

**CITY COUNCIL
MINUTES
TUESDAY, JANUARY 18, 2005
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: The meeting was called to order at 6:30 PM.

PLEDGE OF ALLEGIANCE: Miki Jackson led the pledge.

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

ABSENT: None.

ALSO PRESENT: City Manager Paul Arevalo, Associate City Attorney John Cotti, City Clerk Tom West and Assistant City Clerk Gwen Peirce.

REPORT OF CLOSED SESSION AGENDA:

Associate City Attorney Cotti stated that the Closed Session convened at 6:00 PM. He stated that one item was added: West Hollywood v. Pallco. He stated that the Closed Session recessed at 6:20 PM with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Duran requested that the meeting be adjourned in the memory of Dan Laray, former employee of the Recreation Services Division of the City of West Hollywood.

Councilmember Guarriello requested that the meeting be adjourned in the memory of Bill Saur, brother-in-law of his Deputy, Donna Saur.

ACTION: Motion by Councilmember Prang, seconded by Mayor Pro Tempore Land to approve the January 18, 2005 agenda and carried unanimously.

PRESENTATIONS:

Mayor Pro Tempore Land presented a proclamation to members of the Women's Advisory Board commemorating the 32nd Anniversary of Roe v. Wade.

Councilmember Prang presented a proclamation to Rob Wilson and Julian Siminski from the Lux Art & Design for their collection of artwork commemorating the City's 20th Anniversary.

Councilmember Guarriello presented a proclamation to long-time member of the Senior Advisory Board, Alan Weber, for his service on the Board.

Councilmember Prang presented a commendation to Robert Gard from the Beverly Press, for his work as a journalist in the City.

1. PUBLIC COMMENT:

HILLARY SELVIN, LOS ANGELES, National Council of Jewish Women, spoke in support of Item 2.L.

GEORGE CREDLE, WEST HOLLYWOOD, spoke in opposition to the Ellis Act eviction of a resident at 1343 N. Laurel Avenue.

GEOFFREY DEWAN, WEST HOLLYWOOD, spoke in opposition to the West Hollywood Community Housing Corporation's report in Item 2.H., specifically in opposition to the proposed project at 1343 N. Laurel Avenue.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke in opposition to the Ellis Act eviction of the remaining resident of 1343 N. Laurel Avenue.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke in opposition to the proposed development at 1343 N. Laurel Avenue and the West Hollywood Community Housing Corporation and Waset.

IVY BOTTINI, WEST HOLLYWOOD, spoke regarding the installation of flags on Santa Monica Boulevard and in support of Item 2.T.

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to the comments of a previous public speaker and in support of senior housing, a new Sheriff's contract, cleaner side walks, Russian speaking translation for City Council meetings and in opposition to further development in the City.

YOLA DORE, WEST HOLLYWOOD, spoke in support of Alan Weber for his volunteer work in the City of West Hollywood.

ERIC NORMAN, WEST HOLLYWOOD, spoke regarding the campaign of Ed Garren and spoke in support of a moratorium on new development.

CHRIS CLARKIN, WEST HOLLYWOOD, spoke regarding the raising of the lambda flags on Santa Monica Boulevard. He spoke in support of the increase of lesbian visibility in Item 2.T.

JACK MERRILL, WEST HOLLYWOOD, spoke in opposition to the Ellis Act evictions, specifically of the resident at 1343 N. Laurel Avenue.

JIMMY PALMIERI, WEST HOLLYWOOD, spoke in support of the raising of the rainbow flags on Santa Monica Boulevard. He spoke in opposition to HIV Names Reporting as discussed in Item 2.Q. He spoke in support of Item 2.T.

TERRY LEFTGOFF, WEST HOLLYWOOD, spoke in opposition to HIV Names Reporting as discussed in Item 2.Q.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello commended staff on the ceremony commemorating Dr. Martin Luther King, Jr. Day.

Councilmember Prang announced a City Council Candidate's Forum on January 19th at 7:00 PM. He requested that City staff research previously used PSA's on recycling. He spoke regarding the privatization of Social Security and the privatization of the California PERS system and requested that the City Council address it in the coming year. He spoke in support of Item 2.I., Preferential Parking for the 1100 Block of Genesee.

Mayor Pro Tempore Land commended staff on the City's ceremony and the Cedars Sinai's ceremony commemorating Dr. Martin Luther King, Jr. Day. She spoke regarding the non-profit, FOR LIFE, who will be holding a function on February 17th. She thanked the organizers of a fundraiser for the victims of the tsunami in Southeast Asia. She spoke regarding Item 2.R., a town hall meeting regarding health care for the transgender community. She requested that members of the Transgender Task Force attend. She also spoke in support of Item 2.T. and thanked members of the Lesbian & Gay Advisory Board for their work on organizing this item.

Mayor Duran requested that the City Manager address the security problems at 990 Palm Avenue. He suggested that the West Hollywood Community Housing Corporation possibly re-key the building. He requested an update from the City Manager or staff regarding the homelessness issue, the feeding program at St. Victor's and the impact of the surrounding neighborhood. He spoke regarding the opening of the adaptive reuse housing project on Hancock. He spoke regarding his recent appointment as President of the Equality California Board. He spoke regarding the HIV Names-based reporting issue that the Lesbian & Gay Advisory Board and Human Services Commission will be researching. He requested that the City Manager look at regulating the medical marijuana clubs that have opened in the City of West Hollywood in order to address neighborhood impacts.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding the opening of the adaptive reuse housing project at the old Fire Station #7 and the new affordable housing units included in the project. He provided information from a recent meeting on the security issues at 990 Palm Avenue. He stated that updates will be sent to the City Council on a regular basis. He stated that the City Attorney and the Director of Community Development have been looking at zoning for the medical marijuana clubs, which will be coming to the Planning Commission soon. He spoke regarding the increase of bandit taxicabs and bandit towing companies and announced that the only tow truck company that the City employs is Johnson's Tow.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the consent calendar is \$238,794 in expenditures and \$67,644 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,H.,I., J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land and carried unanimously.**

2.A. POSTING OF AGENDA:

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of January 3, 2005. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 524, RESOLUTION NO. 05-3167:

ACTION: Approve Demand Register No. 524 and adopt Resolution No. 05-3167, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 524." **Approved as part of the Consent Calendar.**

2.D. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

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

2.E. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:

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

2.F. RESIGNATION OF ALAN WEBER FROM THE SENIOR ADVISORY BOARD:

ACTION: Accept with regret the resignation of Alan Weber from the Senior Advisory Board. **Approved as part of the Consent Calendar.**

2.G. SCHEDULE DATE FOR INSTALLATION OF NEW MAYOR AND MAYOR PRO TEMPORE:

ACTION: Schedule the Installation Activities for the Mayor and Mayor Pro Tempore for April 18, 2005. **Approved as part of the Consent Calendar.**

2.H. QUARTERLY REPORT FROM THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:

ACTION: Receive and file the FY 2004-05 First Quarter Report of the West Hollywood Community Housing Corporation. **Approved as part of the Consent Calendar.**

- 2.I. IMPLEMENTATION OF DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 1100 BLOCK OF GENESEE AVENUE:**
ACTION: Introduce for first reading Ordinance No. 05-697, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.230 c. OF THE WEST HOLLYWOOD MUNICIPAL CODE BY AMENDING THE LIST OF STREETS REGULATED IN PREFERENTIAL PARKING DISTRICT 8 BY ADDING THE 1100 BLOCK OF GENESEE AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**
- 2.J. AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HEYMAN AND DENSMORE, LLP:**
ACTION: 1) Approve the professional services agreement with the law firm of Heyman & Densmore for legal services; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**
- 2.K. EXTENSION TO THE AGREEMENT WITH THE LOS ANGELES SHANTI FOUNDATION FOR SOCIAL SERVICES PROVISION:**
ACTION: Extend agreement with the Los Angeles Shanti Foundation for \$18,294 for an additional three months until April 30, 2005 for HIV education for individuals recently diagnosed with HIV, emotional support services for people living with HIV and AIDS and HIV prevention targeting youth, and authorize the City Manager to sign the extension. **Approved as part of the Consent Calendar.**
- 2.L. YEAR-END REPORT ON SOCIAL SERVICES PROGRAMS 2003-04:**
ACTION: Receive and file the report. **Approved as part of the Consent Calendar.**
- 2.M. GRANT FOR THE GREATER WEST HOLLYWOOD FOOD COALITION:**
ACTION: Approve an agreement with the Greater West Hollywood Food Coalition to provide a grant of \$5,000 for electrical box installation and truck repairs, and authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**
- 2.N. APPROVAL OF FINAL TRACT MAP NO. 53858 FOR THE CONDOMINIUM PROJECT LOCATED AT 1420 N. LAUREL 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 55474.6 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, 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; 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. 53858; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 53858 the certificate, which embodies the approval of said map.
Approved as part of the Consent Calendar.

2.O. AUTHORIZATION TO TELEWISE CANDIDATE FORUMS:

ACTION: Authorize the PIO/CATV Division of the Public Information and Legal Services Department to provide live and replay coverage of Candidate Forums produced by local resident and business organizations, including use of Citychannel 10 personnel, facilities and broadcast time.
Approved as part of the Consent Calendar.

2.P. RESOLUTION IN SUPPORT OF BUILDING THE MTA LIGHT RAIL EXPOSITION LINE ALL THE WAY TO SANTA MONICA AND INCLUDING A RED LINE EXTENSION TO WEST HOLLYWOOD AND BEVERLY HILLS IN THE NEXT UPDATE TO THE LONG RANGE TRANSPORTATION PLAN:

ACTION: Adopt Resolution No. 05-3168, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING BUILDING THE MTA LIGHT RAIL EXPOSITION LINE ALL THE WAY TO SANTA MONICA AND INCLUDING A RED LINE EXTENSION TO WEST HOLLYWOOD AND BEVERLY HILLS IN THE NEXT UPDATE TO THE LONG RANGE TRANSPORTATION PLAN." **Approved as part of the Consent Calendar.**

2.Q. DIRECTION TO THE HUMAN SERVICES COMMISSION AND THE LESBIAN AND GAY ADVISORY BOARD TO DISCUSS HIV NAMES-BASED REPORTING AND TO FORWARD CONCLUSIONS TO THE CITY COUNCIL:

ACTION: Direct the Human Services Commission and the Lesbian and Gay Advisory Board to discuss HIV-names based reporting and to report back to Council within 60 days. **Approved as part of the Consent Calendar.**

2.R. TRANSITIONING HEALTH CARE: HEALTH CARE ACCESS AND THE TRANSGENDER COMMUNITY:

ACTION: 1) Approve the City co-sponsorship of the February 4th, 2005 Town Hall Meeting called Transitioning Health Care: Health Care Access and the Transgender Community; and 2) Direct Public Information staff to work with the offices of Mayor Pro Tem Land and Mayor Duran in promoting the event. **Approved as part of the Consent Calendar.**

- 2.S. COMMEMORATION OF THE 32ND ANNIVERSARY OF ROE V. WADE:**
ACTION: Direct staff to work on programming to commemorate the 32nd Anniversary of Roe V. Wade. **Approved as part of the Consent Calendar.**
- 2.T. CULTURAL, SOCIAL AND RECREATIONAL PROGRAMMING FOR LESBIANS:**
ACTION: Authorize staff to begin program development and return to the City Council with suggested activities, staffing and a budget request for FY 2005-06 for cultural, social, and recreational programming for Lesbians. **Approved as part of the Consent Calendar.**
- 2.U. A RESOLUTION IN OPPOSITION OF THE PHARMACISTS' REFUSAL CLAUSE:**
ACTION: Adopt Resolution No. 05-3169, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION OF THE PHARMACISTS' REFUSAL CLAUSE"; and 2) Send copies of the Resolution to Assemblymember Paul Koretz, State Senator Sheila Kuehl, Senators Dianne Feinstein and Barbara Boxer, Planned Parenthood, Pro Choice America, Feminist Majority and NOW. **Approved as part of the Consent Calendar.**
- 2.V. A RESOLUTION IN OPPOSITION OF ASSEMBLY CONSTITUTIONAL AMENDMENT (ACA) 3 (HAYNES) AND A RESOLUTION IN OPPOSITION OF SENATE CONSTITUTIONAL AMENDMENT (SCA) 1 (MORROW):**
ACTION: 1) Adopt Resolution No. 05-3170, "A RESOLUTION IN OPPOSITION OF ASSEMBLY CONSTITUTIONAL AMENDMENT (ACA) 3 (HAYNES)"; 2) Adopt Resolution No. 05-3171, "A RESOLUTION IN OPPOSITION OF SENATE CONSTITUTIONAL AMENDMENT (SCA) 1 (MORROW)"; and 3) Send copies of the resolution to the Senate and Assembly Minority and Majority leaders, members of the gay and lesbian caucus, Governor Arnold Schwarzenegger and other individuals as appropriate. **Approved as part of the Consent Calendar.**
- 2.W. PUBLIC SERVICE ANNOUNCEMENT ENCOURAGING RESIDENTS TO INCREASE RECYCLING OF PAPER PRODUCTS, PLASTICS AND TIN CANS:**
ACTION: Direct Public Information Office and Environmental Services staff to produce a PSA, to be televised on city Channel, encouraging residents to increase their recycling of paper products, plastics and tin cans. **Approved as part of the Consent Calendar.**
- 3. PUBLIC HEARINGS:**

3.A. PROPOSED ANNEXATION OF ZONE 2 TO THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT:

Mayor Duran stated that the public hearing was noticed as required by law.

Jeffrey Huffer, Project Administrator, provided background information as outlined in the staff report dated January 18, 2005.

Mayor Duran opened the public hearing and the following speaker came forward:

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of the proposed assessment within the Zone 2 annexation area, but only for the street cleaning and not the holiday lights.

Motion by Mayor Pro Tempore Land, seconded by Councilmember Prang and unanimously approved to close the public hearing.

Council recessed the Public Hearing at 7:34 PM so that staff could tabulate the ballots.

Council reconvened the Public Hearing at 8:31 PM and the City Clerk announced the official ballot returns.

City Clerk West read the following:

“Mayor Duran, pursuant to the procedures for the completion, return, and tabulation of the assessment ballots which have been adopted by this Council, the City Clerk’s Office has tabulated the ballots submitted and not withdrawn in support of or in opposition to the proposed assessment within the Zone 2 annexation area. A total of 21 ballots were properly returned to the City Clerk. With ballots weighted according to the proportional financial obligation of each affected property, I have determined that ballots representing 7,312.03 dollars in financial obligation were returned in support of the proposed annexation and ballots representing 6,253.62 dollars in financial obligation were returned in opposition to the proposed assessment. Therefore, 53.9 percent of the ballots, as weighted, were cast in support of the proposed assessment. Thus, there is not a majority protest against the proposed assessment within the Zone 2 annexation area.”

ACTION: 1) Conduct a public hearing on the annexation of Zone 2 to the Santa Monica Boulevard Maintenance District and on the levy of an assessment for Fiscal Year 2005-06 within Zone 2; 2) Following the public input portion of the public hearing, direct the City Clerk, together with such impartial assistants as the City Clerk deems necessary, to tabulate the assessment ballots returned in connection with the annexation and the

levy of the assessment within Zone 2; and 3) If there is no majority protest, adopt Resolution No. 05-3172, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ORDERING THE ANNEXATION OF TERRITORY TO THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2005-06 PURSUANT TO THE PROVISIONS OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE." **ACTION: Motion by Mayor Pro Tempore Land, seconded by Councilmember Prang and unanimously approved. There is not a majority protest against the proposed assessment within Zone 2 annexation area.**

3.B. APPEAL OF PLANNING COMMISSION APPROVAL OF A CONDITIONAL USE PERMIT 2004-001 ALLOWING A TALL WALL SIGN AT 9229 SUNSET BOULEVARD:

Mayor Duran stated that the public hearing was noticed as required by law.

Debby Linn, Contract Planner, provided background information as outlined in the staff report dated January 18, 2005.

Mayor Duran opened the public hearing and the following speakers came forward:

FRANCESCA DANIELS, WEST HOLLYWOOD, APPELLANT, representing Sierra Towers, spoke in opposition to the tall wall sign at 9229 Sunset due to the lighting and enormous size. She spoke regarding the incongruous nature of the sign to the surrounding area.

MICHAEL TIDUS, APPELLANT, representing Regency Outdoor, spoke in opposition to the tall wall sign due to the lack of CEQA, a mitigating negative declaration or environmental impact study for lighting. He stated that Regency has had to do a lighting study in the past for a similar project, and this project should also be required to do so.

GREG REGIER, APPELLANT, representing Regency Outdoor, spoke in opposition to the tall wall due to the fact that the project does not follow the City's zoning code and that the same tall wall was denied several years ago due to architectural problems and other issues.

ROBERTA SPONSLER, GLENDALE, APPLICANT, addressed the lighting concerns of Sierra Towers. She stated that the company conducted its own lighting tests and received no complaints.

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to the tall wall and in opposition to denying the appeals.

LOWELL MARKS, WEST HOLLYWOOD, spoke in opposition to the tall wall and in opposition to denying the appeals because the tall wall is not consistent with the neighboring buildings.

JOHANNA JAVALUYAS, WEST HOLLYWOOD, spoke in opposition to the tall wall and in opposition to denying the appeals because the tall wall is not in the best interest of the residents of Sierra Towers. She spoke regarding the problems with the lighting and the inconsistency with the historic nature of Sierra Towers.

NORM BURKE, WEST HOLLYWOOD, spoke in opposition to the tall wall and in opposition to denying the appeals.

LOREN MCELRAVY, representing the owners of 9229 Sunset Boulevard, stated that the building owners would like to work with the neighbors to work out these problems.

MICHAEL TIDUS, APPELLANT, stated that for CEQA compliance, lighting tests should have been submitted to the public, City staff, and the Planning Commission.

GREG REGIER, APPELLANT, stated that the applicant has not proven how they have complied with City zoning laws.

LOWELL MARKS, WEST HOLLYWOOD, stated that the architectural integrity of the building would be ruined with this tall wall.

Mayor Duran closed the public hearing.

Mayor Pro Tempore Land spoke regarding a change to the sign ordinance in July of 2004 which would make this tall wall possible.

Councilmember Heilman spoke regarding the CEQA argument in this project. He spoke in opposition to the appeal from Regency. He spoke regarding the concerns of the residents of Sierra Towers and stated that if this project is approved, the lighting concerns be addressed. He spoke in support of staff taking the lead on lighting tests and ensuring that the concerns of the neighboring residents are addressed.

Councilmember Prang spoke regarding changes in the policy for tall walls and expressed concern over current changes. He spoke in opposition to the proposed application due to the architectural integrity of the building.

Councilmember Guarriello expressed concern that Sierra Towers did not complain about lighting with the previous tall wall. He spoke in support of the building owner of 9229 Sunset being allowed to install a tall wall on his building.

Mayor Duran spoke in opposition to Regency's appeal, but expressed concern over the issues raised by the residents of Sierra Towers. He stated that if the issue of lighting is addressed, then he would be supportive of this project.

Mayor Pro Tempore Land spoke in support of the project but expressed concern over the impact of the lighting. She stated that the residents should have been included in the applicant's lighting study. She spoke in support of the City leading a lighting study and in support of the language in the resolution being strengthened.

ACTION: Adopt Resolution No. 05-3173, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF REGENCY OUTDOOR ADVERTISING AND SIERRA TOWERS CONDOMINIUM ASSOCIATION, AND AFFIRMING THE PLANNING COMMISSION'S APPROVAL OF CONDITIONAL USE PERMIT 2004-001 TO PERMIT THE USE OF AN EAST FACING WALL OF A BUILDING LOCATED AT 9229 SUNSET BOULEVARD IN WEST HOLLYWOOD AS A TALL WALL SIGN." **Motion by Councilmember Heilman, seconded by Mayor Duran and approved to deny the appeal by Regency Outdoor Advertising and to approve the appeal by Sierra Towers in part and to deny the appeal in part with the requirement that a lighting test be performed at the direction of the City with the inclusion of the residents and be performed by a certified lighting consultant to be paid for by the applicant. Councilmember Prang voted NO.**

4. UNFINISHED BUSINESS:

4.A. EASTSIDE REDEVELOPMENT PROJECT ADVISORY COMMITTEE AND VARIOUS COMMISSION & ADVISORY BOARD APPOINTMENTS: **ACTION:**

- 1) Make 2 at-large appointments to the East Side Project Advisory Committee: **TABLED**
- 2) Make 1 at-large appointment (male) to the Lesbian & Gay Advisory Board: **TABLED**
- 3) Make 1 at-large appointment to the Russian Advisory Board: **TABLED**
- 4) Make 1 at-large appointment to the Women's Advisory Board: **TABLED**
- 5) Mayor Duran shall make 1 direct appointment to the Historic Preservation Commission: **RICHARD AZAR.**

5. NEW BUSINESS:

5.A. HYBRID VEHICLE LEASE/OWNERSHIP INCENTIVE FOR RESIDENTS:

Josh Kurpies, Deputy to Councilmember Prang, provided background information as outlined in the staff report dated January 18, 2005.

DAN SIEGEL, WEST HOLLYWOOD, spoke in support of staff's recommendation.

Councilmember Heilman stated that this incentive is not the right incentive for using hybrid vehicles. He stated that there could be an impact in the residential parking zones, especially on the west side. He spoke in support of staff evaluating other appropriate incentives that would not adversely impact the residents, such as a cash key.

Councilmember Guarriello spoke in opposition to the potential adverse impacts to residential areas and in support of looking at other possible incentives.

Mayor Duran expressed concern that individuals who are able to afford hybrids have higher incomes and that the City will be giving free parking to high income individuals. He also expressed concern over potential adverse impacts to residential areas.

Mayor Pro Tempore Land spoke in support of trying out these incentives for a certain period of time and having the Transportation Commission review the program. She spoke in support of attempting to continue to evaluate incentives.

Councilmember Prang spoke regarding universal parking permits and stated that he didn't feel that issuing these permits to hybrid owners would have an adverse impact. He spoke in support of the possibility of a cash key incentive. He stated that this would be short-term pilot project.

Councilmember Heilman stated that he didn't feel that this would be an incentive for people to buy the car, but it would be a reward program for individuals who already own a hybrid. He stated that there is a high demand of hybrid vehicles and that there will be many more of these vehicles in the City in the near future.

ACTION: 1) Direct the Transportation Commission to review the proposed program and return to Council within 60 days with recommendations.
Motion by Mayor Pro Tempore Land, seconded by Councilmember Heilman and unanimously approved.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT:

SUE SEXTON, WEST HOLLYWOOD, spoke in support of the installation of the lambda flags on Santa Monica Boulevard and in support of Item 2.T.

KRIS MUNOZ, WEST HOLLYWOOD, spoke in support of the installation of the lambda flags on Santa Monica Boulevard and in support of Item 2.T.

STAN LOTHIDGE, WEST HOLLYWOOD, spoke in opposition to the recent Ellis Act eviction of a resident at 1343 N. Laurel Avenue.

ED BUCK, WEST HOLLYWOOD, spoke regarding Mayor Duran's appointment schedule.

LIZA AMTMANIS, LOS ANGELES, spoke in opposition to further development in the City and spoke in support of a moratorium on development. She also spoke in opposition to the recent Ellis Act eviction of a resident at 1343 N. Laurel Avenue.

CLEVE JONES, WEST HOLLYWOOD, spoke in support of the City Council approving the funding for L.A. Shanti and spoke regarding programs being done by the organization.

RYAN GIERACH, WEST HOLLYWOOD, spoke regarding the formation of the West Hollywood Historic Society. He also spoke regarding the new publication, the West Hollywood Tribune, which premiered last month.

MARIE MANGINE, WEST HOLLYWOOD, spoke in opposition to the West Hollywood Community Housing Corporation due to their eviction of tenants, some of whom are disabled.

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding a cultural historic designation application that was not approved for Carlton Manor and the demolition application for the property.

6. LEGISLATIVE: None.

Mayor Duran announced an upcoming public meeting regarding a proposed Havenhurst pocket park.

ADJOURNMENT: The City Council adjourned at 9:12 PM in the memory of Dan Laray and Bill Saur, to their next regular meeting, which will be on Monday, February 7, 2005 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 7th
DAY OF FEBRUARY 2005.

JOHN J. DURAN, MAYOR

ATTEST:

THOMAS R. WEST, CITY CLERK