

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, NOVEMBER 21, 2011
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Duran called the meeting to order at 6:31 p.m.

PLEDGE OF ALLEGIANCE: Mark Olson led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Councilmember D’Amico, Councilmember Heilman, Mayor Pro Tempore Prang and Mayor Duran

ABSENT: Councilmember Land

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, City Clerk Schaffer and Assistant City Clerk Quarker

APPROVAL OF AGENDA:

Councilmember Heilman requested that Item 2.E. be moved to the Excluded Consent Calendar.

Councilmember D’Amico asked that Items 6.A. and 6.B. be moved to the Consent Calendar as Item 2.J. and 2.K. respectively.

Motion by Mayor Pro Tempore Prang, seconded by Councilmember D’Amico to approve the November 21, 2011 agenda as amended. The agenda was approved with Councilmember Land being absent.

ADJOURNMENT MOTIONS:

Mayor Pro Tempore Prang requested the meeting be adjourned in memory of Jose Angel Soto, father of Marcos Soto, a Yellow Cab employee. He asked that the meeting be adjourned in memory of George Atiga, brother in law of Transgender Advisory Board Member Karina Samala. He asked that the meeting be adjourned in memory of interior designer Harry Lawenda. He asked that the meeting be adjourned in memory of his neighbor, Tatyana Barenboim. He asked that the meeting be adjourned in memory of Cassidy Nathan Vickers, a transgender woman who was recently murdered in Hollywood.

Mayor Duran requested the meeting be adjourned in memory of the following soldiers who died in Iraq and Afghanistan since the last City Council meeting: Private 1st Class Adam E. Dobereiner, 21, Specialist Jr., James Burnett 21, Private 1st Class Matthew C. Colin, 22, Specialist Sean M. Walsh, 21, Sergeant 1st Class Johnathan B. McCain, 38, Specialist Calvin M. Pereda, 21, Private 1st Class Theodore B. Rushing, 25, Private 1st Class Cody R. Norris, 20, and Specialist David Emanuel Hickman, 23.

PRESENTATIONS:

Mark Olson, Region Manager/Public Affairs for SCE, presented a 125th Anniversary Resolution of Appreciation to the City from Southern California Edison.

Mayor Pro Tempore Prang presented a commendation to outgoing Lesbian and Gay Advisory Board Member Ben McCormick.

Councilmember Heilman presented a commendation to outgoing Women's Advisory Board Members, Mara Brown and Arlene Krantz. Councilmember Heilman presented a commendation to outgoing Transportation Commissioner Luis Marquez.

Mayor Duran presented a commendation to outgoing Transportation Commissioner Brian Pendleton.

Mayor Duran presented Good Samaritan Commendations to Nick Lambert, Euriamis Losada, and Lawrence Carroll. (*not in attendance*)

1. PUBLIC COMMENT:

LYNDIA LOWY, WEST HOLLYWOOD, spoke regarding a recent event at Plummer Park. She spoke in opposition to the proposed changes to Plummer Park.

YOLA DORE, WEST HOLLYWOOD, spoke regarding the need for more unity in the City. She spoke in support of the Plummer Park Master Plan.

DARREN GOLD, LOS ANGELES, spoke in opposition to Item 2.E.

JASON PALMER, WEST HOLLYWOOD, spoke regarding public safety in West Hollywood and thanked Captain Frasier for the increased presence of Officers in the City.

DAVID EICHMAN, LOS ANGELES, spoke regarding the fundraising drive for Kathy Page to have her name listed on the library's donor wall. He also spoke regarding a group performing on the show 'The Sing-Off.'

ELENA VITVITSKAYA, WEST HOLLYWOOD, spoke in opposition to the proposed changes to Plummer Park.

CHRIS de ROSE, WEST HOLLYWOOD, spoke in support of Item 2.E.

STEPHANIE J. HARKER, WEST HOLLYWOOD, spoke in opposition to the proposed changes to Plummer Park.

TREVOR ORR, WEST HOLLYWOOD, spoke in opposition to the proposed underground parking for Plummer Park, but spoke in support of some of the other proposed renovations.

JOAN HENEHAN, PAST PRESIDENT OF THE WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke in opposition to Item 2.E.

GEORGE MEKVABISHVILI, WEST HOLLYWOOD, spoke in opposition to the proposed changes to Plummer Park.

COUNCILMEMBER COMMENTS:

Councilmember Heilman wished everyone a happy Thanksgiving. He congratulated Councilmember Land and the Saban Free Clinic on raising over two million dollars at their fund raising event. He thanked the Public Safety Division and Transgender Advisory Board for organizing the recent Transgender Day of Remembrance. He spoke regarding the upcoming event "Moving Beyond the Automobile" at the new West Hollywood Library. He spoke regarding the annual clothing giveaway at the National Council of Jewish Women for low income residents. He spoke regarding the upcoming clothing drive hosted by the Young Professional Council at the Gay and Lesbian Center. He thanked everyone who helped organize the recent event sponsored by the Gay and Lesbian Center to provide Thanksgiving meals to LGBT youth.

Councilmember D'Amico wished everyone a happy Thanksgiving. He spoke regarding the recent West Hollywood Chamber Business Awards and thanked the Chamber for organizing the event. He spoke regarding the recent Walk Against Hate event in the City and thanked everyone who organized the event and thanked the Sheriff's Department for all their hard work. He spoke regarding the recent CalArts lecture series and spoke regarding the upcoming lecture regarding catastrophe politics. He requested the City Manager to report on the Plummer Park Master Plan.

Mayor Pro Tempore Prang spoke regarding his possible absence from the December 5, 2011 meeting. He also congratulated the Fairfax High School Marching Band for placing 2nd in the California State Band Championships.

Mayor Duran spoke regarding recent calls for volunteer opportunities during the holiday season. He stated that the City's website has a list of places to volunteer, and that individuals can also contact the Human Services Department. He spoke regarding the upcoming World AIDS Day and events being held at the City. He also asked the City Manager for a list of events that occur within the City to perform an audit on events to determine if some of them can be consolidated, revamped or cancelled. He spoke regarding his upcoming attendance at a Gay and Lesbian Youth Training in Texas. He spoke regarding public comment surrounding the Plummer Park Master Plan and spoke regarding the City's ability to move forward with capital improvement projects because of the economic stability of the City. He encouraged everyone to work toward a common positive goal in the efforts to renovate Plummer Park.

CITY MANAGER'S REPORT:

City Manager Arevalo reported on the organizational steps being taken to respond to the issues brought forth by constituents regarding the Plummer Park Master Plan. He stated that the City is working with the various stakeholder groups at the park to examine these issues and will come back to Council with a comprehensive mitigation plan. He spoke regarding the difficulty in resolving issues that are more subjective such as architecture and design. He spoke regarding the underground parking, which adds 70 more spaces and approximately an acre of additional green space to the park. He stated that the matter will return to the City Council for discussion. He also reported that there will now be an information table at City Council meetings to answer questions regarding Plummer Park.

City Manager Arevalo reported that Staff has put together a draft calendar of City events and will bring it to Council in early 2012 for discussion.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Schaffer stated that the fiscal impact on the Consent Calendar is \$500 expenditures and \$-2,094 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, 2.A.,B.,C.,D.,F.,G.,H.,I.J.(6.A.),K.(6.B.)
Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Prang and approved with Councilmember Land being absent.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, November 21, 2011 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, November 17, 2011.

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

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of prior Council meetings.

ACTION: Approve the minutes of November 7, 2011. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 686, RESOLUTION NO. 11- 4243:

SUBJECT: The City Council is requested to approve payment of bills due as presented by the Director of Finance.

ACTION: Approve Demand Register No. 686 and adopt Resolution No. 11-4243, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 686". **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

SUBJECT: The City Council is asked to deny Claims filed against the City, as a routine administrative step in claims processing.

ACTION: Deny the claims of Farmers Insurance (Josef Begelfer), Donald Morris and Alexander Atkinson and refer to the City's claims adjuster.
Approved as part of the Consent Calendar.

2.E. ORDINANCE NO. 11-877 (2ND READING), PROHIBITING THE SALE OF FUR APPAREL PRODUCTS WITHIN THE CITY [C. SCHAFFER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 11-877, a proposed ordinance prohibiting the sale of fur apparel products within the City. This Item was moved to the Excluded Consent Calendar.

2.F. AMENDMENT TO THE CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2012 [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider an amendment to the City Council Regular Meeting Schedule for Calendar Year 2012 to cancel the meeting of September 17, 2012.

ACTION: Cancel the meeting of September 17, 2012 with direction to the City Clerk's office to return to Council at a future date with an item to consider rescheduling the meeting in conjunction with their discussion of summer 2012 scheduling. **Approved as part of the Consent Calendar.**

2.G. WAIVE PERMIT FEES FOR THE FOURTH ANNUAL AVENUES HOLIDAY CELEBRATION 2011 [P. AREVALO, J. HUFFER, M. LOUIE]:

SUBJECT: The City Council will consider waiving city-related event permit fees in The Avenues - Art, Fashion & Design District (The Avenues), the evening of Wednesday, December 7, 2011 for the fourth annual Holiday Celebration.

ACTIONS: 1) Waive all City fees associated with The Avenues Holiday Celebration 2011; and 2) Direct the Public Information Office to promote the event utilizing city communication tools including, but not limited to the City's website and social media tools. **Approved as part of the Consent Calendar.**

2.H. DESERVE DIGNITY PHOTOGRAPHY EXHIBIT AT THE NEW WEST HOLLYWOOD LIBRARY [P. AREVALO, J. HUFFER, A. CAMPBELL, P. BONDS]:

SUBJECT: The City Council will consider authorizing the use of the West Hollywood Library for an after-hours opening reception for the exhibit "Deserve Dignity Photography Exhibit" to be held Saturday, December 10, 2011 (International Human Rights Day) as recommended by the Arts and Cultural Affairs Commission.

ACTIONS: 1) Approve the use of the West Hollywood Library for an afterhours opening reception of the exhibit "*Deserve Dignity Photography Exhibit*" to be held Saturday, December 10, 2011 from 6:30 p.m. – 8:00 p.m. that would include the serving of alcoholic beverages and hors d'oeuvres on City property; and 2) Waive the special event application fee in the amount of \$94.00 for the event. **Approved as part of the Consent Calendar.**

2.I. CITY CO-SPONSORSHIP OF 2011 AIDSWATCH [H. GOSS, K. EGENBERGER]

SUBJECT: The City Council will consider co-sponsoring the 2011 AIDSWATCH and providing television production, public information support and social service information to this year's Citychannel broadcast.

ACTIONS: 1) Approve the City of West Hollywood as co-sponsor of the 2011 AIDSWATCH presentations on Thursday, December 1, 2011; and 2) Authorize the Public Information and Prosecution Services Department to provide support for this project, including use of Citychannel facilities, broadcast time on Citychannel 10, public information support and social services support. **Approved as part of the Consent Calendar.**

2.J. (6.A.) CITY OF WEST HOLLYWOOD BUSINESS LICENSE CODE [O. DELGADO, J. AUBEL]:

SUBJECT: The City Council will consider amending Sections 5.08.140 b and 5.08.140 c of Title 5, Chapter 5.08 of the West Hollywood Municipal Code allowing businesses to change their name or location by updating their existing license(s).

ACTION: Introduce on first reading Ordinance No. 11-878, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE BUSINESS LICENSE ORDINANCE PERTAINING TO BUSINESS LICENSE TRANSFERS AND CHANGES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.K. (6.B.) AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION PROVISIONS OF THE MUNICIPAL CODE RELATING TO CHANGES IN THE TERMS OF TENANCY REGARDING SMOKING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF [A. WINDERMAN]:

SUBJECT: The City Council will consider adopting an urgency ordinance - Ordinance No. 11-880U "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION PROVISIONS OF THE MUNICIPAL CODE RELATING TO CHANGES IN THE TERMS OF TENANCY REGARDING SMOKING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF."

ACTIONS: 1) Introduce on first reading Ordinance No. 11-879, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION PROVISIONS OF THE MUNICIPAL CODE RELATING TO CHANGES IN THE TERMS OF TENANCY REGARDING SMOKING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE"; 2) Adopt Urgency Ordinance No. 11-880U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION PROVISIONS OF THE MUNICIPAL CODE RELATING TO CHANGES IN THE TERMS OF TENANCY REGARDING SMOKING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF"; and 3) Authorize the City Manager to take any additional actions to implement the Ordinance.
Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

3.A. APPEAL OF THE HISTORIC PRESERVATION COMMISSION'S TIE VOTE RESULTING IN NO ACTION ON A CERTIFICATE OF APPROPRIATENESS FOR THE PACIFIC DESIGN CENTER LOCATED AT 8687 MELROSE AVENUE [A. MCINTOSH, J. KEHO, A. CASTILLO]:

SUBJECT: The City Council will hold a public hearing to consider an appeal filed by the project applicant, Charles S. Cohen, regarding the Historic Preservation Commission's tie vote resulting in no action on a certificate of appropriateness to install a single horizontal ribbon of vision glass on all floors of the Green Building at the Pacific Design Center. The cultural resource is located at 8687 Melrose Avenue.

City Clerk Schaffer stated that the Item was noticed as required by law.

Councilmember Heilman disclosed that he visited the site.

Councilmember D'Amico disclosed that he met with representatives from the Applicant.

Antonio Castillo, Associate Planner, provided background information as outlined in the Staff Report dated November 21, 2011.

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

DAVID THOMPSON, REPRESENTING THE APPLICANT, spoke in support of the Appeal.

DANIEL PAUL, LOS ANGELES, spoke in opposition to the Appeal.

EDWARD LEVIN, WEST HOLLYWOOD, spoke in opposition to the Appeal.

DAVID THOMPSON, REPRESENTING THE APPLICANT, provided a rebuttal.

Mayor Duran closed the public hearing.

Councilmember Heilman spoke in support of the Item. He spoke regarding the fact that the building's architect has given approval of the proposed changes.

ACTIONS: Staff recommends that the City Council hold the public hearing, consider all pertinent testimony, and approve the appeal by adopting the following: Resolution No. 11-4244, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING AN APPEAL FILED BY CHARLES S. COHEN AND CONDITIONALLY APPROVING A CERTIFICATE OF APPROPRIATENESS TO INSTALL A SINGLE HORIZONTAL RIBBON OF VISION GLASS ON ALL FLOORS OF THE GREEN BUILDING AT THE PAFICIC DESIGN CENTER LOCATED AT 8687 MELROSE AVENUE, WEST HOLLYWOOD, CALIFORNIA." (ATTACHMENT A) **Motion by Councilmember D'Amico, seconded by Mayor Pro Tempore Prang and approved, with Councilmember Land being absent.**

3.B. AMEND DEVELOPMENT AGREEMENT TO EXTEND TERM AND PERIOD TO COMMENCE CONSTRUCTION (PALM RESTAURANT DEVELOPMENT) [A. MCINTOSH, J. KEHO, J. ALKIRE]:

SUBJECT: The applicant is requesting to amend the term of a development agreement and the time period to commence the two phases of construction. Previously approved project is for the construction of a new mixed-use building with retail, restaurant, market-rate, and affordable housing and two levels of subterranean parking (Palm Restaurant Development)

City Clerk Schaffer stated that the Item was noticed as required by law.

John Keho, Planning Manager, provided background information as outlined in the Staff Report dated November 21, 2011.

Councilmember Heilman disclosed that he spoke with the Applicant.

Councilmember D'Amico disclosed that he spoke with the Applicant and that he visited the site.

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

IRA HANDLEMAN, APPLICANT, spoke in support of the Staff recommendation.

Mayor Duran closed the public hearing.

City Attorney Jenkins stated the following revisions to be incorporated into the Amendment to the Development Agreement in conjunction with the approval of Alternative #2 in the staff report: 1) Amend Section 1 to replace 24 months with 36 months; 2) Amend Section 1.1 to replace January 8, 2013 with January 8, 2014; 3) Amend Section 1.1 to replace July 8, 2013 with July 8, 2014; and 4) Amend Section 4 to read "The five year term set forth in Section 6.1.1 is extended by three years for a grand total of eight years." He stated that these changes will be incorporated into the Ordinance and Amendment to the Development Agreement for the second reading.

ACTIONS: Staff recommends that the City Council hold a public hearing, consider all pertinent testimony, and conditionally approve the proposed amendment subject to the conditions in the following draft ordinance and resolution: 1) Introduce on First Reading Draft Ordinance No. 881, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING THE FIRST AMENDMENT TO A DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF WEST HOLLYWOOD AND 9001 SANTA MONICA BOULEVARD LLC FOR THE CONSTRUCTION OF A NEW MIXED USE DEVELOPMENT PROJECT LOCATED AT 9001 SANTA MONICA BOULEVARD (PALM RESTAURANT DEVELOPMENT)." (Exhibit A), with amendments to approve Alternative #2 in the staff report; and 2) Draft Resolution No. 4245, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING AMENDMENTS TO RESOLUTION NO. 07-3625 AND DEVELOPMENT PERMIT 2006-015 PERTAINING TO THE TIMING OF THE PHASES OF DEVELOPMENT (PALM RESTAURANT DEVELOPMENT)." (Exhibit B).

Motion by Councilmember Heilman, seconded by Councilmember D'Amico and approved with Councilmember Land being absent.

4. **UNFINISHED BUSINESS: NONE.**

5. **NEW BUSINESS:**

5.A. **ENTERTAINMENT SHUTTLE [J. DURAN, H. MOLINA, J. D'AMICO, M. REX]:**

SUBJECT: The City Council will consider directing staff to explore different options for developing and implementing a shuttle line around West Hollywood's main thoroughfares and key points of interest.

Mayor Duran provided background information as outlined in the Staff Report dated November 21, 2011.

JIMMY PALMIERI, WEST HOLLYWOOD, spoke in support of the Item.

SHEILA LIGHTFOOT, WEST HOLLYWOOD, spoke in support of the Item

LUCAS JOHN, WEST HOLLYWOOD, spoke in support of the Item.

THOMAS PIERCE, WEST HOLLYWOOD, spoke in support of the Item.

GENEVIEVE MORRILL, PRESIDENT AND CEO OF THE WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke in support of the Item.

TODD STEADMAN, EXECUTIVE DIRECTOR OF THE SUNSET BID, spoke in support of the Item.

Councilmember Heilman thanked his colleagues for bringing the Item forward. He spoke in support of the Item and spoke regarding a previous Shuttle that ran along Santa Monica Boulevard and issues with that shuttle surrounding marketing and ridership. He spoke regarding ground work already completed by staff regarding transportation improvements in the City. He expressed concerns regarding the time-frame given to Staff as being realistic to model the program correctly. He spoke in support of exploring who will be served by this Shuttle, local residents or visitors. He spoke regarding the possibility of a shuttle that transports people from City parking lots and the possibility of another shuttle on Sunset Boulevard.

Mayor Pro Tempore Prang spoke in support of the Item and spoke regarding the need for the Shuttle to be geared more toward a night-time crowd and the need for an aggressive marketing plan. He spoke in support of the suggestions made by Councilmember Heilman. He requested clarification regarding possible funding options for the shuttle.

Mayor Duran spoke regarding the need to include community stakeholders during the development process to make the shuttle creative and fun.

City Manager Arevalo spoke regarding the program being rolled out in phases, with Phase I being to serve the night-life on Santa Monica Boulevard, and Phase II looking at the possibility of expanding the shuttle and integrating some opportunities on Sunset Boulevard.

Councilmember Heilman requested Staff to look at what other cities have done including San Diego and San Antonio.

ACTIONS: 1) Direct staff to explore different options for the establishment of an entertainment shuttle aimed at serving West Hollywood residents and visitors patronizing local entertainment venues on Sunset and Santa Monica Boulevards; and 2) Staff to report back in 90 days. Report shall include options for implementation and different costs associated with such bus line, potential funding sources from METRO and other organizations; In addition, staff should consider engaging the Sunset Strip Business Association, interested venues on Santa Monica Boulevard, and the like. **Motion by Mayor Pro Tempore Prang, seconded by Councilmember D'Amico and approved with Councilmember Land being absent.**

EXCLUDED CONSENT CALENDAR:

2.E. ORDINANCE NO. 11-877 (2ND READING), PROHIBITING THE SALE OF FUR APPAREL PRODUCTS WITHIN THE CITY [C. SCHAFFER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 11-877, a proposed ordinance prohibiting the sale of fur apparel products within the City.

Councilmember Heilman spoke in support of completing and reviewing the study to measure economic impacts of the proposed ban prior to the ordinance going into effect. He compared the issues being raised by this ordinance as those raised by constituents and businesses during the recent Smoking Ban Ordinance. He stated that businesses that sale fur as well as those that don't, have spoken out against this Item. He requested that a study be conducted and that the ordinance not go into effect until a set period of time after the study has been completed and reviewed. He expressed concerns regarding the impact of the ban on the type of businesses that wish to be located in the City. He spoke regarding the possibility of launching a campaign to encourage consumers and businesses not to buy or sell fur prior to the ordinance going into effect.

JACKY DE HAVILAND, LOS ANGELES, spoke in support of the Item.

KEITH KAPLAN, WEST HOLLYWOOD, spoke in opposition to the Item.

GENEVIEVE MORRILL, PRESIDENT AND CEO OF THE WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke in opposition to the Item and thanked Councilmember Heilman for requesting that this Item be placed on Excluded Consent.

YOLA DORE, WEST HOLLYWOOD, spoke in support of the Item.

AARON LEIDER, LOS ANGELES, spoke in support of the Item.

ELLEN LAVINTHAL, BEVELRY HILLS, spoke in support of the Item.

Mayor Duran stated that the following people submitted a Citizens Position Slip in support of the Item, but did not wish to speak:

TOM PORTER, WEST HOLLYWOOD; PHILIP SCHNEIDERMAN, BEVELRY HILLS; ELAINE SCHNEIDERMAN, BEVERLY HILLS; TIM WEBBER, CULVER CITY; SCTOT SAMSON, WEST HOLLYWOOD; DENNIS LAVINTHAN, BEVERLY HILLS; LAURIE PALADINO, WEST HOLLYWOOD; NORMAL SANDLER, WEST HOLLYWOOD; BRYAN MONCIL, BEVERLY HILLS; LENKA FILL, LONG BEACH; CHERRY BLIGH, WEST HOLLYWOOD; MICK MARS, WEST HOLLYWOOD; BILL DYER; INGER EPELAND, WEST HOLLYWOOD; STEVEN BERNHEIM, BEVELRY HILLS; SAMANTHA DIEHL, WEST HOLLYWOOD; JAMES JENSVOLD, LOS ANGELES; BOB LINDEN, NORTHRIDGE; ELIZABETH JOHANSEN, LOS ANGELES; PATTY SHENKER, PACIFIC PALISADES; FAWN, LOS ANGELES; TANI DEMAIR, CHATSWORTH; ALYSSA BOYLE, BURBANK; and ANNIE WINNER, BEVERLY HILLS.

Mayor Pro Tempore Prang expressed concern over the controversy and the division that this Item has caused in the City and spoke regarding his goals to bring people together to find solutions and compromise. He spoke regarding the various compromises being proposed; however he spoke in support the Item and the proposed ordinance.

Mayor Duran spoke regarding the need to advocate for businesses in the City in order to maintain economic prosperity. He spoke regarding the conflicts that sometimes arise between the politics of the City Council and the business community. He spoke regarding the differences between animals used for food and animals used for apparel. He spoke regarding the climate in California and that fur is worn here more for fashion. He stated that he is in support of the ordinance being approved with the effective date of September 2013, so that Council can continue discussion after the economic impact study is provided to Council in six-months.

Councilmember Heilman stated that he admires and appreciates the passion and dedication of residents and the business community who have expressed their opinions during the discussion of the ordinance. He expressed concerns that the proposed ordinance will push the sale of fur outside of the City. He spoke regarding the selectivity of the proposal and the difficulty in banning fur apparel and not banning fur furniture, or other animal products. He spoke regarding the need for education regarding this issue.

Councilmember D'Amico spoke regarding the passionate debate of this issue and spoke in support of the discussion it has created regarding animal cruelty. He spoke regarding West Hollywood being a recognized body in the State and the ability of the laws that the City passes to have

profound impacts in other communities. He spoke regarding businesses being attracted to the City because it is a creative City.

ACTION: Waive further reading and adopt Ordinance No. 11-877, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING CHAPTER 9.51 TO THE WEST HOLLYWOOD MUNICIPAL CODE TO PROHIBIT THE SALE OF FUR APPAREL PRODUCTS WITHIN THE CITY." **Motion by Councilmember D'Amico, seconded by Mayor Pro Tempore Prang and approved, with Councilmember Heilman voting NO and Councilmember Land being absent.**

PUBLIC COMMENT:

EUGENE GROISMAN, WEST HOLLYWOOD, spoke regarding the number of City sponsored events for children, and spoke in opposition to the proposed changes to Plummer Park.

CHLOE ROSS, WEST HOLLYWOOD, spoke in opposition to the proposed changes to Plummer Park.

BRIAN RUBENSTEIN, WEST HOLLYWOOD, spoke in opposition to the proposed changes to Plummer Park.

STEVE MARTIN, WEST HOLLYWOOD, spoke in support of Item 6.B. (2.K.) He also spoke regarding the Plummer Park Master Plan and the need for more communication between the City and residents.

ANDREW MILLER, WEST HOLLYWOOD, spoke regarding the number of City sponsored events for children, and spoke in opposition to the proposed changes to Plummer Park.

6. LEGISLATIVE:

6.A. CITY OF WEST HOLLYWOOD BUSINESS LICENSE CODE [O. DELGADO, J. AUBEL]:

SUBJECT: The City Council will consider amending Sections 5.08.140 b and 5.08.140 c of Title 5, Chapter 5.08 of the West Hollywood Municipal Code allowing businesses to change their name or location by updating their existing license(s). This item was moved to the Consent Calendar as Item 2.J.

6.B. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION PROVISIONS OF THE MUNICIPAL CODE RELATING TO CHANGES IN THE TERMS OF TENANCY REGARDING SMOKING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF [A. WINDERMAN]:

SUBJECT: The City Council will consider adopting an urgency ordinance - Ordinance No. 11-___ "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION PROVISIONS OF THE MUNICIPAL CODE RELATING TO CHANGES IN THE TERMS OF TENANCY REGARDING SMOKING AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF." **This item was moved to the Consent Calendar as Item 2.K.**

COUNCILMEMBER COMMENTS:

Councilmember Heilman spoke regarding public comments surrounding children's events in the City. He spoke regarding the children's programs at the new Library, the Teen Center at Plummer Park, and the pre-school that the City started, as well as the Youth Scholarship Program. He asked that the constituent speak with Council Deputy Corri Planck regarding information on the City's Youth events.

ADJOURNMENT: The City Council adjourned at 9:02 p.m. in memory of Jose Angel Soto, George Atiga, Harry Lawenda, Tatyana Barenboim, Cassidy Nathan Vickers, and all the soldiers who died in Iraq and Afghanistan since the last City Council meeting. The City Council adjourned to their next regular meeting, which will be on Monday, December 5, 2011 at 6:30 P.M. in the West Hollywood Park Public Meeting Room - Council Chambers, 625 N. San Vicente Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 5th day of December, 2011 by the following vote:

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

JOHN J. DURAN, MAYOR

ATTEST:

COREY SCHAFFER, CITY CLERK

