

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, JUNE 5, 2006  
WEST HOLLYWOOD PARK AUDITORIUM**

**CALL TO ORDER:** The meeting was called to order at 6:01 P.M.

**PLEDGE OF ALLEGIANCE:** Richard Settle led the pledge.

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

**ABSENT:** None.

**ALSO PRESENT:** City Manager Paul Arevalo, City Attorney Michael Jenkins, City Clerk Tom West, Administrative Specialist Eric Matikosh.

**APPROVAL OF AGENDA:**

City Clerk West requested that Item 5.A. be moved to the Consent Calendar.

**Motion by Councilmember Gaurriello, seconded by Councilmember Land to approve the June 5, 2006 agenda as amended and unanimously approved.**

Council member Duran requested the meeting be adjourned in memory of the following soldiers who have died in the Iraq war since the last City Council meeting:

Sgt. Lonnie Allen, Spec. Armer Burhart, Corp. Jason Burnett, Pfc. Eric Clark, Corp. Adam Conboy, Pfc. Nicholas Cournoyer, Pfc. Grant Dampler, Offr. John Engeman, Sgt. Marion Flint, Corp. William Sulks, Spec. Ronald Gerbur, Corp David Sanchez, Sgt. Santiago Haisel, Colonel Daniel Holland, Corp. Richard James, Sgt. Emmanuel Legaspu,, Lieut. Michael LiCalzi, Capt Shane Mahaffee, Corp. Jose Dominguez, Lieut. Robert Seidel, Pfc. Stephen Snowberger, Spec. Brandon Teeters, Corp. Steve Vahaviolos, Offr. Jamie Weeks, Sgt. Robert West, Major Matthew Worrel, Corp. Hatak Yearby, Sgt. David Christoff, Offr. Lee Hamilton Deal, Pfc. Steven Freund, Spec. Michael Hermanson, Corp William Leusink, Sgt. Christian Longworth, Corp. Kevin Lucas, Pfc. Caleb Lufkin, Pfc. Robert Posivo, Corp. Benito Ramirez, Corp. Richard Bennett, Spec. Robert Blair, Spec. Brock Bucklin, Capt. Doug Dicenzo, Capt Nathaniel Doring, Capt. James Funkhouser, Spec. Adan Garcia, Corp. Alexander Kolasa, Spec. Jeremy Loveless, Sgt. Benjamin Mejia, Spec. Bobby West.

Councilmember Prang requested that the meeting be adjourned in memory of Steve Abrusi, City of Orange Councilmember.

Mayor Heilman requested the meeting be adjourned in memory of staff member David Logan's mother, Louise Irvin.

Councilmember Land excused herself from the remainder of the meeting and departed at 6:15 PM.

## **PRESENTATIONS:**

Mayor Heilman presented a commendation to Carlos Sosa, Executive Director for Cityx.1 - Community Intervention Through Youth.

Mayor Heilman presented a commendation to various agencies and members of City Hall Staff for their efforts promoting June 2006 as HIV Prevention Month.

Mayor Heilman presented a commendation to Shallom & Jilla Berkman of Urth Café in recognition of their efforts in the community and their support of organic coffee.

Joan Hennehan from Wells Fargo presented Mayor Heilman a \$10,000 check for the City in support of the West Hollywood Library.

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

STAN LOTHIDGE, WEST HOLLYWOOD, spoke regarding the Ellis Act and moderate- and low-income housing.

GREGORY CHERNINSKY, BEVERLY HILLS, spoke regarding Item 2.P. the upcoming International Music Festival.

RODNEY SCOTT, LOS ANGELES, spoke regarding the upcoming Christopher Street West festivities.

SANDY HUTCHENS, LOS ANGELES, spoke regarding the Avenues of Art and Design as a successful business improvement district.

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding a recent political debate.

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

ROBERT YAFFE, WEST HOLLYWOOD, spoke about his involvement in a recent shooting.

JIMMY PALMIERI, WEST HOLLYWOOD, spoke about local efforts from the group "Tweakers."

### **COUNCILMEMBER COMMENTS:**

Councilmember Duran thanked staff for their work in commemorating 25 Years with AIDS, the AIDS Marathon, and West Hollywood efforts to respond to the epidemic. He responded to public comment regarding local crime and housing statistics.

Councilmember Prang asked staff to review parking issues at a local business located at Huntley and Santa Monica Blvd. He thanked staff members for their efforts during

the recent Contract Cities conference in making it a success. He spoke regarding City of Los Angeles solid waste fee notices being mailed erroneously to West Hollywood residents. He responded to public comment regarding a recent shooting and noted the upcoming election.

Councilmember Guarriello thanked staff and residents for their assistance with the recent Memorial Day activities. He spoke regarding efforts to address the Ellis Act and the upcoming election.

Mayor Heilman requested the City Manager to contact the City of Los Angeles regarding the recent mailing on the solid waste fee. He thanked staff and the staff of Christopher Street West for their work on all the upcoming pride activities. He responded to public comment regarding the Ellis Act and asked the City Manager to set up a meeting with Public Safety regarding a recent shooting incident. He spoke regarding the Conference of Mayors and his challenge to all regarding international AIDS issues.

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

City Manager Arevalo stated he would address the public safety concerns of the recent shooting and several aspects of the upcoming budget presentation at the meeting scheduled for June 19<sup>th</sup>.

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

City Clerk West stated that the fiscal impact on the Consent Calendar is \$1,474,536.00 in expenditures and \$345,181 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.,T. **Motion by Councilmember Guarriello, seconded by Councilmember Prang and approved with Councilmember Land not present.**

##### **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 15, 2006. **Approved as part of the Consent Calendar.**

##### **2.C. DEMAND REGISTER NO. 555, RESOLUTION NO. 06-3416:**

**ACTION:** Approve Demand Register No. 555 and adopt Resolution No. 06-3416, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF

DEMANDS ON DEMAND REGISTER NO. 555.” **Approved as part of the Consent Calendar.**

**2.D. CLAIMS ADMINISTRATION:**

**ACTION:** Deny the claims of Zoe O’Shaughnessy, Chad Waterhouse, Christopher Flori, Jake Kennedy, Valentina Kupersmidt and Andrew Wilson and refer to the City’s claims adjuster. **Approved as part of the Consent Calendar.**

**2.E. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

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

**2.F. IMPLEMENTATION OF DISTRICT 11 PREFERENTIAL PARKING REGULATIONS ON 600 BLOCK OF CROFT AVENUE:**

**ACTION:** Introduce for first reading Ordinance No. 06-735, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.260 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 11 PREFERENTIAL PARKING REGULATIONS ON THE 600 BLOCK OF CROFT AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE. “ **Approved as part of the Consent Calendar.**

**2.G. AUTHORIZATION TO AMEND A PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING FOR CONSTRUCTION INSPECTION SERVICES AND PROJECT MANAGEMENT SERVICES:**

**ACTION:** Approve Amendment No. 1 to the professional services Agreement in an amount not to exceed \$62,770 with RBF Consulting and authorize the City Manager to sign the Agreement. **Approved as part of the Consent Calendar.**

**2.H. DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2006-2007 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2005-06 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE:**

**ACTION:** Adopt Resolution No. 06-3417, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2006-2007 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2006-2007 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE

CALIFORNIA GOVERNMENT CODE.” **Approved as part of the Consent Calendar.**

**2.I. PROPOSITION A DISCRETIONARY INCENTIVE GRANT PROGRAM MEMORANDUM OF UNDERSTANDINGS WITH THE METROPOLITAN TRANSIT AUTHORITY (LACMTA) FOR THE COORDINATED TAXI SUBSIDY PROGRAM AND DIAL A RIDE SERVICE:**

**ACTION:** 1) Authorize the City Manager to execute MOU # MOU.PA07WHW1 with the Los Angeles County Metropolitan Transit Authority (LACMTA) for a Proposition A Incentive Grant to coordinate Taxi Subsidy Program for the period of July 1, 2006 through June 30, 2011; and 2) Authorize the City Manager to execute MOU # MOU.PA07WHW2 with the Los Angeles County Metropolitan Transit Authority (LACMTA) for a Proposition A Incentive Grant to coordinate Dial A Ride services for the period of July 1, 2006 through June 30, 2011. **Approved as part of the Consent Calendar.**

**2.J. APPROVAL OF AN MOU AGREEMENT WITH LOS ANGELES COUNTY METROPOLITAN TRANSIT AUTHORITY (LACMTA) RELATED TO PROPOSITION A FUNDS AND THE CITYLINE TRANSIT SERVICES PROGRAM:**

**ACTION:** 1) Authorize the City Manager to execute an MOU agreement with the Los Angeles County Metropolitan Transit Authority (LACMTA) for a Proposition A Incentive Grant for the NTD reporting; and 2) Authorize the Director of Finance to increase budgeted revenues in the Prop A Fund, Account No. 218-0000-5011 by \$32,551. **Approved as part of the Consent Calendar.**

**2.K. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF CUDAHY AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS:**

**ACTION:** 1) Approve a Prop A fund trade agreement with the City of Cudahy for \$156,950 West Hollywood General Funds in exchange for \$215,000 City of Cudahy Prop A Funds; 2) Authorize the Director of Finance to allocate \$27,891 from the unallocated reserves in the general fund and to increase budgeted general fund expenditures, Account No. 100-3-08-83-531016; 3) Authorize the Director of Finance to increase budgeted revenues in the Prop A Fund, Account No. 203-421001 by \$30,630; and 4) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

**2.L. AWARD OF CONSTRUCTION CONTRACT FOR CIP 0602, CONCRETE REPAIR PROGRAM:**

**ACTION:** 1) Accept the bid dated May 23, 2006, submitted by Civil Works Corporation; 2) Authorize the City Manager to enter into a contract with Civil Works Corporation in the amount of \$444,090.00 for the construction of CIP 0602, Concrete Repair Program and 3) Authorize the City Engineer

to manage Change Orders for work on the construction contract in an amount not to exceed 15% of the contract amount. **Approved as part of the Consent Calendar.**

**2.M. APPROVAL OF A CONTRACT FOR RETROFIT OF STORM DRAIN CATCH BASINS:**

**ACTION:** 1) Approve a contract with G2 Construction in an amount not to exceed \$75,350 for fabrication and installation of "Ocean-Pro Debris Gate" devices at 32 catch basin locations; and authorize the City Manager to execute the contract. **Approved as part of the Consent Calendar.**

**2.N. FY 2005-06 THIRD QUARTER REPORT ON SERVICE AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:**

**ACTION:** Receive and file the FY 2005-06 Third Quarter Report of the West Hollywood Community Housing Corporation. **Approved as part of the Consent Calendar.**

**2.O. AWARD OF A CONSTRUCTION CONTRACT FOR THE LA BREA AVENUE STREET IMPROVEMENT PROJECT, CIP 0601:**

**ACTION:** 1) Accept the bid dated May 9, 2006, submitted by Palp Inc. dba Excel Paving Company; 2) Authorize the City Manager to enter into a contract with Palp Inc. dba Excel Paving Company, in the amount of \$585,735 for the construction of CIP 0601, the La Brea Avenue Street Improvement Project; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 10% of the contract amount. **Approved as part of the Consent Calendar.**

**2.P. CO-SPONSORSHIP OF THE THIRD ANNUAL BEVERLY HILLS INTERNATIONAL MUSIC FESTIVAL:**

**ACTION:** Adopt Resolution No. 06-3418, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS CO-SPONSORSHIP OF THE THIRD ANNUAL BEVERLY HILLS INTERNATIONAL MUSIC FESTIVAL" that will celebrate a West Hollywood Night featuring music of Hollywood composers on August 11, 2006. **Approved as part of the Consent Calendar.**

**2.Q. A RESOLUTION IN SUPPORT OF AB 2210 (GOLDBERG), A BILL THAT WOULD PROTECT CONSUMERS AND ENABLE LAW ENFORCEMENT TO EFFECTIVELY COMBAT RAMPANT ILLEGAL BEHAVIOR BY PREDATORY TOWING COMPANIES:**

**ACTION:** Adopt Resolution No. 06-3419, "A RESOLUTION IN SUPPORT OF AB 2210 (GOLDBERG), A BILL THAT WOULD PROTECT CONSUMERS AND ENABLE LAW ENFORCEMENT TO EFFECTIVELY COMBAT RAMPANT ILLEGAL BEHAVIOR BY PREDATORY TOWING COMPANIES." **Approved as part of the Consent Calendar.**

**2.R. A RESOLUTION IN SUPPORT OF AB 2521 (JONES), A BILL THAT WOULD CLOSE THE LOOPHOLE THAT ALLOWS GUNS TO BE SHIPPED TO CALIFORNIA AND SOLD WITHOUT VERIFICATION:**

**ACTION:** Adopt Resolution No. 06-3420, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 2521 (JONES), A BILL THAT WOULD CLOSE THE LOOPHOLE THAT ALLOWS GUNS TO BE SHIPPED TO CALIFORNIA AND SOLD WITHOUT VERIFICATION". **Approved as part of the Consent Calendar.**

**2.S. RECEIVE THE PRELIMINARY 2006-2008 OPERATING BUDGET AND FIVE YEAR CAPITAL WORK PLAN:**

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

**2.T. (5.A.) PREDEVELOPMENT LOAN AGREEMENT WITH WEST HOLLYWOOD COMMUNITY DEVELOPMENT CORPORATION FOR MIXED-USE AFFORDABLE HOUSING DEVELOPMENT AT SANTA MONICA BOULEVARD AND SIERRA BONITA AVENUE:**

**ACTION:** 1) Adopt Resolution No. 06-3421, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE CITY MANAGER TO EXECUTE A PREDEVELOPMENT LOAN AGREEMENT IN THE AMOUNT OF \$650,000 TO ALLOW PREDEVELOPMENT ACTIVITIES FOR A MIXED-USE AFFORDABLE HOUSING PROJECT"; 2) Designate that this project, as an affordable housing development, be exempt from all normal City-imposed developer fees. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT:**

Mayor Heilman stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, presented background information as outlined in the staff report dated June 5, 2006.

Mayor Heilman opened the public hearing and the following speakers came forward.

TODD STEADMAN, Sunset Strip Business Association, thanked Council for renewing the contract.

MICHAEL SPENCER, THE GRAFTON HOTEL, spoke in support of the item.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding concerns on the item.

TERI GUSTAFSON, WEST HOLLYWOOD, spoke in support of the item.

Mayor Heilman closed the public hearing.

**ACTION:** 1) Adopt Resolution No. 06-3422, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; and 2) Approve an agreement between the City and the Sunset Strip Business Association to administer the 2006-2007 Sunset Strip Business Improvement District work program; and, authorize the City Manager to sign the agreement. **Motion by Councilmember Guarriello, seconded by Councilmember Duran and approved with Councilmember Land not present.**

**3.B. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE):**

Mayor Heilman stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, presented background information as outlined in the staff report dated June 5, 2006.

Mayor Heilman opened the public hearing and the following speakers came forward.

BRAD BURLINGAME spoke in favor of renewal of the contract.

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

Mayor Heilman closed the public hearing.

**ACTION:** 1) Adopt Resolution No. 06-3423, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD AND LEVYING A CHARGE (ASSESSMENT) IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT (HOTEL MARKETING BENEFIT ZONE) FOR FISCAL YEAR 2006-2007;" and 2) Approve an Addendum to the agreement for Services between the City and the West Hollywood Convention Center and Visitors Bureau to administer the 2006-07 Hotel Marketing Benefit Zone work program; and authorize the City Manager to sign the agreement. **Motion by Councilmember Guarriello, seconded**

by Councilmember Duran and approved with Councilmember Land not present.

**3.C. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:**

Mayor Heilman stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, presented background information as outlined in the staff report dated June 5, 2006.

Mayor Heilman opened the public hearing and the following speakers came forward.

ALEXANDER STETININSKI, BEVERLY HILLS, spoke in favor of the item.

RICHARD HERB, LOS ANGELES, spoke in favor of the item.

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

Mayor Heilman requested clarification from staff and closed the public hearing.

**ACTION:** 1) Adopt Resolution No. 06-3424, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; 3) Approve an Agreement for Services between the City and the West Hollywood Convention and Visitors Bureau to administer the 2006-2007 Avenues of Art and Design BID work program; and authorize the City Manager to sign the agreement. **Motion by Councilmember Guarriello, seconded by Councilmember Prang and approved with Councilmember Land not present.**

**3.D. A RESOLUTION CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE:**

Mayor Heilman stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, presented background information as outlined in the staff report dated June 5, 2006.

Mayor Heilman opened the public hearing and the following speakers came forward.

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

Mayor Heilman closed the public hearing.

**ACTION:** 1) Adopt Resolution No. 06-3425, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2006-2007 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE." **Motion by Councilmember Guarriello, seconded by Councilmember Prang and approved with Councilmember Land not present.**

**3.E. ASSESSMENT OF DELINQUENT SOLID WASTE FEES OWED TO ATHENS SERVICES ONTO THE PROPERTY TAX BILL OF DELINQUENT ACCOUNT HOLDERS:**

Mayor Heilman stated that the Item was noticed as required by law.

Sharon Perlstein, City Engineer, presented background information as outlined in the staff report dated June 5, 2006.

Mayor Heilman opened the public hearing and no speakers came forward.

Mayor Heilman closed the public hearing.

**ACTION:** Authorize the Director of Finance to submit the required information to the County Auditor of Los Angeles County for the purpose of assessing the delinquent solid waste amount, plus a \$120.00 per parcel administrative fee, onto the property tax bills of the delinquent account holders. **Motion by Councilmember Guarriello, seconded by Councilmember Prang and approved with Councilmember Land not present.**

**3.F. REVIEW OF THE CITY SOLID WASTE AND RECYCLABLE COLLECTION AND DISPOSAL SERVICE FEE FOR FISCAL YEAR 2006-07:**

Mayor Heilman stated that the Item was noticed as required by law.

Mayor Heilman opened the public hearing and the following speakers came forward.

MARCY NORTON, WEST HOLLYWOOD, spoke regarding Athens' service.

Mayor Heilman closed the public hearing.

Mayor Heilman requested staff look into the public comment concerns.

**ACTION:** 1) Make a finding that there is no majority protest by property owners within the assessment area; and 2) Approve Resolution No. 06-3426, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE LEVYING OF AN ANNUAL ASSESSMENT FOR SOLID WASTE AND RECYCLING SERVICES FOR FISCAL YEAR 2006-07 PURSUANT TO TITLE 15, CHAPTER 48 OF THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE." **Motion by Councilmember Duran, seconded by Councilmember Prang, motion carried with Councilmember Guarriello voting no and Councilmember Land not present.**

**3.G. REVIEW OF THE CITY SEWER SERVICE CHARGE FOR FISCAL YEAR 2006-07:**

Mayor Heilman stated that the Item was noticed as required by law.

Mayor Heilman opened the public hearing and the following speakers came forward.

CURTIS GORLICK, WEST HOLLYWOOD, spoke in opposition to the Item.

Mayor Heilman closed the public hearing.

Councilmember Guarriello requested clarification from staff.

**ACTION:** 1) Make a finding that there is no majority protest by property owners within the assessment area; 2) Introduce for first reading Ordinance No. 06-736, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SEWER SERVICE CHARGE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Motion by Councilmember Duran, seconded by Councilmember Prang and approved with Councilmember Land not present.**

**4. UNFINISHED BUSINESS:**

**4.A. None.**

**5. NEW BUSINESS:**

**5.A. PREDEVELOPMENT LOAN AGREEMENT WITH WEST HOLLYWOOD COMMUNITY DEVELOPMENT CORPORATION FOR MIXED-USE**

**AFFORDABLE HOUSING DEVELOPMENT AT SANTA MONICA  
BOULEVARD AND SIERRA BONITA AVENUE:  
ACTION:** Moved to Consent Calendar as Item 2.T.

**EXCLUDED CONSENT CALENDAR:** None.

**PUBLIC COMMENT:**

**6. LEGISLATIVE:**

**6.A. None.**

**COUNCILMEMBER COMMENTS:**

**ADJOURNMENT:** The City Council adjourned at 7:53 P.M. in memory of Sgt. Lonnie Allen, Spec. Armer Burhart, Corp. Jason Burnett, Pfc. Eric Clark, Corp. Adam Conboy, Pfc. Nicholas Cournoyer, Pfc. Grant Dampler, Offr. John Engeman, Sgt. Marion Flint, Corp. William Sulks, Spec. Ronald Gerbur, Corp David Sanchez, Sgt. Santiago Haisel, Colonel Daniel Holland, Corp. Richard James, Sgt. Emmanuel Legaspu,, Lieut. Michael LiCalzi, Capt Shane Mahaffee, Corp. Jose Dominguez, Lieut. Robert Seidel, Pfc. Stephen Snowberger, Spec. Brandon Teeters, Corp. Steve Vahaviolos, Offr. Jamie Weeks, Sgt. Robert West, Major Matthew Worrel, Corp. Hatak Yearby, Sgt. David Christoff, Offr. Lee Hamilton Deal, Pfc. Steven Freund, Spec. Michael Hermanson, Corp William Leusink, Sgt. Christian Longworth, Corp. Kevin Lucas, Pfc. Caleb Lufkin, Pfc. Robert Posivo, Corp. Benito Ramirez, Corp. Richard Bennett, Spec. Robert Blair, Spec. Brock Bucklin, Capt. Doug Dicenzo, Capt Nathaniel Doring, Capt. James Funkhouser, Spec. Adan Garcia, Corp. Alexander Kolasa, Spec. Jeremy Loveless, Sgt. Benjamin Mejia, Spec. Bobby West, Steve Abrusi and Louise Irvin to a special Closed Session meeting, which will be on Saturday, June 17, 2006 at 11:00 A.M. at West Hollywood City Hall, 8300 Santa Monica Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 19th day of June, 2006 by the following vote:

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

---

JOHN HEILMAN, MAYOR

ATTEST:

---

THOMAS R. WEST, CITY CLERK