

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JUNE 3, 2002
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Guarriello called the meeting to order at 7:02 P.M.

PLEDGE OF ALLEGIANCE: Gloria Vassy led the pledge.

ROLL CALL:

PRESENT: Councilmember Duran, Heilman, Prang, and Mayor Guarriello.

ABSENT: Mayor Pro Tempore Martin.

ALSO PRESENT: City Attorney Mike Jenkins, City Manager Paul Arevalo, City Clerk Russell and Assistant City Clerk Taylor.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that the closed session convened at 6:00 P.M. Council added four items to the Closed Session Agenda: two items of Threatened Litigation and two items of Pending Litigation; Beverly Boulevard vs. City of West Hollywood and Tohl vs. City of West Hollywood. The meeting adjourned at 6:50 P.M. with no reportable action.

APPROVAL OF AGENDA:

Councilmember Prang noted his No vote on Item 2.O.

Councilmember Heilman requested that Item 2.I. be moved to the Excluded Consent and he also noted his No vote on Item 2.O.

Mayor Guarriello noted his No vote on Item 2.O. He also requested that the meeting be adjourned in memory of Neil Sheldon.

Councilmember Duran requested that the meeting be adjourned in memory of Christina Tripp.

Staff requested that Item 6.A. be moved to the Consent Calendar.

ACTION: Moved by Councilmember Prang and seconded by Councilmember Heilman to approve the June 3, 2002 agenda as amended. Motion carried noting Mayor Pro Tempore Martin as ABSENT.

PRESENTATIONS:

Mayor Guarriello presented a proclamation declaring the month of June as HIV Awareness Month.

PUBLIC COMMENT:

LES BRONTE, BEVERLY HILLS, spoke in opposition to staff's recommendation to Item 4.A. and asked the City to restore the right-of-way on Carol Avenue for both the City of West Hollywood and the City of Beverly Hills.

GLORIA VASSY, WEST HOLLYWOOD, spoke regarding the increased number of rapes against women, occurring in West Hollywood.

JAMES FURHMAN, WEST HOLLYWOOD, spoke regarding Council use of Public Funds for out of town trips.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the increase in housing prices within the City and the lack of affordable housing.

JOHN MATHENA, WEST HOLLYWOOD, spoke in opposition to staff's recommendation to Item 4.A.

GEORGE WEISS, LOS ANGELES, spoke regarding the increased infection rate of HIV and how public agencies need to re-evaluate their message to young gay men.

SCOTT IMLER, WEST HOLLYWOOD, thanked Council and staff for their continued support of the Cannabis Resource Center. He also provided an overview of their current legal challenges with the Department of Justice.

KATHLEEN WATT, WEST HOLLWYOOD, thanked Council for proclaiming the month of June as HIV Awareness Month.

MARY LUCY, LOS ANGELES, spoke regarding the closure of the Cannabis Resource Center and the recent actions taken by the Department of Justice.

LOWELL MARKS, WEST HOLLYWOOD, expressed his concern with the timeline for processing the application regarding Item 3.B.

INA BLISS, WEST HOLLYWOOD, spoke regarding a possible waiver to the recently adopted commission by-laws to accommodate various commissions meeting schedules.

COUNCILMEMBER COMMENTS:

Mayor Guarriello expressed his concern with the parking of cars on Croft Avenue by the valet operator of the Ago restaurant. He also announced another Meet the Mayor Meeting, which will be held on Monday, June 10, 2002 at Whole Foods Market on Santa Monica Boulevard from 10:00 A.M. til 12:00 P.M.

Councilmember Duran requested that the City Manager report to Council on the increased rapes in West Hollywood. He also announced that he would be sending a letter to United States Senator Leahy requesting a hearing concerning the Department of Justice actions against the Cannabis Resource Center.

Councilmember Prang asked the City Attorney to investigate providing a waiver for the election of the Chair and Vice Chair of various commissions to accommodate meeting schedules. He also spoke regarding the Santa Monica Boulevard Maintenance District assessment concerning the addition of holiday lights. He directed the City Manager to report back to Council on a consistent policy for providing food and refreshments for volunteers of Boards and Commissions at various meetings.

Councilmember Heilman commented on the incredible work that HIV Awareness providers are doing for the City. He also expressed his concerns regarding the actions taken by the Department of Justice concerning the closure of the Cannabis Resource Center.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding recent television reports concerning date rapes, which are occurring in the City. He asked Lt. Buddy Goldman to provide an overview of the rapes within the City. He also introduced the new Building and Safety Manager, Steve Bailey.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Russell stated that the fiscal impact on the Consent Calendar as amended for Monday, June 3, 2002 is \$992,046 in expenditures and \$811,546 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the items as amended.

2.A.,B.,C.,D.,E.,F.,G.,H.,J.,K.,L.,M.,N.,O.,P.,Q.R.(Item 6.A.) Moved by Councilmember Duran and seconded by Councilmember Prang to approve the Consent Calendar as amended. Motion carried noting Councilmember Heilman, Prang, and Mayor Guarriello's NO vote on Item 2.O. (Item 2.O. not approved) and noting Mayor Pro Tempore Martin as ABSENT.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, June 3, 2002 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 30, 2002.

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

2.B. DEMAND REGISTER NO. 463, RESOLUTION NO. 02-2698:

ACTION: Approve Demand Register No. 463 and adopt Resolution No. 02-2698, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 463." **Approved as part of the Consent Calendar.**

2.C. LEVY OF ANNUAL ASSESSMENT FOR SANTA MONICA BOULEVARD MAINTENANCE DISTRICT:

ACTION: 1) Adopt Resolution No. 02-2702, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA MAINTENANCE DISTRICT FOR THE 2002-2003 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE;" 2) Adopt Resolution No. 02-2703, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ENGINEER FOR THE 2002-2003 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT;" and 3) Adopt Resolution No. 02-2699, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2002-2003 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO." **Approved as part of the Consent Calendar.**

2.D. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:

ACTION: 1) Adopt Resolution No. 02-2704, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2002-2003 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT

DISTRICT;" 2) Adopt Resolution No. 02-2705, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2002-2003 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT;" and 3) Adopt Resolution No. 02-2700,"A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2002-2003 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO." **Approved as part of the Consent Calendar.**

2.E. ONE-YEAR EXTENSION OF THE TERM OF THE EAST SIDE PROJECT AREA COMMITTEE:

ACTION: Extend the term of the East Side Project Area Committee for one year. **Approved as part of the Consent Calendar.**

2.F. A RESOLUTION IN SUPPORT OF SENATE CONSTITUTIONAL AMENDMENT 10 (SPEIER):

ACTION: 1) Adopt Resolution No. 02-2706, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SENATE CONSTITUTIONAL AMENDMENT 10;" and 2) Direct staff to forward copies of the resolution to the State Legislature and the Governor. **Approved as part of the Consent Calendar.**

2.G. A RESOLUTION IN SUPPORT OF AB 2197 (KORETZ):

ACTION: 1) Adopt Resolution No. 02-2707, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 2197 TO EXPAND MEDI-CAL ELIGIBILITY TO PERSONS LIVING WITH HIV;" and 2) Direct staff to send copies of the resolution to Assemblymember Paul Koretz, appropriate State Legislators and Governor Davis. **Approved as part of the Consent Calendar.**

2.H. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT:

ACTION: 1) Adopt Resolution No. 02-2708, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2002-2003 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT;" 2) Adopt Resolution No. 02-2709, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2002-2003 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT;" and 3) Adopt Resolution No. 02-2701, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST

BUSINESSES WITHIN THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2002-2003 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO." **Approved as part of the Consent Calendar.**

2.I. AGREEMENT WITH MV TRANSPORTATION TO PROVIDE CITYLINE AND DIAL-A-RIDE TRANSIT SERVICES:
ACTION: Moved to Excluded Consent.

2.J. DOG WASTE DISPOSAL STATION PROGRAM:
ACTION: Receive and file. Approved as part of the Consent Calendar.

2.K. SECOND AND THIRD QUARTER REPORTS OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:
ACTION: Receive and file. Approved as part of the Consent Calendar.

2.L. AGREEMENT FOR AUDIT SERVICES WITH THE ACCOUNTING FIRM OF LANCE, SOLL & LUNGHARD:
ACTION: Approve an agreement with Lance, Soll & Lunghard in amount not-to-exceed \$142,900 for professional audit services for Fiscal Year 2003 through 2004 as outlined in Exhibit A and authorize the City Manager to sign. Approved as part of the Consent Calendar.

2.M. CITY OF WEST HOLLYWOOD INVESTMENT POLICY:
ACTION: Adopt Resolution No. 02-2710, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A STATEMENT OF INVESTMENT POLICY AND RESCINDING RESOLUTION NO. 01-2529." Approved as part of the Consent Calendar.

2.N. A RESOLUTION APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA:
ACTION: 1) Adopt Resolution No. 02-2711, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA;" and 2) Authorize the City Manager to execute the Loan Documents. Approved as part of the Consent Calendar.

2.O. A RESOLUTION CALLING FOR A RECALL OF MONSANTO'S UNAPPROVED GENETICALLY MODIFIED CANOLA SEED:
ACTION: 1) Adopt Resolution No. 02-2712, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING FOR A RECALL OF MONSANTO'S UNAPPROVED GENETICALLY MODIFIED CANOLA SEED;" and 2) Direct staff to forward a copy of this resolution to the U.S. Department of Agriculture and to the Center for

Food Safety. Item not adopted noting Councilmember Heilman, Prang and Mayor Guarriello's NO vote.

2.P. MODIFICATION OF EXISTING EMPLOYER-PAID INSURANCE POLICIES RELATING TO BASIC LIFE/ACCIDENTAL DEATH AND DISMEMBERMENT, SUPPLEMENTAL LIFE AND LONG TERM DISABILITY:

ACTION: 1) Authorize the City Manager to cancel insurance policy with Standard Insurance Company relating to Basic Life Insurance/Accidental Death and Dismemberment Insurance, Supplemental Life Insurance and Long Term Disability; 2) Authorize the City Manager to amend existing contract with Canada Life Assurance Company to include Basic Life/Accidental Death and Dismemberment and Supplemental Life Insurance; 3) Authorize the City Manager to execute a contract with Prudential Insurance Company for Long Term Disability insurance coverage's; and 4) Recognize ABD Insurance and Financial Services as "Broker of Record" with regard to these various employer-paid insurance policies. **Approved as part of the Consent Calendar.**

2.Q. SALARY ADJUSTMENT FOR RECREATION AIDES:

ACTION: 1) Direct the Human Resources Division to adjust the salary range for Recreation Aides so that Step 1 equals \$6.75 per hour, with a 5% increase between each successive step; and 2) Authorize the Human Resources Division to adjust the salary range for Recreation Aides in accordance with increases to the State's minimum wage. **Approved as part of the Consent Calendar.**

2.R. AMENDMENT TO THE MUNICIPAL CODE AMENDING THE ORGANIZATIONAL REQUIREMENTS OF CITY COMMISSIONS:

ACTION: Introduce for first reading Ordinance No. 02-627, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING RULE OF CONDUCT FOR CITY COMMISSIONS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

THE CITY COUNCIL RECESSED AND RECONVENE AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: 7:50 P.M.

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION RECESSED AND RECONVENE AS THE CITY COUNCIL: 7:55 P.M.

3. PUBLIC HEARINGS:

3.A. PROPOSED FEE RESOLUTION FOR FISCAL YEAR 2002-2003:

City Clerk Russell stated that this item was posted at City Hall, Plummer Park, Sheriff's Station, West Hollywood Library and in the West Hollywood Independent on May 22, 2002.

David Hatcher, Revenue Officer, provided background information as outlined in the staff report dated June 3, 2002.

Mayor Guarriello opened the Public Hearing and the following speaker came forward:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the increase of domestic partners fees while the fees for billboards remain the same.

Mayor Guarriello closed the public hearing.

RECOMMENDATION: 1) Adopt Resolution No. 02-2713, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF WEST HOLLYWOOD AND REPEALING RESOLUTION NO. 01-2538;" and 2) Authorize the Director of Finance to increase budgeted revenues in the General Fund by \$70,634.

ACTION: Moved by Councilmember Prang and seconded by Councilmember Duran to approve staff's recommendation. Motion carried noting Mayor Pro Tempore Martin as ABSENT.

3.B. APPEAL OF PLANNING COMMISSION DENIAL OF A REQUEST BY REGENCY OUTDOOR OF CONDITIONAL USE PERMIT 2001-21 AND VARIANCE 2002-02 TO ALLOW A TALL WALL SIGN AT 9229 SUNSET BOULEVARD (EAST ELEVATION):

RECOMMENDATION: 1) Deny the Appeal of Conditional Use Permit 2001-21 and Variance 2002-12; and 2) Adopt Resolution No. 02-2714," A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF REGENCY OUTDOOR, AND DENYING CONDITIONAL USE PERMIT 2001-21 AND VARIANCE 2002-12 FOR A TALL WALL SIGN AT 9229 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA."

ACTION: Moved by Councilmember Prang and seconded by Councilmember Heilman to continue the item to a date uncertain and directed that the item be re-noticed. Motion carried noting Mayor Pro Tempore Martin as ABSENT.

4. UNFINISHED BUSINESS:

4.A. PHYLLIS AVENUE AND CORY AVENUE INTERSECTION RECONFIGURATION:

Terri Slimmer, Transportation Manager, provided background information as outlined in the staff report dated June 3, 2002.

Councilmember Duran announced after discussing this item with the City Attorney it was determined that there is no conflict of interest and that he will be participating in the discussion and action on this item.

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

JOHN GRIFFETH, WEST HOLLYWOOD, spoke in opposition to staff's recommendation. He also stated how staff and the Transportation Commission ignored the residents of Sierra Towers throughout the process.

LAUREN MEISTER, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

GREG NEUFELD, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

NORMAN ROSE, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

MICHELE MACK, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

DELORIS LUCKMAN, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

ROSEMARY EDELMAN, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

PAT WILKINS, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

SHELDON KORT, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

MARLA NUEFELD, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

RAQUEL GONZALEZ, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

JACKIE APPLEBAUM, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

STEVE SHEANIN, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

SANDY ROVETA, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

NATHAN SCHWAN, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

DONALD DELUCCIO, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

MAXINNE SONNENBURG, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

Councilmember Duran stated that the City's general objective with the "test" was to preserve and protect residential neighborhoods from the intrusion of shortcutting through traffic and commercial overflow traffic. He commented that the "test" was designed to alleviate traffic congestion in adjoining neighborhoods but it clearly has caused extreme anxiety to Cory Avenue. He stated that he would support staff's alternative 2 to direct staff to conclude the "test" and return the intersection to its previous configuration.

Councilmember Prang stated that the Transportation staff is always trying to find new ways to relieve traffic flow throughout the City. He also stated that he would support the extension of the "test" reconfiguration of Phyllis Avenue and Cory Avenue intersection.

Councilmember Heilman stated that the "test" was a way to solve traffic problems in the Cory/Phyllis neighborhood, unfortunately the "test" provided unseen stress to the neighborhood. He stated that he would support staff's alternative 2 to direct staff to conclude the "test" and return the intersection to its previous configuration.

Mayor Guarriello stated that he would support staff's alternative 2 to direct staff to conclude the "test" and return the intersection to its previous configuration.

RECOMMENDATION: 1) Approve extension of the "test" reconfiguration of Phyllis and Cory Avenue intersection for a period of 5 months, from June 2002 through October 2002; 2) Direct staff to prepare a CEQA analysis of the reconfiguration; and 3) Direct staff to meet with Carol Drive residents to address issues of traffic diversion.

ACTION: Moved by Councilmember Duran and seconded by Councilmember Heilman to direct staff to conclude the “test” of Phyllis and Cory Avenue intersection and return the intersection to its previous configuration. Motion carried with Councilmember Prang voting NO and noting Mayor Pro Tempore Martin as ABSENT.

Council recessed at 9:10 P.M. and reconvened at 9:20 P.M.

5. NEW BUSINESS:

5.A. PRESENTATION OF THE 2002-2004 TWO-YEAR OPERATING BUDGET AND 2002-2007 CAPITAL WORK PLAN:

Anil Gandhi, Director of Finance and Technology, provided background information as outlined in the staff report dated June 3, 2002.

City Manager Arevalo, provided additional background information as outlined in the staff report dated June 3, 2002.

Councilmember Heilman requested that staff provide a detail outline of the current business license tax and hotel occupancy tax collections. He also addressed his concerns with some of the cuts within the social services budget. He directed staff to resolve the false alarms problems at City Hall and he also directed staff to find \$25,000 to fund the Russian Veterans Celebration. He also directed staff to follow up on Risk Management for the City and directed staff to work with Women’s Advisory Board to possibly have a health fair for women.

Councilmember Prang commented that the City needs to invest in the Russian community and Council needs to find a way to fund the Russian Veterans Celebration. He commented that the City currently has a balance budget but it’s very tentative due to the state’s budget situation.

Councilmember Duran congratulated staff for presenting a balanced budget. He stated he was prepared to adopt the budget as it stands.

Mayor Guarriello stated that the current budget should return to Council if the adoption of the state budget has any negative impacts to the City Budget.

RECOMMENDATION: 1) Receive and file the 2002-2004 Two-Year Preliminary Budget and the 2002-2007 Five-Year Capital Work Plan; and 2) Defer discussion and action to the June 17, 2002 City Council meeting.

ACTION: Moved by Councilmember Prang and seconded by Councilmember Duran to adopt Resolution No. 02-2715 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE BUDGET FOR FISCAL YEAR 2002-2003" with additional direction to staff regarding the funding of various programs. Council gave further direction to staff to return the budget in August if the adoption of the state budget impacts the current approved City Budget. Motion carried noting Mayor Pro Tempore Martin as ABSENT.

EXCLUDED CONSENT CALENDAR:

2.I. AGREEMENT WITH MV TRANSPORTATION TO PROVIDE CITYLINE AND DIAL-A-RIDE TRANSIT SERVICES:

Terri Slimmer, Transportation Manager, provided background information as outlined in the staff report dated June 3, 2002.

Councilmember Heilman requested that staff provide Council with a cost and service comparison of the current provider and the new provider.

RECOMMENDATION: 1) Approve a three-year agreement, with two-one year extension options, with MV Transportation, in an amount not to exceed \$3,419,843 to provide CityLine and Dial-A-Ride Transit Services, and authorize the City Manager to sign; 2) Approve a month-to-month extension with Diversified Paratransit, Inc. for two months to provide CityLine and Dial-A-Ride service, in an amount not to exceed \$100,000, and authorize the City Manager to sign; and 3) Approve a Memorandum of Understanding between the City of West Hollywood and the City of Beverly Hills for coordinated transit services, and authorize the City Manager to sign.

ACTION: Moved by Councilmember Heilman and seconded by Councilmember Prang to approve staff's recommendation. Motion carried noting Mayor Pro Tempore Martin as ABSENT.

PUBLIC COMMENT: None.

6. LEGISLATIVE:

6.A. AMENDMENT TO THE MUNICIPAL CODE AMENDING THE ORGANIZATIONAL REQUIREMENTS OF CITY COMMISSIONS:

ACTION: Moved to Consent Calendar as Item 2.R.


COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 9:55 P.M. in memory of Neil Sheldon and Christina Tripp to its next regular meeting to be held on Monday, June 17, 2002 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 17th
DAY OF JUNE, 2002.


MAYOR

ATTEST:


TONY RUSSELL, CITY CLERK