

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, SEPTEMBER 17, 2007  
WEST HOLLYWOOD PARK AUDITORIUM**

**CALL TO ORDER:**

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

**PLEDGE OF ALLEGIANCE:**

Jimmy Palmieri led the pledge.

**ROLL CALL:**

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

ABSENT: Councilmember Guarriello.

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, Assistant City Clerk Schaffer, and Administrative Specialist Matikosh.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins stated that the Closed Session meeting convened at 6:00 P.M. He stated that there was one speaker. He stated that the Closed Session meeting adjourned at 6:30 P.M. with no reportable action taken.

**APPROVAL OF AGENDA:**

Mayor Duran requested Item 3.A. be continued to the meeting of October 15, 2007.

Mayor Pro Tempore Prang requested Item 2.R. be moved to the Excluded Consent Calendar. He noted his NO vote on Item 2.L.

Councilmember Land noted her ABSTENTION on the L.A. Free Clinic funding in Item 2.W. because of her employment at the Clinic.

**Motion by Councilmember Land, seconded by Councilmember Heilman to approve the September 17, 2007 agenda as amended and approved with Councilmember Guarriello being ABSENT.**

Councilmember Land requested that the meeting be adjourned in memory of Joseph Young, a local West Hollywood artist. She requested that the meeting be adjourned in memory of Joanne Willards-Witzer, a long-time A.C.L.U. activist. She requested that the meeting be adjourned in memory of Mark Edward Costello, a long time West Hollywood resident.

Mayor Pro Tempore Prang requested that the meeting be adjourned in memory of Maxine Goodman, a long-time resident and activist. He requested that the meeting be adjourned in memory of David Enslow, Sr., the father of Los Angeles Sheriff's Department employee Sandy Enslow. He requested that the meeting be adjourned in memory of Charles Vanik, a former U.S. Congressman and a long-time activist for the Russian Jewish community.

Councilmember Duran requested the meeting be adjourned in memory of the following soldiers who have died in Iraq and Afghanistan since the last City Council meeting: Sgt. Kevin A. Gilbertson, Staff Sgt. Jason Butkus, Sgt. 1st Class Daniel E. Scheibner, Spc. Travis M. Virgadamo, Spc. Edward L. Brooks, Capt. Erick M. Foster, Staff Sgt. Andrew P. Nelson, Pvt. Justin T. Saunders, Cpl. John C. Tanner, Sgt. James S. Collins Jr., Sgt. Joshua L. Morely, Lance Cpl. Rogelio A. Ramirez, Spc. Tracy C. Willis, Lance Cpl. Matthew S. Medicott, Sgt. 1st Class David A. Heringes, Sgt. 1st Class Adrian M. Elizalde, Sgt. 1st Class Michael J. Tully, Spc. Rickey L. Bell, Cpl. Jeremy P. Boufard, Cpl. Phillip J. Brodnick, Pfc. Edgar E. Cardenas, Capt. Derek A. Dobogai, Chief Warrant Officer Paul J. Flynn, Cpl. Joshua S. Harmon, Spc. Michael A. Hook, Cpl. Nathan C. Hubbard, Sgt. Garrett I. McLead, Staff Sgt. Jason L. Paton, Spc. Jessy G. Pollard, Spc. Tyler R. Seiderman, Sgt. Matthew L. Tallman, Pfc. Omar E. Torres, Capt. Corry P. Tyler, Staff Sgt. Sandy R. Britt, Capt. Michael S. Fiedler, 1st Lt. Jonathan W. Edds, Spc. Kamisha J. Block, Staff Sgt. Paul B. Norris, Staff Sgt. Robert R. Pirelli, Cpl. Willard M. Powell, Sgt. Princess C. Samuels, Spc. Zandra T. Walker, Staff Sgt. Sean P. Fisher, Pfc. Shawn D. Hensel, Spc. Steven R. Jewell, Chief Warrant Officer Christopher C. Johnson, Chief Warrant Officer Jackie L. McFarlane Jr., Staff Sgt. Stanley B. Reynolds, Staff Sgt. Eric D. Cottrell, Spc. Alun R. Howells, Spc. Ari D. Brown-Weeks, Spc. Steven R. Elrod, Cpl. Carlos E. Gilorozco, Staff Sgt. Yance T. Gray, Sgt. Michael C. Hardegree, Lance Cpl. Jon T. Hicks Jr., Sgt. Omar L. Mora, Sgt. Nicholas J. Patterson, Pfc. Sammie E. Phillips, Staff Sgt. Gregory Rivera-Santiago, Sgt. Alexander U. Gagalac, Staff Sgt. Courtney Hollinsworth, Cpl. Ryan A. Woodward, Lance Cpl. Lance M. Clark, Spc. Marisol Heredia, Capt. Drew N. Jensen, Spc. Thomas L. Hilbert, Cpl. Christopher L. Poole Jr., Cpl. Bryan J. Scripsick, Staff Sgt. John C. Stock, Sgt. Lee C. Wilson, Sgt. Michael Yarbrough, Pfc. Dane R. Balcon, Sgt. Eddie Collins, Spc. Keith A. Nurnberg, Cpl. Javier G. Paredes, Cpl. William T. Warford III, Spc. Rodney J. Johnson, Spc. David J. Lane, Sgt. Joel L. Murray, Pvt. Randol S. Sheldon, Staff Sgt. Delmar White, Spc. Christopher G. Patton.

### **PRESENTATIONS:**

Mayor Pro Tempore Jeffrey Prang presented proclamations to outgoing Neighborhood Watch Captains Roxanne McBryde, Steve Levin and Stuart Katsh.

Councilmember Heilman presented commendations to the National Night Out Captains and organizers.

Mayor John Duran presented Rainbow Key Awards to Charlie Matula, Hunter Fox, and Vince Quattrochi of the Eagle bar.

Mayor Duran presented proclamations to several service organizations in honor of National Alcohol and Drug Addiction Recovery Month.

Councilmember Land presented a proclamation for Prostate Cancer Awareness Month.

**1. PUBLIC COMMENT:**

LESLIE DEBEAUVAIS spoke in support of Item 2.W. and spoke regarding services provided by the National Council of Jewish Women.

KATHY WATT spoke in support of Item 2.Z.

PHIL HENDRICKS spoke in support of Item 2.Z.

KATY BRANSON spoke in support of Item 2.Z.

COREY ROSKIN spoke regarding the upcoming West Hollywood Book Fair.

TOM DEMILLE spoke regarding various local and national issues.

DONALD ELMBLAD spoke regarding signage at a development project on Hancock Avenue and regarding signage issues in the City.

RICHARD KEARNS spoke regarding medical marijuana and HIV/AIDS issues.

MARVIN GREENHOUSE spoke in support of U.S. Troops in Iraq and Afghanistan. He spoke regarding a recent assault in his neighborhood and public safety issues on the East Side of the City.

RICHARD EASTMAN spoke regarding a recent medical marijuana event.

SAMUEL BORELLI spoke regarding community safety concerns.

RITA NORTON spoke regarding a mail fraud targeting seniors.

MARCY NORTON spoke regarding the upcoming West Hollywood Book Fair.

LYNN HOOPINGARNER spoke regarding the abuse of handicapped parking spaces in the City and spoke regarding concerns surrounding wheelchair and handicapped access for new development projects in the City.

IRIS GOULD spoke regarding noise issues surrounding the business Thunder Road in the City.

ROD MCDONALD spoke regarding traffic and safety issues on Hancock Avenue. He spoke regarding a recent maintenance issue at Hart Park.

### **COUNCILMEMBER COMMENTS:**

Councilmember Land spoke regarding Item 2.Y. and requested that staff provide an additional provision in the encroachment permit which would require a six-month review of the project with the developer. She spoke regarding an affordable housing project on Sierra Bonita and confirmed that the City received the funding from Los Angeles County for the project. She congratulated Don Norte, in the City's Transportation Department, for his recent appointment to a Governor's committee on employment of people with disabilities. She spoke regarding arts grant funding, and a current production of the Macha Theatre group at the Globe Playhouse. She spoke regarding the Palm Restaurant's benefit luncheons this month to raise money for the "Dress for Success" program. She spoke regarding public comments concerning the noise issues at Thunder Road and requested Code Enforcement to more closely monitor the situation. She requested the City Manager to investigate the issues raised during public comment surrounding the signage at a development project on Hancock Avenue. She spoke regarding the public comment surrounding an assault on a resident by someone from the transgendered community. She requested Public Safety staff to speak with the resident who was assaulted.

Councilmember Heilman spoke regarding public comments concerning the noise issues at Thunder Road . He spoke regarding public comments surrounding the assault on a West Hollywood resident. He spoke regarding Item 2.T., Lease Extensions for Social Services Agencies, and requested that the City notify any agencies which currently use City-owned locations if they are going to be displaced during any renovation projects. He spoke regarding Item 2.AA. and requested that one or more Councilmembers be included on the committee that is to be formed during the design process. He spoke regarding the upcoming event for hazardous waste recycling which is being co-sponsored by the City of Beverly Hills. He spoke regarding the upcoming Book Fair and thanked staff for their work in organizing the event. He spoke regarding the upcoming "Angels in the Dust" screening. He wished Councilmember Land and Mayor Duran happy birthdays.

Mayor Pro Tempore Prang spoke regarding large trash pickups in the City and urged residents to contact City Hall to have items removed. He spoke regarding Prop 215 and the recent medical marijuana event in the City. He spoke regarding public comments surrounding a recent mail fraud scam being sent to senior residents in the City and asked Public Safety staff to investigate the issue. He noted the new chairs in the auditorium. He thanked City Lobbyist Helyne Meshar and his Deputy Josh Kurpies for helping to organize a recent LGBT Caucus in Sacramento.

### **CITY MANAGER'S REPORT:**

City Manager Arevalo confirmed that he would investigate the issues discussed during Councilmember Comments and report back to City Council.

## **FISCAL IMPACT ON CONSENT CALENDAR:**

Assistant City Clerk Schaffer stated that the fiscal impact on the Consent Calendar is \$4,695,266.00 in expenditures and \$143,750.00 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.,S.,T.,U.,V.,W.,X.,Y.,Z.,AA.,BB.,CC.,DD. **Motion by Councilmember Heilman, seconded by Councilmember Land and approved with Councilmember Guarriello being ABSENT, Mayor Pro Tempore Prang voting NO on Item 2.L., and Councilmember Land ABSTAINING on the L.A. Free Clinic funding in Item 2.W.**

**2.A. POSTING OF AGENDA:** The agenda for the meeting of Monday, September 17, 2007 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, September 13, 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 Monday, August 20, 2007.

Approved as part of the Consent Calendar.

**2.C. DEMAND REGISTER NO. 585, RESOLUTION NO. 07-3594:** The City Council is requested to approve payment of bills due as presented by the Director of Finance. **ACTION:** Approve Demand Register No. 585 and adopt Resolution No. 07-3594, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 585."

Approved as part of the Consent Calendar.

**2.D. DEMAND REGISTER NO. 586, RESOLUTION NO. 07-3595:** The City Council is requested to approve payment of bills due as presented by the Director of Finance. **ACTION:** Approve Demand Register No. 586 and adopt Resolution No. 07-3595, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 586."

Approved as part of the Consent Calendar.

**2.E. CLAIMS ADMINISTRATION:** The City Council is asked to deny Claims filed against the City, as a routine administrative step in claims processing. **ACTION:** Deny the claims of Deborah Famiglietti, Renata Chernobrova, and Dustin Bradley and refer to the City's claims adjuster.

Approved as part of the Consent Calendar.

**2.F.** ORDINANCE NO. 07-770 (2ND READING), AMENDING THE LIST OF STREETS REGULATED IN PREFERENTIAL PARKING DISTRICT 10 BY ADDING GENESEE AVENUE BETWEEN SANTA MONICA BLVD. AND ROMAINE STREET AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER] The City Council will waive further reading and adopt Ordinance No. 07-770, a proposed ordinance amending the list of streets regulated in preferential parking district 10 by adding Genesee Avenue between Santa Monica Blvd. and Romaine Street and amending the West Hollywood Municipal Code. ACTION: Waive further reading and adopt Ordinance No. 07-770, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE LIST OF STREETS REGULATED IN PREFERENTIAL PARKING DISTRICT 10 BY ADDING GENESEE AVENUE BETWEEN SANTA MONICA BLVD. AND ROMAINE STREET AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Approved as part of the Consent Calendar.

**2.G.** ORDINANCE NO. 07-771 (2ND READING), AMENDING TITLE 10, CHAPTER 10.08, SECTION 10.08.160 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 1 PREFERENTIAL PARKING REGULATIONS (WESTERN PORTION) BETWEEN SAN VICENTE BLVD. AND DOHENY DRIVE, AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE: [T. WEST / C. SCHAFFER] The City Council will waive further reading and adopt Ordinance No. 07-771, a proposed ordinance implementing District 1 preferential parking regulations (Western portion) between San Vicente Blvd. and Doheny Drive, and amending the West Hollywood Municipal Code. ACTION: Waive further reading and adopt Ordinance No. 07-771, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08, SECTION 10.08.160 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 1 PREFERENTIAL PARKING REGULATIONS (WESTERN PORTION) BETWEEN SAN VICENTE BLVD. AND DOHENY DRIVE, AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Approved as part of the Consent Calendar.

**2.H.** 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.I.** AGREEMENT FOR SERVICES WITH CIVIC SOLUTIONS, INC. FOR PROFESSIONAL PLANNING SERVICES FOR PLANNING DIVISION: [S. HEALY KEENE / J. KEHO] The City Council will consider approving an Agreement with Civic Solutions, Inc. to provide planning services for the Planning Division.

**ACTION:** 1) Approve the Agreement for Professional Planning Services with Civic Solutions, Inc. not-to-exceed two hundred fifty thousand dollars (\$250,000) for planning services in the Planning Division as needed not-to-exceed three years of service; and 2) Authorize the City Manager to sign the agreement.

Approved as part of the Consent Calendar.

**2.J. AMENDED AND RESTATED WESTSIDE CITIES COUNCIL OF GOVERNMENTS JOINT EXERCISE OF POWERS AGREEMENT:** [P. AREVALO / D. WILSON] The City Council will consider approving an amended and restated Westside Cities Council of Governments Joint Exercise of Powers Agreement. **ACTION:** 1) Approve an amended and restated Westside Cities Council of Governments Joint Exercise of Powers Agreement; and 2) Authorize the Mayor and City Manager to sign all necessary documents related to this agreement.

Approved as part of the Consent Calendar.

**2.K. AMENDMENT TO AGREEMENT WITH LESLIE SCOTT CONSULTING TO PROVIDE TRANSPORTATION DEMAND MANAGEMENT CONSULTANT SERVICES:** [J. ENGLISH / T. SLIMMER / J. ROONEY] The City Council will consider an Amendment to the Agreement for Transportation Demand Management (TDM) Consulting with Leslie Scott Consulting. **ACTION:** Authorize the City Manager to execute an amendment to the Agreement with Leslie Scott Consulting for Transportation Demand Management (TDM) services, extending the agreement three years, in an amount not to exceed \$80,000.

Approved as part of the Consent Calendar.

**2.L. AMENDMENT TO AGREEMENT FOR SERVICES WITH METROPOLITAN GROUP FOR FUNDRAISING ACTIVITIES RELATED TO THE NEW WEST HOLLYWOOD LIBRARY CAMPAIGN:** [R. REYNOLDS / J. HUFFER] The City Council will consider approving an amendment to an agreement for services with the Metropolitan Group, increasing the amount of their contract by \$100,000 for activities related to the new West Hollywood Library fundraising campaign. **ACTION:** 1) Approve an amendment to an agreement for services with the Metropolitan Group in an amount not to exceed \$100,000 for fundraising services for the new West Hollywood Library; and 2) Authorize the Director of Finance to allocate \$100,000 (includes base and a 10% contingency) from the previously appropriated \$565,000 in the Economic Development Department Library Project line item (100-1-01-10-533020).

Approved as part of the Consent Calendar with Mayor Pro Tempore Prang voting NO.

**2.M. APPROVE SIDE LETTER AGREEMENTS WITH ACD, ACE, WEHOME AND WHMA RELATED TO RETIREMENT NEGOTIATIONS:** [V. LOVE, D. WILSON] The City Council will consider approving Side Letter Agreements with ACD, ACE, WEHOME and WHMA related to retirement negotiations. **ACTION:** 1) Approve Side Letter Agreement to 2005-2010 Memorandum of Understanding Between the

City of West Hollywood and the West Hollywood Association of Council Deputies (ACD); 2) Approve Side Letter Agreement to 2005-2010 Memorandum of Understanding Between the City of West Hollywood and Association of Confidential Employees Supervisory and Non-Supervisory Units (ACE); 3) Approve Side Letter Agreement to 2005-2010 Memorandum of Understanding Between the City of West Hollywood and the West Hollywood Municipal Employees/American Federation of State, County and Municipal Employees ("AFSCME") Local Union No. 3339 (WEHOME); 4) Approve Side Letter Agreement to 2006-2011 Memorandum of Understanding Between the City of West Hollywood and the West Hollywood Management Association (WHMA); 5) Approve benefit changes for unrepresented employees equal to those identified in appropriate Side Letter Agreements; and 6) Authorize the City Manager or his designee to execute all necessary documents related to these Side Letter Agreements.

Approved as part of the Consent Calendar.

**2.N. PROPOSED RESOLUTIONS ENACTING EMPLOYEE HEALTH CARE**

PLAN AMENDMENTS: [V. LOVE / L. BOCK / S. SCHUMACHER] The City Council will consider the adoption of resolutions to enact amendments to the California Public Employees Retirement System (CAL PERS) Employee Group Health Plan that were previously negotiated. ACTION: 1) Adopt Resolution No. 07-3596, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FIXING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO MEMBERS OF THE WEST HOLLYWOOD MANAGEMENT ASSOCIATION (WHMA)"; 2) Adopt Resolution No. 07-3597, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FIXING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO MEMBERS OF THE ASSOCIATION OF CONFIDENTIAL EMPLOYEES (ACE)"; 3) Adopt Resolution No. 07-3598, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FIXING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO MEMBERS OF THE ASSOCIATION OF COUNCIL DEPUTIES (ACD)"; 4) Adopt Resolution No. 07-3599, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FIXING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO MEMBERS OF THE WEST HOLLYWOOD MUNICIPAL EMPLOYEES, THE AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES (AFSCME), LOCAL UNION NO. 3339"; and 5) Adopt Resolution No. 07-3600, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FIXING THE EMPLOYER'S CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT WITH RESPECT TO NON-REPRESENTED EMPLOYEE."

Approved as part of the Consent Calendar.

**2.O. PERS CONTRACT AMENDMENT - RESOLUTION OF INTENTION AND**



PROPOSED ORDINANCE AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE BOARD OF ADMINISTRATION OF THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AS IT RELATES TO RETIREMENT ENHANCEMENTS: [V. LOVE / L. BOCK / S. SCHUMACHER] The City Council will consider a proposed contract amendment between the City of West Hollywood and the Board of Administration of the California Public Employees' Retirement System relative to negotiated retirement enhancements. ACTION: 1) Adopt Resolution No. 07-3601, "A RESOLUTION OF INTENTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD TO APPROVE AN AMENDMENT TO CONTRACT BETWEEN THE BOARD OF ADMINISTRATION CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM AND THE CITY COUNCIL OF WEST HOLLYWOOD TO INCLUDE SECTION 21354 (2.7% @ 55 FULL FORMULA), FOR LOCAL MISCELLANEOUS MEMBERS"; and 2) Introduce on first reading Ordinance No. 07-772, "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 (CalPERS)."

Approved as part of the Consent Calendar.

**2.P.** APPROVE A RENEWAL AGREEMENT WITH COMPUCOM SYSTEMS FOR MICROSOFT ENTERPRISE SOFTWARE LICENSING: [B. GANLEY / J. DUNCAN / A. GANDHY] The City Council will consider approving a renewal agreement with CompuCom Systems, Inc. for Microsoft enterprise software licensing. ACTION: 1) Approve a three year renewal agreement with CompuCom Systems Inc. allowing for the purchase of Microsoft software licenses based on the County of Riverside Microsoft Enterprise Agreement; 2) Authorize the City Manager to execute the contract; and 3) Authorize the expenditure of an additional amount not to exceed \$25,000.00 per year to maintain software licensing compliance, as approved by the Director of the Finance and Technology Services Department.

Approved as part of the Consent Calendar.

**2.Q.** CONTRACT WITH TOTAL RECALL FOR CAPTIONING OF CITY MEETINGS AND SPECIAL EVENTS: [H. GOSS / L. LONG / D. DENNIS] The City Council will consider contracting with Total Recall for captioning of City Council, Planning Commission, Rent Stabilization Commission, and Disability Advisory Board meetings and select City special events. ACTION: 1) Approve contracting with Total Recall for two years for \$40,000 each year for a \$15,000 allocation to provide captioning services for the Disability Advisory Board and other City special events under the direction of the Social Services Division; and \$25,000 to provide captioning services for City Council, Planning Commission, and Rent Stabilization Commission meetings under the Direction of the Public Information and Prosecutorial Services Department; and 2) Authorize the City Manager to sign the agreements.

Approved as part of the Consent Calendar.

**2.R. ILLUMINATIONS HOLIDAY EVENT: [L. LONG / N. BEARD / R. REYNOLDS / A. CAMPBELL]**

The City Council will approve in concept a proposed global holiday festival titled Illuminations produced by Luxevents (principals Carl George and Rich Morrissey) for December 2008 with the final contract to go back to City Council for approval.

This Item was moved to the Excluded Consent Calendar.

**2.S. LAND SURVEY AND MAPPING SERVICES FOR THE NEW WEST HOLLYWOOD LIBRARY AND WEST HOLLYWOOD PARK MUNICIPAL PARKING STRUCTURE: [R. REYNOLDS / J. HUFFER]** The City Council will consider approving an Agreement for Services with Psomas for land surveying and mapping services to prepare for construction documents for Phase 1 of the West Hollywood Park Master Plan (new West Hollywood Library and West Hollywood Park Municipal Parking Structure). ACTION: 1) Authorize the City Manager to sign an Agreement with Psomas in the amount of \$35,500 for land surveying and mapping services in relation to the development of Phase 1 of the West Hollywood Park Master Plan; and 2) Authorize the additional expenditure of an amount not to exceed \$27,500 for related technical design components, underground utility exploration and other necessary contingencies as authorized and approved by the Director of Economic Development and Special Projects.

Approved as part of the Consent Calendar.

**2.T. LEASE EXTENSIONS FOR SOCIAL SERVICES AGENCIES OCCUPYING CITY PROPERTY: [L. LONG / D. DENNIS]** The City Council will consider approving lease extensions for Social Services agencies which occupy City buildings. ACTION: Approve lease extensions for the Social Services agencies which occupy City property according to the chart attached from October 1, 2007 to September 30, 2008 and authorize the City Manager to sign the extensions.

Approved as part of the Consent Calendar.

**2.U. NOTICE OF COMPLETION FOR CIP 0602 CONCRETE REPAIR PROGRAM: [S. PERLSTEIN / J. ENGLISH]** The City Council will consider approving the Notice of Completion for CIP 0602 Concrete Repair Program by Civil Works Corp. ACTION: 1) Accept the work and authorize the following: a) Filing a Notice of Completion by the City Engineer; b) Final payment to the contractor at the end of the 35 day lien period; c) Release of the Performance Bond on the date of recordation of the Notice of Completion; and d) Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices.

Approved as part of the Consent Calendar.

**2.V. PROPOSED RESOLUTION AMENDING THE AFFORDABLE HOUSING SCHEDULE FOR THE INCLUSIONARY HOUSING PROGRAM, UPDATED: [A.**

WINDERMAN / J. SKORNECK / E. SAVAGE] The City Council will consider the adoption of a resolution that amends the Affordable Housing Schedules for the Inclusionary Housing Program by establishing the 2007-2008 rent levels, income requirements and unit sales price for inclusionary units to update Exhibit B. ACTION: Adopt Resolution No. 07-3602, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE AFFORDABLE HOUSING SCHEDULES FOR THE INCLUSIONARY HOUSING PROGRAM."

Approved as part of the Consent Calendar.

**2.W. SOCIAL SERVICES CONTRACT RENEWALS:** [L. LONG / D. DENNIS] The City Council will consider approving renewals of Social Services contracts for the second year of the two-year funding process from October 1, 2007 to September 30, 2008. ACTION: 1) Approve the 2007-08 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 the funding for the L.A. Free Clinic.

**2.X. SOCIAL SERVICES URGENT NEEDS PROGRAM FOR 2007-08:** [L. LONG / D. DENNIS] The City Council will consider a recommendation that \$20,000 approved in the FY 07-08 budget process be allocated to Jewish Family Service and Aid for AIDS to continue the urgent needs program. ACTION: Approve contract amendments with the Comprehensive Services Center of Jewish Family Service for \$15,000 and with Aid for AIDS for \$5,000 to continue the urgent needs program and authorize the City Manager to sign.

Approved as part of the Consent Calendar.

**2.Y. STREET AND SIDEWALK CLOSURES DURING CONSTRUCTION OF THE DEVELOPMENT PROJECT AT 8950 SUNSET BOULEVARD, JAMES HOTEL:** [S. PERLSTEIN / J. ENGLISH] The City Council will consider approving street and sidewalk closures which would be in effect throughout the duration of the construction of the development project located at 8950 Sunset Boulevard, also known as the James Hotel. ACTION: 1) Authorize the City Engineer to issue Encroachment Permits to the developer for the hotel construction at 8950 Sunset Boulevard, for sidewalk and street lane closures on Sunset Blvd, Hammond St, and Hilldale Ave; and 2) Authorize the Director of Finance and Technical Services to increase the revenue budget in the encroachment permits account 100-413001, in the amount of \$143,750.00.

Approved as part of the Consent Calendar.

**2.Z. "TRYING, USING, ABUSING METH" SOCIAL MARKETING CAMPAIGN REPORT:** [D. GIUGNI] The City Council will receive a report on the preliminary findings and gaps identified by the "Trying, Using, Abusing Meth" HIV/Crystal

Methamphetamine prevention social marketing campaign. ACTION: Receive and file report.

Approved as part of the Consent Calendar.

**2.AA.**25TH ANNIVERSARY CAPITAL CAMPAIGN - REQUEST FOR PROPOSALS FOR DESIGN SERVICES, PHASE I, PLUMMER PARK MASTER PLAN IMPLEMENTATION: [L. LONG / S. BAXTER] As part of the City of West Hollywood's 25th Anniversary Capital Campaign, the City Council will consider authorizing staff to issue a Request for Proposal for Design Services relating to the Phase I, Plummer Park Master Plan Implementation Project. ACTION: 1) Authorize the issuance of a Request for Proposal for Design Services for the Phase I, Plummer Park Master Plan Implementation Project; and 2) Direct staff to return to Council with a recommendation to award a contract for design services for the Phase I, Plummer Park Master Plan Implementation Project.

Approved as part of the Consent Calendar.

**2.BB.**A RESOLUTION IN RECOGNITION AND SUPPORT OF CALIFORNIA ARTS DAY, OCTOBER 5, 2007: [J. DURAN / H. MOLINA / P. INDALL] The City Council will consider adopting a resolution in recognition and support of California Arts Day, October 5, 2007. ACTION: 1) Adopt Resolution No. 07-3603, "A RESOLUTION IN RECOGNITION AND SUPPORT OF CALIFORNIA ARTS DAY, OCTOBER 5, 2007"; and 2) Send a copy of the resolution to The California Arts Council.

Approved as part of the Consent Calendar.

**2.CC.**A RESOLUTION IN SUPPORT OF H.R. 2895 (FRANK), THE NATIONAL AFFORDABLE HOUSING TRUST FUND ACT OF 2007: [J. HEILMAN / F. SOLOMON / T. LIN] The City Council will consider adopting a resolution in support of the National Affordable Housing Trust Fund Act of 2007. ACTION: 1) Adopt Resolution No. 07-3604, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H.R. 2895 (FRANK), THE NATIONAL AFFORDABLE HOUSING TRUST FUND ACT OF 2007"; and 2) Direct staff to send copies of the resolution to Congressman Henry Waxman, Senator Dianne Feinstein, Senator Barbara Boxer, the West Hollywood Housing Corporation, the National League of Cities, the National AIDS Housing Coalition, and the National Low Income Housing Coalition.

Approved as part of the Consent Calendar.

**2.DD.**RESOLUTIONS IN SUPPORT OF THE METHAMPHETAMINE REMEDIATION RESEARCH ACT, S 635 (BAUCUS); THE METHAMPHETAMINE PRODUCTION PREVENTION ACT, S 1276 (DURBIN) AND HR 2747 (ELLISON); AND THE CLEAN-UP OF METHAMPHETAMINE ACT, HR 955 (REHBERG): [J. DURAN / H. MOLINA / P. INDALL] The City Council will consider adopting resolutions in support of bills combating methamphetamine production. ACTION: 1) Adopt

Resolution No. 07-3605, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE METHAMPHETAMINE REMEDIATION RESEARCH ACT, S 635 (BAUCUS)"; 2) Adopt Resolution No. 07-3506, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE METHAMPHETAMINE PRODUCTION PREVENTION ACT, S 1276 (DURBIN) AND HR 2747 (ELLISON)"; 3) Adopt Resolution No. 07-3607, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE CLEAN-UP OF METHAMPHETAMINE ACT, HR 955 (REHBERG)"; and 4) Direct staff to send copies of the signed resolutions to Representative Henry Waxman, U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein and Sheriff Lee Baca.

Approved as part of the Consent Calendar.

### **3. PUBLIC HEARINGS:**

- 3.A. APPEAL OF PLANNING COMMISSION INTERPRETATION OF A CONDITION OF APPROVAL FOR CONDITIONAL USE PERMIT 2005-03 FOR THE CHARTER ELEMENTARY SCHOOL LOCATED AT 1261-1265 FAIRFAX AVENUE IN WEST HOLLYWOOD, CA.: [S. HEALY KEENE / J. KEHO / J. NOEL]**  
The City Council will consider an Appeal of the Planning Commission Resolution PC 05-661 (Exhibit D) amending Conditional Use Permit (CUP) 2005-03 for the charter elementary school known as Larchmont Charter School to use the existing school facilities located at 1261-1265 Fairfax Avenue in West Hollywood, California. The amendment was intended to clarify condition 10.3 of the CUP 2005-03 (Exhibit G).

The Appellant and Applicant requested that this Item be CONTINUED to the meeting of October 15, 2007.

#### **Carried by Consensus of the Council.**

- 3.B. AMENDMENTS TO THE ZONING ORDINANCE (ZONE TEXT AMENDMENT 2007-009): [F. CONTRERAS]**  
The City Council will hold a public hearing to consider several amendments of the City of West Hollywood's Zoning Ordinance. These proposed amendments will: 1) Correct discrepancy in sign ordinance regarding cabinet (can) signs; 2) Correct inconsistencies in parking dimension requirements; 3) Correct minor typographical errors in the ordinance text; and 4) Require approval of a zone clearance application for the erection of fences and other structures not requiring a building permit.

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

Francisco Contreras, Associate Planner, presented background information as outlined in the staff report dated September 17, 2007.

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

Mayor Duran closed the public hearing.

**ACTION:** Introduce on first reading Ordinance No. 07-773, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 (ZONING ORDINANCE) OF THE MUNICIPAL CODE RELATED TO PROHIBITION OF ALL TYPES OF CABINET (CAN) SIGNS, CORRECTION OF PARKING GARAGE DESIGN STANDARDS, CORRECTION OF MINOR INCONSISTENCIES IN THE ZONING TEXT RELATED TO PROPERTY MAINTENANCE STANDARDS, AND REQUIRING ZONE CLEARANCE APPROVAL FOR FENCES, STRUCTURES, OR OTHER ITEMS NOT REQUIRING BUILDING PERMITS." (ATTACHMENT A)  
**Motion by Mayor Pro Tempore Prang, Seconded by Councilmember Land and approved with Councilmember Guarriello being absent.**

**3.C. ZONING TEXT AMENDMENT TO CLARIFY INCLUSIONARY HOUSING REQUIREMENTS:** [S. HEALY KEENE / J. KEHO / F. STEFAN]  
The City Council will consider amendment to Chapter 19.22 of the Zoning Ordinance regarding the inclusionary housing requirements for projects of 11 to 20 units. The amendment allows these projects to satisfy minimum inclusionary requirements with one-bedroom units of 650 square feet or larger.

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

Francie Stefan, Senior Planner, presented background information as outlined in the staff report dated September 17, 2007.

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

Mayor Duran closed the public hearing.

**ACTION:** Introduce for first reading Ordinance No. 07-774, "AN ORDINANCE OF THE WEST HOLLYWOOD CITY COUNCIL APPROVING ZONE TEXT AMENDMENT 2007-012 TO AMEND THE ZONING ORDINANCE CHAPTER 19.22 TO CLARIFY INCLUSIONARY HOUSING REQUIREMENTS." (EXHIBIT A).  
**Motion by Councilmember Land, Seconded by Councilmember Heilman and approved with Councilmember Guarriello being absent.**

#### **4. UNFINISHED BUSINESS:**

**4.A. COMMISSION, ADVISORY BOARD, AND PROJECT ADVISORY COMMITTEE APPOINTMENTS AND RE-APPOINTMENTS:** [T. WEST / C. SCHAFFER] The City Council will consider making direct and at-large appointments to City Commissions, Advisory Boards, and Committees.

The City Council made the following at-large new appointments to the Project Advisory Committee: Scottman D. Wall, Alexander Ponder, and Scott Imler.

**5. NEW BUSINESS:**

**5.A. STUDY SESSION WITH ASSEMBLYMEMBER FEUER:** [P. AREVALO / K. KRIETZMAN] The City Council will consider setting a time to have a Study Session with California Assemblymember Mike Feuer to discuss his representation of the City's legislative priorities, and other legislative matters of interest in Sacramento.

City Manager Arevalo presented background information as outlined in the staff report dated September 17, 2007.

City Council directed the City Manager to return with an Item suggesting alternative dates for the Study Session.

**EXCLUDED CONSENT CALENDAR:**

**2.R. ILLUMINATIONS HOLIDAY EVENT:** [L. LONG / N. BEARD / R. REYNOLDS / A. CAMPBELL]

The City Council will approve in concept a proposed global holiday festival titled Illuminations produced by Luxevents (principals Carl George and Rich Morrissey) for December 2008 with the final contract to go back to City Council for approval.

Mayor Pro Tempore Prang spoke regarding concerns surrounding funding of the event, logistics concerns and requested clarification from staff regarding the City's role in co-sponsoring the event. He requested that staff provide updates to Council during the planning of the event.

Councilmember Land spoke in support of the event and spoke regarding the choice to hold the event in the West Hollywood Park.

Councilmember Heilman spoke in support of the event. He spoke regarding the City's role as a co-sponsor of the event. He spoke regarding concerns surrounding funding and planning logistics. He spoke regarding parking issues that might arise during construction at the Pacific Design Center and requested staff to work with the Transportation Department to investigate parking options.

**ACTION:** ACTION: 1) Approve concept and festival dates of December 5 - 14, 2008 (with set up to begin December 1 and break down on December 15); and 2) Instruct staff to develop a use agreement contract for the use of West Hollywood Park and a program contract for the event. **Motion by Councilmember Land, Seconded by Councilmember Heilman and approved with Councilmember Guarriello being absent.**

**PUBLIC COMMENT:**

None.

**6. LEGISLATIVE:**

**6.A.** None.

**COUNCILMEMBER COMMENTS:**

None.

ADJOURNMENT: The City Council adjourned at 8:32 P.M. in memory of Joseph Young, Joanne Willards-Witzer, Mark Edward Costello, Maxine Goodman, David Enslow, Sr., Charles Vanik, 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 Monday, October 1, 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 15<sup>th</sup> day of October, 2007 by the following vote:

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

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JOHN J. DURAN, MAYOR

ATTEST:

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THOMAS R. WEST, CITY CLERK