

**CITY COUNCIL
MINUTES
MONDAY, MAY 16, 2005
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: The meeting was called to order at 6:49 P.M.

PLEDGE OF ALLEGIANCE: Jimmy Palmieri led the pledge.

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

ABSENT: None.

ALSO PRESENT: City Manager Paul Arevalo, City Attorney Michael Jenkins, City Clerk Tom West and Assistant City Clerk Gwen Peirce.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that the Closed Session convened at 6:00 PM. He stated that two items of pending litigation were added to the agenda: 1012 Olive v. City of West Hollywood and Orion v. City of West Hollywood. He stated that the Closed Session adjourned at 6:40 P.M. with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Land requested that Items 4.C. and 4.D. be TABLED.

Councilmember Duran noted his ABSTENTION on Item 2.N.

Councilmember Duran requested that the meeting be adjourned in the memory of Lisa Korben.

Councilmember Prang requested that the meeting be adjourned in the memory of Miguel Contreras.

Motion by Councilmember Guarriello, seconded Mayor Pro Tempore Heilman to approve the May 16, 2005 agenda as amended and carried unanimously.

PRESENTATIONS:

Mayor Land presented a proclamation in honor of "National Public Works Week."

Mayor Land announced that Thursday, May 19th is 11th Annual "Bike to Work Day."

Mayor Land presented a commendation to Joseph Young, a world renowned artist who lives in the City of West Hollywood.

Mayor Land presented a proclamation to the Banyan Tree Project for their work in raising awareness for people living with HIV/AIDS.

Mayor Land presented a commendation to the Pacific Hills School Girls Basketball Team.

1. PUBLIC COMMENT:

RAYMOND SYLVESTER, WEST HOLLYWOOD, presented a photograph and DVD with an interview with Mayor Land to Mayor Land.

ANTOINETTE WALKER, spoke in support of Item 2.CC., which opposes statewide budget cuts to in-home healthcare services.

JOYA PARENTEAU, SIMI VALLEY, Project Angel Food, spoke in support of Item 2.L., mid-year

DAVID KRUSKALL, WHEST Program, spoke regarding the job placement and training services that WHEST conducts.

JAMES BURBACH, WEST HOLLYWOOD, spoke in support of the WHEST program.

WENDY TUCKER, WEST HOLLYWOOD, spoke in support of the WHEST program.

MURIEL SCHOICHET, WEST HOLLYWOOD, spoke in support of Item 2.U., a resolution in support of H.J.RES.30.

NORMA KEMPER, WEST HOLLYWOOD, spoke regarding 5.B. and spoke in support of the Public Safety Commission being involved in the neighborhood watch training.

SHIRLEY BUSHNELL, WEST HOLLYWOOD, spoke in support of Item 2.W. and thanked the City Council for their designation of Trans-unity and Transgender Awareness Week.

TOM CARPENTER, LOS ANGELES, spoke in support of Item 2.X., a resolution in support of S.J.R. 11.

ED BUCK, WEST HOLLYWOOD, spoke in opposition to the eviction of residents of 1343 N. Laurel Avenue.

RIC ABRAMSON, WEST HOLLYWOOD, spoke in support of Item 2.BB., the Million Solar Roofs Initiative.

EDWARD WESTRICK, RIALTO, spoke in support of Item 2.X., a resolution in support of S.J.R. 11.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke in support of Item 2.BB., the Million Solar Roofs Initiative. She spoke in opposition to the eviction of residents of 1343 N. Laurel Avenue.

RICHARD EASTMAN, HOLLYWOOD, spoke regarding a meeting on the recent raid on a medical marijuana dispensary.

STAN LOTHBRIDGE, WEST HOLLYWOOD, spoke in opposition to the proposed development at 1343 N. Laurel Avenue.

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of Item 2.CC., which opposes statewide budget cuts to in-home healthcare services.

COUNCILMEMBER COMMENTS:

Councilmember Prang requested that the City Clerk's Office investigate increasing the number of words allowed in the candidate statements for the City General Municipal Election. He announced an open house at Assemblymember Paul Koretz's office. He thanked City Staff for their work on the dedication of the Russian Veteran's Memorial at Plummer Park.

Councilmember Guarriello announced that May is Military Month. He stated that he will place a wreath on May 30th in honor of all of the military around the world. He spoke regarding the Russian Veteran's Memorial that was dedicated at Plummer Park.

Mayor Pro Tempore Heilman requested that staff assist the AIDS Healthcare Foundation with their recent problems. He directed the City Manager to include a full report and explanation on the Police Department of the City of Los Angeles' raid on a medical marijuana dispensary in West Hollywood.

Mayor Land announced a Hazardous Waste and E Waste Disposal on June 25th. She spoke regarding the Health Tip. She spoke regarding a letter she received from LA City Councilmember Alex Padilla regarding the appointment of the LAUSD Advisory Commission.

CITY MANAGER'S REPORT:

City Manager Arevalo provided an update on public safety issues at Plummer Park. He provided a report on a League of California Cities meeting on the State budget proposal. He provided a report on the recent raid on a medical marijuana dispensary at 1209 La Brea Avenue. He spoke regarding an upcoming item on proposed interim regulations for medical marijuana dispensaries within the City. He announced that Councilmember Prang will be inducted as the Vice President of the Contract Cities Association.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$3,126,402 in expenditures and \$(84,825) in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,H.,I., J.,K.
Motion by Councilmember Guarriello, seconded by Councilmember Prang and carried unanimously with Councilmember Duran's ABSTENTION on Item 2.N.

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 May 2, 2005. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 532, RESOLUTION NO. 05-3217:

ACTION: Approve Demand Register No. 532 and adopt Resolution No. 05-3217, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 532." **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Tatyana Daniel Gol'Dina, Bobby James Garcia, and Dante Henderson and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 05-709 (2ND READING), A PROPOSED ORDINANCE AMENDING CHAPTER 5.108.120 OF CHAPTER 5.108 OF TITLE 5 OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING TAXICAB REGULATION:

ACTION: Waive further reading and adopt Ordinance No. 05-709, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING TAXICAB REGULATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

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

2.G. IMPLEMENTATION OF DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON 7700 BLOCK OF FOUNTAIN AVENUE:

ACTION: Introduce for first reading Ordinance No. 05-710, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.230 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 7700 BLOCK OF FOUNTAIN AVENUE AND

AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE.” **Approved as part of the Consent Calendar.**

2.H. AMENDMENT TO AGREEMENT WITH LESLIE SCOTT CONSULTING TO PROVIDE TRANSPORTATION DEMAND MANAGEMENT CONSULTANT SERVICES:

ACTION: Authorize the City Manager to execute an amendment to the Agreement with Leslie Scott Consulting for Transportation Demand Management (TDM) services, extending the agreement three years, in an amount not to exceed \$80,000. **Approved as part of the Consent Calendar.**

2.I. EXTENSION OF THE AGREEMENT FOR TAXI VOUCHER SUBSIDY PROGRAM WITH JEWISH FAMILY SERVICES (JFS):

ACTION: 1) Approve the one year extension agreement with Jewish Family Services (JFS) for an amount not to exceed \$600,000, effective July 1, 2005 through June 30, 2006; and 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.J. AMENDMENT TO AGREEMENT WITH MV TRANSPORTATION TO EXTEND THE AGREEMENT TO PROVIDE CITYLINE & DIAL A RIDE TRANSIT SERVICES:

ACTION: 1) Approve a two year amendment to an agreement with MV Transportation in the amount not to exceed \$2,300,000 to provide CityLine & Dial A Ride Transit Services; and 2) authorize the City Manager to sign. **Approved as part of the Consent Calendar.**

2.K. SOCIAL SERVICES CONTRACT WITH THE LOS ANGELES SHANTI FOUNDATION:

ACTION: Terminate the contract with the Los Angeles Shanti Foundation for \$6,098 per month for HIV prevention education and emotional support services for people living with HIV and AIDS effective April 30, 2005. **Approved as part of the Consent Calendar.**

2.L. MID-YEAR REPORT ON SOCIAL SERVICES PROGRAMS:

ACTION: Receive and file the mid-year report. **Approved as part of the Consent Calendar.**

2.M. LEGISLATIVE UPDATE FROM HELYNE MESHAR, CITY LOBBYIST:

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

2.N. CHRISTOPHER STREET WEST 35th ANNUAL LESBIAN, GAY, BISEXUAL, AND TRANSGENDER PRIDE CELEBRATION AND PARADE IN WEST HOLLYWOOD:

ACTION: 1) Approve the use of West Hollywood Park and City property, as outlined in exhibit A, for the 2005 Lesbian, Gay, Bisexual, and Transgender Pride Celebration; 2) Authorize the City Manager to enter into an agreement/contract permitting the event; 3) Use of El Tovar Lot,

cul-de-sac and street as outlined in exhibit A; and 4) Allow the Dyke March to march along Santa Monica Blvd in West bound lanes to West Knoll and return in east bound lanes on Santa Monica Blvd to San Vicente. Additional sheriff costs \$9,000. **Approved as part of the Consent Calendar with Councilmember Duran's ABSTENTION.**

2.O. SUMMARY REPORT ON THE MARCH 8, 2005 GENERAL MUNICIPAL ELECTION:

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

2.P. DESIGNATION OF APPLICANT'S AGENT FOR THE STATE OF CALIFORNIA OFFICE OF EMERGENCY SERVICES:

ACTION: 1) Adopt Resolution No. 05-3218, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING AUTHORIZED AGENTS FOR THE STATE OF CALIFORNIA OFFICE OF EMERGENCY SERVICES"; and 2) Authorize the City Manager to sign the "Project Application for Federal Assistance" and forward copies to the State of California Office of Emergency Services. **Approved as part of the Consent Calendar.**

2.Q. WAIVE PARKING FEES AT KINGS ROAD PARKING STRUCTURE FOR CITY SPONSORED EVENT:

ACTION: Waive parking fees for City sponsored event at Kings Road Parking Structure not to exceed \$1000. **Approved as part of the Consent Calendar.**

2.R. ART AND DESIGN WALK 2005 - PARKING AND FEES:

ACTION: 1) Waive all City fees associated with the Design Walk 2005; 2) Waive residential permit parking between the hours of 3 p.m. and 11.00 p.m. on Saturday, June 4, 2005 in Permit Parking Districts 1 and 2; and 3) Waive enforcement at parking meters on Beverly Boulevard, Melrose Avenue, Robertson Blvd. and any side streets in the Avenues of Art and Design from 2.00 p.m. to 6.00 p.m. on the same day. **Approved as part of the Consent Calendar.**

2.S. CITY OF WEST HOLLYWOOD ADMINISTRATIVE REMEDIES PROGRAM SUMMARY REPORT FOR CALENDAR YEAR 2004:

ACTION: Receive and file the City of West Hollywood Administrative Remedies Program Calendar Year 2004 Summary. **Approved as part of the Consent Calendar.**

2.T. A RESOLUTION AUTHORIZING IMPLEMENTATION OF PROVISIONS OF SECTION 414(H)(2) OF THE INTERNAL REVENUE CODE FOR CONTRIBUTIONS TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM (EMPLOYER PICK-UP RESOLUTION PRE-TAX PAYROLL DEDUCTION PLAN FOR SERVICE CREDIT PURCHASES):

ACTION: Adopt Resolution No. 05-3219, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING IMPLEMENTATION OF PROVISIONS OF SECTION 414(H)(2) OF THE INTERNAL REVENUE CODE FOR CONTRIBUTIONS TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM (EMPLOYER PICK-UP RESOLUTION PRE-TAX PAYROLL DEDUCTION PLAN FOR SERVICE CREDIT PURCHASES). **Approved as part of the Consent Calendar.**

2.U. A RESOLUTION IN SUPPORT OF H.J.RES.30, A CONSTITUTIONAL AMENDMENT PROCLAIMING THE RIGHT OF ALL PERSONS TO QUALITY HEALTH CARE:

ACTION: 1) Adopt Resolution No. 05-3220, "A RESOLUTION IN SUPPORT OF H.J.RES.30, A CONSTITUTIONAL AMENDMENT PROCLAIMING THE RIGHT OF ALL PERSONS TO QUALITY HEALTH CARE"; and 2) Send copies of the resolution to President George W. Bush, U.S. Senators Barbara Boxer and Diane Feinstein, U.S. representatives Pete Stark and Henry Waxman. **Approved as part of the Consent Calendar.**

2.V. RESOLUTIONS IN SUPPORT OF SB 180 (KUEHL), A BILL REQUIRING THAT VICTIMS OF TRAFFICKING BE ELIGIBLE FOR MEDICAL TREATMENT AT STATE HOSPITAL TRAINING CENTERS; SB 585 (KEHOE), A BILL THAT PROVIDES FOR FIREARMS POSSESSION NOTIFICATION ON APPLICATIONS FOR A DOMESTIC VIOLENCE PROTECTIVE ORDERS; AB 291 (KORETZ), A BILL THAT WOULD PROVIDE FOR PARTICIPANTS IN THE DHS MATERNAL AND CHILD HEALTH PROGRAM TO BE SCREENED FOR POST PARTUM MOOD DISORDERS; AB 429 (CHU), A BILL PROVIDING FOR AN ADDITIONAL SERVICE OF NOTIFICATION OF A PROTECTIVE ORDER FOR THOSE WHO HAVE BEEN IN POLICE CUSTODY; AB 506 (MONTANEZ), A BILL THAT PROVIDES FOR THE CREATION OF THE "TEEN DATING VIOLENCE PREVENTION PROGRAM"; AND A RESOLUTION IN OPPOSITION TO AB 1307 (DYMALLY), A BILL REQUIRING COURTS TO ORDER EQUAL VISITATION IN MOST CHILD CUSTODY CASES":

ACTION: 1) Adopt Resolution No. 05-3221, "A RESOLUTION IN SUPPORT OF SB 180 (KUEHL), A BILL REQUIRING THAT VICTIMS OF TRAFFICKING BE ELIGIBLE FOR MEDICAL TREATMENT AT STATE HOSPITAL TRAINING CENTERS"; 2) Adopt Resolution No. 05-3222, "SB 585 (KEHOE), A BILL THAT PROVIDES FOR FIREARMS POSSESSION NOTIFICATION ON APPLICATIONS FOR A DOMESTIC VIOLENCE PROTECTIVE ORDERS"; 3) Adopt Resolution No. 05-3223, "AB 291 (KORETZ), A BILL THAT WOULD PROVIDE FOR PARTICIPANTS IN THE DHS MATERNAL AND CHILD HEALTH PROGRAM TO BE SCREENED FOR POST PARTUM MOOD DISORDERS"; 4) Adopt Resolution No. 05-3224, "AB 429 (CHU), A BILL PROVIDING FOR AN ADDITIONAL SERVICE OF NOTIFICATION OF A PROTECTIVE ORDER

FOR THOSE WHO HAVE BEEN IN POLICE CUSTODY”; 5) Adopt Resolution No. 05-3225, “AB 506 (MONTANEZ), A BILL THAT PROVIDES FOR THE CREATION OF THE ““TEEN DATING VIOLENCE PREVENTION PROGRAM”” IN CALIFORNIA”; and 6) Adopt Resolution No. 05-3226, “A RESOLUTION IN OPPOSITION TO AB 1307 (DYMALLY), A BILL REQUIRING COURTS TO ORDER EQUAL VISITATION IN MOST CHILD CUSTODY CASES.” **Approved as part of the Consent Calendar.**

2.W. A RESOLUTION IN SUPPORT OF TRANS UNITY AND DECLARING THE WEEK OF MAY 29 – JUNE 4, 2005 AS “TRANSGENDER AWARENESS AND APPRECIATION WEEK” IN WEST HOLLYWOOD:

ACTION: Adopt Resolution No. 05-3227, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF TRANS UNITY AND DECLARING THE WEEK OF MAY 29 - JUNE 4, 2005 AS “TRANSGENDER AWARENESS AND APPRECIATION WEEK” IN WEST HOLLYWOOD.” **Approved as part of the Consent Calendar.**

2.X. A RESOLUTION IN SUPPORT OF S.J.R. 11 (KEHOE, KUEHL, MIGDEN, ROMERO) THAT URGES CONGRESS AND THE PRESIDENT TO ADOPT A FEDERAL POLICY OF NONDISCRIMINATION IN THE MILITARY:

ACTION: 1) Adopt Resolution No. 05-3228, “A RESOLUTION OF THE CITY COUNCIL IN SUPPORT OF S.J.R. 11 (KEHOE, KUEHL, MIGDEN, ROMERO) THAT URGES CONGRESS AND THE PRESIDENT TO ADOPT A FEDERAL POLICY OF NONDISCRIMINATION IN THE MILITARY”; and 2) Direct staff to send copies of signed resolution to Senator Sheila Kuehl, Congressman Waxman, Senator Barbara Boxer, Senator Diane Feinstein, American Veterans For Equal Rights, the National Center for Lesbian Rights, Equality California, Human Rights Campaign, Lambda Legal, the National Gay and Lesbian Task Force and the LGBT Caucus. **Approved as part of the Consent Calendar.**

2.Y. A RESOLUTION IN SUPPORT OF S.553 (FEINSTEIN) GRANTING STATES THE AUTHORITY TO ALLOW HYBRID VEHICLES TO USE HIGH-OCCUPANCY VEHICLE (HOV) LANES:

ACTION: 1) Adopt Resolution No. 05-3229, “A RESOLUTION IN SUPPORT OF S.553 (FEINSTEIN) GRANTING STATES THE AUTHORITY TO ALLOW HYBRID VEHICLES TO USE HIGH-OCCUPANCY VEHICLE (HOV) LANES”; and 2) Send copies of signed resolutions to U.S. Senator Dianne Feinstein, U.S. Senator Barbara Boxer, Assemblymember Paul Koretz, and State Senator Sheila Kuehl. **Approved as part of the Consent Calendar.**

2.Z. A RESOLUTION OF THE CITY COUNCIL SUPPORTING JUDGE RICHARD KRAMER’S DECISION THAT DENYING MARRIAGE TO SAME SEX COUPLES VIOLATED THE CALIFORNIA CONSTITUTION:

ACTION: 1) Adopt Resolution No. 05-3230, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING JUDGE RICHARD KRAMER'S DECISION THAT DENYING MARRIAGE TO SAME SEX COUPLES VIOLATED THE CALIFORNIA CONSTITUTION"; and 2) Send copy of the resolution to Judge Richard Kramer. **Approved as part of the Consent Calendar.**

2.AA. A RESOLUTION IN OPPOSITION TO THE CHILD CUSTODY PROTECTION ACT, S.8 (ENSIGN):

ACTION: 1) Adopt Resolution No. 05-3231, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE CHILD CUSTODY PROTECTION ACT"; and 2) Direct staff to send copies of signed resolution to U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, U.S. Representative Henry Waxman, Planned Parenthood, NARAL and the Feminist Majority Foundation. **Approved as part of the Consent Calendar.**

2.BB. A RESOLUTION IN SUPPORT OF THE MILLION SOLAR ROOFS INITIATIVE, SB 1 (MURRAY, CAMPBELL) SEEKING TO INCREASE THE USE OF SOLAR ENERGY:

ACTION: 1) Adopt Resolution No. 05-3232, "A RESOLUTION OF THE CITY COUNCIL IN SUPPORT OF THE MILLION SOLAR ROOFS INITIATIVE, SB 1 (MURRAY, CAMPBELL) SEEKING TO INCREASE THE USE OF SOLAR ENERGY"; and 2) Direct staff to send copies of signed resolution to Governor Arnold Schwarzenegger, California State Senator Sheila J. Kuehl, California State Assemblymember Paul Koretz, California State Senator Kevin Murray, Senator Tom Campbell, California League of Conservation Voters, Environment California, Sierra Club, Environmental Defense, Natural Resources Defense Council, Planning and Conservation League, United States Green Building Council, Global Green Initiative and Sustainable Conservation. **Approved as part of the Consent Calendar.**

2.CC. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE REDUCTION IN WAGES AND BENEFITS OF IN-HOME SUPPORTIVE SERVICES (IHSS) PROVIDERS, AS PROPOSED IN THE GOVERNOR'S FY 2005/06 BUDGET:

ACTION: 1) Adopt Resolution No. 05-3233, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE REDUCTION IN WAGES AND BENEFITS OF IN-HOME SUPPORTIVE SERVICES (IHSS) PROVIDERS, AS PROPOSED IN THE GOVERNOR'S FY 2005/06 BUDGET"; and 2) Send copies of resolution to U.S. Senator Dianne Feinstein, U.S. Senator Barbara Boxer, U.S. Representative Henry Waxman, California Governor Arnold Schwarzenegger, California State Senator Sheila J. Kuehl and California State Assemblymember Paul Koretz and Los Angeles County Supervisor Zev Yaroslavsky. **Approved as part of the Consent Calendar.**

THE CITY COUNCIL WILL RECESS AND RECONVENE AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: 7:57 P.M.

The Community Development Commission approved the minutes from the February 7, 2005 meeting and received a review of agency priorities and provided direction on new development projects. The actions are more fully described in the West Hollywood Community Development Commission minutes.

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION WILL RECESS AND RECONVENE AS THE CITY COUNCIL: 8:09 P.M.

3. PUBLIC HEARINGS:

- 3.A. SUNSET OLIVE MIXED USE PROJECT AND ENVIRONMENTAL IMPACT REPORT, (DEVELOPMENT PERMIT 01-01, DEMOLITION PERMIT 01-01, CONDITIONAL USE PERMIT 01-01, GENERAL PLAN AMENDMENT 01-03 AND ZONING MAP AMENDMENT 01-01):**
ACTION: Continued the public hearing to June 6, 2005.

4. UNFINISHED BUSINESS:

- 4.A. PROPOSED ORDINANCE AMENDING SECTION 3.04.090 AND VARIOUS SECTIONS RELATED TO THE PENALTY FOR VIOLATING SECTION 11.36.010 OF THE WEST HOLLYWOOD MUNICIPAL CODE AND RESOLUTION RESCINDING RESOLUTION NO. 01-2561 AND ESTABLISHING A \$25,000 REWARD FOR EVIDENCE LEADING TO THE ARREST AND CONVICTION OF PERSONS WHO ILLEGALLY TRIM, REMOVE OR INJURE STREET TREES IN COMMERCIAL ZONED DISTRICTS:**

David Wilson, Management Analyst, provided background information as outlined in the staff report dated May 16, 2005.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the proposed ordinance and spoke in support of posting signage regarding the ordinance.

Councilmember Duran spoke regarding the trees that are being cut down are in commercial areas in front of billboards. He spoke in support of investigating forfeiture of the billboards. He spoke in support of the City investigating seeking restitution for the reward by the courts.

Councilmember Prang spoke in support of the proposed ordinance. He expressed concern that the City Manager has sole authority over the designation of the reward funds.

Mayor Pro Tempore Heilman spoke in support of the proposed ordinance. He expressed concern that the proposed reward will not solve the problem

and that it will not be utilized. He spoke in support of investigating removing existing signage rights or not approving future signage permits. He spoke in support of the proposed ordinance including all residential streets as well as commercial streets.

Mayor Land spoke in support of the ordinance including residential streets and investigating stricter penalties.

ACTION: 1) Introduce on first reading Ordinance No. 05-711, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 3.04.090 OF THE WEST HOLLYWOOD MUNICIPAL CODE AND VARIOUS SECTIONS RELATED TO THE PENALTY FOR VIOLATING SECTION 11.36.010 OF THE WEST HOLLYWOOD MUNICIPAL CODE"; 2) Adopt Resolution No. 05-3234, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, RESCINDING RESOLUTION NO. 01-2561 AND ESTABLISHING A \$25,000 REWARD TO ANY PERSON WHO PROVIDES EVIDENCE THAT LEADS TO THE ARREST AND CONVICTION OF PERSONS WHO ILLEGALLY TRIM, REMOVE OR INJURE STREET TREES IN A COMMERCIAL ZONED DISTRICT"; **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and unanimously approved with revised language to the ordinance to include residential streets as well as commercial streets.**

3) Authorize the City Manager to promulgate procedural rules and regulations governing receipt of the reward. **Carried by Concurrence of the Council with the revision to the language to state that the City Manager has discretion but not "sole" discretion to issue the rewards and to allow that the City Manager's decision be appealed to the City Council.**

4.B. WEST HOLLYWOOD LIBRARY SCHEMATIC DESIGN:

Ray Reynolds, Director of Economic Development, Jeffrey Huffer, Project Administrator and MDA Johnson-Favaro provided background information as outlined in the staff report dated May 16, 2005.

RITA NORTON, WEST HOLLYWOOD, President of Friends of the West Hollywood Library, spoke in support of building the library.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the high cost of the library. She spoke regarding the need for larger Council Chambers and not just the meeting room that is proposed. She spoke regarding people who are not patronizing the library using the proposed parking.

JW MOORE IV, WEST HOLLYWOOD, spoke in support of the proposed project and commended City staff on their work on the design.

Councilmember Duran spoke in opposition to the LEED Silver Rating due to the high cost involved in seeking this rating. He spoke in support of achieving a basic certification level. He spoke in support of the Arts and Cultural Affairs Commission recommendations to include the accommodation for limited performance space in the designs of the meeting room. He spoke in support of linking the library and parking garage construction as one project.

Councilmember Prang spoke regarding the feasibility of the 2006 Library Bond Act Initiative. He spoke in support of staff's recommendations on the project and spoke in support of the parking structure being built with or without the library. He spoke in support of including the Arts and Cultural Affairs Commissions recommendations. He spoke in support of obtaining LEED Silver Rating.

Mayor Pro Tempore Heilman spoke in support of staff's recommendations. He spoke in support of pursuing the LEED Silver Rating, but expressed concern over the proposed cost. He spoke regarding the ability to reconsider certain aspects of the project during the process and spoke in support of investigating the LEED Silver Rating with the ability to possibly modify it in the future.

Mayor Land spoke in support of staff's recommendations and moving forward on the project.

ACTION: 2) Approve Add Alternates of LEED Silver Rating and Cable Television Area Build-out; **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and approved with Councilmember Duran voting NO.**

1) Approve the Schematic Design and Cost Estimates of the West Hollywood Library; 3) Approve the programming and design of the San Vicente level public meeting room; 4) Receive information on the 2006 Library Bond Act Initiative; 5) Review and consider proceeding with a five-level parking garage; and 6) Authorize the commencement of the project's Design Development Phase. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and unanimously approved.**

4.C. HYBRID VEHICLE LEASE/OWNERSHIP INCENTIVE/REWARDS PROGRAM:

ACTION: THIS ITEM WAS TABLED.

4.D. A RESOLUTION TO REQUIRE THE ANNUAL ROTATION OF BOARD AND COMMISSION CHAIRS AND VICE-CHAIRS:

ACTION: THIS ITEM WAS TABLED.

5. NEW BUSINESS:

5.A. REPORT ON ENFORCEMENT AGAINST EXCESSIVE MOTORCYCLE NOISE:

ACTION: Review and approve staff's work plan to address and actively enforce the State Vehicle Code and appropriately educate the public regarding excessive noise. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman and unanimously approved with the additional direction to require a report after one year on how many citations are issued and that all individuals with a motorcycle license in the City and businesses that accommodate those who ride/own motorcycles be notified of the campaign.**

5.B. ESTABLISHMENT OF A NEIGHBORHOOD WATCH TRAINING ACADEMY:

RIC RICKLES, WEST HOLLYWOOD, expressed concern over being notified that they are included in a neighborhood watch.

ROB BERGSTEIN, WEST HOLLYWOOD, spoke in support of an orientation/refresher course for all captains.

JW MOORE IV, WEST HOLLYWOOD, spoke in support of all members of neighborhood watch be included.

Councilmember Prang spoke in support of expanding neighborhood watch to include more information and training to include other issues that neighborhoods find important.

Councilmember Guarriello expressed concern that residents are not informed about neighborhood watch.

ACTION: Direct the Public Safety Commission to develop a program to effectively train neighborhood watch captains and participants in an annual Neighborhood Watch Academy Program. **Motion by Councilmember Prang, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

5.C. APPOINTMENT OF CITY COUNCILMEMBERS AS DELEGATES AND ALTERNATES TO VARIOUS ORGANIZATIONS, COMMITTEES AND SUB-COMMITTEES:

ACTION: Appoint Delegates and Alternates to the following committees as outlined in Exhibit A:

- a) Sanitation District No. 4 – Alternate Director; Councilmember Guarriello
- 1) Adopt Resolution No. 05-3235, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN

ALTERNATE DIRECTOR TO THE BOARD OF DIRECTORS OF LOS ANGELES COUNTY SANITATION DISTRICT NO. 4”;

b) California Contract Cities Association – Voting Delegate / Alternate – Councilmember Prang and Councilmember Guarriello.

c) California Joint Powers Insurance Authority (CJPIA) – Director / Alternate – Councilmember Guarriello and Anil Gandhi

d) League of California Cities – Delegate / Alternate Delegate – Councilmember Duran and Mayor Pro Tempore Heilman

e) Los Angeles County City Selection Committee – Delegate / Alternate; Mayor Land and Councilmember Prang

f) National League of Cities – Delegate / Alternate Delegate - Mayor Pro Tempore Heilman and Councilmember Duran

g) Santa Monica Bay Restoration Committee – Delegate / Alternate; Councilmember Prang and Jan Harmon

h) Westside Cities Council of Governments (WSCCOG) – Delegate / Alternate; Mayor Pro Tempore Heilman and Mayor Land

i) Finance & Budget Sub-Committee – 2 Sub-Committee Members – Mayor Land and Mayor Pro Tempore Heilman

5.D. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND RE-APPOINTMENTS:

ACTION:

1) The Council re-appointed the following direct appointees to City Commissions:

a. Councilmember Duran:

Arts & Cultural Affairs –	Michael Haibach
Business License –	Neill Murchison
Historic Preservation –	Richard Azar
Human Services –	Ponsella Gratton
Planning –	Barbara Hamaker
Public Facilities –	Roy Huebner
Public Safety –	Ruth Williams
Rent Stabilization –	Sue Buckner
Transportation –	Aaron Kunz

- b. Councilmember Guarriello:
 - Arts & Cultural Affairs – Lyn DeShields
 - Business License – James Kazakos
 - Historic Preservation – Victoria Joyce
 - Human Services – F. Gary Augeri
 - Planning – Joseph Guardarrama
 - Public Facilities – Ric Abramson
 - Public Safety – Chad Blouin
 - Rent Stabilization – Richard Maggio
 - Transportation – Luis Marquez

- c. Councilmember Prang:
 - Arts & Cultural Affairs – Richard Kaleh
 - Business License – Ann Marie Isleib
 - Historic Preservation – Catherine Hahn
 - Human Services – Charles Henry
 - Planning – Donald Deluccio
 - Public Facilities – Steven Greene
 - Public Safety – Sofia Komskaya
 - Rent Stabilization – Howard Jacobs
 - Transportation – Brad Torgan

- d. Mayor Pro Tempore Heilman:
 - Arts & Cultural Affairs – Ken Sherman
 - Business License – Gary Reichard
 - Historic Preservation – TABLED
 - Human Services – TABLED
 - Planning – John Altschul
 - Public Facilities – TABLED
 - Public Safety – Lauren Meister
 - Rent Stabilization – David Gregoire
 - Transportation – David Eichman

- e. Mayor Land:
 - Arts & Cultural Affairs – Beverly Denenberg
 - Business License – Pat Rogers
 - Historic Preservation – Natalie Shivers
 - Human Services – Ruth Cislowski
 - Planning – Eric Thompson
 - Public Facilities – Yola Dore
 - Public Safety – Norma Kemper
 - Rent Stabilization – Agassi Topchian
 - Transportation – Steve Wayland

- 2) The Council re-appointed the following at-large appointees to City Commissions:
- | | |
|---------------------------|-----------------------------------|
| Arts & Cultural Affairs – | Jon Bailey and Andrew Campbell |
| Business License – | Eric Ely Barker and Sibyl Zaden |
| Historic Preservation – | TABLED |
| Human Services – | Peter Mackler and Shirley Roberts |
| Planning – | Kate Bartolo and John D’Amico |
| Public Facilities – | TABLED |
| Public Safety – | Sam Borelli and Barry Greenfield |
| Transportation – | Kathryn Page and Clyde Wood |
- 3) The Council **TABLED** the at-large appointments to City Advisory Boards (Disabilities Advisory Board, Lesbian & Gay Advisory Board, Russian Advisory Board, Senior Advisory Board, Women’s Advisory Board).

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT:

RIC RICKLES, WEST HOLLYWOOD, spoke regarding the memorial and cultural events at Plummer Park.

MARK HEINEMANN, WEST HOLLYWOOD, spoke regarding the rights of the residents in his building.

DAVID SZULKIN, WEST HOLLYWOOD, spoke regarding the problems with renovations at 1225 N. Genesee.

LIZA AMTMANIS, LOS ANGELES, spoke in opposition to the eviction of residents of 1343 N. Laurel Avenue.

ALLEGRA ALLISON, WEST HOLLYWOOD, spoke in opposition to the proposed project at 1343 N. Laurel Avenue.

RITA NORTON, WEST HOLLYWOOD, spoke in support of recognizing the Council Deputies.

ROY OLDENKAMP, WEST HOLLYWOOD, spoke regarding the loss of historical properties in Moscow and other cities around the world. He spoke in opposition to the eviction of residents of 1343 N. Laurel Avenue.

JW MOORE IV, WEST HOLLYWOOD, spoke regarding the recent LAPD raid on the medical marijuana dispensary on La Brea in West Hollywood.

STEVE SMITH, WEST HOLLYWOOD, spoke regarding the recent LAPD raid on the medical marijuana dispensary on La Brea in West Hollywood.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding mail being addressed to Los Angeles for West Hollywood addresses. She spoke regarding increased development in the City of West Hollywood and the lack of staff in the Building & Safety Division.

MARCY NORTON, WEST HOLLYWOOD, spoke regarding a forum on Social Security on June 1st being co-sponsored by the City of West Hollywood and the West Hollywood Democratic Club. She spoke regarding the borders of the City of West Hollywood in relation to public safety concerns.

6. LEGISLATIVE: None.

COUNCILMEMBER COMMENTS:

Mayor Land directed the City Manager to investigate the concerns regarding the renovations at 1225 N. Genesee. She announced the Russian Cultural Festival and the Arts and Design Walk.

Mayor Pro Tempore Heilman spoke regarding the Russian Cultural Festival. He spoke regarding the possibility of property damage of residents at 1225 N. Genesee.

ADJOURNMENT: The City Council adjourned at 10:00 P.M. in memory of Lisa Korben and Miguel Contreras to a special Closed Session meeting, which will be on Sunday, June 5, 2005 at 3:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 6th DAY OF JUNE, 2005.

ABBE LAND, MAYOR

ATTEST:

THOMAS R. WEST, CITY CLERK