

**CITY COUNCIL  
MINUTES  
MONDAY, SEPTEMBER 15, 2003  
WEST HOLLYWOOD PARK**

**CALL TO ORDER:** The meeting was called to order at 6:37 PM.

**PLEDGE OF ALLEGIANCE:** Captain Buchanan led the pledge.

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

**ABSENT:** NONE.

**ALSO PRESENT:** City Manager Paul Arevalo, City Attorney Michael Jenkins, City Clerk Tom West and Acting 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 three items were added: two of potential litigation; one of threatened litigation. He stated that the Closed Session adjourned at 6:30 PM with no reportable action.

**APPROVAL OF AGENDA:**

Councilmember Guarriello requested that Item 2.K. be moved to Excluded Consent.

Mayor Pro Tempore Duran requested that the meeting be adjourned in memory of Norbert Bourceau.

Staff requested that Item 2.J. be Tabled.

Councilmember Heilman requested that the meeting be adjourned in memory of Councilmember Land's grandmother, Edith Godfried.

**ACTION: Motion by Councilmember Guarriello and seconded by Councilmember Land and unanimously carried to approve the September 15, 2003 agenda as amended.**

**PRESENTATIONS:**

Councilmember Guarriello presented a commendation to Ralph Feeley, former member of the Transportation Commission, who has been appointed to Historic Preservation Commission.

Mayor Prang introduced Assemblymember Paul Koretz and a representative from the California Department of Forestry and Fire Protection who presented the City a check for a forestry grant for planting street trees.

Councilmember Land presented a commendation to organizers proclaiming October as "Breast Cancer Awareness Month."

Councilmember Heilman presented a commendation to John D'Amico, former member of the Human Services Commission, who has been appointed to the Planning Commission.

Councilmember Heilman presented a commendation to Maxine Sonnenburg, former member of the Business License Commission, who has resigned from the Commission.

Councilmember Heilman presented a proclamation to members of the Disabilities Advisory Board proclaiming October as "disAbility Awareness Month" and October 15<sup>th</sup> as "disAbility Mentoring Day."

Councilmember Land presented a proclamation to members to members of the Lesbian & Gay Advisory Board proclaiming October 11<sup>th</sup> as "National Coming Out Day."

Mayor Pro Tempore Duran and Mayor Prang introduced Shirley Bush, Dr. Emilio Lombardi and other members of the transgender community, who presented a commendation to Commander Lynda Castro for her work with the transgender community.

Mayor Prang presented a commendation to Laura Manukian from the Public Safety Division and other organizers and leaders of "National Night Out."

**1. PUBLIC COMMENT:**

YOLA DORE, WEST HOLLYWOOD, spoke regarding the City's support of the disabled citizens in West Hollywood.

MARCY NORTON, WEST HOLLYWOOD, spoke regarding the upcoming "Book Fair" and Friends of the Library Book and Bake Sale. She announced a book drive for the sale and a voter registration booth that will be at the Book Fair.

PAMELA MORA, WEST HOLLYWOOD, spoke in support of the alternatives in the report of Item 4.C., and in opposition to staff's recommendation.

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to the hot dog vending carts and spoke in opposition to the recall election.

WARREN MILLER, WEST HOLLYWOOD, spoke regarding increased protection for senior citizens in affordable housing.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding a loophole in the zoning ordinance, specifically in regards to banners hanging for long periods of time in front of businesses.

RIC RICKLES, WEST HOLLYWOOD, commended Ina Bliss, who has been an active participant in the community.

**COUNCILMEMBER COMMENTS:**

Councilmember Guarriello spoke regarding memorial ceremonies that were held at Fire Stations 7 and 8 in commemoration of those who died on September 11, 2001.

Councilmember Land announced the last day for voter registration is September 22<sup>nd</sup>. She also announced a town hall meeting on September 23<sup>rd</sup> regarding Proposition 54. She directed the City Manager to look into the temporary banner ordinance and possible abuse of it by businesses on Sunset.

Councilmember Heilman announced the West Hollywood Book Fair on September 21<sup>st</sup> and stated that volunteers are still needed. He also announced the Human Rights Speaker Series event to be held on September 16<sup>th</sup>, "Voices from the Front Line" regarding the AIDS crisis in Africa. He also spoke regarding the importance of Item 2.O, the Global AIDS Initiative and Item 2.Q., the opposition to the Governor's Recall. He spoke regarding Item 2.L. and directed Staff to circulate proposals in the third recommended list of priorities to the Council.

Mayor Pro Tempore Duran announced a town hall meeting on September 16<sup>th</sup>, regarding Assembly Bill 205, the changes to the Domestic Partnership bill. He also announced Reverend Carol Barber's memorial service. He also directed staff to investigate emptying the trash cans more often on Santa Monica Boulevard, especially at Robertson and San Vicente. He also directed staff to continue to investigate the hot dog carts and jewelry vendors.

Mayor Prang announced that the Veteran's Memorial and Sanfair pocket park projects are both completed. He spoke regarding the State League of Cities' Conference in Sacramento that he attended with City Manager Arevalo and Councilmember Heilman. Mayor Prang requested that staff work with the West Hollywood Library staff to un-filter certain gay and lesbian publications.

**CITY MANAGER'S REPORT:**

City Manager Arevalo spoke regarding the upcoming newsletter that will be mailed out to residents. He spoke regarding Item 2.I., the street trees on Sunset Boulevard. He also spoke regarding the trash receptacles on Santa Monica Boulevard and working on increasing the number of pick-ups and increasing the number of receptacles. He also stated that Public Safety Division is working with the Nighttime Enforcement Division to address the problems of the hot dog vendors.

**FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk West stated that the fiscal impact for the Consent Calendar is \$3,382,260 in expenditures and \$348,735 in potential revenue.

**2. CONSENT CALENDAR:**

**ACTION:** Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G., H.,I.,L.,M.,N.,O.,P.,Q. **Motion by Mayor Pro Tempore Duran, seconded by Councilmember Land and unanimously carried.**

**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 August 18, 2003. **Approved as part of the Consent Calendar.**

**2.C. DEMAND REGISTER NO. 492, RESOLUTION NO. 03-2955:**

**ACTION:** 1) Approve Demand Register No. 492 and adopt Resolution No. 03-2955, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 492." **Approved as part of the Consent Calendar.**

**2.D. CLAIMS ADMINISTRATION:**

**ACTION:** Deny the claims of Nicole Brunner, Sydney Gonzales and State Farm Insurance (Ross) and refer to the City's Claims Adjuster for action. **Approved as part of the Consent Calendar.**

**2.E. ORDINANCE NO. 03-663 (2<sup>nd</sup> READING) REGARDING COMMISSIONS:**

**ACTION:** Waive further reading and adopt Ordinance No. 03-663, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING CITY COMMISSIONS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **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. RESIGNATION OF INA NUEL BLISS FROM THE RENT STABILIZATION COMMISSION AND SANDI MARGOLIS FROM THE WOMEN'S ADVISORY BOARD:**

**ACTION:** Accept with regret the resignation of Ina Nuell Bliss from the Rent Stabilization Commission and Sandi Margolis from the Women's Advisory Board. **Approved as part of the Consent Calendar.**

**2.H. SOCIAL SERVICES CONTRACT RENEWALS:**

**ACTION:** 1) Approve the 2003-04 Social Services contract renewals as noted on the attached chart; and 2) Authorize the City Manager to sign the contract amendments. **Approved as part of the Consent Calendar with Councilmember Land abstaining on L.A. Free Clinic's funding and Mayor Pro Tempore Duran abstaining on Wendy's Hope's funding.**

**2.I. SUNSET BOULEVARD STREET TREES:**

**ACTION:** 1) Reaffirm Council's previous general action regarding recommendation six of the Municipal Tree Policy Task Force as described in this report regarding public trees and views of billboards on Sunset Boulevard; and 2) Direct staff and the Public Facilities Commission in consideration of public input and in conjunction with billboard companies to develop for future consideration by Council, policies and procedures including public benefits for addressing conflicts between public trees and views of billboards. **Approved as part of the Consent Calendar.**

**2.J. FLASHING MESSAGE BOARD PROCUREMENT:**

**ACTION:** Approve an Agreement with Traffic Control Service, Incorporated in an amount not to exceed \$46,000 to provide two flashing message boards and a maintenance agreement; and authorize the City Manager to sign the agreement. **This Item was Tabled.**

**2.K. REQUEST FOR AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSAL (RFP) FOR CITY TOWING SERVICES:**

**ACTION:** This Item was moved to Excluded Consent.

**2.L. APPROVAL OF FISCAL YEAR 2003 PRIORITIES INCLUDED IN THE CITY'S PEDESTRIAN AND MOBILITY PLAN:**

**ACTION:** Approve the fiscal year 2003 bicycle and pedestrian mobility plan priorities. **Approved as part of the Consent Calendar.**

**2.M. THREE-MONTH REVIEW OF CHANGES MADE TO THE HOURS OF ENFORCEMENT AND DESIGNATING TOW AWAY NO PARKING ZONES FOR PARKING METERS ON SUNSET BOULEVARD:**

**ACTION:** 1) Continue the current Sunset Boulevard parking restrictions; 2) Direct Public Safety Division and the Sheriff's Department to provide updates during the semi-annual Public Safety reports (scheduled for January and July), and as requested by the City Council. **Approved as part of the Consent Calendar with Councilmember Heilman voting NO.**

**2.N. COUNTY HIV PREVENTION FUNDING:**

**ACTION:** 1) Accept the grant from the County of Los Angeles for HIV prevention programs; and 2) Authorize the Director of Finance to increase budgeted general fund revenues and budgeted expenditures in the Social Services Division by \$123,665 for July 1, 2003 -- Dec. 31, 2003 and \$225,070 for Jan. 1, 2004 -- Dec. 31, 2004. **Approved as part of the Consent Calendar.**

**2.O. A RESOLUTION IN SUPPORT OF THE CREATION OF THE WEST HOLLYWOOD GLOBAL AIDS INITIATIVE:**

**ACTION:** 1) Adopt Resolution No. 03-2956, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT

OF THE CREATION OF THE WEST HOLLYWOOD GLOBAL AIDS INITIATIVE;" 2) Send copies of signed resolution to local municipalities, appropriate legislators, Consul General of Malawi, Consul General of South Africa, U.S. Congress of Mayors, National League of Cities, and the League of California Cities; 3) Direct appropriate staff to create the City of *West Hollywood Global AIDS Initiative*; and 4) Direct Public Information and Social Services to assist in the creation of an information campaign publicizing the *City of West Hollywood's Global AIDS Initiative*. **Approved as part of the Consent Calendar.**

**2.P. A RESOLUTION PROCLAIMING DECEMBER 1, 2003 AS "WORLD AIDS DAY" AND APPROVING CITY PARTICIPATION IN ASSOCIATED PROGRAMMING:**

**ACTION:** 1) Adopt Resolution No. 03-2957, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROCLAIMING DECEMBER 1, 2003 AS WORLD AIDS DAY AND APPROVING CITY PARTICIPATION IN ASSOCIATED PROGRAMMING;" and 2) Direct staff to work with HIV/AIDS organizations and providers to assist in organizing the educational component for the annual recognition program and fundraising gala. **Approved as part of the Consent Calendar.**

**2.Q. A RESOLUTION IN OPPOSITION TO THE RECALL ELECTION OF THE GOVERNOR OF CALIFORNIA:**

**ACTION:** 1) Adopt Resolution No. 03-2958, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE RECALL ELECTION OF THE GOVERNOR OF CALIFORNIA;" and 2) Direct Public Information to publicize the City Council's actions. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. PROPOSED PREFERENTIAL PARKING DISTRICT #10:**

Mayor Prang stated that the item was noticed as required by law.

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated September 15, 2003.

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

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding parking enforcement and permit parking and suggested having a Citywide sticker.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke the ability for residents to get permits for their visitors.

Mayor Prang closed the public hearing.

Councilmember Land spoke in support of the ordinance, and directed staff to perform outreach to the affected neighborhoods.

**ACTION:** 1) Introduce for first reading Ordinance No. 03-665, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.240 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO EXPAND THE BOUNDARY OF PREFERENTIAL PARKING DISTRICT 10, IMPLEMENTING DISTRICT 10 PREFERENTIAL PARKING REGULATIONS ON MARTEL AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE;" 2) Authorize the posting of parking restrictions in the area of Martel Avenue located within District 10, as this is the only street that meets the City's petition requirement; and 3) Approve an expedited process to implement future requests from District 10 residents as routine consent agenda items, provided a petition from at least 51% of the dwelling units in an area, the size of at least one City block, has been verified. **Motion by Councilmember Guarriello, seconded by Councilmember Heilman and unanimously carried.**

#### 4. UNFINISHED BUSINESS:

##### 4.A. COMMEMORATION OF THE 20<sup>TH</sup> ANNIVERSARY OF THE CITY OF WEST HOLLYWOOD:

Lloyd Long, Director of Human Services and Nancy Beard, Recreation Services Administrator, provided background information as outlined in the staff report dated September 15, 2003.

TOM DEMILLE, WEST HOLLYWOOD, volunteered to work on the planning committee.

Councilmember Guarriello spoke in support of City Councilmembers appointing the committee members.

Councilmember Land spoke in support of the planning committee keeping the City's budget problems in consideration. She spoke in opposition to planning activities before the Anniversary date, but rather hold celebrations both at the beginning and the end of the celebration year.

Councilmember Heilman spoke in support of the Anniversary of the City focusing on service. He also spoke in support of creating a theme for the 20<sup>th</sup> Anniversary Year to be incorporated in all of the planned activities.

Mayor Pro Tempore Duran suggested the grand celebration of the City be November 29, 2004 because that is the actual 20<sup>th</sup> Anniversary. He suggested starting during CSW and requested that Public Information Office do a publicity campaign and pre-show to the 20<sup>th</sup> Anniversary Date.

Mayor Prang spoke in support of planning 20<sup>th</sup> Anniversary activities in conjunction with current City events.

**ACTION:** 1) Approve a planning committee to consist of local business and community representatives and key staff members identified by the City Manager; 2) Approve the time frame of the Celebration of the City's 20<sup>th</sup> Anniversary of Cityhood beginning on November 29, 2004 culminating on November 29, 2005; and 3) Review and approve staff's recommendation and/or give further direction to staff. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Duran and unanimously carried.**

**4.B. REVIEW OF THE SISTER CITY COMMITTEE ACTIVITIES:**

Ray Reynolds, Director of Economic Development, provided background information as outlined in the staff report dated September 15, 2003.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to Vienna, Austria being named as a Sister City to West Hollywood.

Councilmember Land spoke in support of involving the Sister City Committee more as Council moves forward. She also spoke in support of looking into other cities that share in our ideals and looking into specific reasons for forming a Sister City relationship. She expressed concern with accepting Vienna as a Sister City.

Mayor Pro Tempore Duran spoke in support of utilizing the Committee more.

Councilmember Heilman spoke in support of Sydney being named a Sister City, and stated that there will be other opportunities to form relationships with other cities.

Mayor Prang spoke regarding the importance of the Committee quantifying the recommendations for the Sister Cities.

**ACTION:** 1) Receive and file the staff report and give direction to staff for further Sister City Committee activity. **Motion by Councilmember Guarriello, seconded by Councilmember Heilman and unanimously carried with further direction for the Committee to further research additional cities and to further look at the benefit of the recommended cities becoming West Hollywood's Sister Cities.**

**4.C. DIRECTION ON DEVELOPMENT OF THE FORMER COMMUNITY GARDEN SITE LOCATED AT 1351 HAVENHURST AVENUE:**

Allyne Winderman, Director of Rent Stabilization & Housing, provided background information as outlined in the staff report dated September 15, 2003.



RICHARD LORING, PACIFIC PALISADES, representing the property owners/developers, spoke regarding the proposed development and stated that the developer attempted to maintain 50% open space.

ALICIA DE SOTO-FOLEY, WEST HOLLYWOOD, spoke in opposition to the reduction of the open space on the site.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the reduction of the open space on the site. She also discussed the impact of the development on parking in the neighborhood.

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to the reduction of the open space on the site.

**ACTION:** Approve the change of public open space for the Havenhurst project from 50% of the site to 40% of the site. **Motion by Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

**4.D. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND REAPPOINTMENTS:**

City Clerk West provided background information as outlined in the staff report dated September 15, 2003.

**ACTION:** Make new appointments or re-appointments to the following Commissions: 1) Make direct appointments to various City Commissions: Councilmember Guarriello (Transportation Commission); Councilmember Heilman (Business License Commission); Councilmember Land (Arts & Cultural Affairs Commission); Mayor Pro Tempore Duran (Historic Preservation Commission); and Mayor Prang (Rent Stabilization Commission, Historic Preservation Commission); 2) Call for Nominations for the at-large appointments for the following Commissions: Arts & Cultural Affairs and Historic Preservation; and 3) Call for Nominations for the at-large appointments for the following Advisory Boards: Disabilities and Women's Advisory Board. **Carried by concurrence of the Council.**

**Councilmember Guarriello:**

Transportation Commission: **LUIS MARQUEZ, JR.**

**Councilmember Heilman:**

Business License Commission: **CONTINUED**

**Councilmember Land:**

Arts & Cultural Affairs Commission: **CONTINUED**

**Mayor Pro Tempore Duran:**

Historic Preservation Commission: **CONTINUED**

**Mayor Prang:**

Historic Preservation Commission: **CONTINUED**

Rent Stabilization Commission: **HOWARD JACOBS**

**At-Large Appointments:**

Arts & Cultural Affairs Commission (2): **JON BAILEY; CONTINUED**

Historic Preservation Commission: **CONTINUED**

Disabilities Advisory Board: **CONTINUED**

Women's Advisory Board: **CONTINUED**

**5. NEW BUSINESS:**

**5.A. DESIGNATION OF VOTING DELEGATE FOR NATIONAL LEAGUE OF CITIES' ANNUAL BUSINESS MEETING:**

City Clerk West provided background information as outlined in the staff report dated September 15, 2003.

**ACTION:** 1) Appoint a voting delegate and a voting alternate for the 2003 National League of Cities' Annual Business Meeting; and 2) Direct the City Clerk to submit the required forms to the National League of Cities.  
**Motion by Mayor Prang, seconded by Councilmember Guarriello and unanimously carried to appoint Mayor Pro Tempore Duran as the voting delegate and Councilmember Heilman as the voting alternate.**

**EXCLUDED CONSENT CALENDAR:**

**2.K. REQUEST FOR AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSAL (RFP) FOR CITY TOWING SERVICES:**

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated September 15, 2003.

Councilmember Guarriello expressed his concern with going out for RFP for a towing service that is working effectively. He spoke in support of renewing the contract with Johnson's Tow for three more years.

Mayor Pro Tempore Duran spoke regarding problems that he has experienced with Johnson's Tow and spoke in support of going out for RFP.

Councilmember Heilman spoke in support of going out for RFP in order to maintain an open process of choosing service providers.

Councilmember Land spoke in support of going out for RFP.

Mayor Prang spoke in support of Johnson's Tow, but also spoke in support of issuing an RFP at this time to maintain public trust.

**ACTION:** Authorize staff to draft and issue an RFP for towing and storage services with an evaluation process that considers customer service, training and experience of personnel, size and condition of tow fleet, cost and convenience for the public, relative proximity to City, regulatory compliance, and experience working with other government and law enforcement agencies. **Motion by Councilmember Guarriello, seconded by Councilmember Heilman and unanimously carried.**

**PUBLIC COMMENT:** None.

**6. LEGISLATIVE:**

**6.A. EXEMPTION OF PARKING ENFORCEMENT VEHICLES TO PROVISIONS OF THE TRAFFIC CODE:**

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated September 15, 2003.

JEFF NORMAN, LOS ANGELES, spoke in opposition to the ordinance.

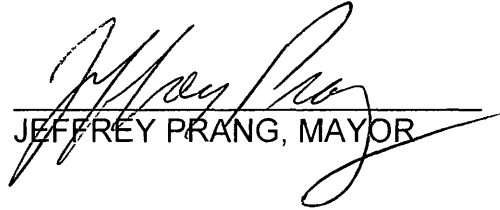
Councilmember Heilman spoke in support of asking the State if the City has the authority to adopt this ordinance.

**ACTION:** Introduce for first reading Ordinance No. 03-664, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE TRAFFIC CODE RELATIVE TO PARKING ENFORCEMENT VEHICLES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". **Motion by Councilmember Land, seconded by Councilmember Guarriello and unanimously carried.**

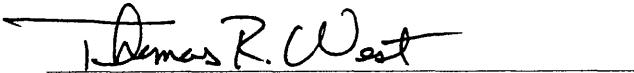
**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council recessed at 9:43 PM to closed session. The meeting adjourned in memory of Edith Godfried and Norbert Bourceau to their next regular meeting, which will be on Monday, October 20, 2003 at 6:30 PM at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 20<sup>th</sup>  
DAY OF OCTOBER, 2003.

  
JEFFREY PRANG, MAYOR

ATTEST:

  
THOMAS R. WEST, CITY CLERK