

**CITY COUNCIL
MINUTES
TUESDAY, JULY 6, 2004
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: The meeting was called to order at 6:31 PM.

PLEDGE OF ALLEGIANCE: Elizabeth Bakulski led the pledge.

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

ABSENT: Councilmember Heilman.

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

REPORT OF CLOSED SESSION AGENDA:

City Manager Arevalo stated that the Closed Session convened at 6:00 PM. He stated that one item of real property negotiation was added regarding the acquisition of 621 San Vicente. He stated that the Closed Session adjourned with no reportable action taken.

APPROVAL OF AGENDA:

Councilmember Guarriello requested that the meeting be adjourned in the memory of Councilmember Prang's Aunt Helen.

ACTION: Motion by Councilmember Guarriello and seconded by Mayor Pro Tempore Land to approve the July 6, 2004 agenda as amended and carried unanimously.

PRESENTATIONS:

Councilmember Guarriello presented a proclamation to Nancy Beard, Recreation Administrator, proclaiming July as Parks & Recreation Month.

Mayor Pro Tempore Land presented a proclamation to Laura Manukian, members of the Public Safety Commission and neighborhood watch captains in celebration of National Night Out on August 3, 2004.

Councilmember Prang presented a commendation to Environmental Services staff for the Re-Use A Shoe campaign.

1. PUBLIC COMMENT:

JACK MERRILL, WEST HOLLYWOOD, spoke regarding the public meeting held on May 3, 2004 regarding 1343 N. Laurel Avenue.

RUTH WILLIAMS, WEST HOLLYWOOD, on behalf of Good Neighbors, expressed her appreciation for the successful Fourth of July celebration.

CLEVE JONES, WEST HOLLYWOOD, new Executive Director of L.A. Shanti, introduced himself to the City Council.

DAVID NASH, WEST HOLLYWOOD, expressed his appreciation to Lisa Belsanti, Deputy to Mayor Pro Tempore Land for her work with him regarding criminal activity in his building and at 990 Palm. He spoke regarding the vote of residents at Palm View Apartments in favor of a resident advisory board.

JAMES FUHRMAN, WEST HOLLYWOOD, spoke regarding Councilmember Heilman's participation in a marathon in Alaska. He also spoke regarding the City's application for the library grant.

RITA NORTON, WEST HOLLYWOOD, spoke regarding a racist comment that was directed at Mayor Duran at the last meeting.

GISELE TOBELEM, WEST HOLLYWOOD, spoke regarding a problem that she is experiencing with her landlord.

ROD MCDONALD, WEST HOLLYWOOD, spoke regarding an extension of the Hancock/Santa Monica development site. He spoke regarding a development at La Cienega/Holloway and invited the developer of the project to attend the neighborhood meeting. He provided an update on an issue that the neighborhood had been working with the City on.

SUSAN HANKS, WEST HOLLYWOOD, spoke regarding a problem that she is experiencing with her landlord. She expressed her concern that the judges at Beverly Hills Court are not familiar with the West Hollywood Rent Stabilization ordinance.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello stated that when individuals start having problems with landlords, they should immediately visit the City's Rent Stabilization Department.

Councilmember Prang congratulated Recreation staff, organizers and volunteers for the successful Fourth of July event. He announced a fundraiser for Project Angel Food on July 30th. He requested that the City Manager explain the delay with the Hancock project and stated that a community meeting will be occurring regarding the LaCienega/Holloway project. He spoke regarding Item 2.F. and spoke in support of community officers at the parks.

Mayor Pro Tempore Land expressed concern that the neighborhood does not know about the upcoming community meeting regarding the Hancock project. She spoke regarding the application that the City submitted to the State for a library grant. She

stated that the City should do a better job at notifying the community about issues, such as the library. She requested that the City Manager work on scheduling a joint study session with Beverly Hills Judges. She announced an event sponsored by the Women's Advisory Board on July 16th.

Mayor Duran spoke regarding the Beverly Hills Judges not being receptive to a joint meeting with the City Council. He spoke regarding the upcoming U.S Senate vote regarding a constitutional ban on gay marriage.

CITY MANAGER'S REPORT:

City Manager Arevalo provided an update on the new solid waste franchise company. He commended Jan Harmon for her work with the new company during the transition. He stated that City staff will provide Council and the community information on community meetings regarding new development. He provided an update on the State budget and the fact that it has not yet been passed. He spoke regarding Proposition 65, the League of California Cities' proposition to preserve local government resources.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact for the Consent Calendar is \$34,050 in expenditures and \$25,945 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. **Motion by Councilmember Guarriello, seconded by Councilmember Prang and carried with Councilmember Prang voting NO on Item 2.E.**

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 June 21, 2004. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 511, RESOLUTION NO. 04-3102:

ACTION: Approve Demand Register No. 511 and adopt Resolution No. 04-3102, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 511." **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

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

- 2.E. ORDINANCE NO. 04-684 (2ND READING), A PROPOSED ORDINANCE AMENDING PROVISIONS OF THE WEST HOLLYWOOD ZONING ORDINANCE PERTAINING TO TALL WALL SIGNS:**
ACTION: Waive further reading and adopt Ordinance No. 04-684, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING ORDINANCE TEXT AMENDMENT 2004-02 CONCERNING TALL WALL SIGNS." **Approved as part of the Consent Calendar with Councilmember Prang voting NO.**
- 2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.G. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.H. GRANT APPLICATION AND EXPENDITURE PLAN FOR THE LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG):**
ACTION: 1) Authorize staff to apply for and accept, if applicable, the US Department of Justice's Bureau of Justice Assistance allocation to the City of West Hollywood of \$28,395 for the Local Law Enforcement Block Grant (LLEBG) program for Federal Fiscal Year 2004. (This grant dictates a \$3,155 match from City funds.); 2) Authorize the Director of Finance to adjust the budget to reflect the actual grant award \$28,395 including the required matching general fund contribution \$3,155 for a total of \$31,550 in expenditures; 3) Authorize the expenditure of LLEBG funds and matching City funds for the continuation of the City Parks Patrol Program; 4) Authorize the expenditure of remaining grant funds to be used for special patrols as necessary with the approval of the City Manager, the Public Safety Administrator, and the Sheriff's Captain; and 5) Authorize the City Manager to reprogram all savings and interest earnings towards the City Parks Patrol Program or special patrols. **Approved as part of the Consent Calendar.**
- 2.I. A RESOLUTION SETTING THE DATE AND LOCATION FOR A PUBLIC HEARING REGARDING THE PROPOSED VACATION OF A PORTION OF ROBERTSON BOULEVARD:**
ACTION: Adopt Resolution No. 04-3103, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO VACATE A PORTION OF ROBERTSON BOULEVARD AT 308 – 320 ROBERTSON BOULEVARD IN THE CITY OF WEST HOLLYWOOD AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON." **Approved as part of the Consent Calendar.**
- 2.J. NATIONAL NIGHT OUT AGAINST CRIME IN WEST HOLLYWOOD:**
ACTION: 1) Proclaim August 3, 2004 "National Night Out" in West Hollywood; 2) Approve all street closures for National Night Out block

parties; and 3) Approve the City's official sponsorship of all West Hollywood National Night Out events and waive all City fees associated with this City sponsored event. **Approved as part of the Consent Calendar.**

2.K. A LETTER TO THE ALAMEDA COUNTY DISTRICT ATTORNEY URGING THE IMMEDIATE RETRIAL OF THE ACCUSED IN THE GWEN ARAUJO MURDER CASE:

ACTION: Direct staff to draft a letter for the Mayor's signature on behalf of the entire City Council to the Alameda County District Attorney urging the immediate retrial of the accused murderers of Gwen Araujo. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. GENERAL PLAN AMENDMENT 2004-01 AND ZONING ORDINANCE AMENDMENT 2004-02 TO CREATE CONSISTENCY WITH STATE OF CALIFORNIA AND LOS ANGELES COUNTY REGULATIONS FOR THE MINIMUM SETBACK OF HIGH OCCUPANCY FACILITIES FROM ACTIVE FAULTS:

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

Francie Stefan, Associate Planner, and Susan Healy Keene, Planning Manager, provided background information as outlined in the staff report dated July 6, 2004.

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

Mayor Duran closed the public hearing.

ACTION: 1) Adopt Resolution No. 04-3104, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A NEGATIVE DECLARATION AND GENERAL PLAN AMENDMENT 2004-01 CONCERNING THE MINIMUM SETBACK OF HIGH OCCUPANCY FACILITIES FROM ACTIVE FAULTS;" and 2) Introduce on first reading: 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." **Motion by Mayor Pro Tempore Land, seconded by Councilmember Guarriello and unanimously carried.**

4. UNFINISHED BUSINESS:

4.A. AIDS WALK 2004:

Nancy Beard, Recreation Administrator, provided background information as outlined in the staff report dated July 6, 2004.

ACTION: Authorize co-sponsorship of the AIDS Walk 2004 which includes: 1) Authorize the waiver of all City of West Hollywood special event fees for this event; 2) Authorize the Director of Finance to appropriate \$40,000 from the unallocated General Reserves as follows: Public Safety - \$29,000 in account 100 4000 8262; barricades, street signage and event noticing - \$11,000 in account 100 5010 8262; and 4) Approve date, Sunday, October 17, 2004 and location, West Hollywood Park and surrounding residential streets. **Motion by Councilmember Guarriello, seconded by Councilmember Prang and unanimously carried.**

4.B. REQUEST TO SET DATE FOR A STUDY SESSION WITH THE ARTS & CULTURAL AFFAIRS COMMISSION:

RICHARD KALEH, WEST HOLLYWOOD, spoke in support of holding a study session.

ACTION: 1) Direct the City Clerk and Council Deputies to schedule a study session with the Arts & Cultural Affairs Commission to discuss priorities and future work plans and to properly call the meeting and post the agenda; and 2) Create a subcommittee of the Council to work with staff and members of the Arts and Cultural Affairs Commission to develop the parameters and agenda for the Study Session. **Carried by consensus of the Council.**

5. NEW BUSINESS: None.

EXCLUDED CONSENT CALENDAR:

PUBLIC COMMENT:

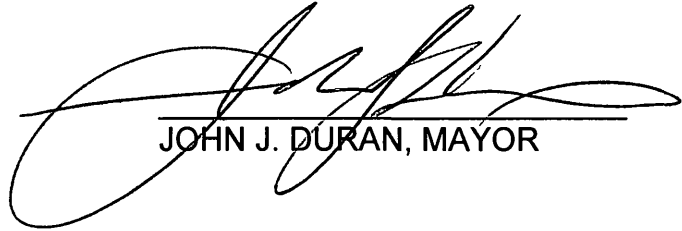
6. LEGISLATIVE: None.

COUNCILMEMBER COMMENTS:

City Manager Arevalo stated that the July 19, 2004 City Council Meeting agenda is extremely light and raised the possibility of canceling that meeting. The Council concurred to hold the meeting on July 19th as planned.

ADJOURNMENT: The City Council adjourned at 7:33 PM in memory of Councilmember Prang's aunt to their next regular meeting, which will be on Monday, July 19, 2004 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 19th
DAY OF JULY, 2004.



JOHN J. DURAN, MAYOR

ATTEST:



THOMAS R. WEST, CITY CLERK