

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, FEBRUARY 5, 2007
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER:

The meeting was called to order at 6:40 P.M.

PLEDGE OF ALLEGIANCE:

John Stout led the pledge.

ROLL CALL:

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

ABSENT: None.

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, City Clerk West, and Asst. City Clerk Schaffer.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that the Closed Session convened at 6:00 PM. He stated that there was one (1) public speaker. He stated that the Closed Session adjourned at 6:30 PM with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Pro Tempore Guarriello requested that Item 5.A. be moved to the Consent Calendar as Item 2.S.

Councilmember Land requested that the Advisory Board and Commission appointments in Item 4.C. be TABLED, with the exception of the Human Services Commission appointment.

Motion by Councilmember Land, seconded by Mayor Pro Tempore Guarriello to approve the February 5, 2007 agenda as amended and unanimously approved.

Councilmember Prang requested the meeting be adjourned in memory of Steve Weltman, a long-time resident, former Disabilities Advisory Board Member, and former President of the West Hollywood Democratic Club. He requested the meeting be adjourned in memory of Lulee Winters, mother of former Beverly Hills Mayor Vickie Reynolds. He requested the meeting be adjourned in memory of

Stantori Miller. He requested the meeting be adjourned in memory of Doug Blazedale, a former fitness instructor at Train West Hollywood and the Fitness Factory. He requested the meeting be adjourned in memory of Tony Estrada, a resident and local bartender in the City. He requested the meeting be adjourned in memory of Lillian Mackas Russell.

Councilmember Duran requested the meeting be adjourned in memory of Doug Blazedale, a former fitness instructor at Train West Hollywood and the Fitness Factory. He requested the meeting be adjourned in memory of Aslan Brooke, former editor of Frontiers Magazine. He requested that the meeting be adjourned in memory of the following soldiers who died in Iraq and Afghanistan since the last City Council Meeting: Hospitalman Matthew G. Conte, Gennery Sgt. Terry J. Elliott, Sgt. Maj. Michael C. Mettelle, Sgt. William M. Sigua, Sgt. Alejandro Carrillo, Cpl. Stephen D. Shannon, Lance Cpl. Ada, Q. Emul, Chief Warrant Officer Cornell C. Chao, Capt. Mark T. Resh, Spc. Carla J. Stewart, Sgt. Mickel D. Garrigus, Lance Cpl. Anthony C. Melia, Pfc. Jon B. St. John II, Cpl. Timothy A. Swanson, Pfc. David T. Toomalatai, Pfc. Nathan P. Fairlie, Maj. Alan R. Johnson, Pfc. Michael C. Balsley, Sgt. Alexander H. Fuller, Cpl. Mark D. Kidd, Pfc. Darrell W. Shipp, Sgt. 1st Class Keith Callahan, Staff Sgt. Hector Leija, Sgt. Gary S. Johnston, Sgt. Michael M. Kashkoush, Staff Sgt. Michael J. Wiggins, Spc. Nicholas P. Brown, Spc. Brandon L. Stout, Staff Sgt. Jamie D. Wilson, Lance Cpl. Andrew G. Matus, Cpl. Darrel J. Morris, Lance Cpl. Emilian D. Sanchez, Pvt. Michael Tench, Col. Brian D. Allgood, Spc. Jeffrey D. Bisson, Staff Sgt. Darryl D. Booker, Sgt. 1st Class John G. Brown, Lt. Col. David C. Canegata III, Lance Cpl. Luis J. Castillo, Spc. Johnathan B. Chism, Pfc. Shawn P. Falter, Sgt. Sean P. Fennerty, Capt. Brian S. Freeman, 1st Lt. Jacob N. Fritz, Command Sgt. Maj. Marilyn L. Gabbard, Command Sgt. Maj. Roger W. Haller, Pfc. Ryan J. Hill, Pfc. Allen B. Jaynes, Col. Paul M. Kelly, Sgt. Jonathan P. C. Kingman, Sgt. 1st Class Floyd E. Lake, Cpl. Victor M. Langarica, Capt. Sean E. Lyerly, Sgt. Phillip D. McNeill, Pvt. Johnathon M. Millican, Spc. Toby R. Olsen, Maj. Michael V. Taylor, 1st Sgt. William T. Warren, Sgt. 1st Class Russell P. Borea, Cpl. Jacob H. Neal, Spc. William J. Rechenmacher, Petty Officer 2nd Class Joseph D. Alomar, Spc. Collin R. Schockmel, Petty Officer 1st Class Jennifer A. Valdivia, Sgt. Ian C. Anderson, Sgt. John E. Cooper, Spc. Jason J. Corbett, 2nd Lt. Mark J. Daily, Spc. Matthew T. Grimm, Spc. James D. Riekema, Sgt. Paul T. Sanchez, Kingsman Alex Green, Sgt. Gregory A. Wright, Pfc. Ryan R. Berg, Pfc. Ming Sun, Sgt. James M. Wosika Jr., Spc. Eric T. Caldwell, Senior Airman Elizabeth A. Loncki, Senior Airman Daniel B. Miller Jr., Cpl. Stephen J. Radestorf, Sgt. Wayne Rees, Tech. Sgt. Timothy R. Weiner, Cpl. Jeremiah J. Johnson, Spc. Raymond N. Mitchell III, Maj. Michael L. Mundell, Staff Sgt. Charles D. Allen, Sgt. Thomas E. Vandling Jr.

Mayor Heilman requested the meeting be adjourned in memory of Richard Joseph Drapou, who was one of the partners of the 14th couple to register as Domestic Partners in the City of West Hollywood.

Richard Ryan, Acting Public Safety Manager, requested Council to adjourn their meeting in memory of the mother of City Hall employee Laura Manukian.

PRESENTATIONS:

Councilmember Land presented a proclamation to Beth Leckbee of the American Heart Association in honor of Go Red for Women.

Councilmember Land presented a proclamation to Amanda Hendon and Angele Neave, the producers of the V-Day event in the City.

Mayor Heilman presented a proclamation in honor of Get Out the Vote Month.

1. PUBLIC COMMENT:

DAVID NASH, WEST HOLLYWOOD, spoke in support of Item 2.N. and spoke regarding affordable housing issues in the City.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

YOLA DORE, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City and spoke regarding Ellis Act eviction issues in the City.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Ellis Act evictions in the City. He spoke regarding the City Council adjournment requests.

ED BUCK, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

JOHN STOUT, WEST HOLLYWOOD, spoke regarding his matchmaking service in the City.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City and housing issues in the City.

PATRICIA NELL WARREN, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

STEVEN KOLLER, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

MARCY NORTON, WEST HOLLYWOOD, spoke in support of the Los Angeles County Fire Department and their commitment to the City.

JACK MERRILL, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City.

MINDY BRADISH, WEST HOLLYWOOD, spoke regarding the upcoming General Municipal Election in the City and an upcoming Candidate's Forum on February 21, 2007.

COUNCILMEMBER COMMENTS:

Councilmember Prang spoke regarding an upcoming Town Hall Meeting with Mike Feuer on February 22, 2007. He congratulated Public Safety Manager Kristin Cook on the recent birth of her baby. He spoke regarding public comments concerning support of the Los Angeles County Fire Department and requested the City Manager to investigate the issues raised.

Councilmember Duran spoke regarding the upcoming General Municipal Election in the City and concerns raised during public comment regarding campaign contributions. He spoke regarding public comments concerning Ellis Act evictions in the City. He spoke regarding some of the positive impacts in the City from development.

Councilmember Land spoke regarding public comment concerning support of the Los Angeles County Fire Department. She spoke regarding the recent Saturday in the Park event.

Mayor Heilman spoke regarding the recent Saturday in the Park event. He spoke regarding a recent public safety drill at West Hollywood City Hall and thanked everyone who helped organize the event.

CITY MANAGER'S REPORT:

City Manager Arevalo provided a report on the City's Mid-Year Budget Review.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$3,875,714.00 in expenditures and \$3,729,570.00 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.,P.,Q.,R.,S. **Motion by Mayor Pro Tempore Guarriello, seconded by Councilmember Land and unanimously approved.**

2.A. POSTING OF AGENDA: The agenda for the meeting of Monday, February 5, 2007 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, February 1, 2007. **ACTION:** Receive and file.

Approved as part of the Consent Calendar.

2.B. APPROVAL OF MINUTES: The City Council is requested to approve the minutes of prior Council meetings. **ACTION:** Approve the minutes of January 16, 2007.

Approved as part of the Consent Calendar.

2.C. DEMAND REGISTER NO. 571, RESOLUTION NO. 07-3490: The City Council is requested to approve payment of bills due as presented by the Director of Finance. **ACTION:** Approve Demand Register No. 571 and adopt Resolution No. 07-3490, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 571."

Approved as part of the Consent Calendar.

2.D. ORDINANCE NO. 07-744 (2ND READING), ADDING CHAPTER 9.27 TO TITLE 9 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING MANDATORY REPORTING OF LOST OR STOLEN FIREARMS: [T. WEST / C. SCHAFFER] The City Council will waive further reading and adopt Ordinance No. 07-744, a proposed ordinance adding Chapter 9.27 to Title 9 of the West Hollywood Municipal Code requiring mandatory reporting of lost or stolen firearms. **ACTION:** Waive further reading and adopt Ordinance No. 07-744, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING CHAPTER 9.27 TO TITLE 9 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING MANDATORY REPORTING OF LOST OR STOLEN FIREARMS."

Approved as part of the Consent Calendar.

2.E. ORDINANCE NO. 07-745 (2ND READING), AMENDING SECTION 5.60.040 OF TITLE 5 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING FIREARM DEALERS TO POST FIREARM WARNINGS: [T. WEST / C. SCHAFFER] The City Council will waive further reading and adopt Ordinance No. 07-745, a proposed ordinance amending Section

5.60.040 of Title 5 of the West Hollywood Municipal Code requiring firearm dealers to post firearm warnings. ACTION: Waive further reading and adopt Ordinance No. 07-745, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 5.60.040 OF TITLE 5 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING FIREARM DEALERS TO POST FIREARM WARNINGS."

Approved as part of the Consent Calendar.

2.F. ORDINANCE NO. 07-746 (2ND READING), AMENDING CHAPTER 10.04 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO PARKING EXEMPTIONS FOR VEHICLES OF SPECIFIED VETERANS: [T. WEST / C. SCHAFFER] The City Council will waive further reading and adopt Ordinance No. 07-746, a proposed ordinance amending Chapter 10.04 of the West Hollywood Municipal Code relating to parking exemptions for vehicles of specified veterans. ACTION: Waive further reading and adopt Ordinance No. 07-746, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 10.04 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO PARKING EXEMPTIONS FOR VEHICLES OF SPECIFIED VETERANS."

Approved as part of the Consent Calendar.

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS: The City Council will receive reports from various Commissions on actions taken at their recent meetings. ACTION: Receive and file.

Approved as part of the Consent Calendar.

2.H. APPROVAL FOR THE EXTENSION OF THE CITY'S 2004 VIOLENCE AGAINST WOMEN'S ACT (VAWA) GRANT PROGRAM TO CONTINUE THROUGH JUNE 2007 FOR DOMESTIC VIOLENCE SAFETY PLAN COUNSELING SERVICES: [R. RYAN] The City Council will consider extending the City's Violence Against Women's Act Grant for an additional five months of Domestic Violence Safety Plan Counseling Program at the LA Gay & Lesbian Center and Jewish Family Services. ACTION: 1) Authorize the City Manager to negotiate and enter into an agreement with The LA Gay & Lesbian Center for five month extension of its STOP Domestic Violence Safety Plan Counselor Program; and 2) Authorize the City Manager to negotiate and enter into an agreement with Jewish Family Services for five month extension contract for its Family Violence Prevention Safety Plan Counselor Program.

Approved as part of the Consent Calendar.

2.I. APPROVE AMENDMENTS WITH GRANICUS INC. TO PROVIDE

STREAMING VIDEO, VIDEO ARCHIVING, AND PODCASTING SERVICES TO THE CITY: [B. GANLEY / A. GANDHY] The City Council will consider approving amendments to the current contract with Granicus Inc. to provide streaming video, video archiving, and podcasting services to the City of West Hollywood. **ACTION:** 1) Approve the amendment to the contract with Granicus Inc. for streaming video and video archiving services for a period of one year; 2) Approve the amendment to the contract with Granicus Inc. to add MediaVault and video and audio podcasting services for the period of one year and six months; and 3) Authorize the City Manager to execute the amendments.

Approved as part of the Consent Calendar.

2.J. APPROVE AN AGREEMENT WITH AT&T FOR THE PURCHASE OF EMC SAN HARDWARE AND AN AGREEMENT WITH CREATIVE BUSINESS CONCEPTS INC. FOR COMPUTER CONSULTING: [J. DUNCAN / B. GANLEY / A. GANDHY] The City Council will consider approving the purchase of EMC SAN equipment from AT&T as well as approving an agreement for computer consulting with Creative Business Concepts Inc. **ACTION:** 1) Approve the purchase of EMC SAN hardware from AT&T in the amount of \$117,858.48; 2) Approve an agreement with Creative Business Concepts Inc. in an amount not to exceed \$50,000 for computer consulting; and 3) Authorize the City Manager to execute the contract with Creative Business Concepts Inc.

Approved as part of the Consent Calendar.

2.K. AUTHORIZATION TO TELEVISE CANDIDATE FORUMS: [H. GOSS / B. ABRAHAMS] The City Council will consider authorizing West Hollywood Citychannel 10 to televise one or two Candidate Forums produced by local resident and business organizations in advance of the March 6, 2007 City Council elections. **ACTION:** Authorize the PIO/CATV Division of the Public Information and Prosecution Services Department to provide live and replay coverage of Candidate Forums produced by local resident and business organizations, including use of Citychannel 10 personnel, facilities and broadcast time.

Approved as part of the Consent Calendar.

2.L. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS: [T. WEST / C. SCHAFFER] The City Council will receive the attendance reports for City Commission and Advisory Board meetings convened between November 2005 through November 2006. **ACTION:** Receive and file.

Approved as part of the Consent Calendar.

2.M. FY 2006-07 FIRST AND SECOND QUARTER REPORT FROM THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION: [A. WINDERMAN / J. SKORNECK / E. SAVAGE] The City Council will receive the First and Second Quarter Report of the West Hollywood Community Housing Corporation (WHCHC) for Fiscal Year 2006-07. ACTION: Receive and file the FY 2006-07 First and Second Quarter Report of the West Hollywood Community Housing Corporation.

Approved as part of the Consent Calendar.

2.N. LETTER OF SUPPORT TO WESTSIDE CITIES COUNCIL OF GOVERNMENTS (COG) TO SIGN THE MEMORANDUM OF UNDERSTANDING COORDINATING THE DEVELOPMENT AND IMPLEMENTATION OF THE INTEGRATED REGIONAL WATER MANAGEMENT PLAN (IRWMP) FOR THE GREATER LOS ANGELES COUNTY REGION: [S. PERLSTEIN / J. ENGLISH] The City Council will consider sending a letter to the Westside Cities Council of Governments (COG) in support of becoming a signatory to the Memorandum of Understanding (MOU) for implementation of the Integrated Regional Water Management Plan (IRWMP) for the greater Los Angeles County region. ACTION: Authorize the Mayor to sign the Letter of Support for the Westside Cities COG to sign the Memorandum of Understanding for implementation of the Integrated Regional Water Management Plan (IRWMP) for the greater Los Angeles County region.

Approved as part of the Consent Calendar.

2.O. RESIGNATION OF JESSIE RAEDER FROM THE WOMEN'S ADVISORY BOARD AND JESSE SLANSKY FROM THE PROJECT ADVISORY COMMITTEE: [T. WEST / C. SCHAFFER] The City Council will accept the resignation of Women's Advisory Board Member Jessie Raeder, effective January 16, 2007, and the resignation of Project Advisory Committee Member Jesse Slansky, effective January 23, 2007. ACTION: Accept with regret the resignations of Jessie Raeder from the Women's Advisory Board and Jesse Slansky from the Project Advisory Committee.

Approved as part of the Consent Calendar.

2.P. SUBMITTAL OF THE CITY OF WEST HOLLYWOOD'S COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDING JUNE 30, 2006: [A. GANDHY / D. HATCHER] The City Council will receive the Comprehensive Annual Financial Report for the City of West Hollywood for the fiscal year ending June 30, 2006. ACTION: Receive and File.

Approved as part of the Consent Calendar.

- 2.Q. TREASURER'S REPORT FOR AUGUST 2006:** [A. GANDHY] The City Council will receive the Treasurer's Report for the month ended August, 2006 pursuant to Section 53646 of the Government Code of the State of California. ACTION: Receive and file.

Approved as part of the Consent Calendar.

- 2.R. RESCISSION OF RESOLUTION NO. 04-3133:** [M. JENKINS] The City Council is requested to adopt a resolution rescinding Resolution No. 04-3133 pursuant to the judgment entered in the case entitled Dembrowski v. City of West Hollywood, Los Angeles Superior Court Case No. BS 093109. ACTION: 1) Adopt the Resolution No. 07-3491, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RESCINDING RESOLUTION NO. 04-3133 [entitled 'A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING AN APPEAL OF ADJACENT PROPERTY OWNERS AND UPHOLDING THE PLANNING COMMISSION'S CONDITIONAL APPROVAL OF A MITIGATED NEGATIVE DECLARATION AND DEVELOPMENT PERMIT 03-016, ADMINISTRATIVE PERMIT 03-042, AND BILLBOARD PERMIT 03-041; TO CONSTRUCT AN APPROXIMATELY 13,000 SQUARE FOOT COMMERCIAL/RETAIL/RESTAURANT BUILDING WITH OUTDOOR DINING FRONTING SUNSET BOULEVARD, PARKING STALLS IN AN INTEGRATED FOUR STORY PARKING STRUCTURE, AND A BILLBOARD INCORPORATED INTO THE SOUTH ELEVATION']"; and 2) Reduce the City's usual 12% administrative fee in connection with preparation of the EIR by half.

Approved as part of the Consent Calendar.

- 2.S. (5.A.) UPDATE OF THE 2006-2007 OPERATING BUDGET, CAPITAL WORKPLAN, AND VISION 2020 ACCOMPLISHMENTS:** [P. AREVALO / A. GANDHY / J. WRIGHT] The City Council will consider the mid-year update of the City's 2006-07 Operating Budget and Capital Work plan and Primary Strategic Goals. ACTION: 1) Receive and file the attached report on the Primary Strategic Goals; and 2) Authorize the Director of Finance and Technology to increase budgeted revenues as follows: In the General Fund by \$2,582,570; Traffic Mitigation Fund by \$7,000; Public Art and Beautification Fund by \$106,000; Park Development Fund by \$45,000; Housing Trust Fund by \$969,000; Redevelopment Agency Fund by \$20,000, and; 3) Authorize the Director of Finance to increase the General Fund operating expenditures by \$770,020 and capital project expenditures by \$2,857,119; and Proposition C operating expenditures by \$17,000. Line item details are attached in Staff Report.

Approved as part of the Consent Calendar.

THE CITY COUNCIL RECESSED AND RECONVENED AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: 7:41 P.M.

The Community Development Commission approved the minutes from the January 16, 2007 meeting, approved the extension of the term of a promissory note with the West Hollywood Community Housing Corporation for property located at 901 N. Genesee and 7719 Willoughby Street, and received the Annual Report for the Fiscal year ending June 30, 2006. The actions are more fully described in the West Hollywood Community Development Commission minutes.

THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION RECESSED AND RECONVENED AS THE CITY COUNCIL: 7:43 P.M.

3. PUBLIC HEARINGS:

3.A. GREENWICH PLACE - A PROPOSED RESIDENTIAL HOUSING COMMUNITY IN WEST HOLLYWOOD; RECOMMENDATION TO THE CITY COUNCIL TO CERTIFY A FINAL ENVIRONMENTAL IMPACT REPORT (EIR) AND APPROVE GENERAL PLAN AMENDMENT 2005-001, ZONING MAP AMENDMENT 2005-001, ZONING TEXT AMENDMENT 2006-011, DEVELOPMENT PERMIT 2005-027, AND VESTING TENTATIVE TRACT MAP NO. 062993 (AKA TENTATIVE TRACT MAP 2005-008) AT ADDRESS 365 N. SAN VICENTE BOULEVARD, WEST HOLLYWOOD (ALSO REFERRED TO AS 355 AND 375 N. SAN VICENTE BOULEVARD IN CERTAIN DOCUMENTS AND PLANS): [S. HEALY KEENE / J. KEHO / A. MCINTOSH] The Council will consider an application to construct in one phase a large residential housing community known as Greenwich Place. The project will include 152 residential units in four separate structures, three of which provide market rate housing and one which is dedicated to very low, low and moderate income residents.

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

Anne McIntosh, Contract Planner, provided background information as outlined in the staff report dated February 5, 2007.

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

DOUG BROWN AND JEFF HABER, ON BEHALF OF THE APPLICANT, spoke in support of the Item.

RIC RICKLES, WEST HOLLYWOOD, spoke in support of the Item.

MATT BAKAL, WEST HOLLYWOOD, spoke in support of the Item.

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of the Item.

STEVEN GOLIGHTLY, WEST HOLLYWOOD, spoke in support of the Item.

JANET WITKIN, WEST HOLLYWOOD, spoke in support of the Item.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke in support of the Item.

MINDY BRADISH, WEST HOLLYWOOD, spoke in support of the Item.

RON SALGADO, WEST HOLLYWOOD, spoke in support of the Item.

JEAN PRANEVICIUS, WEST HOLLYWOOD, spoke in support of the Item.

VICTOR OMELCZENKO. WEST HOLLYWOOD, spoke in support of the Item.

MELODY AKHAVAN, WEST LOS ANGELES, spoke in support of the Item.

JEFF HABER, ON BEHALF OF THE APPLICANT, provided rebuttal.

Mayor Heilman closed the public hearing.

Councilmember Land disclosed her visit to the site, meetings with the developers and campaign contributions from people involved in the project. She spoke regarding the positive collaboration between the developer and the Neighborhood Association and residents. She spoke in support of the Item.

Councilmember Prang provided disclosure of a site visit and that he received no campaign contributions from the developer. He spoke in support of the Item. He spoke regarding traffic concerns surrounding the development and the possibility of disclosures to the owners of the units regarding traffic regulations.

Mayor Pro Tempore Guarriello spoke in support of the Item and the need to locate more affordable housing units in the City.

Councilmember Duran spoke in support of the Item and thanked the developer and the community for working together.

Mayor Heilman disclosed his visit to the site. He thanked staff, the developer, and the residents for working together. He spoke in support of the project.

ACTION: Hold a public hearing, consider all pertinent testimony, approve the application request and adopt: 1) Resolution No. 07-3492, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CERTIFYING THE FINAL EIR, ADOPTING A MITIGATION

MONITORING PROGRAM AND ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS REGARDING THE PROPOSED 152-UNIT RESIDENTIAL HOUSING DEVELOPMENT LOCATED AT 355 TO 375 N. SAN VICENTE BOULEVARD"; 2) Introduce for first reading Ordinance No. 07-747, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CREATING AN EXCEPTION TO THE DISPERSAL OF AFFORDABLE INCLUSIONARY RENTAL UNITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE"; 3) Adopt Resolution No. 07-3493, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING GENERAL PLAN MAP AMENDMENT 2005-001 IN CONJUNCTION WITH THE PROPOSED 152-UNIT RESIDENTIAL HOUSING DEVELOPMENT LOCATED AT 355 TO 375 N. SAN VICENTE BOULEVARD"; 4) Introduce for first reading Ordinance No. 07-748, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE ZONING MAP OF THE WEST HOLLYWOOD MUNICIPAL CODE"; and 5) Adopt Resolution No. 07-3494, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RECOMMENDING TO THE CITY COUNCIL THAT THE FOLLOWING ACTIONS BE TAKEN REGARDING THE PROPOSED 152-UNIT RESIDENTIAL HOUSING DEVELOPMENT LOCATED AT 365 TO 375 N. SAN VICENTE BOULEVARD: APPROVE DEVELOPMENT PERMIT 2005-027 AND VESTING TENTATIVE TRACT MAP NO. 062993 (AKA TENTATIVE TRACT MAP 2005-008)"; with the following amendment: add Section 10.13 The Project shall contain at least four (4) electric charging vehicle stations in the area. (EXHIBITS A though D). **Motion by Mayor Pro Tempore Guarriello, Seconded by Councilmember Land and approved.**

3.B. CREATE LAND USE CATEGORY AND REGULATIONS FOR MEDICAL MARIJUANA DISPENSARIES: [S. HEALY KEENE / J. KEHO / F. STEFAN]
The City Council will hold a public hearing to consider amendment of the City of West Hollywood Municipal Code to create a new land use category and location criteria for medical marijuana dispensaries, and to consolidate standards for dispensaries into the Zoning Ordinance.

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

John Keho, Planning Manager, provided background information as outlined in the staff report dated February 5, 2007.

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

RICHARD KEARNS, WEST HOLLYWOOD, recited a poem.

JOANN LAFORCE, WEST HOLLYWOOD, spoke in support of the Item.

WILLIAM LEAHY, LOS ANGELES, spoke in support of medical marijuana facilities in the City.

JUSTEEN WIDOFF, WEST HOLLYWOOD, spoke in support of medical marijuana facilities in the City.

DAVID NASH, WEST HOLLYWOOD, spoke regarding affordable medical marijuana for West Hollywood residents.

CORI ESCALANTE, WEST HOLLYWOOD, spoke regarding the recent raid of medical marijuana dispensaries in the City and in opposition to amendments to the proposed Ordinance.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding providing affordable medical marijuana to West Hollywood residents.

JOSHUA FISHER, WEST HOLLYWOOD, spoke in support of the medical marijuana dispensaries in the City.

JOE WHITE, HOLLYWOOD, spoke in opposition to the amendments to the proposed Ordinance.

KIMBERLY FAZIO, WEST HOLLYWOOD, spoke regarding the recent raids on medical marijuana dispensaries and spoke in opposition to the amendments to the proposed Ordinance.

CHRIS FUSCO, LOS ANGELES, thanked Council for their support of medical marijuana dispensaries and spoke in support of the Item.

JUDSON GREENE, WEST HOLLYWOOD, spoke in support of medical marijuana dispensaries in the City.

JASON BECK, WEST HOLLYWOOD, spoke in support of medical marijuana dispensaries in the City and in opposition to the amendments to the proposed Ordinance.

DINA BROWNER, WEST HOLLYWOOD, spoke in opposition to the amendments to the proposed Ordinance.

WILLIAM BRITT, LONG BEACH, spoke in support of medical marijuana facilities and in opposition to the amendments to the proposed Ordinance.

RICHARD EASTMAN, WEST HOLLYWOOD, spoke in support of medical marijuana dispensaries in the City.

ALBERT ALAYO, WEST HOLLYWOOD, spoke in support of medical marijuana dispensaries in the City and in opposition to the amendments to the proposed Ordinance.

ED BUCK, WEST HOLLYWOOD, spoke regarding the possibility of requiring a portion of medical marijuana be distributed at no cost.

Councilmember Duran provided clarification that this Ordinance does not adversely impact individual growers of personal marijuana in the City. He spoke in opposition to the sunset clause, which was added to the Ordinance at the January 16, 2007 meeting. He spoke regarding concerns about the restriction of dispensaries being located at least 500 feet from churches in the City, which could prevent churches from being sanctuaries for medical marijuana use. He spoke regarding concerns about requiring background checks for owners of dispensaries. He spoke regarding concerns about the possibility of including a provision to require dispensaries to distribute a portion of medical marijuana at no cost.

Councilmember Prang disclosed his visit to the dispensaries which were recently raided by the Federal Drug Enforcement Agency (D.E.A.) He spoke in support of the Item. He spoke regarding public safety concerns surrounding the dispensaries, particularly at the Pharmacy location. He spoke regarding concerns about allegations from the D.E.A. regarding guns at the dispensaries and marijuana distributed without prescriptions.

Councilmember Land spoke in support of the Item. She spoke regarding the possibility of including a provision requiring dispensaries to implement a discount program for low-income residents. She spoke regarding concerns surrounding the implementation of the sunset clause in the Ordinance.

Mayor Heilman spoke regarding the need to regulate dispensaries in a similar manner to other businesses in the City. He spoke in support of the distance requirements from schools and churches. He spoke in support of the sunset clause in the Ordinance but expressed concerns surrounding the implementation of the clause.

ACTION: Hold a public hearing, and introduce on second reading Ordinance No. 07-743, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 (ZONING ORDINANCE) AND TITLE 7 (HEALTH) REGARDING MEDICAL MARIJUANA DISPENSARIES." (ATTACHMENT A); with direction to staff to continue to work with establishments regarding their discount policies for low-income residents and to return to Council with options in the future; and direct staff to return with options for implementing the sunset clause to not adversely impact current dispensaries for applying for a C.U.P. at a new location. **Motion by Mayor Pro Tempore Guarriello, Seconded by Councilmember Land and**

approved.

- 3.C. AMENDMENT TO THE ZONING ORDINANCE REGARDING INCLUSIONARY HOUSING REQUIREMENTS AND MINIMUM PROPERTY MAINTENANCE STANDARDS:** [A. WINDERMAN / J. SKORNECK / J. KEHO] The City Council will hold a public hearing to consider amendment of the City of West Hollywood Zoning Ordinance regarding inclusionary housing requirements and property maintenance standards pertaining to elevator maintenance.

ACTION: This Item was TABLED.

4. UNFINISHED BUSINESS:

- 4.A. PUBLIC SAFETY DIVISION UPDATE, JULY - DECEMBER 2006:** [B. GOLDMAN / R. LEE / R. RYAN] The City Council will receive a six month update on public safety activities from July - December 2006 and give additional direction to staff.

Richard Ryan, Acting Public Safety Manager, provided background information as outlined in the staff report dated February 5, 2007.

Councilmember Land spoke regarding the decrease in fake handicapped placards. She spoke regarding a recent fire in the City and congratulated Public Safety, Fire, and Sheriff's personnel for working together to assist residents.

Councilmember Duran spoke regarding the possibility of tracking the drug 'Ecstasy' in the reports. He spoke regarding identity theft and possibilities for better public education surrounding this issue.

Councilmember Prang spoke regarding decreases in motorcycle cruising on Sunset Boulevard. He spoke regarding issues surrounding off-leash dogs, clean-up after pets, and bicycles on the sidewalks. He thanked staff for bringing the report forward.

Mayor Heilman thanked staff for bringing the report forward and thanked Sheriff's and Fire Department staff for their work in the City.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the Item.

Carried by Consensus of the Council.

- 4.B. PROPOSED RESOLUTION ESTABLISHING A STREET NAME CHANGE POLICY FOR THE CITY OF WEST HOLLYWOOD:** [P. AREVALO / D. WILSON] The City Council will consider adopting a resolution establishing a street name change policy for the City of West Hollywood.

David Wilson, Management Analyst, provided background information as outlined in the staff report dated February 5, 2007.

JUDSON GREENE, WEST HOLLYWOOD, spoke in opposition to changing the name of Dicks street in the City.

MICHAEL FISK, WEST HOLLYWOOD, spoke in support of the Item and creating a formal policy for street name changes.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to changing the name of Dick's street in the City.

Councilmember Prang spoke regarding the need to have a policy in place. He spoke regarding concerns surrounding public impact from street name changes. He spoke in support of proposal B in the Item.

Councilmember Land spoke regarding the need to have a policy in place. She spoke in support of proposal B in the Item, which puts more responsibility on the residents. She spoke regarding the inclusion of a fee to apply for a name change.

Mayor Pro Tempore Guarriello spoke in support of proposal B in the Item and the inclusion of a fee to apply for a name change.

Councilmember Duran spoke in support of proposal A in the Item, and spoke regarding the exclusion of renters in proposal B.

Mayor Heilman spoke regarding the need for the process to be deliberative and more responsibility placed upon the owners. He spoke in support of proposal B in the Item.

ACTION: 1) Approve Policy B (Attachment B) that sets forth a formal and uniform policy regarding the changing of public and private street names in the City of West Hollywood; and 2) Adopt Resolution No. 07-3495, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ESTABLISHING A STREET NAME CHANGE POLICY FOR THE CITY OF WEST HOLLYWOOD", incorporating by attachment Policy B. **Motion by Councilmember Prang, Seconded by Councilmember Land and passed with Councilmember Duran voting NO.**

4.C. COMMISSION AND ADVISORY BOARD APPOINTMENTS: [T. WEST / C. SCHAFFER] The City Council made the following at-large appointments to City Commissions and Advisory Boards:

Disabilities Advisory Board: **TABLED**

Human Services Commission: **HYWEL SIMS**

Russian Advisory Board: **TABLED**

Women's Advisory Board: **TABLED**

5. NEW BUSINESS:

5.A. UPDATE OF THE 2006-2007 OPERATING BUDGET, CAPITAL WORKPLAN, AND VISION 2020 ACCOMPLISHMENTS: [P. AREVALO / A. GANDHY / J. WRIGHT]

This Item was moved to the Consent Calendar as Item 2.S.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT:

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the history of the Greenwich Place project (Item 3.A.)

6. LEGISLATIVE:

6.A. None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 11:23 P.M. in memory of Steve Weltman, Lulee Winters, Stantori Miller, Doug Blazedale, Tony Estrada, Lillian Mackas Russell, Aslan Brooke, Richard Joseph Drapou, the mother of Laura Manukian, and all the soldiers who died in Iraq and Afghanistan since the last City Council Meeting, to their next regular meeting, which will be on Tuesday, February 20, 2007 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 20th day of February, 2007 by the following vote:

AYES:	Councilmember:	Duran, Land, Prang, Mayor Pro Tempore Guarriello, Mayor Heilman
NOES:	Councilmember:	None.
ABSENT:	Councilmember:	None.
ABSTAIN:	Councilmember:	None.

JOHN HEILMAN, MAYOR

ATTEST:

THOMAS R. WEST, CITY CLERK