

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, OCTOBER 17, 2005**

**CALL TO ORDER:** The meeting was called to order at 6:46 P.M.

**PLEDGE OF ALLEGIANCE:** Jim Kazakos 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 Corey Schaffer.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins stated that the Closed Session convened at 6:00 P.M. He stated that there was no public comment and one item of potential initiation of litigation by the City was added to the agenda. He stated that the Closed Session Adjourned at 6:40 P.M. with no reportable action taken.

**APPROVAL OF AGENDA:**

Councilmember Guarriello requested that Items. 2.I. and 2.J. be moved to Excluded Consent Calendar.

Councilmember Duran requested that Items 2.P. and 2.R. be moved to Excluded Consent Calendar.

Mayor Pro Tempore Heilman requested that Item 2.K. be moved to Excluded Consent Calendar.

**Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman to approve the October 17, 2005 agenda as amended and unanimously approved.**

Mayor Land requested that the meeting be adjourned in memory of Louis Sugarman, a West Hollywood Business Owner and a leader in the design industry; Jeries Qonsul, a representative of the taxicab industry in West Hollywood; and Vernon Johnson, a longtime resident and the partner of Hal Rosenthal.

Councilmember Prang requested that the meeting be adjourned in memory of Dalton Robertson, a longtime resident who was active in recovery programs in the City.

## **PRESENTATIONS:**

Mayor Land announced the upcoming National Immigrants Day.

Mayor Land and the Lesbian and Gay Advisory Board presented a Rainbow Key Award to Jeanne Cordova for her work with the Lesbian, Gay, Bisexual and Transgender Community.

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

ROCHELLE SOMMER SMITH, WEST HOLLYWOOD, spoke in support of Item 2.U.

JOYCE ROONEY, WEST HOLLYWOOD, spoke in support of Item 2.U.

THOMAS MANN, WEST HOLLYWOOD, spoke regarding the West Hollywood Community Housing Corporation and in support of Item 4.A.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding various local, state and national issues and the upcoming statewide special election in November.

MARK MILLER, WEST HOLLYWOOD, spoke regarding a fence that is scheduled to be removed at 8555 Sherwood Drive.

DOROTHY BARASCH, WEST HOLLYWOOD, spoke regarding a fence that is scheduled to be removed at 8555 Sherwood Drive.

MICHAEL FISK, WEST HOLLYWOOD, spoke regarding code enforcement for excessive lighting in residential neighborhoods, specifically near his property on Doheny Drive.

MARVIN JABSHEH, WEST HOLLYWOOD, spoke regarding the sandwich board sign at his business, Monica Salon.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the recent West Hollywood Book Fair, and spoke regarding the fence at 8555 Sherwood Drive.

ROD MCDONALD, WEST HOLLYWOOD, spoke regarding traffic issues and automobile accidents on Hancock Drive.

### **COUNCILMEMBER COMMENTS:**

Councilmember Prang spoke regarding the recent California League of Cities Annual Meeting and the league's formation of the Lesbian, Gay, Bisexual, Transgender Caucus. He also spoke regarding the recent annual meeting of the California League of Contract Cities and their endorsement of Proposition 76 in the upcoming statewide special election.

Councilmember Guarriello spoke regarding the upcoming Veteran's Day holiday on Friday, November 11, 2005 and the celebration at the Veteran's Memorial. He also spoke regarding the need for residents to bring code violations to the appropriate City Departments.

Mayor Pro Tempore Heilman spoke regarding the West Hollywood Book Fair and thanked everyone who helped put the event together. He asked staff to address the code violations that were mentioned during public comment.

Mayor Land spoke regarding a resolution to concerns at Sushi on Sunset. She spoke regarding Breast Cancer Awareness Month, Disabilities Awareness Month, and Women's Healthy Heart. She gave her Healthy West Hollywood Tip regarding heart disease in women. She also spoke regarding the City's relief efforts for victims of Hurricane Katrina.

#### **CITY MANAGER'S REPORT:**

City Manager Arevalo spoke regarding the AIDS Walk event in the City and thanked everyone who helped organize the event and everyone who participated. He addressed Councilmember Duran's question regarding additional visitors for the Halloween Carnival who would have traveled to New Orleans, prior to Hurricane Katrina, and stated that Public Safety would follow all normal safety procedures.

#### **FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk West stated that the fiscal impact on the Consent Calendar is \$115,300 in expenditures and \$0.00 in potential revenue.

#### **2. CONSENT CALENDAR:**

**ACTION:** Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G.,H.,L.,M.,N.,O.,Q.,S.,T.,U.,V. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

##### **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 September 19, 2005. **Approved as part of the Consent Calendar.**

##### **2.C. DEMAND REGISTERS NO. 541 and 542, RESOLUTION NO. 05-3315:**

**ACTION:** Approve Demand Register No. 541 and 542, and adopt Resolution No. 05-3315, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE

PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 541.”  
**Approved as part of the Consent Calendar.**

**2.D. CLAIMS ADMINISTRATION:**

**ACTION:** Deny the claims of Charles Lamiere, Mirya Royal, Elena Goldenberg, Steve Mathis, Southern California Edison (2 claims) and refer to the City’s claims adjuster. **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. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

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

**2.G. AMEND AGREEMENT FOR SERVICES WITH CIVIC SOLUTIONS, INC. FOR PROFESSIONAL PLANNING SERVICES FOR PLANNING DIVISION:**

**ACTION:** 1) Approve the Amended Agreement for Professional Planning Services with Civic Solutions, Inc. increasing the \$150,000 amount by an additional amount not-to-exceed one hundred thousand dollars (\$100,000) for planning services in the Planning Division as needed not-to-exceed three years of service. New Total Contract = \$250,000; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

**2.H. AMEND AGREEMENT FOR SERVICES WITH TERRY A. HAYES ASSOCIATES LLC FOR THE PROPOSED MIXED-USE OVERLAY ZONE ENVIRONMENTAL SERVICES:**

**ACTION:** 1) Approve the Amended Agreement for Services with Terry A. Hayes Associates LLC in an additional amount not-to-exceed fifteen thousand dollars (\$15,000) for a total of one hundred twelve thousand seven hundred four dollars (\$112,704) the proposed mixed-use overlay zone GIS and environmental services; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

**2.I. ENCROACHMENT PERMIT AND COVENANT FOR AN UNDERGROUND GARAGE LOCATED AT 901 HANCOCK AVENUE:**

**ACTION:** Moved to Excluded Consent Calendar.

**2.J. STREET AND SIDEWALK CLOSURES DURING CONSTRUCTION OF THE DEVELOPMENT PROJECT LOCATED AT 901 HANCOCK AVENUE:**

**ACTION:** Moved to Excluded Consent Calendar.

- 2.K. CO-SPONSORSHIP OF THE WINTER CARNIVAL AT WEST HOLLYWOOD PARK AUDITORIUM:**  
**ACTION:** Moved to Excluded Consent Calendar.
- 2.L. AUTHORIZATION TO CO-SPONSOR THE 2005 AIDS WATCH:**  
**ACTION:** 1) Approve the City of West Hollywood as co-sponsor of the 2005 AIDS Watch presentations on Thursday, December 1, 2005; and 2) Authorize the Public Information and Prosecution Services Department to provide support for this project, including use of Citychannel facilities, broadcast time on Channel 6, public information support and social services support. **Approved as part of the Consent Calendar.**
- 2.M. RESIGNATION OF ELINA DVORSKAYA FROM THE RUSSIAN ADVISORY BOARD, RENEE DAKE WILSON FROM THE WOMEN'S ADVISORY BOARD, AND JORDAN CHINICH FROM THE DISABILITIES ADVISORY BOARD:**  
**ACTION:** Accept with regret the resignations of Elina Dvorskaya from the Russian Advisory Board, Renee Dake Wilson from the Women's Advisory Board, and Jordan Chinich from the Disabilities Advisory Board. **Approved as part of the Consent Calendar.**
- 2.N. RE-BRANDING AND MARKETING OF WEST HOLLYWOOD NEIGHBORHOOD WATCH PROGRAM:**  
**ACTION:** 1) Direct the City Manager to appoint an Ad Hoc Committee to develop recommendations for the City Council on ways to update and re-brand the Neighborhood Watch Program. The Committee should include, but will not be limited to: The Mayor's Office, the Mayor Pro Tempore's Office, members of the Public Safety Commission, a representative from the West Hollywood Sheriff's Department and staff from the Public Safety and Public Information Division, and several representatives from neighborhood Watch groups; and 2) Forward Committee Recommendations to City Council for review and approval no later than July 31, 2006. **Approved as part of the Consent Calendar.**
- 2.O. APPROVAL FOR THE CITY'S CO-SPONSORSHIP OF THE 5<sup>TH</sup> ANNUAL MID-WILSHIRE COMMUNITY DOMESTIC VIOLENCE PREVENTION AWARDS CEREMONY AND A RESOLUTION DECLARING OCTOBER AS "DOMESTIC VIOLENCE / PARTNER ABUSE AWARENESS MONTH" IN WEST HOLLYWOOD:**  
**ACTION:** 1) Adopt Resolution No. 05-3317, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING OCTOBER AS 'DOMESTIC VIOLENCE/PARTNER ABUSE AWARENESS MONTH' IN WEST HOLLYWOOD;" and 2) Authorize the City's co-sponsorship of the 5th Annual Mid-Wilshire Community Domestic Violence Prevention Awards Ceremony. **Approved as part of the Consent Calendar.**

- 2.P. DIRECT THE CITY MANAGER TO RAISE THE STIPEND FOR CITY OF WEST HOLLYWOOD COMMISIONERS AND ESTABLISH A STIPEND FOR CITY OF WEST HOLLYWOOD ADVISORY BOARD MEMBERS AS PART OF THE '06 – '07 BUDGET:  
ACTION: Moved to Excluded Consent Calendar.**
- 2.Q. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE CALIFORNIA NATIONAL GUARD TROOPS IN IRAQ AND REQUESTING FEDERAL EFFORTS TO SECURE THEIR WITHDRAWAL AND ALLOW GREATER STATE CONTROL OVER FUTURE DEPLOYMENTS:  
ACTION: 1) Adopt Resolution No. 05-3318, "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE CALIFORNIA NATIONAL GUARD TROOPS IN IRAQ AND REQUESTING FEDERAL EFFORTS TO SECURE THEIR WITHDRAWAL AND ALLOW GREATER STATE CONTROL OVER FUTURE DEPLOYMENTS;" and 2) Send copies of the adopted resolution to our Federal Representatives, the California Governor, the Speaker of the California Assembly and the President Pro Tempore of the California Senate. **Approved as part of the Consent Calendar.****
- 2.R. A RESOLUTION OF THE CITY COUNCIL IN SUPPORT OF THE FILM AND TELEVISION ACTION COMMITTEE'S ACTIONS TO CURB THE OUTSOURCING OF AMERICAN FILM AND TELEVISION JOBS:  
ACTION: Moved to Excluded Consent Calendar.**
- 2.S. A RESOLUTION IN SUPPORT OF MEASURE Y, THE LOCAL SCHOOL BOND MEASURE:  
ACTION: 1) Adopt Resolution No. 05-3320, "A RESOLUTION IN SUPPORT OF MEASURE Y, THE LOCAL SCHOOL BOND MEASURE;" and 2) Send copies of the adopted resolution to the California State Assembly and Senate, the California League of Cities, Governor Arnold Schwarzenegger, Los Angeles Mayor Antonio Villaraigosa, Los Angeles County Supervisor Zev Yaroslavsky, and LAUSD Board President Marlene Canter. **Approved as part of the Consent Calendar.****
- 2.T A RESOLUTION IN SUPPORT OF HR 3858, "THE PETS EVACUATION AND TRANSPORTATION STANDARDS ACT":  
ACTION: 1) Adopt Resolution No. 05-3321, "A RESOLUTION IN SUPPORT OF HR 3858, THE PETS EVACUATION AND TRANSPORTATION STANDARDS ACT"; and 2) Send copies of the adopted resolution to U.S. Representative Tom Lantos, U.S. Senators Barbara Boxer and Diane Feinstein, U.S. Representative Henry Waxman, and President George W. Bush. **Approved as part of the Consent Calendar.****

**2.U. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING CITY COUNCIL POSITIONS ON STATEWIDE BALLOT INITIATIVES FOR THE NOVEMBER 8, 2005 ELECTION:**

**ACTION:** 1) Adopt Resolution No. 05-3322, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING CITY COUNCIL POSITIONS ON STATEWIDE BALLOT INITIATIVES FOR THE NOVEMBER 8, 2005 ELECTION;" 2) Send copies of the adopted resolution to the California State Assembly and Senate, the California League of Cities and Governor Arnold Schwarzenegger; and 3) Publicize City Council positions via the City website and news release.  
**Approved as part of the Consent Calendar.**

**2.V. A RESOLUTION IN SUPPORT OF THE CITY OF WEST HOLLYWOOD'S PARTICIPATION IN THE WORLD DAY OF CITIES AGAINST THE DEATH PENALTY:**

**ACTION:** 1) Adopt Resolution No. 05-3323, "A RESOLUTION IN SUPPORT OF THE CITY OF WEST HOLLYWOOD'S PARTICIPATION IN THE WORLD DAY OF CITIES AGAINST THE DEATH PENALTY;" 2) Direct staff to send copies of the resolution to the World Coalition Against the Death Penalty, Death Penalty Focus, Amnesty International, President George W. Bush, U.S. Senators Barbara Boxer and Diane Feinstein, U.S. Representative Henry Waxman, Governor Arnold Schwarzenegger, California Senator Sheila James Kuehl, and California Assemblymember Paul Koretz. **Approved as part of the Consent Calendar.**

**THE CITY COUNCIL CONVENED AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR A JOINT CITY COUNCIL/COMMUNITY DEVELOPMENT COMMISSION MEETING: 7:30 P.M.**

The Community Development Commission approved the minutes from the September 6, 2005 meeting. The City Council and Community Development Commission directed staff to develop a two-year agreement with the County of Los Angeles to provide temporary financial assistance to help people who have been impacted by cutbacks citywide in the County Section 8 program. The actions are more fully described in the West Hollywood City Council/Community Development Commission Joint Meeting minutes.

**THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION RECESSED: 7:49 P.M.**

**3. PUBLIC HEARINGS:**

**3.A. AN ORDINANCE REGARDING AFFORDABLE HOUSING REQUIREMENTS FOR PROJECTS CONVERTING RENTAL HOUSING TO COMMON INTEREST DEVELOPMENT AND AN ORDINANCE REGARDING VEHICLE TOWING SIGNS:**

Mayor Land stated that the item was noticed as required by law.

Rachael Heiligman, Assistant Planner, presented background information on the staff report dated October 17, 2005.

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

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding concerns about towing signage in the City.

Mayor Land closed the public hearing.

**ACTION:** 1) Introduce on first reading Ordinance No. 05-719, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING ZONING TEXT AMENDMENT 2005-004 RELATING TO AFFORDABLE HOUSING REQUIREMENTS FOR PROJECTS CONVERTING RENTAL HOUSING TO CONDOMINIUMS" (ATTACHMENT A); and 2) Introduce on first reading Ordinance No. 05-720, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING ZONING TEXT AMENDMENT 2005-005 RELATING TO VEHICLE TOWING SIGNS" (ATTACHMENT B). **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

**3.B. ADOPTION OF A NEGATIVE DECLARATION FOR THE CONSTRUCTION OF A 196-ROOM HOTEL WITH TWO RESTAURANTS AND FOUR DWELLING UNITS, SUNSET SPECIFIC PLAN AMENDMENT 2005-002, AND APPEAL OF PLANNING COMMISSION ACTION ON PROPERTY LOCATED AT 8950 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA (JAMES HOTEL):**

Mayor Land stated that the item was noticed as required by law.

Tess Nguyen, Contract Planner, presented background information on the staff report dated October 17, 2005.

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

STEVEN AFRIAT, ON BEHALF OF THE APPLICANT, spoke in support of the item and gave a presentation of the project.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding traffic congestion concerns surrounding the project.

JIM KAZAKOS, WEST HOLLYWOOD, spoke in support of the item and spoke regarding traffic congestion concerns.



JOHN POHLE, WEST HOLLYWOOD, spoke in support of the item.

JOSEPH MANI, LOS ANGELES, spoke in support of the item.

MINDY BRADISH, BURBANK, spoke in support of the item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding concerns about the issuance of liquor licenses for the property.

DON SAINT MICHAEL, WEST HOLLYWOOD, spoke in opposition to the item.

STEVEN AFRIAT, ON BEHALF OF THE APPLICANT, provided a rebuttal.

Mayor Land closed the public hearing.

Mayor Pro Tempore Heilman spoke regarding procedural concerns about the application process.

**ACTION:** Adopt Resolution No. 05-3325, "A RESOLUTION OF THE CITY COUNCIL ADOPTING THE NEGATIVE DECLARATION FOR THE CONSTRUCTION OF A 196-ROOM HOTEL WITH TWO RESTAURANTS AND FOUR DWELLING UNITS AND ADOPTING SUNSET SPECIFIC PLAN AMENDMENT 2005-002 PERMITTING AN INCREASE IN HEIGHT FOR SITE 7-C UPON APPROVAL OF A CONDITIONAL USE PERMIT, LOCATED AT 8950 SUNSET BOULEVARD." (EXHIBIT A) **Motion by Councilmember Guarriello, seconded by Councilmember Prang and approved with Councilmember Duran voting NO.**

#### **4. UNFINISHED BUSINESS:**

##### **4.A. QUARTERLY REPORT AND 2005-2006 SERVICE AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:**

Jeff Skorneck, Housing Manager, presented background information on the staff report dated October 17, 2005.

ANN EHRENTHAL, LOS ANGELES, spoke in support of the item.

DAVID NASH, WEST HOLLYWOOD, spoke in support of the item.

TOM BROWN, WEST HOLLYWOOD, spoke in support of the item and spoke regarding concerns about Section 8 Housing and his residence at Palm View Apartments.

Mayor Pro Tempore Heilman thanked staff for their work in bringing the item forward. He spoke in support of the WHCHC and the need to strengthen the board and address some of the management problems within the Corporation.

Councilmember Duran spoke regarding concerns about giving funding priority to the residents of Palm View Apartments in favor of other groups in the City. He spoke regarding the renewal of the service agreement with WHCHC, the need for the Corporation to explore more options for affordable housing, and to the need to expand their search beyond the City to fill the open seats on the board.

Mayor Land spoke regarding the possibility of a City Council Study Session to address housing concerns. She spoke regarding the renewal of the contract with WHCHC and the need to explore more options for locating additional funding for the Corporation.

Councilmember Guarriello spoke regarding the two open seats on the WHCHC Board and the need to fill the seats with individuals with fund development experience.

Councilmember Prang thanked staff for their work in trying to find a solution for the residents of Palm View Apartments. He requested directing staff to return to Council with a long-term analysis of the Section 8 program for West Hollywood.

**ACTION:** 1) Receive and file the FY 2004-2005 Fourth Quarter Report of the West Hollywood Community Housing Corporation; 2) Approve a service agreement with the WHCHC in the amount of \$225,000 to provide operational support for the Corporation, and an additional \$25,000 for a temporary fund for certain of the Palm View Apartments as described later in the staff report; 3) Authorize the Director of Finance and Technology Services to increase the FY 2005-2006 budgeted expenditures in the Affordable Housing Trust Fund by \$25,000 (account 282-6050-8125, Community Housing Corporation contract); and 4) Authorize the City Manager to execute the service agreement. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

**4.B. APPROVE CONTRACT WITH DIGITAL PAYMENT TECHNOLOGIES TO PURCHASE MULTI-SPACE PARKING METERS:**

Oscar Delgado, Parking Manager, presented background information on the staff report dated October 17, 2005.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the item.

**ACTION:** 1) Authorize staff to draft and negotiate an agreement with

Digital Payment Technologies to purchase nine (9) multi-space parking meters for the City of West Hollywood for an amount not to exceed \$85,000 for FY 05-06; 2) Authorize the Director of Finance to appropriate \$85,000 from the undesignated reserves in General Fund and to increase budgeted expenditures by \$85,000 in the Parking Division account 100-8020-9803; 3) Approve a contract term of five (5) years for any future meter purchases, beginning November 1, 2005 through October 31, 2010; and 4) Authorize the City Manager to sign the agreement. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman and unanimously approved.**

**4.C. PROPOSED RESOLUTION ADOPTING A TAXI RATE INCREASE PURSUANT TO ORDINANCE 04-675:**

Toya Brown, Transportation Specialist, presented background information on the staff report dated October 17, 2005.

DAVID COBB, LOS ANGELES, spoke in support of the item and in support of the Transportation Commission's recommendation for the flat rate to LAX.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the item.

**ACTION:** 1) Choose alternative No. 3, a flat rate of \$35.00 relative to the LAX rate fare set forth on Page 4 of the report, and 2) Adopt Resolution No. 05-3326, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING AN INCREASE IN TAXIMETER RATES AND REPEALING RESOLUTION 00-2325." **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and unanimously approved with the following amendments to the Resolution:**

1. **Section 2 – time delay - \$0.20 for each 30 seconds waiting time and/or traffic delay**
2. **Section 3 – In Lieu of the above rates, passengers going to LAX from anywhere in West Hollywood can elect to pay a flat fare of \$35.00.**

**5. NEW BUSINESS:**

**5.A. DIRECTION TO THE ECONOMIC DEVELOPMENT DEPARTMENT TO CONDUCT FEASIBILITY ANALYSIS FOR THE INSTALLATION OF AN ORGAN PAVILION AT WEST HOLLYWOOD PARK TO BE DONATED TO THE CITY OF WEST HOLLYWOOD BY CLAREMONT UNIVERSITY:**

Hernan Molina, Council Deputy, presented background information on the staff report dated October 17, 2005.

WESTON HARRIS, WEST HOLLYWOOD, spoke in support of the item.

Mayor Land spoke regarding the costs of maintenance and upkeep, and spoke regarding programming issues. She spoke regarding the possibility of including the discussion of an organ pavilion along with the discussion of a cultural center.

Councilmember Duran spoke regarding concerns that the City needs to move forward with the item in a timely manner to take advantage of the donation offer.

Councilmember Prang spoke regarding concerns about limited park space and limited funds and the possible conflicts with the Park Master Plan.

Councilmember Guarriello spoke in support of the item.

Mayor Pro Tempore Heilman spoke regarding concerns about limited park space, the proximity of parks to residential units, and the possible conflicts with the Park Master Plan.

**ACTION:** ~~1) Direct EDD staff to conduct a feasibility analysis on the advantages and disadvantages of accepting a donation by Claremont University of an organ and the construction of a pavilion to host the organ. Feasibility analysis to be conducted, in part, by Johnson/Favaro Architects and should include cost analysis, fiscal impact, and potential sources of funding; 2) Involve the Public Facilities and the Arts and Cultural Affairs Commission in the process for their input; and 3) EDD to report back to Council in 90 (ninety) days.~~ **Motion by Mayor Land, seconded by Councilmember Duran and unanimously approved with direction to staff to include the feasibility analysis in the West Hollywood Cultural Center analysis .**

**5.B. APPOINTMENT OF A REPRESENTATIVE TO THE LOS ANGELES COUNTY WEST VECTOR CONTROL BOARD:**

City Attorney Jenkins presented background information on the staff report dated October 17, 2005.

**ACTION:** Table with direction to the City Clerk staff to solicit applications for the Board and return to Council at a later date. **Carried by consensus of the Council.**

**5.C. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE CHANGE FOR NOVEMBER AND DECEMBER, 2005:**

Tom West, City Clerk, presented background information on the staff report dated October 17, 2005.

**ACTION:** Cancel the meeting of November 21, 2005; direct staff to return with an item to consider canceling or rescheduling the meeting of January 2, 2005; and direct staff to return with an item to discuss the 2006 meeting

schedule. **Carried by Consensus of the Council.**

**EXCLUDED CONSENT CALENDAR:**

**2.I. ENCROACHMENT PERMIT AND COVENANT FOR AN UNDERGROUND GARAGE LOCATED AT 901 HANCOCK AVENUE:**

Sharon Perlstein, City Engineer, presented background information on the staff report dated October 17, 2005.

ROD MCDONALD, WEST HOLLYWOOD, spoke in opposition to the item.

**ACTION:** 1) Approve the Encroachment Permit and Covenant in a format approved by the City Attorney for a proposed underground parking garage located at 901 Hancock Avenue to extend under the public right of way on Hancock Avenue and Santa Monica Boulevard, and authorize the City Manager to sign; and 2) Direct the City Clerk to have the Encroachment Permit and Covenant recorded with the Los Angeles County Registrar-Recorder. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Prang with direction to staff to return to Council with an item clarifying the details of the proposed project and providing potential solutions to mitigate the number of lost parking spaces. Approved with Councilmember Duran and Councilmember Guarriello voting NO.**

**2.J. STREET AND SIDEWALK CLOSURES DURING CONSTRUCTION OF THE DEVELOPMENT PROJECT LOCATED AT 901 HANCOCK AVENUE:**

Sharon Perlstein, City Engineer, presented background information on the staff report dated October 17, 2005.

ROD MCDONALD, WEST HOLLYWOOD, spoke in opposition to the item.

**ACTION:** 1) Authorize the City Engineer to issue an Encroachment Permit to the developer for the mixed use project located at 901 Hancock Avenue for sidewalk and street closures during the project construction; and 2) Authorize the Director of Finance & Technical Services to increase the revenue budget in account 100-0000-4406, Encroachment Fees, by \$97,550. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Prang with direction to staff to return to Council with an item clarifying the details of the proposed project and providing potential solutions to mitigate the number of lost parking spaces. Approved with Councilmember Duran and Councilmember Guarriello voting NO.**

**2.K. CO-SPONSORSHIP OF THE WINTER CARNIVAL AT WEST HOLLYWOOD PARK AUDITORIUM:**

Mayor Pro Tempore Heilman requested that Fine Arts Staff work with the Public Safety Department in organizing the event. He also requested that other dance groups in the City be included in the event.

Councilmember Prang requested that Fine Arts Staff work with the Public Safety Department in organizing the event.

**ACTION:** Adopt Resolution No. 05-3316, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS CO-SPONSORSHIP OF THE WINTER CARNIVAL." **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Prang and unanimously approved.**

**2.P. DIRECT THE CITY MANAGER TO RAISE THE STIPEND FOR CITY OF WEST HOLLYWOOD COMMISSIONERS AND ESTABLISH A STIPEND FOR CITY OF WEST HOLLYWOOD ADVISORY BOARD MEMBERS AS PART OF THE '06 – '07 BUDGET:**

Mayor Land provided clarification that the item is to request the City Manager to analyze the impact on the City budget and that the item will be returned to Council at a later date.

**ACTION:** 1) Direct the City Manager to analyze the concept of a stipend raise for City of West Hollywood Commissioners and establishing a stipend for City of West Hollywood Advisory Board Members; and return with the fiscal year 2006 budget discussion. **Carried by consensus of the Council.**

**2.R. A RESOLUTION OF THE CITY COUNCIL IN SUPPORT OF THE FILM AND TELEVISION ACTION COMMITTEE'S ACTIONS TO CURB THE OUTSOURCING OF AMERICAN FILM AND TELEVISION JOBS:**

Josh Kurpies, Council Deputy, presented background information on the staff report dated October 17, 2005.

MATT KLINK, STUDIO CITY, spoke in opposition to the item.

JOHN HAYS, WEST HOLLYWOOD, spoke in support of the item.

JENNY WORMAN, WEST HOLLYWOOD, spoke in support of the item.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke in support of the item.

ROBERT AMICO, VAN NUYS, spoke in support of the item.

TIM MCHUGH, ALTADENA, spoke in support of the item.

GENE WARREN, JR., LOS ANGELES, spoke in support of the item.

ANN CHAMPION, HOLLYWOOD, spoke in support of the item.

SCOTT WILSON, WEST HOLLYWOOD, spoke in support of the item.

ERIC NELSON, RESEDA, spoke in support of the item.

BOB UNDERWOOD, WEST HILLS, spoke in support of the item.

GARY WATTS, STUDIO CITY, spoke in support of the item.

SCOTT KAYE, LOS ANGELES, spoke in support of the item.

Councilmember Duran noted his abstention on the item.

Councilmember Guarriello spoke in opposition to the item.

Mayor Pro Tempore Heilman spoke regarding concerns about the lack of unified support amongst the entertainment Unions. He also spoke regarding the labor incentives the United States offers for production, similar to other countries.

Councilmember Prang spoke in support of the item, and the grass roots efforts of the entertainment industry, particularly members of the West Hollywood community, to attempt to create equity in the labor market.

Mayor Land spoke regarding supporting members of the local entertainment industry. She spoke in support of labor incentives and subsidies to ensure jobs and training in California.

**ACTION:** 1) Adopt Resolution No. 05-3319, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE FILM AND TELEVISION ACTION COMMITTEE'S ACTIONS TO CURB THE OUTSOURCING OF AMERICAN FILM AND TELEVISION JOBS;" and 2) Direct staff to send copies of signed resolution to US Senators Barbara Boxer and Dianne Feinstein, Congressman Henry Waxman, State Senators Kevin Murray and Sheila Kuehl, Assemblymember Paul Koretz, and the Film and Television Action Committee (FTAC). **Motion by Councilmember Prang, seconded by Mayor Pro Tempore Heilman and approved with Councilmember Duran ABSTAINING and Councilmember Guarriello voting NO.**

**PUBLIC COMMENT:** None.

**6. LEGISLATIVE:** None.

**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 11:10 P.M. in memory of Louis Sugarman, Jeries Qonsul, Vernon Johnson, and Dalton Robertson to the 2<sup>nd</sup> Annual Congress of Boards and Commissions, which will be on Saturday, October 22, 2005 at 9:00 A.M. at the Bel Age Hotel, 1020 N. San Vicente Blvd.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 7<sup>th</sup> day of November, 2005 by the following vote:

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

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ABBE LAND, MAYOR

ATTEST:

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THOMAS R. WEST, CITY CLERK