

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, NOVEMBER 1, 2010
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

CALL TO ORDER: Mayor Heilman called the meeting to order at 6:31 P.M.

PLEDGE OF ALLEGIANCE: Esther Baum led the pledge.

ROLL CALL:

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

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 6:30 P.M. with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Pro Tempore Duran requested that Item 4.B. be moved to the Consent Calendar as Item 2.O.

Motion by Councilmember Land, seconded by Councilmember Horvath to approve the November 1, 2010 agenda as amended, and unanimously approved.

ADJOURNMENT MOTIONS:

Mayor Pro Tempore Duran requested that the meeting be adjourned in memory of the following soldiers who died in Iraq and Afghanistan since the last City Council meeting: Spc. Diego A. Solorzano-Valdovinos, Staff Sgt. Adam L. Dickmyer, Lance Cpl. Terry E. Honeycutt Jr., Sgt. Michael D. Kirspel Jr., Sgt. 1st Class Phillip C. Tanner, Sgt. 1st Class Charles M. Sadell, Spc. Steven L. Dupont, Spc. Thomas Adam Moffitt, Pfc. David R. Jones Jr., Spc. Ronnie Joseph Pallares, Staff Sgt. Aracely Gonzalez O'Malley, Lance Cpl. Francisco R. Jackson, Staff Sgt. Joshua J. Cullins, Spc. Gerald R. Jenkins, Staff Sgt. Kenneth K. McAninch.

PRESENTATIONS:

Councilmember Horvath and Mayor Heilman presented an award received by the City in recognition of the City's redesigned website, and thanked and congratulated Brett White, Digital Media Coordinator, for all his work on the website.

1. PUBLIC COMMENT:

ESTHER BAUM, WEST HOLLYWOOD, spoke in opposition to Item 4.B. and in opposition to an off-leash dog park at Plummer Park.

STEVE PARGAMANIK, WEST HOLLYWOOD, spoke in support of Item 4.B. and spoke regarding issues surrounding the location the off-leash dog park too close to neighboring residents.

SETH RESNIK, WEST HOLLYWOOD, spoke in support of locating the off-leash dog park in Area #2 in the staff report.

RAIZA, WEST HOLLYWOOD, spoke in opposition to an off-leash dog park at Plummer Park.

NADIA SUTTON, WEST HOLLYWOOD, spoke in support of Item 2.M.

YOLA DORE, WEST HOLLYWOOD, encouraged residents to vote in the November 2, 2010 Statewide General Election.

JEAN KELLY PITARO, LOS ANGELES, spoke in support of Item 2.L.

COUNCILMEMBER COMMENTS:

Councilmember Horvath spoke regarding her recent attendance at the California Contract Cities Association Conference. She spoke regarding her recent trip to Washington, D.C. to lobby on behalf of the City. She congratulated the members of the West Hollywood Fire Department for placing first place in a recent stair climbing contest.

Councilmember Land spoke regarding an upcoming exhibit titled, "Weho at 25" to celebrate contemporary art in the City. She spoke regarding the upcoming document shredding and e-waste event at the City. She encouraged residents to vote in the November 2, 2010 Statewide General Election. She thanked everyone who organized and participated in the recent Halloween Carnival events in the City.

Mayor Pro Tempore Duran thanked everyone who lobbied on behalf of the City to obtain a West Hollywood corridor during the construction of the Metro Red Line Extension. He spoke regarding the upcoming Veterans' Day event in the City. He thanked everyone who organized and participated in the recent Halloween Carnival events in the City. He spoke regarding the possibility of increasing City efforts to enhance hotel reservations during the next Halloween Carnival. He thanked everyone who came to speak regarding Item 4.B. and provided clarification about the proposed location of the off-leash dog at Plummer Park.

Councilmember Prang spoke regarding a mailing being sent to residents to assist in obtaining a copy of their grant deed, and cautioned residents that the mailing is not an official government document and reminded residents that they may obtain a copy of their grant deed directly from the County. He spoke regarding Item 4.B. and provided clarification about the proposed location of the off-leash dog at Plummer Park. He encouraged residents to vote in the November 2, 2010 Statewide General Election.

Mayor Heilman thanked Councilmember Prang and Mayor Pro Tempore Duran for organizing the upcoming Veterans' Day event in the City. He thanked everyone who organized and participated in the recent Halloween Carnaval events in the City. He thanked residents and businesses for their support during the Carnaval. He spoke regarding the City's efforts to lobby on behalf of the City to obtain a West Hollywood corridor during the construction of the Metro Red Line Extension. He spoke regarding Item 4.B. and provided clarification about the proposed location of the off-leash dog at Plummer Park.

CITY MANAGER'S REPORT:

City Manager Arevalo thanked everyone who organized and participated in the recent Halloween Carnaval events in the City.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$134,556.00 in expenditures and \$49,200.00 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. **Motion by Councilmember Land, seconded by Councilmember Horvath and unanimously approved.**

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, November 1, 2010 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, October 28, 2010.

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 October 18, 2010. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 661, RESOLUTION NO. 10-4100:

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

ACTION: Approve Demand Register No. 661 and adopt Resolution No. 10-4100, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 661." **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 Karen Hirsch and Parivash Shakouri and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORT FOR JULY 2010 [A. GANDHY, G. SCHUCHARD]:

The City Council will receive the Treasurer's Report for the month ended July 2010 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. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

The City Council will receive reports from the Public Safety Commission on actions taken at its recent meeting.

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

2.G. FIRST CONTRACT AMENDMENT TO THE AGREEMENT FOR GENERAL PRODUCTION SERVICES AND LOGISTICS FOR THE HALLOWEEN CARNAVAL [S. BAXTER, N. BEARD, C. SMITH]:

The City Council will consider approving an amendment to the agreement with Authentic Agency for the Halloween Carnival staging production.

ACTION: 1) Approve the First Amendment to Agreement with Authentic Agency for Halloween Carnival staging production services increasing the agreement amount by \$50,000; 2) Accept the sponsorship amount of \$50,000 from 20th Century Fox Home Entertainment to account number 100-3-05-51-535013 for expenditure; and 3) Authorize the City Manager to execute the First Amendment to Agreement. **Approved as part of the Consent Calendar.**

2.H. 25TH ANNIVERSARY CAPITAL PROJECT – PHASE I PLUMMER PARK MASTER PLAN IMPLEMENTATION PROJECT: PUBLIC ART CONSULTANT CONTRACT APPROVAL [S. BAXTER, J. HUFFER, A. CAMPBELL]:

The City Council will consider approving the contract for a public art consultant to provide services in conjunction with the Phase I Plummer Park Master Plan Implementation Project.

ACTION: 1) Approve Maria Luisa de Herrera of Isenberg de Herrera to provide public art consulting services on behalf of the City per the established civic art guidelines; 2) Authorize the City Manager to sign an Agreement with Isenberg de Herrera in an amount of \$51,000; and 3) Authorize the expenditure of an amount not to exceed \$5,000 for related public art consulting service contingencies as approved by the Director of Human Services. **Approved as part of the Consent Calendar.**

2.I. NOTICE OF COMPLETION, PROPOSED IMPROVEMENTS FOR MAINTENANCE FACILITY AND OFFICES 7317 ROMAINE STREET C.I.P. 55-09/10-12 [S. BAXTER, S. CAMPBELL, D. GONZALEZ]:

The City Council will consider acceptance of the improvements and filing of the Notice of Completion for the Capital Improvement Project.

ACTION: It is recommended that the City Council take the following actions: 1) Accept the improvements constructed as part of the Capital Improvement Project: Proposed Improvements for Maintenance Facility and Offices 7317 Romaine Street, C.I.P. 55-09/10-12; 2) Authorize staff to file the Notice of Completion with the County Recorder; 3) Release the retention withheld on the project (\$28,056.26) to the contractor at the end of the 35-day lien period; 4) Release the Performance Bond on the date of recordation of the Notice of Completion; and 5) Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion. **Approved as part of the Consent Calendar.**

2.J. CITY CO-SPONSORSHIP OF 2010 AIDSWATCH [H. GOSS, K. EGENBERGER]:

The City Council will consider co-sponsoring the 2010 AIDSWATCH and providing television production, public information support and social service information to this year's Citychannel broadcast.

ACTION: 1) Approve the City of West Hollywood as co-sponsor of the 2010 AIDSWATCH presentations on Wednesday, December 1, 2010; and 2) Authorize the Public Information and Prosecution Services Department to provide support for this project, including use of Citychannel facilities, broadcast time on Citychannel 10, public information support and social services support. **Approved as part of the Consent Calendar.**

2.K. STOP DOOR SPAM PROGRAM [J. PRANG, M. HAIBACH]:

The City Council will consider the merits of implementing a constituent-to-advertiser program to help stop annoying advertising left at front door of resident's homes in the City of West Hollywood.

ACTION: 1) Develop and promote a program that would help curtail the amount of advertising left at residences in the City; 2) Direct Residential Code Compliance to develop the program and a budget; 3) Submit for mid-year budget review for potential program funding in 2010-11; and 4) Direct PIO to help promote the program. **Approved as part of the Consent Calendar.**

2.L. CO-SPONSORSHIP OF “BENEFIT WITH FRIENDS” TO SUPPORT ARTS EDUCATION AT WEST HOLLYWOOD ELEMENTARY SCHOOL [A. LAND, C. PLANCK, J. PRANG, M. HAIBACH]:

The City Council will consider co-sponsoring “Benefit with Friends” to support arts education at West Hollywood Elementary School.

ACTION: 1) Approve city co-sponsorship for “Benefit with Friends” to support arts education at West Hollywood Elementary School; and 2) Direct Public Information staff to provide promotional assistance for the event including, but not limited to, inclusion of event information on the City’s website, news briefs and on its City Channel. **Approved as part of the Consent Calendar.**

2.M. LESBIAN AND GAY ADVISORY BOARD CO-SPONSORSHIP OF C.I.T.Y. x1 THANKSGIVING EVENT [S. BAXTER, J. BOOK]:

The City Council will consider authorization of an expenditure of \$500 for the 2010 C.I.T.Y. x1 Thanksgiving event.

ACTION: Authorize the reimbursement of up to \$500 for purchase of food for the Thanksgiving celebration for LGBTQ youth, sponsored by C.I.T.Y. x1, to be held on Sunday, Nov. 21, at Plummer Park, Rooms 5 and 6. **Approved as part of the Consent Calendar.**

2.N. BARNEY’S BEANERY FIREHOUSE CHILI COOK OFF [J. HEILMAN, F. SOLOMON]:

The City Council will consider a request for a street closure on Holloway Drive between Hacienda Place and Santa Monica Boulevard on Saturday, November 20, 2010 from 9 AM to 4 PM to accommodate a special event, “Barney’s Beanery Firehouse Chili Cook Off”.

ACTION: 1) Approve a street closure on Holloway Drive between Hacienda Place and Santa Monica Boulevard on Saturday, November 20, 2010 from 9 AM to 4 PM to accommodate a special event, “Barney’s Beanery Firehouse Chili Cook Off”; and 2) Waive special event permit fees of \$800. **Approved as part of the Consent Calendar.**

2.O. (4.B.) OFF-LEASH DOG USE AT PLUMMER PARK [S. BAXTER, S. CAMPBELL, H. COLLINS]:

The City Council will consider the feasibility of two separate locations for off-leash dog use at Plummer Park.

ACTION: 1) Indicate Area #1, as identified and described in this report, as the preferred location for an off-leash dog area at Plummer Park; 2) Remove Area #3, as identified and described in this report, from further consideration as an off-leash dog area within Plummer Park; 3) Direct staff to initiate an Addendum to the Plummer Park Master Plan Implementation Project’s Environmental Impact Report to provide an environmental analysis of locating an off-leash dog area in Area #1; and 4) Direct staff to return to Council, following completion of the Environmental Impact Report Addendum, with a final plan for consideration of Area #1 as an off-leash dog area and its implementation upon completion of the upcoming Phase

I, Plummer Park Master Plan Implementation Project. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS: None

4. UNFINISHED BUSINESS:

4.A. GAS SERVICE PREPAREDNESS [O. DELGADO, S. PERLSTEIN]:

The City Council will receive a presentation by representatives from the California Public Utilities Commission and The Gas Company regarding pipeline safety and the regulation of energy infrastructures in West Hollywood.

Sharon Perlstein, City Engineer, and representatives from the California Public Utilities Commission and The Gas Company, provided background information as outlined in the staff report dated November 1, 2010.

Councilmember Land spoke regarding including information on the City's website for residents to instruct them what to do when they smell gas.

Councilmember Horvath thanked the representatives from the California Public Utilities Commission and The Gas Company for speaking regarding the Item. She requested clarification regarding an upcoming report being prepared by The Gas Company to analyze risk assessment and a recent survey to study the pipelines.

ACTION: Receive and file a presentation from the California Public Utilities Commission and The Gas Company regarding pipeline safety and the regulation of energy infrastructures in West Hollywood. **Carried by Consensus of the Council.**

4.B. OFF-LEASH DOG USE AT PLUMMER PARK [S. BAXTER, S. CAMPBELL, H. COLLINS]:

The City Council will consider the feasibility of two separate locations for off-leash dog use at Plummer Park.

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

Mayor Pro Tempore Duran excused himself from the meeting.

5. NEW BUSINESS:

5.A. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2011 AND SCHEDULING DATES FOR ELECTION AND INSTALLATION OF NEW MAYOR AND MAYOR PRO TEMPORE FOR 2011 [T. WEST, C. SCHAFFER]:

The City Council will consider approving the City Council Regular Meeting Schedule for Calendar Year 2011, canceling or rescheduling several

meetings throughout the year that conflict with holidays, and scheduling the dates for the election and installation of the new Mayor and Mayor Pro Tempore in 2011.

ACTION: 1) Cancel the meeting of January 3, 2011; 2) Reschedule the meeting of January 17, 2011 to January 18, 2011; 3) Reschedule the meeting of February 21, 2011 to February 22, 2011; 4) Reschedule the meeting of July 4, 2011 to July 5, 2011; 5) Reschedule the meeting of September 5, 2011 to September 6, 2011; 6) Schedule the election of the new Mayor and Mayor Pro Tempore for March 21, 2011; 7) Reschedule the meeting of April 18, 2011 to April 25, 2011; 8) Schedule the installation of the new Mayor and Mayor Pro Tempore for April 25, 2011; and 9) Approve the City Council Regular Meeting Schedule for Calendar Year 2011. **Motion by Councilmember Land, seconded by Councilmember Prang and approved with Mayor Pro Tempore Duran being ABSENT.**

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT: None.

6. LEGISLATIVE: None

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 7:36 P.M. in memory of 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, November 15, 2010 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.