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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 2, 2008
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

REPORT OF CLOSED SESSION AGENDA:

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:**

The agenda for the meeting of Monday, June 2, 2008 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 29, 2008.

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 19, 2008.

2.C. DEMAND REGISTER NO. 603, RESOLUTION NO. 08-3678:

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

RECOMMENDATION: Approve Demand Register No. 603 and adopt Resolution No. 08-3678, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 603."

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 claim of Ken Hurst 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. ACTIONS OF THE COMMUNITY DEVELOPMENT DEPARTMENT DIRECTOR'S HEARING:

The City Council will receive a report from the Community Development Department Director on actions at recent hearings.

RECOMMENDATION: Receive and file.

2.G. RECEIVE AND FILE THE PRELIMINARY 2006-2008 OPERATING BUDGET AND 2008-2013 CAPITAL WORK PLAN [P. AREVALO, A. GANDHY, D. WILSON]:

The City Council will receive the preliminary City of West Hollywood Operating Budget for Fiscal Years 2008-2010 and Capital Work Plan for Fiscal Years 2008-2013, which will be brought back for public comment and council adoption at the June 16, 2008 meeting.

RECOMMENDATION: Receive and file the preliminary City of West Hollywood Operating Budget for Fiscal Years 2008-2010 and Capital Work Plan for Fiscal Years 2008-2013.

2.H. AGREEMENT FOR STREET TREE MAINTENANCE SERVICES [L. LONG, S. BAXTER]:

The City Council will consider approving a three-year Agreement with West Coast Arborists, Inc. for providing street tree maintenance and planting services.

RECOMMENDATIONS: 1) Approve a three-year Agreement with West Coast Arborists, Inc. for providing annual grid and park tree trimming services in the amount of \$295,380 for fiscal year 2008//2009, \$318,780 for fiscal year 2009/2010 and \$289,260 for fiscal year 2010/2011; 2) Approve West Coast Arborists, Inc. to provide other related tree maintenance, planting and urgency / emergency 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.I. AGREEMENT FOR STREET SWEEPING SERVICES [L. LONG, S. BAXTER]:

The City Council will consider approving a two year Agreement with CleanStreet for providing street sweeping services.

RECOMMENDATIONS: 1) Approve a two year Agreement with CleanStreet for providing street sweeping services in the amount of \$559,200 for fiscal years 2008/2009 and 2009/2010; 2) Authorize the City Manager to execute the Agreement; and 3) Reject all other proposals and return associated Proposal Bonds.

2.J. EXTENSION OF AGREEMENT WITH ACS STATE AND LOCAL SOLUTIONS INC. FOR PARKING CITATION PROCESSING, PAYMENT, DELINQUENT ACCOUNT COLLECTIONS AND HEARING SCHEDULING SERVICES [O. DELGADO, J. ROCCO, D. NORTE]:

The City Council will consider approval of a two (2) year contract extension with ACS State and Local Solutions to provide parking citation processing, payment, delinquent account collections and hearing scheduling services.

RECOMMENDATIONS: 1) Approve the agreement with ACS State and Local Solutions Inc. to extend the term of the contract through June 30, 2010, with a not-to-exceed amount set forth in the approved 2008-2010 City budgets; and 2) Authorize the City Manager to sign the agreement.

2.K. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES [O. DELGADO, S. PERLSTEIN]:

This item requests that the City Council approve a professional service agreement with RBF Consulting for construction management and inspection and services on upcoming residential street paving projects.

RECOMMENDATION: Approve a professional services Agreement in an amount not to exceed \$58,067 with RBF Consulting and authorize the City Manager to sign the Agreement.

2.L. AWARD OF CONSTRUCTION CONTRACT FOR CIP 0803, RESIDENTIAL STREET PAVING PROJECT [O. DELGADO, S. PERLSTEIN]:

The City Council will consider awarding a construction contract for the Residential Street Paving Project, CIP 0803.

RECOMMENDATIONS: 1) Accept the bid dated May 22, 2008, submitted by Hardy & Harper, Inc. Company; 2) Authorize the City Manager to enter into a contract with Hardy & Harper, Inc. Company in the amount of \$269,000.00 for the construction of CIP 0803, Residential Street Paving

Project; 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 AN AMENDMENT TO A CONTRACT FOR SECURITY GUARD SERVICES WITH SHIELD SECURITY, INC. [K. COOK]:

The City Council will consider approving an amendment to a contract for security guard services with Shield Security, Inc.

RECOMMENDATIONS: 1) Authorize the City Manager to negotiate an amendment to the 2007-2008 contract with Shield Security, Inc. for security guard services; and 2) Approve an additional expenditure of \$5,000 for a total up to \$108,000 for July 1, 2007 to June 30, 2008 for Security Services at City Hall and Plummer Park and special events.

2.N. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider adopting three resolutions as the first steps in the implementation process of the Avenues of Art and Design Business Improvement District for fiscal year 2008-2009.

RECOMMENDATIONS: 1) Adopt Resolution No. 08-3679 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 2) Adopt Resolution No. 08-3680 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 3) Adopt Resolution No. 08-3681 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2008-2009 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; and 4) Approve an increase of \$30,000 to the base assessment budget of \$85,000 to supplement salary for a Marketing Manager position providing additional marketing and promotional services to the BID.

2.O. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE) [R. REYNOLDS, J. HUFFER, M. LOUIE]:

The City Council will consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for fiscal year 2008-2009 that funds the visitor marketing activities of the West Hollywood

Marketing and Visitors Business Bureau (MVB) by adopting three resolutions.

RECOMMENDATIONS: 1) Adopt Resolution No. 08-3682 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; 2) Adopt Resolution No. 08-3683, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA;" and 3) Adopt Resolution No. 08 -3684, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY A CHARGE (ASSESSMENT) AGAINST HOTELS IN THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA FOR FISCAL YEAR 2008-2009 AND SETTING A TIME AND PLACE OF A HEARING TO CONSIDER SUCH A CHARGE."

2.P. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT [R. REYNOLDS, J. HUFFER]:

The City Council will consider adopting three resolutions as the first steps in the implementation process of the Sunset Strip Business Improvement District for fiscal year 2008-2009.

RECOMMENDATIONS: 1) Adopt Resolution No. 08-3685, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; 2) Adopt Resolution No. 08-3686, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; and 3) Adopt Resolution No. 08-3687, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2008-2009 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO".

2.Q. LEVY OF ANNUAL ASSESSMENT FOR SANTA MONICA BOULEVARD MAINTENANCE DISTRICT [R. REYNOLDS, J. HUFFER]:

The City Council will consider adopting resolutions for the proposed levy of assessments for the Santa Monica Boulevard Maintenance District for

fiscal year 2008-2009 which provides for holiday decorations, sidewalk steam cleaning and trash can and bus bench cleaning and repair.

RECOMMENDATIONS: 1) Adopt Resolution Number 08-3688, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2008-2009 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE"; 2) Adopt Resolution Number 08-3689, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ENGINEER FOR THE 2008-2009 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT"; 3) Adopt Resolution Number 08-3690, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2008-2009 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; and 4) Direct staff to notice a public hearing to be held on June 16, 2008 to hear protests or objections to the levy of the assessment for the 2008-2009 fiscal year.

2.R. REPORT ON FORECLOSURES AND THE IMPACT ON WEST HOLLYWOOD CONSTITUENTS [A. WINDERMAN, J. SKORNECK, M. HULL, E. SAVAGE]:

City Council will receive and file this report on the foreclosure situation in West Hollywood.

RECOMMENDATION: Receive and file this report on the foreclosure situation in West Hollywood.

2.S. IN OUR GLOBAL VILLAGE: WEST HOLLYWOOD THROUGH THE EYES OF ITS YOUTH – BOOK SALES [L. LONG. L. ISENBERG]:

The City Council will consider authorization of the sale of the recently published book, "In Our Global Village: West Hollywood Through the Eyes of Its Youth". The books will sell for \$7.00 each with 50% of the proceeds benefitting the City of West Hollywood's Youth Scholarship Program and the other 50% of proceeds providing scholarships for the students at the Awet Secondary School in Tanzania.

RECOMMENDATIONS: 1) Authorize the sale of the book, "In Our Global Village: West Hollywood Through the Eyes of Its Youth" for \$7.00 each; and 2) Authorize the allocation of funds from the sale of the book to the

City of West Hollywood's Youth Scholarship program (50% of proceeds) and the Awet Secondary School in Tanzania (50% of proceeds).

2.T. IMPLEMENTATION OF LIGHTS ON WEST HOLLYWOOD PROGRAM [A. LAND, C. PLANCK]:

The City Council will consider implementing a Lights On West Hollywood Program, which would provide outdoor motion detector lights to qualifying neighbors with safety concerns.

RECOMMENDATIONS: 1) Direct staff to implement a program to encourage constituents to install outdoor motion detector lights for safety concerns and to provide these lights; 2) Direct the Public Safety Division to make lights available through the Neighborhood Watch program. In addition, lights may also be distributed through selected special events at least twice annually; and 3) Direct staff to investigate purchasing lights in bulk and offering discounted prices or establish partnerships with area hardware stores to offer the lights at discounted prices.

3. PUBLIC HEARINGS:

3.A. ASSESSMENT OF DELINQUENT SOLID WASTE FEES OWED TO ATHENS SERVICES ONTO THE PROPERTY TAX BILL OF FOUR DELINQUENT ACCOUNT HOLDERS [O. DELGADO, S. PERLSTEIN]:

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

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

3.B. PROPOSED FEE RESOLUTION FOR FY 2008-2009 [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.

RECOMMENDATIONS: Adopt Resolution No. 08-____, "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. 07-3553."

3.C. A ZONE TEXT AMENDMENT TO MODIFY THE REQUIREMENT FOR OPEN SPACE IN MIXED-USE PROJECTS IN ALL COMMERCIAL ZONES; AND A REQUEST TO DEMOLISH AN EXISTING COMMERCIAL BUILDING AND CONSTRUCT A 20-UNIT MIXED-USE CONDOMINIUM DEVELOPMENT AT 8350 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA [S. KEENE, J. KEHO, D. DEGRAZIA]:

The City Council will consider the following proposals: 1) A zone text amendment to modify the requirement for open space in mixed-use projects in all commercial zones; and 2) A development proposal to demolish an existing commercial building and construct a 20-unit mixed-use condominium development. One modification has been requested to allow for additional height of 4'-5". The project is located at 8350 Santa Monica Boulevard, West Hollywood, California

RECOMMENDATIONS: Hold a public hearing, consider all pertinent testimony, approve the project, and adopt: 1) Ordinance No. _____ "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING A NEGATIVE DECLARATION, APPROVING ZONING TEXT AMENDMENT 2007-008 REGARDING COMMON OPEN SPACE IN MIXED-USE PROJECTS." (EXHIBIT A); 2) Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDITIONALLY APPROVING DEMOLITION PERMIT 2007-15 AND DEVELOPMENT PERMIT 2007-021 FOR THE CONSTRUCTION OF A 20-UNIT MIXED-USE CONDOMINIUM DEVELOPMENT, FOR THE PROPERTY LOCATED AT 8350 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA;" (EXHIBIT B); and 3) Resolution No. _____ "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDITIONALLY APPROVING TENTATIVE TRACT MAP 2007-013 (MINOR LAND DIVISION NO. 61462), FOR THE PROPERTY LOCATED AT 8350 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA;" (EXHIBIT C)

4. UNFINISHED BUSINESS:

4.A. GARDEN COURT CRITERIA DISCUSSION [S. KEENE, J. KEHO, F. CONTRERAS]:

Staff will present additional information and examples to the City Council on the potential Garden Court thematic grouping.

RECOMMENDATION: Direct staff to proceed with the identification of the potential Garden Court thematic grouping with the criteria as proposed by ARG and staff.

4.B HISTORIC RESOURCES SURVEY UPDATE [S. KEENE, J. KEHO, F. CONTRERAS]:

Staff will present a report on the status of the Historic Resources Survey Update.

RECOMMENDATION: 1) Receive and file the Draft R2, R3, R4 Multi-Family Survey Report (Historic Resources Survey Update); 2) Direct staff to return with a zone text amendment changing the Zoning Ordinance definition of "Cultural Resource" to include the potential resources identified in the Draft R2, R3, R4 Multi-Family Survey Report; and 3) Direct staff to initiate Cultural Resource Designation nomination applications for any or all of the properties identified as potentially historic cultural resources in the Draft R2, R3, R4 Multi-Family Survey Report.

5. NEW BUSINESS:

5.A. CONSIDERATION OF ENHANCEMENTS TO THE SOLID WASTE PROGRAM TO INCREASE RECYCLING AND DIVERSION OF WASTE FROM LANDFILLS [O. DELGADO, S. PERLSTEIN]:

The City Council will consider options for enhancing the citywide solid waste program to increase recycling and diversion of waste from landfills.

RECOMMENDATION: Consider the 7 alternatives for the solid waste program and direct staff to proceed with implementation of specific alternatives.

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 their next regular meeting, which will be on Monday, June 16, 2008 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
June 16, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
July 21, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
August 18, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.
September 15, 2008	Monday	6:30 PM	Regular Meeting	W.H. Park Aud.

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