

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
TUESDAY, JANUARY 20, 2009
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

CALL TO ORDER: Mayor Prang called the meeting to order at 6:34 P.M.

PLEDGE OF ALLEGIANCE: Ric Rickles led the pledge.

ROLL CALL:

PRESENT: Councilmember Duran, Councilmember Guarriello, Councilmember Heilman, Mayor Pro Tempore Land, and Mayor Prang.

ABSENT: None.

ALSO PRESENT: Assistant City Manager English, Acting City Attorney John Cotti, City Clerk West, and Assistant City Clerk Schaffer.

APPROVAL OF AGENDA:

Mayor Pro Tempore Land requested that Item 2.P. be moved to the Excluded Consent Calendar.

Staff requested that Items 6.A. and 6.B. be moved to the Consent Calendar as Items 2.R. and 2.S.

Motion by Mayor Pro Tempore Land, seconded by Councilmember Guarriello, to approve the January 20, 2009 agenda as amended and unanimously approved.

ADJOURNMENT MOTIONS:

Mayor Pro Tempore Land requested that the meeting be adjourned in memory of Herb Katz, a former Mayor and Councilmember of the City of Santa Monica. She requested that the meeting be adjourned in memory of Jack Gard, longtime member and President of Project Rainbow in the City.

Mayor Prang requested that the meeting be adjourned in memory of Ed Auger, a West Hollywood resident. He requested that the meeting be adjourned in memory of Harvey Siegel, the brother of Dan Siegel who is the President of the West Hollywood West Residents Association. He requested that the meeting be adjourned in memory of actor Ricardo Montalban. He requested that the meeting be adjourned in memory of Garth Gardner, the former President of the California Contract Cities Association, and a former Mayor of the City of Pico Rivera.

Councilmember Duran requested that the meeting be adjourned in memory of Edward Lopez, the father of Anthony Urquidez who is the partner of Council Deputy Hernan Molina. He requested that the meeting be adjourned in memory of Marty Maraz, a long-

time support of the West Hollywood recovery community. He requested that the meeting be adjourned in memory of the following soldiers who died in Iraq and Afghanistan since the last City Council meeting: Pfc. Christopher W. Lotter, Lance Cpl. Chadwick A. Gilliam, Staff Sgt. Anthony D. Davis, Staff Sgt. Justin L. Bauer, Sgt. Marquis R. Porter, Pvt. Sean P. McCune, Senior Airman Omar J. McKnight.

PRESENTATIONS:

Mayor Pro Tempore Land presented a proclamation to members of the Women's Advisory Board in recognition of the 36th anniversary of the Roe v. Wade Supreme Court decision.

Frontiers Magazine presented an award to the City Council in recognition of their support of the annual Toy Box Party fundraising event in the City.

Mayor Pro Tempore Land spoke regarding a new program in the City, in conjunction with the National League of Cities, to offer a discount prescription card for West Hollywood residents.

1. PUBLIC COMMENT:

JIMMY PALMIERI, WEST HOLLYWOOD, spoke in support of Item 2.M.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding various local, state, and national issues.

PAULA WOODLEY, WEST HOLLYWOOD, spoke in support of Item 2.M.

BRETT MENDENHALL, LOS ANGELES, spoke in support of Item 2.M.

RIC ABRAMSON, WEST HOLLYWOOD, spoke in support of Item 2.O.

BRAD SEARS, LOS ANGELES, spoke in support of Item 2.L.

DAVID CRUZ, WEST HOLLYWOOD, spoke in support of Item 2.L.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke regarding rent control and housing issues in the City.

JEANNE DOBRIN, WEST HOLLYWOOD, thanked Mayor Prang for the street closure and power outage notices he provides to residents. She spoke regarding the upcoming General Municipal Election in the City. She spoke regarding development issues in the City.

BARBARA HAMAKER, WEST HOLLYWOOD, spoke regarding the recent Martin Luther King, Jr. Day event in the City, and congratulated Councilmember Duran for receiving the Keeper of the Dream Award.

RIC RICKLES, WEST HOLLYWOOD, spoke regarding the annual Toy Box Party fundraising event in the City. He thanked residents and the City Council for their well-wishes during his recent illness.

LAUREN MEISTER, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello spoke regarding the inauguration of the new President of the United States Barack Obama.

Councilmember Heilman apologized for arriving late to the meeting.

Mayor Pro Tempore Land spoke regarding the inauguration of the new President of the United States Barack Obama. She thanked City staff for organizing the recent Martin Luther King, Jr. Day event in the City, and congratulated Councilmember Duran for receiving the Keeper of the Dream Award. She spoke regarding the upcoming National League of Cities event "Leadership Finding Solutions for Cities Today".

Mayor Prang thanked City staff for organizing the recent Martin Luther King, Jr. Day event in the City, and congratulated Councilmember Duran for receiving the Keeper of the Dream Award. He congratulated the Fairfax High School Marching Band for receiving 2nd place in a regional competition and being invited to represent the State of California in Washington, D.C. He spoke regarding his recent attendance at the California Contract Cities Legislative Tour in Sacramento. He spoke regarding the upcoming Westside Urban Forum Mayor's Summit. He provided further clarification of Item 2.R. (6.A.) on the agenda.

CITY MANAGER'S REPORT: None.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$128,700.00 in expenditures and \$0.00 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G.,H., I.,J.,K.,L.,M.,N.,O.,Q.,R.,S. **Motion by Councilmember Guarriello, seconded by Councilmember Heilman and unanimously approved.**

2.A. POSTING OF AGENDA:

The agenda for the meeting of Tuesday, January 20, 2009 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, January 15, 2009.

ACTION: Receive and file. **Approved as part of the Consent Calendar.**

2.B. APPROVAL OF MINUTES:

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

ACTION: Approve the minutes of January 5, 2009. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 618, RESOLUTION NO. 09-3765:

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

ACTION: Approve Demand Register No. 618 and adopt Resolution No. 09-3765, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 618." **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

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

ACTION: Deny the claims of Alexa Nourafchan, Wanda Wellerstein, and Heather Samitt and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 09-803 (2ND READING), ESTABLISHING A BID PROTEST PROCEDURE IN CONNECTION WITH CITY CONSTRUCTION PROJECTS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE [T. WEST, C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 09-803, a proposed ordinance establishing a bid protest procedure in connection with City construction projects and amending the West Hollywood Municipal Code.

ACTION: Waive further reading and adopt Ordinance No. 09-803, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A BID PROTEST PROCEDURE IN CONNECTION WITH CITY CONSTRUCTION PROJECTS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

The City Council will receive reports from various Commissions on actions taken at their recent meetings.

ACTION: Receive and file. **Approved as part of the Consent Calendar.**

2.G. ADOPTION OF THE CURRENT EDITION OF THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION [O. DELGADO, S. PERLSTEIN]:

The Council will consider adoption of the 2009 edition of the Standard Specifications for Public Works Construction, (commonly called the "Greenbook") for use on public works projects and any work done in the public right of way.

ACTION: Adopt Resolution No. 09-3766, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGULATING MATERIALS OF CONSTRUCTION AND THEIR USE IN THE ERECTION, INSTALLATION, ALTERATION, REPAIR, REMOVAL, CONVERSION, DEMOLITION, AND CONSTRUCTION OF PUBLIC WORKS IMPROVEMENTS IN THE CITY OF WEST HOLLYWOOD; PROVIDING FOR THE ADMINISTRATION OF CONTRACTS AS WELL AS PERMITS ISSUED IN CONNECTION WITH SUCH IMPROVEMENTS; AND REPEALING ALL RESOLUTIONS AND PARTS OF RESOLUTIONS IN CONFLICT THEREWITH." **Approved as part of the Consent Calendar.**

2.H. AUTHORIZE A CONTRACT WITH VISION INTERNET FOR THE DEVELOPMENT AND DESIGN OF A NEW CITY WEBSITE [H. GOSS, B. WHITE, A. GANDHY, B. GANLEY]:

The City Council will consider authorizing a contract with Vision Internet for the development, design and implementation of an upgraded City website.

ACTION: 1) Authorize a contract with Vision Internet for the development, design and implementation of a new City website; and 2) Authorize the City Manager to enter into a contract with Vision Internet in an amount not to exceed \$50,000. **Approved as part of the Consent Calendar.**

2.I. CONTRACT WITH STERN CONSULTING [P. AREVALO, M. GERLE]

The Council will consider approving a contract with Stern Consulting for the purpose of providing professional services as they relate to design and preparation of a Customer Relationship Management (CRM) system as well as the study of Community Development Department work flow operations in order to enhance and formalize those processes.

ACTION: Approve the contract with Stern Consulting in an amount not to exceed \$36,000 and authorize the City Manger to sign. **Approved as part of the Consent Calendar.**

2.J. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH JOHN L. HUNTER ASSOCIATES TO ASSIST THE CITY TO IMPLEMENT PROGRAMS FOR COMPLIANCE WITH THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT [O. DELGADO, S. PERLSTEIN]

This item requests that the City Council approve a professional service agreement with John L. Hunter Associates for professional services to assist the City to implement programs for compliance with the National Pollutant Discharge Elimination System (NPDES) Permit.

ACTION: Approve a professional services Agreement in an amount not to exceed \$35,000 with John L. Hunter Associates and authorize the City

Manager to sign the Agreement. **Approved as part of the Consent Calendar.**

2.K. INCREASE COMPENSATION FOR POLL WORKERS [T. WEST, G. VESPOINT]

The City Council will consider approving an increase to the stipends afforded poll workers hired by the City Clerk's office to staff West Hollywood's General Municipal Election.

ACTION: Increase the stipend for Clerks from \$65 to \$80 and increase the stipend for Inspectors from \$75 to \$100. **Approved as part of the Consent Calendar.**

2.L. CO-SPONSORSHIP OF THE WILLIAMS INSTITUTE'S CONFERENCE, "THE GLOBAL ARC OF JUSTICE: SEXUAL ORIENTATION LAW AROUND THE WORLD" [J. HEILMAN, F. SOLOMON, J. DURAN, H. MOLINA, E. VALENCIA]

The City Council will consider co-sponsoring the 2009 Williams Institute's conference, to be held in the City of West Hollywood in March, 2009.

ACTION: 1) Approve the City of West Hollywood's co-sponsorship of the Williams Institute's Conference: "The Global Arc of Justice: Sexual Orientation Law Around the World", and allow the use of the City's name and logo on event promotional materials; 2) Direct Public Information Office to utilize City resources to promote Conference activities; and 3) Direct staff to work with the West Hollywood Marketing and Visitors Bureau and the Williams Institute's Committee to facilitate Conference activities in the City. **Approved as part of the Consent Calendar.**

2.M. TWEAKERS PROJECT UPDATE AND CO-SPONSORSHIP OF THE SOBER SIZZLES CAMPAIGN [J. DURAN, H. MOLINA]

The City Council will review an update from the Tweakers Project and consider co-sponsoring the Sober Sizzles Campaign.

ACTION: 1) Receive and file update report; 2) Approve co-sponsorship of the Tweakers Project's new campaign called "Sober Sizzles" and authorize the use of the City name and logo on all campaign materials; and 3) Direct staff to assist with the launch and promotion of the of the "Sober Sizzles" campaign. **Approved as part of the Consent Calendar.**

2.N. WEST HOLLYWOOD WOMEN'S HEART HEALTH CAMPAIGN 2009 AND AMERICAN HEART MONTH [A. LAND, C. PLANK, J. DURAN, H. MOLINA]

The City Council will consider approving the annual participation West Hollywood Women's Heart Health Campaign 2009 and in both National Wear Red Day and National Woman's Heart Day.

ACTION: Direct staff to promote the West Hollywood Women's Heart Health Campaign 2009 and American Heart Month and incorporate materials from both the National Wear Red Day and the National Woman's Heart Day Program with the City's on-going health awareness

efforts throughout the year. **Approved as part of the Consent Calendar.**

2.O. CREATION OF THE WEST HOLLYWOOD DESIGN AND ARCHITECTURAL HOTEL TOUR [J. HEILMAN, F. SOLOMON, M. HORNER, R. REYNOLDS, M. LOUIE]

The City Council will consider a resolution supporting the creation of the West Hollywood Design and Architectural Hotel Tour.

ACTION: 1) Approve the creation of the West Hollywood Design and Architectural Hotel Tour and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Direct the Department of Public Information and Prosecution Services to utilize city resources to publicize these events; 3) Direct the Department of Economic Development to work with the Avenues of Art and Design, the West Hollywood Marketing and Visitors Bureau, the Sunset Strip Business Association to maximize the marketing and promotional opportunities for the tour; and 4) Direct the Department of Economic Development to return to the City Council in 60 days with a refined concept, management plan and budget. **Approved as part of the Consent Calendar.**

2.P. INCREASING AND IMPLEMENTING OUTREACH EFFORTS TO RUSSIAN-SPEAKING RESIDENTS IN GENERAL PLAN UPDATE [J. HEILMAN, F. SOLOMON, T. LIN]

ACTION: This Item was moved to the Excluded Consent Calendar.

2.Q. CO-SPONSORSHIP OF THE COURAGE CAMPAIGN'S "CAMP COURAGE" TRAINING SEMINAR [J. PRANG, J. DURAN, J. STEVENS, H. MOLINA]

The City Council will consider co-sponsorship of the Courage Campaign's "Camp Courage," a skills-building training program for marriage equality activists scheduled for Sunday, January 25, 2009 in the West Hollywood Park Auditorium.

ACTION: Authorize co-sponsorship of Camp Courage, which includes: a) Authorize the use of West Hollywood Park Auditorium for Camp Courage training sessions between the hours of 7:30 a.m. and 6:00 p.m. on Sunday, January 25, 2009; and b) Authorize the waiver of all applicable City of West Hollywood Special Event Fees and additionally direct City Recreation Services Staff to coordinate event set up and tear down with Camp Courage organizers. **Approved as part of the Consent Calendar.**

2.R. (6.A.) AN ORDINANCE PERTAINING TO PEDDLING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE [O. DELGADO, J. AUBEL]

The City Council will consider adopting an ordinance amending the West Hollywood Municipal Code to add to the definition of peddling and to make the peddling of liquids and edibles without a business license a misdemeanor.

ACTION: Introduce on first reading Ordinance No. 09-804, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PERTAINING TO PEDDLING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.S. (6.B.) AN ORDINANCE AMENDING THE BUSINESS LICENSE ORDINANCE PERTAINING TO PROCESSING APPLICATIONS FOLLOWING A LICENSE REVOCATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE [O.DELGADO, J. AUBEL]

The City Council will consider adopting an ordinance to amend Title 5, Chapter 5.08 Section 200.b of the West Hollywood Municipal Code to require a licensee who has had their business license revoked, modified, or suspended to return to the Business License Commission before they are issued a new license.

ACTION: Introduce on first reading Ordinance No. 09-805, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE BUSINESS LICENSE ORDINANCE PERTAINING TO PROCESSING APPLICATIONS FOLLOWING A LICENSE REVOCATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A ZONE TEXT AMENDMENT 2008-005 UPDATING THE DEFINITIONS THAT APPLY TO THE CULTURAL HERITAGE PRESERVATION ORDINANCE [S. KEENE, J. KEHO, F. CONTRERAS]

The City Council will continue to a date uncertain, the public hearing to consider an amendment of the City of West Hollywood Zoning Ordinance to include in its definitions the 2008 R2, R3, R4 Multi-Family Survey Report (2008 Survey Update) and include the identified properties in the 2008 Survey Update as potential cultural resources. These definitions apply to the provisions of the West Hollywood Municipal Code (WHMC) Chapter 19.58 (Cultural Heritage Preservation Ordinance). Notices of this hearing will be re-distributed and published as required by law.

City Clerk West stated that the Item was noticed as required by law.

Mayor Prang opened the public hearing and no speakers came forward.

ACTION: Continue the public hearing to a date uncertain. **Carried by Consensus of the Council.**

3.B. APPROVAL OF FISCAL YEAR 2009-2010 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM PLANNING SUMMARY AND BUDGET [A. WINDERMAN, R. BURNLEY]:

The City Council will solicit comments on the City of West Hollywood's proposed CDBG planning summary and budget for fiscal year 2009-2010.

Following the public hearing, the City Council will consider approving the proposed resolution, project plan and budget.

City Clerk West stated that the Item was noticed as required by law.

Mayor Prang opened the public hearing and no speakers came forward.

Mayor Pro Tempore Land provided further clarification of the Item.

ACTION: 1) Approve the 2009-2010 CDBG program budget, and instruct staff to submit the CDBG Program Planning Summary for approval to the Los Angeles County Community Development Commission (CDC); 2) Authorize staff to adjust the 2009-2010 program budget as necessary to take into account the final CDBG allocation from the U.S. Department of Housing and Urban Development (HUD) and any amounts remaining unspent at the close of the current fiscal year; and 3) Adopt Resolution No. 09-3767, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING THE PROGRAM PLANNING SUMMARY FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2009-2010." **Motion by Councilmember Guarriello, seconded by Councilmember Duran and unanimously approved.**

4. UNFINISHED BUSINESS: NONE

5. NEW BUSINESS: NONE

EXCLUDED CONSENT CALENDAR:

2.P. INCREASING AND IMPLEMENTING OUTREACH EFFORTS TO RUSSIAN-SPEAKING RESIDENTS IN GENERAL PLAN UPDATE [J. HEILMAN, F. SOLOMON, T. LIN]

The City Council will consider increasing and implementing targeted outreach efforts to the Russian-speaking community during the General Plan update process.

Councilmember Heilman provided background information as outlined in the staff report dated January 20, 2009.

Mayor Pro Tempore Land spoke regarding concerns surrounding the disclaimer in the Recommendation, and suggested that the disclaimer be more general.

ACTION: 1) Direct the Department of Community Development staff to produce a report detailing the implementation of past outreach strategies to the Russian-speaking community regarding the General Plan update and the results of those efforts. The report should also include an outline

of future outreach strategies to the Russian-speaking community, the implementation of outlined strategies, and a means to measure the community responses quantitatively. The report should be completed for City Council review by the next Council meeting; and 2) Direct the Director of the Department of Community Development to immediately include a disclaimer on all existing and future published and visual materials regarding the General Plan update: "Disclaimer: This information reflects community input received to date and may be incomplete while the City of West Hollywood continues outreach to the community." **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Land, and unanimously approved.**

PUBLIC COMMENT: None.

6. LEGISLATIVE:

**6.A. AN ORDINANCE PERTAINING TO PEDDLING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE [O. DELGADO, J. AUBEL]
ACTION: This Item was moved to the Consent Calendar as Item 2.R.**

**6.B. AN ORDINANCE AMENDING THE BUSINESS LICENSE ORDINANCE PERTAINING TO PROCESSING APPLICATIONS FOLLOWING A LICENSE REVOCATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE [O.DELGADO, J. AUBEL]
ACTION: This Item was moved to the Consent Calendar as Item 2.S.**

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 7:32 P.M. in memory of Herb Katz, Jack Gard, Ed Auger, Harvey Siegel, Ricardo Montalban, Garth Gardner, Edward Lopez, Marty Maraz, and all the soldiers who died in Iraq and Afghanistan since the last City Council meeting. They adjourned to their next regular meeting, which will be on Monday, February 2, 2009 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.