

**CITY COUNCIL  
MINUTES  
MONDAY, JULY 19, 2004  
WEST HOLLYWOOD PARK AUDITORIUM**

**CALL TO ORDER:** The meeting was called to order at 6:42 PM.

**PLEDGE OF ALLEGIANCE:** Jimmy Palmieri led the pledge.

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

**ABSENT:** Councilmember Prang.

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

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins stated that the Closed Session convened at 6:00 PM. He stated that one item was added regarding an item of litigation that came to the attention of the City after the posting of the agenda: Pallco/Orion v. the City of West Hollywood. The Council approved the defense of this litigation. The Closed Session adjourned at 6:35 PM.

**APPROVAL OF AGENDA:**

City Clerk West requested that an Urgency Item be added to the Agenda as Item 2.M. titled, "LETTER TO GOVERNOR ARNOLD SCHWARZENEGGER URGING HIM TO SUPPORT ASSEMBLY BILL (AB) 1466 (KORETZ) 'DON'T TRASH CALIFORNIA' LITTER PREVENTION CAMPAIGN"

Mayor Pro Tempore Land requested that meeting be adjourned in the memory of Don Litz, James Litz's father.

**ACTION: Motion by Councilmember Guarriello and seconded by Mayor Pro Tempore Land to approve the July 19, 2004 agenda as amended and carried unanimously.**

**PRESENTATIONS: None.**

**1. PUBLIC COMMENT:**

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding a needs assessment brought forth by the West Hollywood Community Housing Corporation.

CHARLES CHRIST, WEST HOLLYWOOD, spoke regarding a potential for building a new library in the place of the Ron Stone Clinic.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke regarding her experience of attempting to designate a property as a historic property.

PAUL ZIMMERMAN, LOS ANGELES, WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION, spoke regarding a community meeting that was held regarding 1343 Laurel Avenue.

MICHAEL BURNS, WEST HOLLYWOOD, spoke in support of Palmview Apartments and the West Hollywood Community Housing Corp.

DAVID NASH, WEST HOLLYWOOD, spoke regarding the Palmview Neighborhood Watch and a rodent problem that's increasing in the area. He spoke regarding issues not being addressed in the needs assessment by West Hollywood Community Housing Corporation. He spoke in opposition to the proposed senior housing at 1343 Laurel Avenue.

STAN LOTH RIDGE, WEST HOLLYWOOD, spoke in opposition to the proposed project at 1343 Laurel Avenue.

ED GARREN, WEST HOLLYWOOD, spoke in opposition to increased development in the City. He spoke in support of revising the zoning ordinance and increasing relocation fees for tenants of apartments that are converted into condominiums.

ERNIE LANGLEY, ATHENS SERVICES, spoke regarding his company's new contract with the City.

ELIZABETH BAKULSKI, WEST HOLLYWOOD, spoke regarding the community meeting regarding 1343 Laurel Avenue. She spoke in opposition to the proposed project located at 1343 Laurel Avenue.

ED BUCK, WEST HOLLYWOOD, spoke in opposition to the proposed project located at 1343 Laurel Avenue.

#### **COUNCILMEMBER COMMENTS:**

Councilmember Guarriello spoke regarding an issue with Athens Services, specifically notifying residents on what to do with the large wheeled bins.

Councilmember Heilman spoke regarding difficulties that Athens Services has endured during the transitional period with the new trash hauling service. He commended Jan Harmon for her hard work during this transition. He spoke regarding a program that took place on Friday night, the "Know Before You Go" campaign on sexual assault prevention. He spoke regarding the public comment on using the Ron Stone Clinic as the library and stated how it was not consistent with the Park Master Plan.

Mayor Pro Tempore Land spoke regarding the "Know Before You Go" campaign. She also stated that August 3<sup>rd</sup> is National Night Out. She announced a concert by the

West Hollywood Orchestra at the Ford Amphitheatre. She requested that staff investigate and follow-up on the historic preservation application of 1342-46 Hayworth. She stated that the Council will be looking at proposals on housing and development. She warned about a potential scam regarding the review of last wills & testaments that is targeting elderly residents.

Mayor Duran requested that staff follow-up with the historic designation application for 1342-46 Hayworth. He spoke regarding the cost of housing in the City and the demand for affordable housing. He spoke in support of increasing condominium development in the more commercial areas of the City and less development in the residential areas. He stated that the Council will be addressing relocation fees and other housing issues at the August 16<sup>th</sup> Council meeting.

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

City Manager Arevalo provided an update on the State budget, which has not been passed. He spoke in opposition to a Constitutional Amendment that the Senate passed today regarding the budget and local government funding. He announced that Jeremiah Maudlin, staff member of the IT department, will be on the cover of Solutions Magazine.

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

City Clerk West stated that the fiscal impact for the Consent Calendar is \$105,921 in expenditures and \$0 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. **Motion by, seconded by and carried unanimously.**

#### **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 July 6, 2004. **Approved as part of the Consent Calendar.**

#### **2.C. DEMAND REGISTER NO. 512, RESOLUTION NO. 04-3105:**

**ACTION:** Approve Demand Register No. 512 and adopt Resolution No. 04-3105, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 512." **Approved as part of the Consent Calendar.**

#### **2.D. CLAIMS ADMINISTRATION:**

**ACTION:** Deny the claims of Donna Hansen and State Farm Insurance and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

- 2.E. ORDINANCE NO. 04-685 (2<sup>ND</sup> READING), A PROPOSED ORDINANCE AMENDING PROVISIONS OF THE WEST HOLLYWOOD ZONING ORDINANCE PERTAINING TO THE MINIMUM SETBACK OF HIGH OCCUPANCY FACILITIES FROM ACTIVE FAULTS:**  
**ACTION:** Waive further reading and adopt Ordinance No. 04-685, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING ZONE TEXT AMENDMENT 2004-02 CONCERNING TO THE MINIMUM SETBACK OF HIGH OCCUPANCY FACILITIES FROM ACTIVE FAULTS." **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. PARKING RATES FOR PROPERTY LOCATED AT 623 LA PEER DRIVE:**  
**ACTION:** Adopt Resolution No 04-3106, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE INSTALLATION OF SELF- PARKING DEVICES AND ESTABLISHING THE HOURS OF OPERATION AND PARKING RATES FOR THE PARKING LOT LOCATED AT 623 LA PEER DRIVE." **Approved as part of the Consent Calendar.**
- 2.H. AGREEMENT WITH ACS STATE AND LOCAL SOLUTIONS TO PROVIDE PARKING CITATION HANDHELD COMPUTERS FOR PARKING ENFORCEMENT:**  
**ACTION:** 1) Authorize staff to enter into an agreement with ACS State and Local Solutions to purchase fifteen (15) parking citation handheld computers, printers and software for parking enforcement for an amount not to exceed \$89,000.00; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**
- 2.I. NOTICE OF COMPLETION FOR CIP 0401 RESIDENTIAL STREET PAVING PROGRAM:**  
**ACTION:** Accept the work and authorize the following: a) Filing a Notice of Completion by the City Engineer; b) Final payment to the contractor at the end of the 35 day lien period; c) Release of the Performance Bond and Payment Bond on the date of recordation of the Notice of Completion; and d) Release of the Payment Bond 35 days after the date of recordation of the Notice Of Completion, pending no receipt of Stop Notices. **Approved as part of the Consent Calendar.**
- 2.J. LEGISLATIVE UPDATE:**  
**RECOMENDATION:** Receive and file Legislative Update. **Approved as part of the Consent Calendar.**

**2.K. ELECTION FORUM ON NOVEMBER 2<sup>ND</sup> GENERAL ELECTION:**

**ACTION:** Direct City staff to coordinate a Community Town Hall Forum prior to the November 2<sup>nd</sup>, 2004 elections to inform City residents on all candidates, propositions and ballot measures on the November 2<sup>nd</sup> ballot.  
**Approved as part of the Consent Calendar.**

**2.L. A RESOLUTION IN SUPPORT OF SB 1160 (CEDILLO) THE IMMIGRANT RESPONSIBILITY AND SECURITY ACT:**

**ACTION:** 1) Adopt Resolution 04-3107, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB 1160 (CEDILLO), THE IMMIGRANT RESPONSIBILITY AND SECURITY ACT;" and 2) Direct staff to send copies of signed resolution to Senator Gil Cedillo, Assembly member Paul Koretz, State Senator Sheila Kuehl and Governor Arnold Schwarzenegger. **Approved as part of the Consent Calendar.**

**2.M. URGENCY ITEM - LETTER TO GOVERNOR ARNOLD SCHWARZENEGGER URGING HIM TO SUPPORT ASSEMBLY BILL (AB) 1466 (KORETZ) "DON'T TRASH CALIFORNIA" LITTER PREVENTION CAMPAIGN":**

**ACTION:** 1) Direct staff to send a letter to Governor Arnold Schwarzenegger urging him to support Assembly Bill (AB) 1466 (KORETZ) "DON'T TRASH CALIFORNIA" LITTER PREVENTION CAMPAIGN"; 2) Send copies of the letter to Assemblymember Paul Koretz and to the Assembly and Senate leadership. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS: None.**

**4. UNFINISHED BUSINESS: None.**

**5. NEW BUSINESS: None.**

**EXCLUDED CONSENT CALENDAR: None.**

**PUBLIC COMMENT:**

JOHNNY PAJOLS, LOS ANGELES, spoke regarding an alleged sexual assault at Here Lounge.

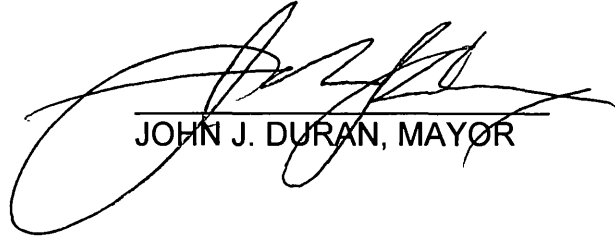
**6. LEGISLATIVE: None.**

**COUNCILMEMBER COMMENTS: None.**


**ADJOURNMENT:** The City Council adjourned at 7:30 PM in the memory of Don Litz to their next regular meeting, which will be on Monday, August 16, 2004 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard. **The City Council Regular Meeting scheduled for Monday, August 2, 2004 will be canceled due to a lack of quorum.**

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 16<sup>th</sup>  
DAY OF AUGUST 2004.

ATTEST:



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JOHN J. DURAN, MAYOR



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THOMAS R. WEST, CITY CLERK