

PRESENTATIONS: None.

1. PUBLIC COMMENT:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding various local and national issues.

MINDY BRADISH, BURBANK, spoke in support of Item 5.A.

JOSH ENGLANDER, LOS ANGELES, spoke on behalf of Assemblymember Paul Koretz, in support of Item 5.B.

ED BUCK, WEST HOLLYWOOD, spoke regarding campaign contribution limitations for both the City and at the State-wide level.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of Paul Zimmerman and the West Hollywood Community Housing Corporation.

JAMES WOODARD, WEST HOLLYWOOD, spoke regarding issues faced by the disabled community in the City, and spoke regarding problems with construction projects on Hacienda Place.

RICHARD SMITH, WEST HOLLYWOOD, spoke regarding problems with construction projects on Hacienda Place.

COUNCILMEMBER COMMENTS:

Councilmember Duran thanked Councilmember Prang for speaking at Betty Berzon's memorial service and announced an upcoming event to celebrate Ms. Berzon's achievements.

Councilmember Guarriello spoke regarding the Community Needs Assessment meeting on Saturday regarding development and thanked staff for organizing the meeting. He announced the upcoming Valentine's event for seniors at the House of Blues.

Mayor Pro Tempore Heilman spoke regarding the construction projects on Hacienda Boulevard addressed during public comment. He asked the City Manager to investigate the neighborhood impacts of construction projects on residents and to investigate the possibility of phasing the projects to mitigate impact. He spoke regarding public comments made concerning campaign finance limitations and clarified that the City does not regulate campaign finance rules for state offices. He spoke regarding the possibility of the City Council taking measures to prohibit the transfer of funds from a State campaign account to a City campaign account.

Mayor Land thanked staff for organizing the Community Needs Assessment meeting on Saturday and thanked residents for participating. She spoke regarding the safe needle

disposal program in the City. She spoke regarding African American Heritage Month and regarding Heart Health Month. She gave her health tip regarding proper diet and exercise as a part of people's health regimen. She acknowledged staff member Jeff Book on his recent Stoney Award.

CITY MANAGER'S REPORT:

Mikel Gerle, Management Specialist, presented the new City of West Hollywood website.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$115,200.00 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., I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Heilman and unanimously approved with Councilmember Duran ABSTAINING on Items 2.M. and 2.O.**

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 the regular meeting held January 17, 2006. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 547, RESOLUTION NO. 06-3349:

ACTION: Approve Demand Register No. 547 and adopt Resolution No. 06-3349, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 547." **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

ACTION: Deny the claim of Vito Antoci and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 06-727 (2ND READING), A PROPOSED ORDINANCE AMENDING TITLE 10, CHAPTER 10.08.230 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 7100 BLOCK OF LEXINGTON AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

ACTION: Waive further reading and adopt Ordinance No. 06-727, "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 7100 BLOCK OF LEXINGTON AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE.” **Approved as part of the Consent Calendar.**

2.F. ORDINANCE NO. 06-728 (2ND READING), A PROPOSED ORDINANCE AMENDING THE MUNICIPAL CODE TO STATE THAT OUTDOOR DINING SITES IN THE PUBLIC RIGHT-OF-WAY BE ACCESSIBLE TO PEOPLE WITH DISABILITIES:

ACTION: Waive further reading and adopt Ordinance No. 06-728, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE MUNICIPAL CODE TO STATE THAT OUTDOOR DINING SITES IN THE PUBLIC RIGHT-OF-WAY BE ACCESSIBLE TO PEOPLE WITH DISABILITIES.” **Approved as part of the Consent Calendar.**

2.G. ORDINANCE NO. 06-729 (2ND READING), A PROPOSED ORDINANCE REGARDING TAXICAB REGULATION AND AMENDING 5.108.120 (d) OF THE WEST HOLLYWOOD MUNICIPAL CODE:

ACTION: Waive further reading and adopt Ordinance No. 06-729, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING TAXICAB REGULATION AND AMENDING 5.108.120 (d) OF THE WEST HOLLYWOOD MUNICIPAL CODE.” **Approved as part of the Consent Calendar.**

2.H. ORDINANCE NO. 06-730 (2ND READING), A PROPOSED ORDINANCE AMENDING SECTION 5.08.130(e), SECTION 5.08.210(b), AND ADDING SECTION 5.08.130(f) TO THE WEST HOLLYWOOD MUNICIPAL CODE TO AUTHORIZE THE DIRECTOR OF COMMUNITY DEVELOPMENT TO PLACE CONDITIONS ON A BUSINESS LICENSE UPON RENEWAL:

ACTION: Waive further reading and adopt Ordinance No. 06-730, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 5.08.130(e), SECTION 5.08.210(b), AND ADDING SECTION 5.08.130(f) TO THE WEST HOLLYWOOD MUNICIPAL CODE TO AUTHORIZE THE DIRECTOR OF COMMUNITY DEVELOPMENT TO PLACE CONDITIONS ON A BUSINESS LICENSE UPON RENEWAL.” **Approved as part of the Consent Calendar.**

2.I. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

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

2.J. ADOPTION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) PRINCIPLES AND POLICIES:

ACTION: 1) Adopt Resolution No. 06-3350, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM”; and 2) Direct staff to

work with various City departments to integrate the National Incident Management System (NIMS) into the City's emergency plan and procedures. **Approved as part of the Consent Calendar.**

2.K. WOMEN'S HISTORY MONTH 2006:

ACTION: 1) Approve programming for Women's History Month 2006 and direct the appropriate City staff to work with the Women's Advisory Board to assist with the production and promotion of Women's History Month. **Approved as part of the Consent Calendar.**

2.L. INSTALLATION OF WOMEN'S HISTORY MONTH BANNERS ALONG SANTA MONICA BOULEVARD:

ACTION: 1) Direct staff to approve the installation of 34 pole banners on the north and south sides of Santa Monica Boulevard between La Cienega and Crescent Heights from March 1, 2006 – March 31, 2006. **Approved as part of the Consent Calendar.**

2.M. WEST HOLLYWOOD FLOAT IN CSW PRIDE PARADE:

ACTION: 1) Direct staff to produce a float for the City of West Hollywood's entry in the 2006 Christopher Street West Pride parade. **Approved as part of the Consent Calendar with Councilmember Duran ABSTAINING.**

2.N. CONTRACT AWARD INCREASE FOR CIP 5050-04-02-R, ANNUAL PAVEMENT STRIPING, LEGENDS AND PAINTING:

ACTION: TABLED to the meeting of February 21, 2006.

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

ACTION: Approve the 2006 dates including June 9, 10 and 11, 2006. **Approved as part of the Consent Calendar with Councilmember Duran ABSTAINING.**

2.P. A RESOLUTION IN OPPOSITION TO H.R. 3824 (POMBO):

ACTION: 1) Adopt Resolution 06-3351, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO H.R. 3824 (POMBO), THE THREATENED AND ENDANGERED SPECIES RECOVERY ACT OF 2005"; and 2) Send copies of resolution to U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, U.S. Representatives Henry Waxman and Richard Pombo, State Senator Sheila Kuehl, Assemblymember Paul Koretz, the Endangered Habitats League, and the Defenders of Wildlife. **Approved as part of the Consent Calendar.**

2.Q. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE FOOD AND DRUG ADMINISTRATION TO BAN THE SALE OF CONDOMS WITH NONOXYNOL-9:

ACTION: 1) Adopt Resolution No. 06-3352, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE FOOD AND DRUG ADMINISTRATION TO BAN THE SALE OF CONDOMS WITH NONOXYNOL-9"; and 2) Direct staff to send copies of signed resolution to the Food and Drug Administration, Congressman Henry Waxman, and Senators Dianne Feinstein and Barbara Boxer. **Approved as part of the Consent Calendar.**

2.R. (5.A.) NIGHT TIME TROLLEY BUS SYSTEM:

ACTION: 1) Direct the Transportation Staff to work with the Transportation Commission, the West Hollywood Chamber of Commerce, Sunset Strip Business Association, West Hollywood Convention & Visitors Bureau and other interested parties to evaluate the value of an evening trolley/transportation system for both Sunset Boulevard and Santa Monica Boulevard; and 2) Report back to the City Council in 90 days with the evaluation. **Approved as part of the Consent Calendar.**

2.S. (5.C.) ART ON THE OUTSIDE - SPRING EXHIBITION OF JOHN CLEMENT SCULPTURES:

ACTION: 1) Approve development of an exhibition of three John Clement sculptures for installation on the Santa Monica Boulevard median in Spring 2006; and 2) Direct the Director of Finance to appropriate \$100,000 from unallocated reserves in the Public Art and Beautification Fund to the Art on the Outside program. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. None.

4. UNFINISHED BUSINESS:

4.A. WEST HOLLYWOOD LIBRARY AND WEST HOLLYWOOD PARK MUNICIPAL GARAGE DESIGN DEVELOPMENT:

Jeffrey Huffer, Economic Development Project Administrator, presented background information on the staff report dated February 6, 2006.

ED BUCK, WEST HOLLYWOOD, spoke regarding concerns about the cost of the design and construction of the project.

MARGARET TODD, ROWLAND HEIGHTS, spoke in support of the item.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of the item.

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of the item.

Mayor Land spoke regarding recent meetings with State Legislators concerning the possibility of an upcoming Library Bond on the ballot. She spoke regarding the need to educate the community about the Bond measure. She spoke regarding the need to be flexible with the design and to include new technologies as the planning process is ongoing. She requested staff to return to Council with a fund raising plan and a Request for Qualifications to hire a fund raising consultant, and spoke regarding the possibility of creating a Library endowment.

Councilmember Duran thanked staff and the architects for their work on the design. He spoke regarding the numerous community organizations that will benefit from the new library and the need to put the time and financial investment into the design period. He asked for clarification that the solar panels on the roof would be in lieu of a green roof program.

Councilmember Guarriello thanked staff and the architects for clarifying his concerns about storm drains on the project.

Mayor Pro Tempore Heilman thanked staff and the architects for their work on the design. He asked the architects to clarify that green space will be increased with the new design. He spoke regarding concerns about the amount of window space in relation to regulating the temperature inside the library. He spoke regarding potential discoloration of the white facade over time and the possibly harsh rock element of the design. He spoke regarding the need for local fund raising efforts.

Councilmember Prang thanked staff and the architects for their work on the design. He spoke regarding the expansion of services for the community, the increase of green space with the new design, and spoke regarding the use of the design as a model for other urban centers.

ACTION: 1) Approve Design Development and Cost Estimates of the West Hollywood Library; 2) Approve Design Development and Cost Estimates of the West Hollywood Park Municipal Garage; 3) Receive and file the Resolution of Conformity with the General Plan; 4) Receive updated information on the 2006 Library Bond Act Initiative; and 5) Provide direction for a private fund raising effort. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and unanimously approved.**

4.B. HERITAGE TREE PROGRAM:

ACTION: TABLE to the meeting of February 21, 2006. **Approved as part of the Consent Calendar.**

5. NEW BUSINESS:

5.A. NIGHT TIME TROLLEY BUS SYSTEM:

ACTION: Moved to the Consent Calendar as Item 2.R.

5.B. EXPLORE A GROCERY WORKERS RETENTION ORDINANCE (GWRO):

Mayor Land presented background information on the staff report dated February 6, 2006.

JENNIFER FORKISH, LOS ANGELES, spoke regarding a request for a continuance of the Item.

ELLIOT PETTY, INGLEWOOD, spoke in support of the Item.

JOHN PEREZ, LOS ANGELES, spoke in support of the Item.

KEVIN RUDIGER, LOS ANGELES, spoke in support of the Item.

Mayor Pro Tempore Heilman spoke regarding the need for outreach to the business community and the workers' representatives as the ordinance is drafted. He requested the City Attorney to investigate the ability of the City to enforce regulations related to this issue. He spoke regarding the possibility of expanding the ordinance to include other large businesses in the City.

Councilmember Duran requested that the differences between union and non-union businesses be investigated during the drafting of the ordinance.

ACTION: 1) Develop an ordinance similar to the City of Los Angeles' Grocery Worker's Retention Ordinance; 2) Outreach to West Hollywood Chamber of Commerce and local grocery businesses in the development of a Grocery Worker's Retention Ordinance; and 3) Return to City Council within 60 days with a draft ordinance. **Motion by Councilmember Guarriello, seconded by Councilmember Prang and unanimously approved.**

5.C. ART ON THE OUTSIDE - SPRING EXHIBITION OF JOHN CLEMENT SCULPTURES:

ACTION: Moved to the Consent Calendar as Item 2.S.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT: None.

6. LEGISLATIVE:

6.A. None.

COUNCILMEMBER COMMENTS:

Mayor Pro Tempore Heilman spoke regarding Item 5.A. and requested staff to investigate trolley or shuttle service specifically for holidays.

ADJOURNMENT: The City Council adjourned at 8:18 P.M. in memory of Betty Friedan, George Herman, Ruben Rivera Chavez, father of Lunita Bock, Coretta Scott King, Wendy Wasserstein, Betty Berzon, John H. Liechty, Wendy Slutsky, Sasha R. Permoli, and Daniel Peabody to their next regular meeting, which will be on Tuesday, February 21, 2006 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 21st day of February, 2006 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.

ABBE LAND, MAYOR

ATTEST:

THOMAS R. WEST, CITY CLERK