4, 2007 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 31, 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 May 21, 2007.

2.C. DEMAND REGISTER NO. 579, RESOLUTION NO. 07-3543:

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

RECOMMENDATION: Approve Demand Register No. 579 and adopt Resolution No. 07-3543, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 579."

2.D. TREASURER'S REPORT FOR APRIL 2007

The City Council will receive the Treasurer's Report for the month ended April 2007 pursuant to Section 53646 of the Government Code of the State of California.

RECOMMENDATION: Receive and file.

2.E. 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 Charles Billen and refer to the City's claims adjuster.

2.F. ORDINANCE NO. 07-755 (2ND READING), AMENDING THE GENERAL PLAN AND ZONING MAP OF THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 07-755, a proposed ordinance amending the General Plan and Zoning Map of the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 07-755, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE GENERAL PLAN AND ZONING MAP OF THE WEST HOLLYWOOD MUNICIPAL CODE."

2.G. ORDINANCE NO. 07-756 (2ND READING), AMENDING TITLE 19 (ZONING ORDINANCE) REGARDING ENTERTAINMENT PRODUCTION FACILITIES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 07-756, a proposed ordinance amending Title 19 (Zoning Ordinance) regarding entertainment production facilities and amending the West Hollywood Municipal Code.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 07-756, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 (ZONING ORDINANCE) REGARDING ENTERTAINMENT PRODUCTION FACILITIES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

2.H. 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.I. ADOPT AN ORDINANCE AND COMPLY WITH NEW RECORDATION REQUIREMENTS AS MANDATED BY REDEVELOPMENT REFORM BILLS SB 53 AND SB 1809: [R. BURNLEY / A. WINDERMAN]

The City Council will adopt an ordinance and comply with the new recordation requirements as mandated by redevelopment reform bills SB 53 and SB 1809.

RECOMMENDATIONS: 1) Adopt an ordinance in compliance with redevelopment reform bills SB 53 (Kehoe) Chapter 591, Statutes of 2006 and SB 1809 (Machado) Chapter 603, Statutes of 2006; and 2) Direct staff to begin additional studies to consider extending eminent domain authority.

2.J. AGREEMENT FOR GROUNDS MAINTENANCE SERVICES: [L. LONG / S. BAXTER]

The City Council will consider approving a three-year Agreement with TruGreen LandCare, LLC for providing grounds maintenance services.

RECOMMENDATIONS: 1) Approve a three-year Agreement with TruGreen LandCare, LLC for providing base grounds maintenance services including in the amount of \$482,100.00 for fiscal year 2007/2008, \$496,560.00 for fiscal year 2008/2009 and \$511,457.00 for fiscal year 2009/2010; 2) Approve TruGreen LandCare, LLC to provide other related grounds maintenance services and urgency / emergency grounds maintenance services at those unit costs established in the Agreement as said services are required and funding is available; 3) Authorize the City Manager to execute the Agreement; and 4) Reject all other proposals and return associated Proposal Bonds.

2.K. AGREEMENT FOR JANITORIAL SERVICES: [L. LONG / S. BAXTER]

The City Council will consider approving a one-year Agreement with Diversified Maintenance Services, Inc. for providing janitorial services.

RECOMMENDATIONS: 1) Approve the First Amendment to Agreement with Diversified Maintenance Services, Inc. for providing base janitorial services including day porter services and recycling services in the amount of \$498,855.12 for fiscal year 2007/2008; 2) Approve the First Amendment to Agreement with Diversified Maintenance Services, Inc. for providing other related janitorial services and urgency / emergency janitorial services at those unit costs established in the Amendment as said services are required and funding is available; and 3) Authorize the City Manager to execute the First Amendment to Agreement.

2.L. AMENDMENT TO AGREEMENT WITH AMPCO SYSTEM PARKING, INC. TO PROVIDE PARKING MANAGEMENT SERVICES: [R. MARQUEZ / O. DELGADO / J. ENGLISH]

The City Council will consider approving an amendment to the contract with Ampco System Parking.

RECOMMENDATIONS: 1) Approve an amendment with Ampco System Parking, Inc. for an additional \$55,000 increasing the not-to-exceed amount of the contract from \$240,000 to \$295,000 for the fiscal year 06-07; and 2) Authorize the City Manager to sign the Amendment.

2.M. REVIEW AND APPROVAL OF 2008 ARTS GRANTS PROGRAM APPLICATION PACKETS AND TIMELINES: [R. REYNOLDS / J. HUFFER]

The Council will consider approving the 2008 Arts and Arts Participation Grant application packet and timeline.

RECOMMENDATIONS: 1) Approve 2008 Arts Grants Program application packet and 2) Authorize release of the guidelines and application materials to the community.

2.N. APPROVAL OF THE CONTRACT WITH THE CITY'S LEGISLATIVE ADVOCATE, CHRISTINE MINNEHAN & ASSOCIATES: [A. WINDERMAN]

The City Council will consider the approval of a Contract for housing legislative advocate Christine Minnehan & Associates (CM&A).

RECOMMENDATION: Approve a Contract with CM&A for an amount not to exceed \$44,200 from July 1, 2007 to June 30, 2008 to represent the City as a legislative advocate during and between sessions of the California State Legislature and for travel expenses to provide oral presentation to the Rent Stabilization Commission and attend various meetings at City Hall; and authorize the City Manager to sign.

2.O. APPROVAL OF A CONTRACT FOR SECURITY GUARD SERVICES AT CITY HALL AND PLUMMER PARK WITH SHIELD SECURITY, INC.: [S. BERRY / R. RYAN]

The City Council will consider approving a one-year contract, with a possible two-year extension, for security guard service at City Hall and Plummer Park with Shield Security, Inc.

RECOMMENDATIONS: 1) Authorize the City Manager to negotiate a one-year contract with two possible extensions with Shield Security, Inc. for security guard services; and 2) Approve the expenditure of up to \$103,000 for July 1, 2007 to June 30, 2008 for Security Services at City Hall and Plummer Park.

2.P. APPROVAL FOR AN EXTENSION OF THE CITY'S VIOLENCE AGAINST WOMEN ACT (VAWA) GRANT PROGRAM THROUGH JUNE 30, 2007: [R. RYAN / S. BERRY]

The City Council will consider extending the City VAWA Safety Plan Grant Program through June 31, 2007.

RECOMMENDATIONS: 1) Authorize the extension and continuation of the City's Office of Justice Program's Violence Against Women's Act (VAWA) 2004/2005 and 2005/2006 "Grants to Encourage Arrest Policies and Enforcement of Protective Orders" Program through June 30, 2007; 2)

Authorize the Finance Director to increase revenues and expenditures by \$60,000 to a total of \$374,666.00 for the multi-year VAWA grant program; and 3) Authorize the City Manager to approve the extension of the contract terms with the LA Gay & Lesbian Center and Jewish Family Service for their participation in the VAWA "DV Safety Plan Counselor Program" through June 30, 2007.

2.Q. CONTRACT FOR LEASE OF COPIERS WITH OCE PRINTING SYSTEMS, USA: [V. LOVE / K. KRIETZMAN]

The City Council will consider approving a new agreement with OCE Printing Systems USA, Inc. for the leasing of new copiers with upgraded document imaging technology for City Hall.

RECOMMENDATIONS: 1) Approve an agreement with OCE Printing Systems for upgraded copy machines with document imaging technology for five years in an amount not to exceed \$75,000. per year; and 2) Authorize the City Manager to sign the agreement with OCE Printing Systems.

2.R. PROPOSED RESOLUTION APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA: [A. GANDHY]

The City Council will consider amending the loan agreement between the City of West Hollywood and the West Hollywood Community Development Commission (CDC) for the East Side Redevelopment Project.

RECOMMENDATIONS: 1) Adopt Resolution No. 07-3544, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA"; and 2) Authorize the City Manager to execute the Loan Documents.

2.S. CITY OF WEST HOLLYWOOD INVESTMENT POLICY: [A. GANDHY / N.SOTO-CORONADO]

The City Council will consider adopting the annual resolution for the City's investment policy.

RECOMMENDATION: Adopt Resolution No. 07-3545, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD

CONFIRMING A STATEMENT OF INVESTMENT POLICY AND RESCINDING RESOLUTION NO. 06-3432.”

2.T. RESOLUTION ESTABLISHING A LIVING WAGE RATE FOR 2007-2008 OF \$8.84/HR WITH HEALTH BENEFIT CONTRIBUTIONS OF AT LEAST \$1.25/HR AND \$10.12/HR WITHOUT HEALTH BENEFIT CONTRIBUTIONS OF AT LEAST \$1.25/HR: [V. LOVE / D. WILSON]

The City Council will consider adopting a resolution that establishes the living wage rate for 2007-08 of \$8.84/hr with health benefit contributions of at least \$1.25/hr and \$10.12/hr without health benefit contributions of at least \$1.25/hr.

RECOMMENDATION: Adopt Resolution No. 07-3546, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A LIVING WAGE RATE FOR 2007-2008 OF \$8.84/HR WITH HEALTH BENEFIT CONTRIBUTIONS OF AT LEAST \$1.25/HR AND \$10.12/HR WITHOUT HEALTH BENEFIT CONTRIBUTIONS OF AT LEAST \$1.25/HR.”

2.U. A RESOLUTION OF THE CITY OF WEST HOLLYWOOD OPPOSING ASSEMBLY BILL AB 682 (BERG) WHICH PROPOSES ELIMINATING WRITTEN CONSENT FOR HIV ANTIBODY TESTING, UNLESS AMENDED: [J. DURAN / H. MOLINA]

The City Council will consider adopting a resolution in opposition, unless amended, to AB 682 (Berg)

RECOMMENDATION: Adopt Resolution No. 07-3547, “A RESOLUTION OF THE CITY OF WEST HOLLYWOOD OPPOSING AB 682 (BERG) WHICH WILL ELIMINATE THE REQUIREMENT FOR WRITTEN CONSENT FOR HIV ANTIBODY TESTING, UNLESS AMENDED.”

2.V. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF FOUR BILLS TO PROVIDE BETTER DETECTION AND PREVENTION FOR BREAST CANCER: [A. LAND / L. BELSANTI]

The City Council will consider adopting resolutions supporting four bills currently being considered by the United States Congress which will provide better detection and prevention for breast cancer.

RECOMMENDATIONS: 1) Adopt Resolution No. 07-3548, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF FOUR BILLS TO PROVIDE BETTER DETECTION AND PREVENTION FOR BREAST CANCER”; and 2) Send copies of signed resolution to Senator Barbara Boxer, Senator Dianne Feinstein, Senator Harry Reid, Senator Olympia Snowe, and Senator Barbara Mikulski, and Congressman Henry Waxman.

2.W. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 678 (BOXER), THE AIRLINE PASSENGER BILL OF RIGHTS ACT 2007: [J. HEILMAN / F. SOLOMON / N. TESKE]

The City Council will consider adopting a resolution in support of S. 678 (Boxer), the Airline Passenger Bill of Rights Act 2007.

RECOMMENDATIONS: 1) Adopt Resolution No. 07-3549, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 678 (BOXER), THE AIRLINE PASSENGER BILL OF RIGHTS ACT 2007"; and 2) Direct staff to send copies of signed resolution to Congressman Henry Waxman, Senator Barbara Boxer, and Senator Dianne Feinstein.

2.X. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF EIGHT LGBT BILLS CURRENTLY BEING CONSIDERED BY THE CALIFORNIA STATE LEGISLATURE: [A. LAND / L. BELSANTI / J. DURAN / H. MOLINA / N. TESKE]

The City Council will consider adopting resolutions supporting eight bills important to the LGBT community.

RECOMMENDATIONS: 1) Adopt Resolution No. 07-3550, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF EIGHT LGBT BILLS CURRENTLY BEING CONSIDERED BY THE CALIFORNIA STATE LEGISLATURE"; and 2) Send copies of signed resolutions to Assemblymember Mike Feuer, Assemblymember John Laird, Assemblymember Lloyd Levine, Assemblymember Fiona Ma, Senator Christine Kehoe, Senator Sheila Kuehl, Senator Carole Migden, and Governor Arnold Schwarzenegger.

2.Y. A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1634 (LEVINE), THE CALIFORNIA HEALTHY PETS ACT: [J. PRANG / J. KURPIES / J. DURAN / H. MOLINA / N. TESKE]

The City Council will consider adopting a resolution in support of AB 1634 (Levine), The California Healthy Pets Act.

RECOMMENDATIONS: Adopt Resolution No. 07-3551, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SUPPORT OF AB 1634 (LEVINE), THE CALIFORNIA HEALTHY PETS ACT"; and 2) Direct staff to send copies of signed resolution to Assemblymember Mike Feuer, Assemblymember Lloyd Levine, Senator Sheila Kuehl and Governor Arnold Schwarzenegger.

2.Z. WAIVER OF SPECIAL EVENT FEE FOR THE JUSTICE BALL ORGANIZED BY BET TZEDEK LEGAL SERVICES AND APPROVAL

OF CO-SPONSORSHIP: [J. DURAN / H. MOLINA / A. LAND / L. BELSANTI]

The City Council will consider waiving the special event fee for Bet Tzedek Legal Services Justice Ball on July 28, 2007 at The Lot in West Hollywood.

RECOMMENDATIONS: 1) Approve a waiver of the special event fee for Bet Tzedek Legal Service's Justice Ball to be held on July 28, 2007 at The Lot in West Hollywood; and 2) Approve Co-Sponsorship of the above-referenced event and authorize the use of City name and logo on invitations, program and other printed materials.

2.AA. SENIOR AND DISABLED BUS PASS SUBSIDY CHANGE IN COST OF USER CONTRIBUTION: [J. ENGLISH / T. SLIMMER / J. ROONEY]

The City Council will consider approval of a change in the bus pass subsidy program that will increase the cost of the pass to the user and to the City, effective July 1, 2007, due to the increase of the cost of the senior/disabled bus pass approved by the Los Angeles County METRO.

RECOMMENDATION: Approve the increase in cost to the users by \$1 to \$8, and increase the cost to the City subsidy by \$1 to \$6 effective July 1, 2007.

2.BB. ESTABLISHMENT OF A TASK FORCE TO LOOK AT ENVIRONMENTAL ISSUES CITYWIDE: [A. LAND / L. BELSANTI / J. HEILMAN / F. SOLOMON]

The City Council will consider the establishment of a task force to examine the multitude of environmental issues facing the City of West Hollywood.

RECOMMENDATIONS: 1) Direct the City Manager's Department to establish an environmental task force to coordinate and facilitate the city's efforts in improving the environment; 2) Direct the City Clerk to post openings for the West Hollywood Environmental Task Force; and 3) Direct the City Manager's Department to return to Council within 60 days with a report on the participants and a preliminary work schedule for the West Hollywood Environmental Task Force.

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. ASSESSMENT OF DELINQUENT SOLID WASTE FEES OWED TO ATHENS SERVICES ONTO THE PROPERTY TAX BILL OF DELINQUENT ACCOUNT HOLDERS: [S. PERLSTEIN / J. ENGLISH]

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.

RECOMMENDATIONS: 1) Open the public hearing and accept testimony; and 2) Direct 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.B. PROPOSED FEE RESOLUTION FOR FY 2007-2008: [A. GANDHY / D. HATCHER]

The City Council will consider adopting a resolution establishing fees and charges for certain services provided by the City of West Hollywood.

RECOMMENDATION: Adopt Resolution No. 07-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF WEST HOLLYWOOD AND REPEALING RESOLUTION NO. 06-3433 and 06-3445."

3.C. INTERIM URGENCY ORDINANCE FOR MEDIUM AND HIGH-DENSITY MULTI-FAMILY RESIDENTIAL ZONING DISTRICTS: [S. HEALY KEENE / J. KEHO / F. STEFAN]

The City Council will consider an interim urgency ordinance to regulate the issuance of permits for the construction of multi-family structures in the medium-density (R3) and high-density (R4) zoning districts in West Hollywood. If adopted, the interim urgency ordinance could be in effect for a maximum of 45 days, while the City develops new standards for multi-family structures in these zoning districts. The ordinance may be extended to a maximum of 2 years following a second public hearing.

RECOMMENDATION: Adopt the urgency ordinance: Ordinance No. 07-____, "AN INTERIM ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGULATING THE ISSUANCE OF PERMITS FOR CONSTRUCTION OF NEW MULTI-FAMILY STRUCTURES IN THE R3 AND R4 ZONING DISTRICTS THAT ARE IN CONFLICT WITH INTERIM ZONING STANDARDS AND DECLARING THE URGENCY THEREOF." (ATTACHMENT A)

3.D. APPEAL OF THE HISTORIC PRESERVATION COMMISSION'S RECOMMENDATION TO THE CITY COUNCIL TO DENY THE DESIGNATION OF THE PROPERTY LOCATED AT 1350 HAYWORTH AVENUE AS A LOCAL CULTURAL RESOURCE OF THE CITY OF WEST HOLLYWOOD: [T. BLOUNT]

The City Council will consider an appeal of the Historic Preservation Commission's recommendation to the City Council to deny the designation

of the property located at 1350 Hayworth Avenue as a Local Cultural Resource.

RECOMMENDATION: Adopt Resolution No. 07-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF LEE STERN AND KOH SIOK TIAN (HEAVENLY) WILSON AND DENYING THE DESIGNATION OF THE PROPERTY LOCATED AT 1350 HAYWORTH AVENUE, WEST HOLLYWOOD, CALIFORNIA, AS A LOCAL CULTURAL RESOURCE (CULTURAL RESOURCE DESIGNATION 2006-001)." (Attachment A)

3.E. GREEN BUILDING REQUIREMENTS AND INCENTIVES FOR PRIVATE DEVELOPMENT: [S. HEALY KEENE / J. KEHO / S. BAILEY / F. STEFAN / R. HEILIGMAN]

The City Council will consider a continuance request for the adoption of an ordinance establishing a green building program for private development.

RECOMMENDATION: Staff recommends that the City Council continue the public hearing to the June 18, 2007 City Council meeting date.

3.F. REVIEW OF PLANNING COMMISSION APPROVAL OF A REQUEST FOR A DEMOLITION PERMIT, DEVELOPMENT PERMIT AND CONDITIONAL USE PERMIT FOR THE DEMOLITION OF ALL EXISTING STRUCTURES AND THE CONSTRUCTION OF NEW RETAIL AND MARKET STRUCTURES LOCATED AT 8969 SANTA MONICA BOULEVARD: [J. NOEL]

The City Council has requested to review the Planning Commission approval of a Demolition Permit, Development Permit, Conditional Use Permit, Minor Conditional Use Permit, Administrative Permit, and Temporary Use Permit for the demolition of all structures on the site bounded by Santa Monica Boulevard, Robertson Boulevard, Keith Avenue and Ramage Street and the construction of two new structures for market, retail, restaurant, and other commercial uses.

RECOMMENDATION: Adopt Resolution No. 07-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING A MITIGATED NEGATIVE DECLARATION AND CONDITIONALLY APPROVING DEMOLITION PERMIT 2006-005, DEVELOPMENT PERMIT 2006-006, CONDITIONAL USE PERMIT 2006-005, MINOR CONDITIONAL USE PERMIT 2007-006, ADMINISTRATIVE PERMIT 2006-004 AND TEMPORARY USE PERMIT 2007-002 TO PERMIT THE DEMOLITION OF ALL EXISTING STRUCTURES ON THE SITE AND THE CONSTRUCTION OF TWO NEW STRUCTURES CONTAINING A TOTAL OF 52,000 SQUARE FEET OF GROCERY STORE USE, 4,500 SQUARE FEET OF RESTAURANT USE, AND 11,099 SQUARE FEET OF RETAIL USE LOCATED AT 8969 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA."

4. UNFINISHED BUSINESS:

4.A. COMMISSION, ADVISORY BOARD, AND PROJECT ADVISORY COMMITTEE APPOINTMENTS AND RE-APPOINTMENTS: [T. WEST / C. SCHAFFER]

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

RECOMMENDATION: Make new appointments or re-appointments to the listed Commissions, Advisory Boards, and Committees.

4.B. APPOINTMENT OF CITY COUNCILMEMBERS AS DELEGATES AND ALTERNATES TO VARIOUS ORGANIZATIONS, COMMITTEES AND SUB-COMMITTEES: [T. WEST / C. SCHAFFER]

The City Council will consider appointments as delegates and alternates to various organizations, committees and sub-committees.

RECOMMENDATION: Appoint Delegates and Alternates to the indicated committees.

5. NEW BUSINESS:

5.A. ADOPTION OF THE PROPOSED 2007-2008 OPERATING BUDGET AND CAPITAL WORK PLAN: [P. AREVALO / A. GANDHY / J. WRIGHT]

The City Council will adopt the City of West Hollywood's Proposed Operating Budget and Capital Work Plan for Fiscal Year 2007-08.

RECOMMENDATIONS: 1) Adopt Resolution No. 07-____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE BUDGET FOR FISCAL YEAR 2007-08" as specified in the Statement of Changes to Fund Balance (Attachment A), or as amended by the City Council; and 2) Adopt the division work plans presented in the Budget.

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 TO ADD THE VIOLATION OF THE NEWS RACKS CHAPTER TO THE ADMINISTRATIVE REMEDIES PROGRAM: [D. WILSON / V. LOVE]

The City Council will consider an ordinance that adds the violation of the News Racks Chapter to the Administrative Remedies Program.

RECOMMENDATION: Introduce on first reading Ordinance No. 07-____, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 1.08.010(e) BY ADDING CHAPTER 11.24 TO THE LIST OF CODE VIOLATIONS SUBJECT TO THE ADMINISTRATIVE PENALTY PROCEDURES AND ADDING SECTION 11.24.090 STATING THAT VIOLATIONS OF CHAPTER 11.24 SHALL BE SUBJECT TO ADMINISTRATIVE PENALTY."

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, June 18, 2007 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
June 18	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
July 16	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
August 6	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
August 20	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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**COMMUNITY DEVELOPMENT COMMISSION
AGENDA**

MONDAY, JUNE 4, 2007

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 February 5, 2007.

5.B. PRESENTATION OF THE 2007-2008 OPERATING BUDGET AND CAPITAL WORK PLAN: [P. AREVALO / A. GANDHY / A. WINDERMAN]

The Community Development Commission will consider adopting the City of West Hollywood Redevelopment Agency's Operating Budget and Capital Workplan.

RECOMMENDATION: Adopt the 2007-08 Budget and Capital Workplan as detailed in the budget for the City of West Hollywood, Changes to Fund Balance.

5.C. PROPOSED RESOLUTION APPROVING AND ACCEPTING THE LOAN WITH THE CITY OF WEST HOLLYWOOD FOR THE EASTSIDE PROJECT AREA: [A. GANDHY]

The Community Development Commission (CDC) will consider the approval, update, and acceptance of a loan from the City for the East Side Redevelopment Project.

RECOMMENDATIONS: 1) Adopt Resolution No. 07-039, "A RESOLUTION OF THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION APPROVING AND ACCEPTING THE LOAN WITH THE CITY OF WEST HOLLYWOOD FOR THE EASTSIDE PROJECT AREA"; and 2) Authorize the Executive Director to execute the Loan Documents.

6. PUBLIC HEARING: None

7. UNFINISHED BUSINESS: None.

8. NEW BUSINESS:

8.A. **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:

MONDAY, JUNE 4, 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.

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

Regency Outdoor Advertising v. City of West Hollywood, California Court of Appeal, Second Appellate District

Case No. B186011

CONFERENCE WITH LABOR NEGOTIATORG.C. 54957.6

City Negotiator: Vivian Love

Employee Organizations: All Units
