

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, NOVEMBER 19, 2012
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Prang called the meeting to order at 6:39 p.m.

PLEDGE OF ALLEGIANCE: Michael Poles led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: Councilmember D'Amico

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

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the closed session was called to order at 6:09 p.m. He stated that there was no public comment. He stated that one item of threatened litigation was added to the Agenda. He stated that the closed session adjourned at 6:35 p.m. with no reportable action.

APPROVAL OF AGENDA:

Mayor Prang stated that an Urgency Item was submitted to the City Clerk's Office, and requested that the Item, regarding the proposed relocation of the West Hollywood Branch Post Office, be added to the Agenda as Consent Calendar Item 2.R.

City Manager Arevalo asked that Item 5.B. be moved to the Consent Calendar as Item 2.S.

Mayor Pro Tempore Land requested that Item 5.A. be moved to the Consent Calendar as Item 2.T., to include the adoption of Recommendation #3 outlined in the Staff Report, to place the measure on the ballot for the March 5, 2013 General Municipal Election. She also requested that additional direction be given to list the City Council as having priority to file the written argument against the measure with Mayor Prang being directed to take the lead on preparing the argument.

Motion by Mayor Pro Tempore Land, seconded by Councilmember Heilman to approve the November 19, 2012 agenda as amended. The agenda was unanimously approved, noting Councilmember D'Amico's absence.

ADJOURNMENT MOTIONS:

Councilmember Duran asked that the meeting be adjourned in memory of the late Historic Preservation Commissioner Bruce Kaye, who recently passed away. He also asked that the meeting be adjourned in memory of Rita Hester and all the victims of hate crimes against the Transgender Community.

Mayor Prang asked that the meeting be adjourned in memory of the following soldiers who died in Afghanistan since the last City Council meeting: Specialist Brett E.G. Gornewicz, 27, Specialist Ryan P. Jayne, 22, Staff Sergeant Dain T. Venne, 29, Private 1st Class Brandon L. Buttry, 19, Specialist Daniel L. Carlson, 21, Captain James D. Nehl, 37, Staff Sergeant Kenneth W. Bennett, 26, Sergeant Matthew H. Stiltz, 26, Staff Sergeant Rayvon Battle Jr., 25, Specialist Joseph A. Richardson, 23, and Sergeant Channing B. Hicks, 24.

PRESENTATIONS: None.

1. PUBLIC COMMENT:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the recent passing of David Joseph, a West Hollywood resident and musician. He spoke regarding various local, state, and national issues.

SCOTT SCHMIDT, WEST HOLLYWOOD, thanked the Council for placing Item 5.A. on the Consent Calendar and placing the measure on the ballot. He also spoke regarding prostate cancer awareness.

SHEILA LIGHTFOOT, WEST HOLLYWOOD, spoke regarding Item 5.A. and thanked the City Clerk's Office for their efforts during the process. She also thanked the volunteers who helped to gather signatures.

GRACIELA IPARRAGUIRRE, WEST HOLLYWOOD, spoke regarding Item 5.A. and spoke in support of term limits.

ELYSE EISENBERG, WEST HOLLYWOOD, thanked Council for placing Item 5.A. on the Consent Calendar. She expressed her condolences over the passing of Bruce Kaye.

JERI DEITRICK, LOS ANGELES, spoke in support of Item 5.B.

MARSHA SALISBURY, ALTADENA, spoke in support of Item 5.B.

IVY BOTTINI, WEST HOLLYWOOD, spoke in support of Item 5.B.

RUTH TITTLE, WEST HOLLYWOOD, spoke in support of Item 2.Q.

LINDSEY HORVATH, WEST HOLLYWOOD, spoke in support of Items 2.Q. and 5.B.

ROB BERGSTEIN, WEST HOLLYWOOD, spoke in support of Item 2.Q. He also spoke regarding the upcoming General Municipal Election on March 5, 2013.

MARC HAUPERT, BURBANK, spoke in support of Item 2.O.

DESIREE JADE SOL, WEST HOLLYWOOD, spoke regarding public safety and ensuring safety in residences during the winter months.

YOLA DORE, WEST HOLLYWOOD, spoke in support of Items 5.B. and 4.A. She also expressed concern regarding Item 2.M. and the possible loss of shuttle services on the Eastside.

CHRISTOPHER LANDAVAZO, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election on March 5, 2013.

NICK GARZILLI, WEST HOLLYWOOD, spoke regarding possible transportation improvements to include solar powered pods.

RABBI ELEANOR STEINMAN, SHERMAN OAKS, spoke in support of Item 2.O.

JENNY WORMAN, WEST HOLLYWOOD, spoke in support of public comment surrounding experimental solar powered transportation. She also spoke regarding a down power line on Alta Loma.

KEITH KAPLAN, WEST HOLLYWOOD, spoke in support of Item 2.Q.

RICHARD NOBLE, PALM SPRINGS, spoke regarding his recent walk across the country in support of LGBT Youth.

ROSEMARY LEYSON, NORTH HOLLYWOOD, spoke in support of Item 5.B.

PAT WILLIAMS, LOS ANGELES, spoke in support of Item 5.B.

IVY BOTTINI, WEST HOLLYWOOD, spoke in support of Item 2.Q. She spoke regarding Item 5.A. and spoke in opposition to term limits.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Item 5.A. and spoke in support of term limits. He spoke in support of a recent panel discussion regarding HIV.

ESTHER BAUM, WEST HOLLYWOOD, spoke regarding a map collection that she recently donated to the Los Angeles Library and spoke regarding an offer to donate the collection to the West Hollywood Library.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke regarding her recent request regarding an update on funding for Plummer Park, and spoke in support of additional community outreach. She also expressed her condolences to the family of the late Bruce Kaye.

STEPHANIE J. HARKER, WEST HOLLYWOOD, spoke regarding her recent attendance at a youth musical performance and requested that the City consider sponsorship of this event. She also expressed concern with two payments on the Demand Register for a feasibility study for Plummer Park.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding issues surrounding assisted listening devices at various City meetings.

WILLIAM NEISH, WEST HOLLYWOOD, expressed kind words for the late Bruce Kaye. He spoke regarding Item 5.A.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke in opposition to Item 2.K.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding Item 5.A. and spoke in opposition to term limits.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran noted his abstention on two grants outlined in Item 2.L.; the grant for the Hollywood Master Chorale and the grant for the Gay Men's Chorus of Los Angeles. He spoke regarding World's AIDS Day on December 1, 2012 and an upcoming event he will be sponsoring with Councilmember D'Amico. He spoke regarding the upcoming AIDS Watch event. He spoke regarding the heroism that has occurred over the three decades of the AIDS epidemic.

Councilmember Heilman spoke regarding public comment surrounding downed power lines, and asked the City Manager to work with the City's Engineering Division and Southern California Edison to help inspect and resolve this issue. He spoke regarding Items 2.O. and 2.Q. and encouraged the public to attend the events. He also spoke regarding Item 2.K. and asked the City Manager to provide further clarification. He spoke in support of Item 5.B., but expressed concern with performing retrofitting before it is determined what the space will be used for.

Mayor Pro Tempore Land asked that the meeting be adjourned in memory of David Joseph. She spoke regarding public comment surrounding Item 2.K. and stated that the City Manager will provide clarification on this Item. She spoke regarding public comment surrounding downed power lines on Alta Loma and spoke in support of doing an assessment of the power lines in the City in preparation for winter weather. She also spoke regarding the process to request speed bumps, and asked that Staff provide information on how a resident can start that process. She asked the City Manager to provide an update regarding funding for Plummer Park. She spoke regarding Item 5.A.

and stated that although she is not in support of term limits, she spoke in support of placing the matter before the voters.

Mayor Prang spoke regarding Ivy Bottini being honored by KCET for her services to the LGBT Community. He also spoke regarding Item 5.B. and spoke in support of discussing the use of the space before retrofitting begins. He reported to Staff on a street light out on Genesee Avenue. He spoke in support of a status update on Plummer Park. He spoke regarding the upcoming event to honor Rita Norton, a long-time resident and supporter of the library.

Councilmember Heilman spoke regarding an upcoming Human Rights Speaker Series event which will be held on Wednesday, November 28, 2012 at 7:00 p.m. He stated that the event will focus on International HIV issues, with several speakers, including Stephen Lewis, Canada's Ambassador to the UN, and Craig Miller, the organizer of the Annual AIDS Walk.

Mayor Pro Tempore Land spoke regarding the upcoming Annual Clothing and Toy Give-a-way on December 2, 2012, sponsored by the National Council of Jewish Women. She also spoke regarding volunteer opportunities for this event.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding his attendance at a hearing in Sacramento last week regarding State finances and their latest correspondence with the City regarding bonds and finance issues, particularly regarding bonds for Plummer Park and affordable housing projects. He stated that he and the City's Finance staff responded to questions and believes that they had some success as it relates to the affordable housing projects that were in the advance stages of contract negotiations. He spoke regarding funds that are currently in limbo and cannot be used by agencies or the state, and stated that the City is going to exhaust all of its administrative remedies to ensure that we obtain bond funds to use for Plummer Park and affordable housing. He provided clarification on the status of Plummer Park and the need to better understand resources and finances that will be available in the future. He spoke regarding current efforts to create a budget to provide maintenance and upkeep at the park. He stated that Staff will return to Council with an update at a future meeting.

City Manager Arevalo also spoke regarding Item 2.K. and provided clarification that this Item is for the engineering assessment which will inventory the infrastructure in the area. He stated that this inventory will allow the committee, community and City Council to make decisions as it relates to the Master Plan, and stated that without this review, no definitive decisions can be made. He spoke regarding the City doing similar assessments on previous projects including the upgrades to Sunset Boulevard and Santa Monica Boulevard.

Councilmember Heilman requested clarification as to whether there is a need to have this work done even if there are no changes made to the roadway. City Manager Arevalo stated that this is the case.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Schaffer stated that the fiscal impact on the Consent Calendar is \$409,311 in expenditures and \$-3,210 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, 2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T. **Motion by Mayor Pro Tempore Land, seconded by Councilmember Heilman and approved, noting the abstention of Councilmember Duran on two grants outlined in Item 2.L. and noting the absence of Councilmember D’Amico.**

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the regular meeting of Monday, November 19, 2012 was posted on Thursday, November 15, 2012 at City Hall, Plummer Park, the Sheriff’s Station and at the West Hollywood Library.

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

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of the prior Council meeting.

ACTION: Approve the minutes of November 5, 2012. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 710 [D. WILSON]:

SUBJECT: The City Council shall approve or reject the Demand Register for period ending November 12, 2012 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register No. 710 and adopt Resolution No. 12-4378, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO.710.” **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION [T. THOMSON]:

SUBJECT: 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 Harford Casualty Insurance as Subrogee of Bill Wargate Costume, Inc., Rollin Ressegieu, Juli Sweet and Duane

Lenox and refer them to the City's Claims Adjuster for action. **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORT FOR AUGUST 2012 [D. WILSON, N. CORONADO]:

SUBJECT: The City Council will receive the Treasurer's Report for the month ended August 2012 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.F. ORDINANCE NO. 12-903 (2ND READING) APPROVING ZONE TEXT AMENDMENT 2012-007 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 12-903, approving Zone Text Amendment 2012-007 relating to the design of Banks along Sunset Boulevard.

ACTION: Waive further reading and adopt Ordinance No. 12-903, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING ZONE TEXT AMENDMENT 2012-007 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD." Approved as part of the Consent Calendar.

2.G. ORDINANCE NO. 12-904 (2ND READING) APPROVING SUNSET SPECIFIC PLAN AMENDMENT 2012-002 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 12-904, approving Sunset Specific Plan Amendment 2012-002 relating to the design of Banks along Sunset Boulevard.

ACTION: Waive further reading and adopt Ordinance No. 12-904, "APPROVING SUNSET SPECIFIC PLAN AMENDMENT 2012-002 RELATING TO THE DESIGN OF BANKS ALONG SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA" Approved as part of the Consent Calendar.

2.H. COMMISSION AND ADVISORY BOARD ACTION REPORTS [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will receive a report from the Public Safety Commission on actions taken at their recent meeting.

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

2.I. 2012 LEGISLATIVE REPORT AND UPDATE [P. AREVALO, H. MOLINA]:

SUBJECT: The City Council will receive a report comprised of two documents (attached). The Legislative Report details the City's Legislative activities during the 2011-12 state legislative session and 112th Congress.

The second document, State Legislative Highlights, provides a detailed summary of major policies of interest to the City that were addressed during the recently concluded two year legislative session.

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

2.J. AGREEMENT WITH BROWN & CALDWELL FOR ENGINEERING SERVICES FOR SEWER INSPECTION ON ROBERTSON BLVD., MELROSE AVE., AND BEVERLY BLVD. [S. PERLSTEIN, O. DELGADO]:

SUBJECT: The City Council will consider approval of an agreement with Brown & Caldwell to perform sewer inspection and prepare conceptual reports for Robertson Blvd., Melrose Ave., and Beverly Blvd.

ACTION: Authorize the City Manager to execute an Agreement with Brown & Caldwell in an amount not to exceed \$98,091 for professional engineering services to perform sewer inspection and prepare conceptual reports for the Robertson Blvd., Melrose Ave., and Beverly Blvd. **Approved as part of the Consent Calendar.**

2.K. AGREEMENT WITH HARRIS & ASSOCIATES FOR CIVIL ENGINEERING TECHNICAL STUDIES ON ROBERTSON BLVD., MELROSE AVE., AND BEVERLY BLVD. [S. PERSTEIN, O. DELGADO]:

SUBJECT: The City Council will consider approval of an agreement with Harris & Associates to perform civil engineering technical studies and prepare conceptual reports for Robertson Blvd., Melrose Ave., and Beverly Blvd.

ACTION: Authorize the City Manager to execute an Agreement with Harris & Associates in an amount not to exceed \$249,945 for professional engineering services to perform civil engineering technical studies and prepare conceptual reports for Robertson Blvd., Melrose Ave., and Beverly Blvd. **Approved as part of the Consent Calendar.**

2.L. ARTS AND CULTURAL AFFAIRS COMMISSION 2013 ARTS GRANT PROGRAM ANNUAL AWARDS [P. AREVALO, J. HUFFER, A. CAMPBELL]:

SUBJECT: The Council will consider the Arts and Cultural Affairs Commission's recommendation to award annual Arts Grant Program grants to 12 arts organizations in accordance with guidelines previously adopted by City Council.

ACTIONS: 1) Approve recommendations of the Arts and Cultural Affairs Commission to award 2013 annual Arts Grant Program grants and technical assistance totaling \$50,875 as outlined in Exhibit A.;
2) Approve the use of the West Hollywood Library Public Meeting Room (Council Chambers) for specific performances and presentations by grantees in fulfillment of their Art Grant projects as indicated in Exhibit A.; and 3) Allow grantee organizations to charge admission or accept donations to offset production costs for performances or projects while

using City facilities. **Approved as part of the Consent Calendar with Councilmember Duran Abstaining on the funding for the Hollywood Master Chorale the Gay Men’s Chorus of Los Angeles.**

2.M. CITYLINE SHUTTLE SERVICE: ENHANCEMENT OPTIONS [S. BAXTER, D. DENNIS, P. GOODMAN]:

SUBJECT: The City Council discussed several possible enhancements to the Cityline shuttle service at its meeting on November 5, 2012. Staff proposes to return to the Council in February with feasibility and cost analysis of the expansions discussed.

ACTION: 1) Direct staff to return to the City Council in February with feasibility and cost analysis of the following possible enhancements to the Cityline shuttle service; A) Thursday evening service for the Sunset Strip Farmer’s Market beginning in May rather than January as a six-month pilot; B) Rush hour service to the Hollywood and Highland Red line station; C) Transportation to community activities and special events for residents of the senior/disabled housing complexes, the West Hollywood Community Housing Corporation buildings, and for members of the general public. **Approved as part of the Consent Calendar.**

2.N. CITY CO-SPONSORSHIP OF 2012 AIDSWATCH [H. GOSS, K. EGENBERGER]:

SUBJECT: The City Council will consider co-sponsoring the 2012 AidsWatch and providing television production, public information support and social service information to this year’s WehoTV broadcast.

ACTIONS: 1) Approve the City of West Hollywood as co-sponsor of the 2012 AidsWatch presentations on Saturday, December 1, 2012; and 2) Authorize the Public Information and Prosecution Services Department to provide support for this project, including use of CATV facilities, broadcast time on WehoTV, Channel 10, public information support and social services support. **Approved as part of the Consent Calendar.**

2.O. CO-SPONSORSHIP OF THE “BREAKTHROUGH CONVERSATIONS” PROJECT WITH CALIFORNIA FAITH FOR EQUALITY [J. HEILMAN, F. SOLOMON, J. HARRIS]:

SUBJECT: The City Council will consider co-sponsoring an event with California Faith for Equality.

ACTIONS: 1) Approve co-sponsorship of “Breakthrough Conversations” to be held on December 18, 2012 from 6:30 pm – 8:30 pm and authorize use of the City logo in event promotion; 2) Approve the use of and \$105 waiver fees associated with the West Hollywood Library Community Room and the five-story parking structure; and 3) Direct the Public Information Office to utilize all appropriate communication tools to promote the event. **Approved as part of the Consent Calendar.**

2.P. ROCKSTAR MUSIC EDUCATION EVENT CO-SPONSORSHIP [J. PRANG, M. HAIBACH, A. LAND, K. HASHMI]:

SUBJECT: The City Council will consider co-sponsorship of the Winter Rockfest 2013 by RockSTAR, an elementary school music education program, on January 26, 2013 in the City of West Hollywood at The Roxy, The Whisky, and The Key Club. RockSTAR will bring together over 150 elementary school (1st – 5th graders) student bands (including several elementary schools from West Hollywood), involving over 150 families, many of whom are low-income, to perform at one of the West Hollywood's legendary rock 'n roll venues.

ACTION: Authorize co-sponsorship of the RockSTAR's Winter Rockfest 2013, which includes authorization to use the City logo in all promotional materials as a co-sponsor; as well as authorizing the City's PIO to assist in the promotion of the event. **Approved as part of the Consent Calendar.**

2.Q. CO-SPONSORSHIP OF A DISCUSSION PANEL WITH SAGE, SERVICES & ADVOCACY FOR LGBT ELDERS [J. HEILMAN, F. SOLOMON, J. HARRIS]:

SUBJECT: The City Council will consider co-sponsoring an event with SAGE, Services & Advocacy for LGBT Elders.

ACTIONS: 1) Co-Sponsor a discussion panel with SAGE to be held on December 6, 2012 from 5:00 pm to 7:00 pm.; and 2) Waive fees for the use of space in Rooms 5/6 and Senior Lounge of the West Hollywood Comprehensive Services Center, authorize the use of the City logo in event promotion, and authorize the City's Public Information Office to include the event on the City calendar and website. **Approved as part of the Consent Calendar.**

2.R. (URGENCY) LETTER OF CONCERN TO THE UNITED STATES POSTAL SERVICE REGARDING THE PROPOSED RELOCATION OF THE WEST HOLLYWOOD BRANCH POST OFFICE [J. PRANG, M. HAIBACH, A. LAND, K. HASHMI]:

SUBJECT: The City Council will consider sending a letter of concern to the United States Postal Service (USPS) regarding the proposed relocation of the West Hollywood Branch Post Office.

ACTIONS: 1) Direct staff to send a letter to the United States Postal Service outlining the City's concerns regarding the proposed relocation of the West Hollywood Branch Post Office; 2) Direct staff to send copies of the letter to Congressman Adam Schiff, Senator Barbara Boxer and Senator Dianne Feinstein; and 3) Direct Public Information to publicize the public comment period information. **Approved as part of the Consent Calendar.**

2.S. (5.B.) WERLE BUILDING [J. PRANG, M. HAIBACH, J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider directing staff to investigate upgrades that would be required to make the upper floor of the Werle Building compliant with the Americans with Disabilities Act and current building codes, and to report on possible uses for the Werle Building's second floor.

ACTIONS: 1) Direct City Staff to proceed with an architectural scoping and schematic design phase including the various options for making the second floor of the Werle Building compatible with the Americans with Disabilities Act and current building codes, and return to City Council within 90 days with recommendations and associated costs.; 2) Direct City Staff to meet with the current non-profit organizations (Mazer and ONE Archives) occupying the Werle Building, with regard to the best allocation of space on the second floor, and return to City Council with options for use and programming.; and 3) Authorize the Director of Finance to allocate an additional \$10,000 in funding from undesignated reserves for the completion of an architectural scoping and schematic design phase for the project. **Approved as part of the Consent Calendar.**

2.T. (5.A.) INITIATIVE MEASURE REGARDING ESTABLISHING TERMS LIMITS FOR WEST HOLLYWOOD CITY COUNCILMEMBERS [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will certify the sufficiency of an initiative petition regarding establishing limits on the number of terms and partial terms that a person may serve as a member of the West Hollywood City Council; and will take action regarding the initiative pursuant to the California Elections Code.

ACTIONS: 1) Certify the sufficiency of an initiative petition regarding establishing limits on the number of terms and partial terms that a person may serve as a member of the West Hollywood City Council; 2) Submit the proposed ordinance, without alteration, to the voters, to be placed on the ballot for the General Municipal Election on March 5, 2013, pursuant to subdivision (b) of Section 1405 of the California Elections Code; 3) Adopt Resolution No. 12-4379, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2013 FOR THE SUBMISSION TO THE VOTERS A QUESTION RELATING TO ESTABLISHING LIMITS ON THE NUMBER OF TERMS AND PARTIAL TERMS THAT A PERSON MAY SERVE AS A MEMBER OF THE WEST HOLLYWOOD CITY COUNCIL" (ATTACHMENT B); 4) Adopt Resolution No. 12-4380, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING CITY MEASURES AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS" (ATTACHMENT C); 5) Adopt Resolution No. 12-4381, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD

PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR CITY MEASURES SUBMITTED AT MUNICIPAL ELECTIONS” (ATTACHMENT D); and 5) List the City Council as having priority to file the written argument against the measure with Mayor Prang being directed to take the lead on preparing the argument. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. NONE.

4. UNFINISHED BUSINESS:

4.A. CONSIDERATION FOR THE INSTALLATION OF SECURITY CAMERAS IN PLUMMER PARK [K. COOK, B. SMITH, S. BAXTER, O. WALKER, O. DELGADO, S. CAMPBELL]:

SUBJECT: The City Council will consider various options to consider the installation of security cameras at Plummer Park to deter criminal activity.

Kristin Cook, Public Safety Manager, and Sheriff's Lieutenant Cheryl Newman Tarwater provided background information as outlined in the Staff Report dated November 19, 2012.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding public safety concerns in the park.

MICHAEL POLES, WEST HOLLYWOOD, spoke in support of installing CCTV cameras in Plummer Park and spoke in support of strategically placing cameras throughout the City.

GRACIELA IPARRAGUIRRE, WEST HOLLYWOOD, spoke in opposition to the installation of security cameras in Plummer Park.

SAM BORELLI, WEST HOLLYWOOD, spoke regarding public safety concerns surrounding cameras, but spoke regarding the possibility of using cameras to assist in solving crimes. He spoke in support of a pilot study of the more inexpensive cameras.

STEVE MARTIN, WEST HOLLYWOOD, spoke in support of the installation of security cameras in Plummer Park.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke in support of the installation of security cameras in Plummer Park.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke in support of the installation of security cameras in Plummer Park.

GEOFFREY BUCK, WEST HOLLYWOOD, spoke in support of the installation of security cameras in Plummer Park.

Councilmember Duran requested clarification on this Item. He asked what type of crime the City of Bellflower used cameras to detect. He also requested clarification on whether the Item is referring to daytime or night time activity and expressed concern regarding monitoring people who are just enjoying the park.

Staff stated that the City of Bellflower used this system to monitor a park where there was late night activity which included graffiti, trash, and noise. Staff also stated the City of Bellflower also used the system near a train station where there were ongoing graffiti issues.

Staff stated that the cameras could be set for anytime of the day that the City specifies, to target specific times of concern.

Councilmember Duran asked whether a uniformed officer or security guard would be a better choice and asked how many Sheriff's Deputies are on duty between 2:00 a.m. – 6:00 a.m.

Staff stated that the cameras are a more inexpensive way to monitor and stated that there are approximately twelve Deputies on duty during this time.

Staff clarified that the motion detector cameras would not be utilized during the day.

Councilmember Duran requested clarification as to whether there is any gang activity, graffiti, or drug use in the park.

Staff provided clarification that there is currently not a gang activity or graffiti problem, but there has been evidence of drug use.

Councilmember Duran requested clarification about how the surveillance data is stored and saved. Staff provided clarification regarding how the data is transmitted and stored.

Councilmember Heilman requested clarification on some of the past problems in Plummer Park; specifically near Long Hall and Great Hall.

Staff indicated that the issues involve noise, loitering, vehicle burglaries, public intoxication, trash, and some vandalism. Staff also stated that

increased patrols and private security have helped to increase safety in the park; but the size of the park limits their accessibility.

City manager Arevalo spoke regarding a recent shooting at the park; when a deputy was on site, but was not in that specific area at the time of the incident.

Councilmember Heilman spoke regarding the fact that security guards and deputies would be able to see the same incidents that would be captured on security cameras. He spoke in support of creating a system to monitor the park, and spoke regarding having an obligation to deter crime in the park when it is closed.

Mayor Pro Tempore Land spoke in opposition to the installation of security cameras at the park. She spoke in support of the efforts that have already been put into place, which include adding more security guards and deputies, increasing lighting at the park, and improving buildings at the park. She spoke regarding the positive impacts that have already been seen with these efforts.

Mayor Prang spoke regarding bringing the Item forward several months ago and provided clarification that it was prompted by the recent shooting at the park. He spoke regarding issues impacting the peaceful enjoyment of users in the park and felt that placing cameras in the park would help deter unlawful conduct. He spoke in support of a multi-faceted public safety strategy; which would include personnel and cameras. He spoke regarding not being able to sustain the level of personnel in place now, due to possible changes to funding in the future. He spoke regarding the expense of monitoring cameras and suggested that the cameras simply record activity that could be viewed later and used as evidence to solve issues after the fact. He spoke regarding creating long-term sustainable strategies to ensure safety in Plummer Park.

Councilmember Duran spoke regarding the 4th Amendment and how this issue would affect one's right to privacy. He spoke in support of a security guard or uniformed officer as a better deterrent to prevent illegal activity in the park late at night. He spoke regarding the limitation of cameras to determine what type of activity is occurring at the park. He spoke regarding a camera giving residents a false sense of security. He spoke regarding the positive impacts that have already been seen with the City's ongoing efforts to add more security patrols and improve lighting in the park.

Mayor Prang spoke regarding the possibility of using additional funds recently approved by Council for public safety to hire additional security

for Plummer Park. He spoke in support of referring the matter to Public Safety Staff to investigate other security options for Plummer Park.

City Manager Arevalo provided clarification that staff will prioritize public safety at Plummer Park when it looks at the additional public safety funding approved by Council.

ACTION: Tabled the Item. **Motion by Mayor Prang, seconded by Councilmember Heilman, and unanimously approved, noting Councilmember D'Amico's absence.**

5. NEW BUSINESS:

5.A. INITIATIVE MEASURE REGARDING ESTABLISHING TERMS LIMITS FOR WEST HOLLYWOOD CITY COUNCILMEMBERS [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will certify the sufficiency of an initiative petition regarding establishing limits on the number of terms and partial terms that a person may serve as a member of the West Hollywood City Council; and will take action regarding the initiative pursuant to the California Elections Code.

ACTIONS: This Item was moved to the Consent Calendar.

5.B. WERLE BUILDING [J. PRANG, M. HAIBACH, J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider directing staff to investigate upgrades that would be required to make the upper floor of the Werle Building compliant with the Americans with Disabilities Act and current building codes, and to report on possible uses for the Werle Building's second floor.

ACTIONS: This Item was moved to the Consent Calendar.

EXCLUDED CONSENT CALENDAR: None.

6. LEGISLATIVE: None.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS:

Mayor Pro Tempore Land wished everyone a Happy Thanksgiving.

ADJOURNMENT: The City Council adjourned at 8:50 p.m. in memory of Rita Hester, all the victims of hate crimes against the Transgender Community, Bruce Kaye, David Joseph, and all the soldiers who died in Afghanistan since the last City Council meeting. The City Council adjourned to their next regular meeting, which will be on Monday,

December 3, 2012 at 6:30 P.M. in the West Hollywood Park Public Meeting Room - Council Chambers, 625 N. San Vicente Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 3rd day of December, 2012 by the following vote:

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

JEFFREY PRANG, MAYOR

ATTEST:

COREY SCHAFFER, CITY CLERK