

**CITY COUNCIL
MINUTES
MONDAY, JULY 21, 2003
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: The meeting was called to order at 6:38 PM.

PLEDGE OF ALLEGIANCE: Brian Spoelstra 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 Mike Jenkins, City Clerk Tom West and Acting Assistant City Clerk Gwen Peirce.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that Closed Session convened at 6:00 PM. He stated that one item was added regarding a personnel issue. He stated that the Closed Session recessed at 6:30 PM with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Prang requested that an Urgency Item be added to the Agenda titled, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING CALIFORNIA ASSEMBLY BILL 17, WHICH REQUIRES STATE CONTRACTORS TO PROVIDE BENEFITS FOR DOMESTIC PARTNERS"

ACTION: Make the finding that the Item came to the attention of staff after the posting of the Agenda and that there is an immediate need to hear the Item. Motion by Councilmember Land and seconded by Councilmember Guarriello and unanimously carried to add the Urgency Item to Consent Calendar as Item 2.O.

Councilmember Heilman requested that Item 3.A. be continued to the August 18, 2003 Council meeting.

Councilmember Guarriello requested that the meeting be adjourned in the memory of Michael Benbrook, a resident of Palm Avenue Apartments.

ACTION: Moved by Councilmember Land and seconded by Councilmember Guarriello and unanimously carried to approve the July 21, 2003 agenda as amended.

PRESENTATIONS:

Mayor Pro Tempore Duran presented a commendation to Eric Ruiz and Ron Kinsey, City of West Hollywood Parking Enforcement staff.

Mayor Prang presented a commendation to Brian Spoelstra, an intern who has been working in Mayor Prang's office and will be leaving the City of West Hollywood.

Mayor Prang presented a proclamation to the Public Safety Division and to National Night Out organizers declaring August 5, 2003 as "National Night Out."

1. PUBLIC COMMENT:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding Neighborhood Watch meetings. He also spoke regarding Michael Benbrook, who was a resident of Palm Avenue Apartments who recently passed away. He also spoke regarding various state and federal government issues.

JW MOORE IV, WEST HOLLYWOOD, spoke in support of Item 2.G., the new Facilities and Landscape Maintenance Supervisor. He also spoke regarding an incident with landscapers who illegally trimmed trees.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the Executive Director of the Chamber of Commerce and the new Streamlining Task Force for the Planning Division.

A. RAVAROUR, WEST HOLLYWOOD, spoke in support of Item 2.L., "The Transfigured Body" event and thanked the City Council for their support of the event.

RICHARD BLONS, WEST HOLLYWOOD, spoke in support of the West Hollywood Orchestra and spoke regarding an upcoming concert on August 2nd.

ELEANOR BARUCH, WEST HOLLYWOOD, spoke in support of the West Hollywood Orchestra.

RICHARD EASTMAN, WEST HOLLYWOOD, spoke in support of Proposition 15, the legalization of medical marijuana and spoke regarding an upcoming meeting of a new task force in support of Proposition 15.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello spoke regarding a recent letter to West Hollywood residents from Los Angeles Department of Water and Power.

Councilmember Land spoke regarding the upcoming concert of the West Hollywood Orchestra on August 2nd and the Shakespeare in the Park event on July 27th.

Councilmember Heilman announced that the Book Fair received an Honorable Mention for the Helen Putnam Award.

Mayor Pro Tempore Duran spoke in support of the West Hollywood Orchestra and spoke regarding tight budget constraints that might affect West Hollywood's ability to help fund the orchestra. He also spoke regarding a fundraiser for the Gay Men's Chorus that will honor Commander Linda Castro. He also spoke regarding a Senate Bill that will impose a mandatory co-pay for ADAP clients.

Mayor Prang spoke regarding a Community Public Safety Day that he and Mayor Pro Tempore Duran attended which commended local public safety officers for their work on the recent plane crash in the Fairfax area. He also spoke regarding a meeting with the Mayor of Beverly Hills regarding a study of animal services in Beverly Hills and the possibility of partnering with Beverly Hills for shelter services. He also requested that staff investigate the possibility of using the El Tovar lot and the West Hollywood Park parking lot to accommodate parking, possibly with valets.

CITY MANAGER'S REPORT:

City Manager Arevalo stated that staff will be agendizing the closure of DeLongpre Avenue. He also spoke regarding the Helen Putnam Award program and stated that the Book Fair, the Strategic Plan and the Illegal Unit Conversion Program all won Honorable Mentions. He also spoke regarding State budget issues, specifically the "Triple Flip Flop," which is a Senate proposal that would swap City's sales tax for property tax money that has been taken away from the City. He stated that this switch would not be advantageous to the City.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact for the Consent Calendar is \$211,192 in expenditures and \$57,514 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. **Motion by Councilmember Land, seconded by Councilmember Heilman 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 July 7, 2003. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 488, RESOLUTION NO. 03-2935:

ACTION: Approve Demand Register No. 488 and adopt Resolution No. 03-2935, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 488." **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Niloofar Shojaei and Sean Game and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 03-661 (2ND READING) AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM:

ACTION: Waive further reading and adopt Ordinance No 03-662, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM." **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:

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

2.G. ADOPTION OF JOB DESCRIPTION FOR NEW WEHOME POSITION OF FACILITIES & LANDSCAPE MAINTENANCE SUPERINTENDENT IN THE HUMAN SERVICES DEPARTMENT:

ACTION: 1) Adopt the job description for the new WEHOME position of Facilities & Landscape Maintenance Superintendent in the Human Services Department; and 2) Approve the salary range for the Facilities & Landscape Maintenance Superintendent position at Grade 5151; GE-15, Exempt (\$61,365 to \$74,253 annually). **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 \$62,314 for the Local Law Enforcement Block Grant (LLEBG) program for Federal Fiscal Year 2003. (This grant dictates a \$6,924 match from City funds.); 2) Authorize the Director of Finance to adjust the budget to reflect the actual grant award \$62,314 including the required matching general fund contribution \$6,924 for a total of \$69,238 in expenditures; 3) Authorize the expenditure of LLEBG funds and matching City funds for the continuation of the City Parks Security Officer 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 Security Officer Patrol Program or special patrols. **Approved as part of the Consent Calendar.**

2.I. AMENDMENT TO AN AGREEMENT FOR PARKING METER MAINTENANCE SERVICES WITH THE CITY OF GLENDALE:

ACTION: 1) Approve an amendment to the agreement for parking meter maintenance services with the City of Glendale in an amount not to exceed \$41,000 for the 2003-04 budget year; \$42,500 for the 2004-05 budget year; 2) Approve a two-year extension of the agreement term from July 1, 2003 to June 30, 2005; and 3) Authorize the City Manager to sign the amendment. **Approved as part of the Consent Calendar.**

2.J. SUPPLEMENTAL AGREEMENT WITH CONSULTANT ASSISTING CITY WITH ESTABLISHMENT OF A NEW SOLID WASTE FRANCHISE:

ACTION: 1) Approve a supplemental agreement with Hilton Farnkopf & Hobson, LLC in the amount of \$25,000 to assist the city in evaluating 4 additional proposals received during the RFP process for the new solid waste franchise agreement; and authorize the City Manager to execute the agreement; and 2) Authorize the Director of Finance to appropriate \$25,000 from the Solid Waste Fund reserve funds. **Approved as part of the Consent Calendar.**

2.K. NATIONAL NIGHT OUT AGAINST CRIME IN WEST HOLLYWOOD:

ACTION: 1) Proclaim August 5, 2003 "National Night Out" in West Hollywood; 2) Approve all street closures for National Night Out block parties; 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; and 4) Approve allocation for reimbursement of up to \$100.00 of costs incurred by National Night Out neighborhood organizers. **Approved as part of the Consent Calendar.**

2.L. A RESOLUTION IN SUPPORT OF 'THE TRANSFIGURED BODY' EVENT ON JULY 30TH, 2003:

ACTION: 1) Adopt Resolution No. 03-2936, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF 'THE TRANSFIGURED BODY' EVENT ON JULY 30, 2003;" and 2) Approve co-sponsorship of "The Transfigured Body, to include use of City's name and logo on publicity and to help the organizers with promotional materials and printing costs. **Approved as part of the Consent Calendar.**

2.M. A RESOLUTION REAFFIRMING THE CITY'S COMMITMENT TO HIGH STANDARDS OF CUSTOMER SERVICE AND ACKNOWLEDGING THE EFFORTS OF THE CUSTOMER SERVICE COMMITTEE:

ACTION: 1) Adopt Resolution No. 03-2937, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REAFFIRMING THE CITY'S COMMITMENT TO HIGH STANDARDS OF CUSTOMER SERVICE AND ACKNOWLEDGING THE EFFORTS OF THE CUSTOMER SERVICE COMMITTEE;" 2) Thank and recognize the Customer Service Committee for the work that they have generated thus

far and direct the Committee to continue to work on organizational guidelines that will further the commitment to on-going staff training; and 3) Direct all department staff to support the organizational guidelines set forth by the Customer Service Committee. **Approved as part of the Consent Calendar.**

2.N. PROPOSED RESOLUTION IN SUPPORT OF ASSEMBLY CONSTITUTIONAL AMENDMENT 14 AND SENATE CONSTITUTIONAL AMENDMENT 11, WHICH ALLOW A REGIONAL, LOCAL GOVERNMENT, OR SPECIAL DISTRICT WITH THE APPROVAL OF 55 PERCENT OF ITS VOTERS TO INCUR INDEBTEDNESS FOR THE PURPOSE OF PROVIDING FOR AFFORDABLE HOUSING, NEIGHBORHOOD IMPROVEMENTS, GREEN SPACE, AND GENERAL INFRASTRUCTURE:

ACTION: 1) Adopt Resolution No. 03-2938, "A RESOLUTION SUPPORTING ASSEMBLY CONSTITUTIONAL AMENDMENT 14 AND SENATE CONSTITUTIONAL AMENDMENT 11;" and 2) Send copies of this resolution to appropriate legislators. **Approved as part of the Consent Calendar.**

2.O. PROPOSED RESOLUTION SUPPORTING CALIFORNIA ASSEMBLY BILL 17 (ASSEMBLYMEMBER KEHOE), WHICH REQUIRES STATE CONTRACTORS TO PROVIDE BENEFITS FOR DOMESTIC PARTNERS

ACTION: 1) Adopt Resolution 03-2939, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING CALIFORNIA ASSEMBLY BILL 17, WHICH REQUIRES STATE CONTRACTORS TO PROVIDE BENEFITS FOR DOMESTIC PARTNERS;" and 2) Send copies of this resolution to appropriate legislators. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF THE PLANNING COMMISSION'S DENIAL OF BILLBOARD PERMIT 02-02 AND VARIANCE 02-07, TO PERMIT AN EXISTING BILLBOARD AT 8600 SUNSET BOULEVARD TO BE RELOCATED AND RAISED APPROXIMATELY 10 FEET IN OVERALL HEIGHT:

ACTION: This Item was Continued to the August 18, 2003 City Council meeting.

4. UNFINISHED BUSINESS:

4.A. RUSSIAN WWII VETERANS MEMORIAL:

Tatiana Rodzinek, Russian Community Outreach Coordinator, provided background information as outlined in the staff report dated July 21, 2003.

Councilmember Land expressed concern over where the donors' names would be displayed.

Mayor Pro Tempore Duran spoke regarding the possibility of adding a water element to the final monument.

Mayor Prang expressed concern over the cost of the monument.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding a previous public speaker's comments.

ACTION: Receive and file. **Motion by Councilmember Heilman, seconded by Councilmember Land and unanimously carried.**

4.B. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

Vivian Love, Director of Administrative Services, provided background information as outlined in the staff report dated July 21, 2003.

Councilmember Heilman stated that he would also like to have a copy of the minutes of the meetings.

ACTION: Receive and file. **Motion by Councilmember Guarriello, seconded by Councilmember Heilman and unanimously carried.**

4.C. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND REAPPOINTMENTS:

City Clerk West provided background information as outlined in the staff report dated July 21, 2003.

Mayor Prang requested that staff agendize for discussion the restructuring of the advisory boards.

Councilmember Land stated that she would rather wait for appointments until the Council agrees on how the Advisory Boards should be structured.

ACTION: Make new appointments or re-appointments to the following Commissions: 1) Make direct appointments to various City Commissions: Councilmember Heilman (Business License Commission); 2) Call for nominations for the at-large appointments for the following Commissions: Cultural Heritage Commission, Fine Arts Commission, Transportation Commission; and 3) Call for Nominations for the at-large appointments for the following Advisory Boards: Disabilities Advisory Board, Lesbian and Gay Advisory Board, Russian Advisory Board and Women's Advisory Board. **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Duran and unanimously carried to continue the Advisory Board appointments to the August 18, 2003.**

Councilmember Heilman:

Business License Commission: **CONTINUED TO AUGUST 18, 2003.**

At-Large Appointments:

Cultural Heritage Commission: **CONTINUED TO AUGUST 18, 2003.**

Fine Arts Commission: **CONTINUED TO AUGUST 18, 2003.**

Transportation Commission: **Clyde Wood. – Carried by concurrence of the Council.**

5. NEW BUSINESS:

5.A. LEASE TO PROVIDE ADDITIONAL OFF-STREET PARKING AT THE SURFACE LOT LOCATED AT 8631 SANTA MONICA BOULEVARD:

Oscar Delgado, Parking Manager, provided background information as outlined in the staff report dated July 21, 2003.

ACTION: 1) Approve a one (1) year lease with King Cat Edward, LLC to manage surface parking lot located at 8631 Santa Monica Boulevard; 2) Approve demolition of existing building to accommodate twelve (12) additional public parking spaces; and 3) Authorize the City Manager to sign the lease. **Motion by Councilmember Guarriello, seconded by Councilmember Land and unanimously carried.**

5.B. APPROVE SURFACE PARKING LOT LOCATED AT 7718 SANTA MONICA BOULEVARD:

Oscar Delgado, Parking Manager, provided background information as outlined in the staff report dated July 21, 2003.

ART RUBINSTEIN, WEST HOLLYWOOD, spoke in support of the parking lot and thanked City staff for their consideration of the community. He expressed his concern over future usage.

Councilmember Heilman stated that the instructions for the pay kiosk should be available in Russian, English and Spanish

ACTION: Authorize the installation of a surface parking lot for the City owned property located at 7718 Santa Monica Boulevard, including the demolition of the existing building; and 2) Approve surface parking lot design. **Motion by Councilmember Guarriello, seconded by Councilmember Land and unanimously carried.**

5.C. SET A DATE FOR A CITY COUNCIL STUDY SESSION WITH LOS ANGELES CITY COUNCILMEMBERS JACK WEISS, TOM LA BONGE AND ERIC GARCETTI:

Fran Solomon, Deputy to Councilmember Heilman, provided background information as outlined in the staff report dated July 21, 2003.

ACTION: 1) Direct staff to schedule a joint Special Study Session with LA City Councilmembers Weiss, La Bonge and Garcetti; and 2) If approved, consider the following dates for a Study Session: Monday, September 29 from 6 p.m. to 7 p.m.; or Monday, October 13 from 6 p.m. to 7 p.m.
Carried by concurrence of the Council.

EXCLUDED CONSENT CALENDAR: NONE.

PUBLIC COMMENT: NONE.

6. LEGISLATIVE: NONE.

COUNCILMEMBER COMMENTS:

Councilmember Land announced that the West Hollywood Orchestra website is www.wehorchestra.org.

ADJOURNMENT: The City Council adjourned at 8:00 PM in memory of Michael Benbrook to their next regular meeting, which will be on Monday, August 18, 2003 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 18th DAY OF AUGUST, 2003.



JEFFREY PRANG, MAYOR

ATTEST:



THOMAS R. WEST, CITY CLERK