

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, MAY 4, 2009  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BOULEVARD**

**CALL TO ORDER:** Mayor Land called the meeting to order at 6:40 P.M.

**PLEDGE OF ALLEGIANCE:** Steven Kay led the pledge.

**ROLL CALL:**

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

ABSENT: None.

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, City Clerk West, and Assistant City Clerk Schaffer.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins reported that the closed session was called to order at 6:00 P.M. He stated that there were no public speakers. He stated that the closed session adjourned at 6:35 P.M. with no reportable action taken.

**APPROVAL OF AGENDA:**

Councilmember Prang requested that Items 6.A. and 6.B. be moved to the Consent Calendar as Items 2.O. and 2.P.

Mayor Land spoke regarding a request from the Appellant of Item 3.A. to continue the Item. Mayor Pro Tempore Heilman and Mayor Land spoke regarding a previous continuance of the Item, and spoke in support this being the final continuance granted for the Item.

**Motion by Councilmember Prang, seconded by Councilmember Duran to CONTINUE Item 3.A. to the meeting of May 18, 2009.**

**Motion by Councilmember Prang, seconded by Mayor Pro Tempore Heilman to approve the May 4, 2009 agenda as amended and unanimously approved.**

**ADJOURNMENT MOTIONS:**

Councilmember Prang requested that the meeting be adjourned in memory of Joann Delores Olivito, the mother of Sam Olivito, the Executive Director of the California Contract Cities Association. He requested that the meeting be adjourned in memory of Elliott Simmons, a West Hollywood resident, activist, and the partner of Project Advisory Committee Member Michael Arrigo.

Councilmember Duran requested that the meeting be adjourned in memory of Steve Gideon, a West Hollywood resident and activist. 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: Cpl. William C. Comstock, Cpl. Brad A. Davis, Command Sgt. Maj. Benjamin Moore Jr., Staff Sgt. Leroy O. Webster, Staff Sgt. Mark A. Wojciechowski, Petty Officer 2nd Class Tyler J. Trahan, Sgt. James R. McIlvaine.

Mayor Land requested that the meeting be adjourned in memory of the grandson of Senior Advisory Board Member Bernice Levin.

## **PRESENTATIONS:**

Mayor Land presented a proclamation in recognition of Bike to Work Day.

Mayor Land presented a proclamation in recognition of Senior Month.

### **1. PUBLIC COMMENT:**

KEVIN MARGOLD, WEST HOLLYWOOD, spoke regarding public safety issues near the Hilldale Avenue and Santa Monica Boulevard area.

ROBERT BRUGEMAN, EXECUTIVE DIRECTOR OF THE AVENUES OF ART AND DESIGN, spoke in support of Item 2.M.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke in opposition to Item 2.I. and spoke regarding parking meter issues surrounding the development project at Hancock and Santa Monica Boulevard. He also spoke regarding the advertisement of City Council meetings on Time Warner Cable.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding Mother's Day and his mother Josephine Gattuso. He encouraged residents to support West Hollywood businesses.

JOHN ANGELO, WEST HOLLYWOOD, spoke regarding the recent passing of West Hollywood resident Elliott Simmons.

RAUL ALONSO, WEST HOLLYWOOD, spoke regarding the recent passing of West Hollywood resident Elliott Simmons.

ESTHER BAUM, WEST HOLLYWOOD, thanked the City Council and City staff for their ongoing support of the Senior Advisory Board.

LAUREN MEISTER, WEST HOLLYWOOD, spoke regarding the vacant seat on the City Council and her decision not to submit an application.

DAVID NASH, WEST HOLLYWOOD, spoke in support of Item 5.A.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the need for public speakers to speak directly into the microphone. She spoke in support of a regional animal shelter.

SALLY KIRKLAND, WEST HOLLYWOOD, spoke regarding medical marijuana issues in the City. She spoke regarding the recent passing of West Hollywood resident Elliott Simmons.

MARCY NORTON, WEST HOLLYWOOD, spoke regarding the recent passing of West Hollywood resident Elliott Simmons.

**COUNCILMEMBER COMMENTS:**

Councilmember Prang spoke regarding public comment surrounding Item 2.I. and provided further clarification. He spoke regarding the upcoming Victory in Europe Celebration in the City. He spoke regarding the upcoming Gifts for Guns exchange program hosted by the West Hollywood Sheriff's Station. He thanked Councilmember Duran and City staff for organizing the recent Gay Men's Forum in the City.

Mayor Pro Tempore Heilman spoke regarding public comment surrounding parking meter issues near the development project at Hancock Avenue and Santa Monica Boulevard, and requested City staff to investigate the issue. He congratulated City Manager Arevalo and Allyne Winderman, Director of Rent Stabilization and Housing, for recently completing the Orange County Marathon.

Mayor Land spoke regarding noticing of public meetings, and spoke regarding public comment surrounding advertising City Council meetings on Time Warner Cable, and requested the City Manager to investigate the issue. She requested Captain Buddy Goldman to investigate public comments surrounding safety issues near the Hilldale Avenue and Santa Monica Boulevard area. She spoke regarding the ongoing Prescription Discount Drug Program in the City, in conjunction with the National League of Cities. She spoke regarding an open call for artists to participate in a program called Out There. She spoke regarding the upcoming City Council meeting on Wednesday, May 6, 2009 to fill the vacant City Council seat, and requested the City Clerk to notify all applicants that they will be given an opportunity to address the City Council.

**CITY MANAGER'S REPORT:** None.

**FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk West stated that the fiscal impact on the Consent Calendar is \$3,120,000.00 in expenditures and \$-2,590.00 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.,P. **Motion by Councilmember Duran, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

**2.A. POSTING OF AGENDA:**

*The agenda for the meeting of Monday, May 4, 2009 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, April 30, 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 April 20, 2009 and April 27, 2009. **Approved as part of the Consent Calendar.**

**2.C. DEMAND REGISTER NO. 625, RESOLUTION NO. 09-3805:**

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

**ACTION:** Approve Demand Register No. 625 and adopt Resolution No. 09-3805, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 625." **Approved as part of the Consent Calendar.**

**2.D. TREASURER'S REPORT FOR MARCH 2009:**

*The City Council will receive the Treasurer's Report for the month ended March 2009 pursuant to Section 53646 of the Government Code of the State of California.*

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

**2.E. 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 Mercury Insurance (Fakhry, Wael) and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

**2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

*The City Council will receive reports from the Disabilities Advisory Board, Public Facilities Commission, Public Safety Commission, Senior Advisory Board and Transportation Commission on actions taken at their recent meetings.*

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

**2.G. RESIGNATIONS FROM CITY COMMISSIONS, ADVISORY BOARDS, AND COMMITTEES [T. WEST, C. SCHAFFER]:**

*The City Council will accept the resignation of Project Advisory Committee Member Blumes Tracy, effective April 19, 2009; and the resignation of Women's Advisory Board Member Vicki Geis, effective April 15, 2009.*

**ACTION:** Accept with regret the resignation of Blumes Tracy from the Project Advisory Committee and Vicki Geis from the Women's Advisory Board. **Approved as part of the Consent Calendar.**

**2.H. TRANSPORTATION CONTRACTOR SELECTION TO PROVIDE TAXI COUPON PROGRAM ADMINISTRATION SERVICES [L. LONG, D. DENNIS, J. ROONEY]:**

*The City Council will consider the approval of an agreement with My Transit Plus to provide Taxi Coupon Program Administration Services.*

**ACTION:** Approve a six-year agreement, with three-one year extension options, with My Transit Plus, in an amount not to exceed \$3,000,000 to provide Taxi Coupon Program Administration and Reimbursements, and authorize the City Manager to sign. **Approved as part of the Consent Calendar.**

**2.I. PURCHASE SINGLE SPACE PARKING METERS [O. DELGADO, J. ROCCO, R. MARQUEZ, L. THU]:**

*The City Council will consider granting approval to purchase eighty (80) single space parking meters that accept credit card payments.*

**ACTION:** 1) Authorize staff to negotiate an agreement with the IPS Group to purchase eighty (80) single space, credit card parking meters in an amount not to exceed \$60,000; and 2) Approve the issuance of a purchase order by the Department of Finance. **Approved as part of the Consent Calendar.**

**2.J. AMEND AGREEMENT FOR SERVICES WITH MARIA RYCHLICKI FOR ONGOING PLANNING DIVISION SERVICES [S. KEENE, J. KEHO]:**

*The City Council will amend an existing Agreement for Services with Maria Rychlicki to provide continued planning services for the Planning Division.*

**ACTION:** Approve an amendment to the existing Agreement for Services with Maria Rychlicki for the General Plan Update serving as Project Manager to increase the not-to-exceed amount from twenty-five thousand (\$25,000.00) to eighty-five thousand dollars (\$85,000.00). **Approved as part of the Consent Calendar.**

**2.K. APPROVAL OF FINAL TRACT MAP NO. 64222 FOR THE CONDOMINIUM PROJECT LOCATED AT 8833 CYNTHIA STREET [O. DELGADO, S. PERLSTEIN]:**

*The City Council will consider the approval of Final Tract Map No. 64222, a five unit condominium, located on Cynthia Street, between Larrabee Street and Palm Avenue.*

**ACTION:** 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; and 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. 64222; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 64222 the certificate that embodies the approval of said map. **Approved as part of the Consent Calendar.**

**2.L. REVISED CLASSIFICATION SPECIFICATIONS AND RECLASSIFICATION OF FOUR POSITIONS [V. LOVE, L. BOCK, Y. MAURIS, S. SCHUMACHER]:**

*The City Council will consider three revised classification specifications and the reclassification of four positions.*

**ACTION:** 1) Approve the revised classification specification for the position of Parking Operations Officer. No change in salary grade is recommended; 2) Approve the title change of the position of Parking Services Officer classification specification; 3) Approve the revised classification specification for the position of Code Compliance Officer. No change in salary grade is recommended; 4) Authorize the reclassification of position of Management Analyst to Senior Management Analyst within the Assistant City Manager's Division and authorize the salary placement from Grade 4280E to Grade 4290E. The salary difference has been included in the current budget; 5) Authorize the reclassification of one Human Resources Analyst position to Human Resources Supervisor. Approve the new classification specification of Human Resources Supervisor and authorize salary placement from Grade 4280E to Grade 4290E. The salary difference has been included in the current budget; 6) Authorize the reclassification of one Senior Code Compliance Officer (Commercial) to Code Compliance Supervisor (Commercial) within the Code Compliance Division. Approve the new classification specification of Code Compliance Supervisor (Commercial) and authorize salary placement from Grade 5250N to Grade 5270E. The salary difference has been included in the current budget; and 7) Authorize the reclassification of Transportation Planner to Senior Transportation Planner within the Transportation Division. Approve the new classification specification of Senior Transportation Planner and authorize salary placement from Grade 5280E to Grade 5300E. The position is vacant and included in the FY 09 - 10 budget. **Approved as part of the Consent Calendar.**

**2.M. SPONSORSHIP AND CITY FINANCIAL SUPPORT OF THE AVENUES OF ART & DESIGN BUSINESS IMPROVEMENT DISTRICT ART & DESIGN WALK 2009 [R. REYNOLDS, J. HUFFER, M. LOUIE]:**

*The City Council will consider sponsorship of the 12<sup>th</sup> Annual Art & Design Walk, including a closure of a portion of Melrose Avenue, waiving city-related event permit fees and lifting parking restrictions in the Avenues of Art and Design Business Improvement District (BID) during the event on Saturday, May 30, 2009.*

**ACTION:** 1) Approve sponsorship of the Avenues of Art & Design Walk and authorize the use of the City name and logo on invitations, programs and other collateral materials; 2) Waive residential permit parking between the hours of 3:00 p.m. and 10:00 p.m. in Permit Parking Districts 1 and 2; waive enforcement at parking meters on Beverly Boulevard, Melrose Avenue, Robertson Boulevard and any side streets in the Avenues of Art & Design district from 3:00 p.m. to 6:00 p.m. on May 30, 2009; 3) Authorize the closure of Melrose Avenue between Doheny Drive and Robertson Boulevard from 12:00 p.m. until no later than 10:00 p.m. on May 30, 2009; 4) Direct the Avenues of Art & Design BID to conduct neighborhood and business outreach in advance of the event; 5) Approve in kind support in the form of fee waivers totaling \$2,590 as outlined; and 6) Authorize the City Manager to sign and execute any necessary documents or forms. **Approved as part of the Consent Calendar.**

**2.N. A RESOLUTION IN SUPPORT OF SB 572 (LENO), A BILL TO ANNUALLY PROCLAIM MAY 22 AS HARVEY MILK DAY IN CALIFORNIA [J. PRANG, J. STEVENS, J. HEILMAN, F. SOLOMON]:**

*The City Council will consider adopting a resolution supporting SB 572 (Leno), which would annually designate May 22 as Harvey Milk Day in California.*

**ACTION:** 1) Adopt Resolution No. 09-3806, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING AB 2567 (LENO), A BILL TO PROCLAIM MAY 22 AS HARVEY MILK DAY IN CALIFORNIA"; and 2) Direct staff to send copies of signed resolutions to State Senators Mark Leno and Fran Pavley, State Assemblymember Mike Feuer, Assembly Speaker Karen Bass, Senate President pro Tempore Darrell Steinberg and Governor Schwarzenegger. Additionally send signed copies to the LGBT Legislative Caucus and to legislative committees as appropriate. **Approved as part of the Consent Calendar.**

**2.O. (6.A.) PROPOSED CHANGE TO THE RENT STABILIZATION ORDINANCE, WHMC § 17.08.010(11), TO CLARIFY THAT THE TERM "LANDLORD" INCLUDES SUCCESSORS IN INTEREST [A. WINDERMAN, M. HULL, J.S. LEWIS]:**

*City Council will consider an ordinance amending § 17.08.010(11) to make clear that, for purposes of the Rent Stabilization Ordinance, the term "landlord" includes a landlord's successors in interest.*

**ACTION:** Introduce on first reading Ordinance 09-810, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING WHMC § 17.08.010(11), TO CLARIFY THAT, FOR PURPOSES OF THE RENT STABILIZATION ORDINANCE, THE TERM "LANDLORD" INCLUDES SUCCESSORS IN INTEREST." **Approved as part of the Consent Calendar.**

**2.P. (6.B.) AMEND THE BUSINESS LICENSE ORDINANCE PERTAINING TO THE MANAGER LICENSE REQUIREMENT [O. DELGADO, J. AUBEL]:**

*The City Council will consider adopting an ordinance to amend Title 5, Chapter 5.104 of the West Hollywood Municipal Code deleting the manager's license requirement for hotels, grocery stores, drug stores and department stores.*

**ACTION:** Introduce for first reading ORDINANCE NO. 09-811, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PERTAINING TO THE MANAGER REQUIREMENT FOR PUBLIC EATING WITH ALCOHOL LICENSES." **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. THE DESIGNATION OF THE PROPERTY LOCATED AT 1228 FLORES AVENUE AS A LOCAL CULTURAL RESOURCE [S. KEENE, J. KEHO, J. ALKIRE]:**

*The City Council will consider designating the buildings located at 1228 Flores Street as a Local Cultural Resource.*

**ACTION:** CONTINUE this Item to the City Council Meeting of May 18, 2009. **Carried by Consensus of the Council.**

**4. UNFINISHED BUSINESS:**

**4.A. GENERAL PLAN UPDATE – COMMUNITY TELEPHONE SURVEY FINDINGS AND COMMUNITY OUTREACH [S. KEENE, J. KEHO, B. SIEGL]:**

*The City Council will receive and file a report on the November 8, 2008 Community Workshop, the General Plan Community Telephone Survey final report, and an update on outreach efforts to the Russian-speaking community.*

Bianca Siegl, Associate Planner, provided background information as outlined in the staff report dated May 4, 2009.

RIC RICKLES, WEST HOLLYWOOD, spoke regarding the passing of the grandson of Senior Advisory Board Member Bernice Levin. He thanked Community Development Director Susan Healy Keene for her continued support of the Senior Advisory Board.



Mayor Pro Tempore Heilman thanked City staff for their work on additional outreach to the Russian-speaking community.

Mayor Land spoke requested staff to investigate the possibility of broadening the upcoming outreach programs to include more of the community.

**ACTION:** Receive and file report. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Prang and unanimously approved.**

**4.B 25<sup>th</sup> ANNIVERSARY CAPITAL PROJECT - AWARD OF CONTRACT FOR GENERAL CONTRACTOR FOR THE WEST HOLLYWOOD PARK PHASE 1 IMPLEMENTATION AND NEW LIBRARY PROJECT (ED 09-001) [J. ENGLISH, R. REYNOLDS, J. HUFFER]:**

*The City Council will consider awarding a contract to W. E. O'Neil Construction Company, the lowest responsive bidder, for the West Hollywood Park Phase 1 Implementation and New West Hollywood Library Project, the first component of the 25<sup>th</sup> Anniversary Capital Project.*

Ray Reynolds, Director of Economic Development and Special Projects, provided background information as outlined in the staff report dated May 4, 2009.

**ACTION:** 1) Accept the bid dated March 20, 2009, in the amount of \$35,115,473 for the original scope of work as outlined in Bid Package ED 09-001 as submitted by W. E. O'Neil Construction Company, El Segundo, California; 2) Authorize the City Manager and Mayor to sign and execute an Agreement with W. E. O'Neil Construction Company in an amount of \$35,115,473 and all other required documents for the Project; 3) Authorize the Director of Economic Development and Special Projects, or his designee, to negotiate and execute change orders to the contract with W. E. O'Neil Construction Company for related, additional but unforeseen work, which may develop during the project; the total value of which shall not exceed a 10% contingency of the original contract amount (\$3,512,000); and 4) Reject all other bids and return associated Bid Bonds. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Prang and unanimously approved.**

**4.C. 25<sup>th</sup> ANNIVERSARY CAPITAL PROJECT - AWARD OF CONTRACT FOR INSPECTION AND MATERIAL TESTING SERVICES FOR THE WEST HOLLYWOOD PARK PHASE 1 IMPLEMENTATION AND NEW LIBRARY PROJECT (ED 09-001) [J. ENGLISH, R. REYNOLDS, J. HUFFER]:**

*The City Council will consider awarding a contract to the best qualified proposer for Deputy Construction Inspection and Material Testing; and*

*Roofing and Waterproofing Inspection in conjunction with the West Hollywood Park Master Plan Project.*

Helen Collins, Senior Administrative Analyst, provided background information as outlined in the staff report dated May 4, 2009.

Mayor Pro Tempore Heilman requested further clarification from staff regarding the request for proposal process.

City Manager Arevalo thanked Ray Reynolds, Director of Economic Development and Special Projects, for all his work on the West Hollywood Library project.

**ACTION:** 1) Accept the proposal dated April 15, 2009, in the amount of \$418,920 as submitted by Quality Assurance Inspections, Inc. of Long Beach, California for Deputy Construction Inspection and Material Testing; 2) Accept the proposal dated April 15, 2009, in the amount of \$69,240 as submitted by Twining Laboratories, Inc. of Long Beach, California for Roofing and Waterproofing Inspection and Material Testing; 3) Authorize the City Manager to sign an Agreement with Quality Assurance Inspections, Inc. in an amount of \$418,920 for the West Hollywood Park Master Plan Project Deputy Construction Inspection and Material Testing; 4) Authorize the City Manager to sign an Agreement with Twining Laboratories, Inc. in an amount of \$69,240 for the West Hollywood Park Master Plan Project Roofing and Waterproofing Inspection and Material Testing; 5) Authorize the Director of Economic Development and Special Projects, or his designee to negotiate and execute one or more change orders to the contracts outlined above for related, additional but unforeseen work, which may develop during the project; the total value of which shall not exceed a 20% contingency of the original contract amounts; and 6) Reject all other proposals. **Motion by Councilmember Duran, seconded by Councilmember Prang and unanimously approved.**

**5. NEW BUSINESS:**

**5.A. ACQUISITION AND PREDEVELOPMENT LOAN AGREEMENT FOR AFFORDABLE HOUSING AT 1234 HAYWORTH AVENUE [A. WINDERMAN, J. SKORNECK, E. SAVAGE]:**

*The City Council will consider approving a Loan Agreement for Acquisition and Predevelopment Expenses with the West Hollywood Community Housing Corporation (WHCHC) in the amount of \$10.3 million to facilitate acquisition and rehabilitation of a 48-unit apartment house at 1234 Hayworth to serve as affordable housing.*

Jeffrey Skorneck, Housing Manager, provided background information as outlined in the staff report dated May 4, 2009.

ROBIN CONNERLY, EXECUTIVE DIRECTOR OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION, spoke in support of the Item.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of the Item.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke regarding the need to address all communities in need of affordable housing.

STEVEN KAY, LOS ANGELES, spoke in support of the Item.

VICTOR OMELCZENKO, WEST HOLLYWOOD, expressed concerns surrounding the purchase price of the property, and expressed concerns surrounding the appraisal process of the property.

JEANNE DOBRIN, WEST HOLLYWOOD, expressed concerns surrounding the purchase price of the property, and expressed concerns surrounding the appraisal process of the property.

ANSON SNYDER, WEST HOLLYWOOD, spoke in support of the Item.

STEWART HELLER, WEST HOLLYWOOD, spoke in support of the Item.

ED BUCK, WEST HOLLYWOOD, expressed concerns surrounding the purchase price of the property.

Councilmember Duran requested further clarification from City staff and the West Hollywood Community Housing Corporation regarding the appraisal process for the property.

Councilmember Prang requested further clarification from City staff regarding the construction costs in comparison with other affordable housing projects. He requested further clarification regarding accessibility to units on upper floors for seniors and disabled residents. He requested clarification regarding the current real estate market and the purchase price of the property.

Mayor Land spoke in support of the Item, and spoke regarding the due diligence performed by the City and the West Hollywood Community Housing Corporation.

Councilmember Duran spoke in support of the Item and spoke regarding the need to focus on rehabilitation of older apartment buildings in the City. He spoke regarding the need for affordable senior housing in the City.

Councilmember Prang spoke in support of the Item. He spoke in support of the City performing an independent appraisal of the property.

Mayor Land and Mayor Pro Tempore Heilman provided further clarification on the actions being taken by the City Council. Mayor Pro Tempore Heilman spoke in support of the Item.

**ACTION:** 1) Approve a Loan Agreement for Acquisition and Predevelopment Expenses with WHCHC for acquisition and rehabilitation of 1234 Hayworth Avenue for an amount not to exceed \$10.3 million; 2) Authorize the Director of Finance & Technology to allocate \$9.3 million from unallocated reserves in the Affordable Housing Trust Fund (AHTF) for the purpose of funding this loan to WHCHC; 3) Authorize the Director of Finance & Technology to fund any deficit in the AHTF caused by the loan with a loan from the General Fund; 4) Authorize the City Manager to execute documents substantially in the form attached. **Motion by Councilmember Duran, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

**5.B. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE FOR SUMMER 2009 [T. WEST, C. SCHAFFER, G. VESPOINT]:**

*The City Council will consider revising the City Council Regular Meeting Schedule for the summer months of 2009.*

**ACTION:** 1) Cancel the July 6, 2009 Council meeting and reschedule to July 13, 2009; and 2) Relocate the June 15, 2009 meeting from West Hollywood Park Auditorium to Plummer Park. **Carried by Consensus of the Council.**

**EXCLUDED CONSENT CALENDAR:** None.

**PUBLIC COMMENT:** None.

**6. LEGISLATIVE:**

**6.A. PROPOSED CHANGE TO THE RENT STABILIZATION ORDINANCE, WHMC § 17.08.010(11), TO CLARIFY THAT THE TERM “LANDLORD” INCLUDES SUCCESSORS IN INTEREST [A. WINDERMAN, M. HULL, J.S. LEWIS]:**

*City Council will consider an ordinance amending § 17.08.010(11) to make clear that, for purposes of the Rent Stabilization Ordinance, the term “landlord” includes a landlord’s successors in interest.*

**ACTION:** This Item was moved to the Consent Calendar as Item 2.O.

**6.B. AMEND THE BUSINESS LICENSE ORDINANCE PERTAINING TO THE MANAGER LICENSE REQUIREMENT [O. DELGADO, J. AUBEL]:**

*The City Council will consider adopting an ordinance to amend Title 5, Chapter 5.104 of the West Hollywood Municipal Code deleting the*

*manager's license requirement for hotels, grocery stores, drug stores and department stores.*

**ACTION: This Item was moved to the Consent Calendar as Item 2.P.**

**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 8:35 P.M. in memory of Joann Delores Olivito, Elliott Simmons, Steve Gideon, the grandson of Senior Advisory Board Member Bernice Levin, 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 Wednesday, May 6, 2009 at 6:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 18<sup>th</sup> day of May, 2009 by the following vote:

AYES:	Councilmember:	Duran, Horvath, Prang, Mayor Pro Tempore Heilman, and Mayor Land.
NOES:	Councilmember:	None.
ABSENT:	Councilmember:	None.
ABSTAIN:	Councilmember:	None.

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ABBE LAND, MAYOR

ATTEST:

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THOMAS R. WEST, CITY CLERK