

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
TUESDAY, JANUARY 22, 2008  
WEST HOLLYWOOD PARK AUDITORIUM**

**CALL TO ORDER:**

Mayor Duran called the meeting to order at 6:46 P.M.

**PLEDGE OF ALLEGIANCE:**

Sharon Sandow led the pledge.

**ROLL CALL:**

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

**ABSENT:** None.

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

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins stated that the Closed Session meeting convened at 6:00 P.M. He stated that there were no speakers. He stated that the Closed Session meeting adjourned at 6:35 P.M. with no reportable action taken.

**APPROVAL OF AGENDA:**

Mayor Pro Tempore Prang requested that Item 2.P. be removed from the agenda.

Mayor Duran requested the Item 4.B. be Continued to the meeting of February 19, 2008. He requested that Items 4.A. and 5.B. be moved to the Consent Calendar as Items 2.U. and 2.V.

Councilmember Guarriello noted his NO vote on Item 2.Q.

**Motion by Councilmember Guarriello, seconded by Councilmember Land to approve the January 22, 2008 agenda as amended and unanimously approved.**

Councilmember Land requested that the meeting be adjourned in memory of J.W. Moore, IV, a long-time resident and member of the Project Advisory Committee. She requested that the meeting be adjourned in memory of Judith Meuli, an active member of the formation of the Los Angeles Chapter of the National Organization of Women. She requested that the meeting be adjourned in memory of Rex Bergstrand, a long-time resident and active with the West Hollywood Chamber of Commerce.

Councilmember Guarriello requested that the meeting be adjourned in memory of long-time resident and actress, Suzanne Pleshette.

Councilmember Heilman requested that the meeting be adjourned in memory of long-time resident and actress, Suzanne Pleshette. He requested that the meeting be adjourned in memory of the mother of Arts and Cultural Affairs Commissioner Ken Sherman. He requested that the meeting be adjourned in memory of Ron Wanless, a former West Hollywood business owner. He requested that the meeting be adjourned in memory of Johnny Grant, the former Honorary Mayor of Hollywood.

Mayor Pro Tempore Prang requested that the meeting be adjourned in memory of Lee Sherman Dreyfus, the former Governor of Wisconsin and LGBT supporter. He requested that the meeting be adjourned in memory of actor Heath Ledger.

Mayor Duran requested that the meeting be adjourned in memory of the father of City staff member Chris Worland. 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: 1st Lt. Jeremy E. Ray, Pfc. George J. Howell, Sgt. Bryan J. Tutten, Sgt. Peter C. Neesley, Sgt. Benjamin B. Portell, Capt. Rowdy J. Inman, Pfc. Joseph R. Berlin Jr., Sgt. Reno S. Lacerna, Petty Officer 1st Class Victor W. Jeffries, Staff Sgt. Ryan D. Maseth, Pfc. Joshua R. Anderson, Maj. Andrew J. Olmsted, Capt. Thomas J. Casey, Petty Officer 2nd Class Menelek M. Brown, Pfc. Jason F. Lemke, Spc. James D. Gudridge, Pfc. Timothy R. Hanson, Pfc. Phillip J. Pannier, Pfc. Ivan E. Merlo, Sgt. David J. Hart, Sgt. Christopher A. Sanders, Sgt. 1st Class Matthew I. Pionk, Sgt. Zachary W. McBride, Staff Sgt. Sean M. Gaul, Staff Sgt. Jonathan K. Dozier, Spc. Todd E. Davis, Lance Cpl. Curtis A. Christensen Jr. Pfc. Keith E. Lloyd, Spc. John P. Sigsbee, Pfc. David H. Sharrett II, Pfc. Danny L. Kimme, Staff Sgt. Justin R. Whiting, Spc. Richard B. Burress.

#### **PRESENTATIONS:**

Trevor Daly, from the office of Senator Dianne Feinstein, announced that the U.S. Post Office located on San Vicente Boulevard will now be known as the West Hollywood Post Office, 90069.

Mayor Pro Tempore Prang presented a proclamation to Jeffrey Epstein in honor of Gay Days.

Councilmember Land presented a proclamation in honor of the anniversary of Roe V. Wade.

The City Council presented a plaque to Judith Wright, Budget Manager, for 21 years of service to the City of West Hollywood.

#### **1. PUBLIC COMMENT:**

MELISSA SEHGAL, MARINA DEL REY, spoke in support of Item 2.M.

BILL DYER, VENICE, spoke in support of Item 2.M.

GARY KASKEL, SHERMAN OAKS, spoke in support of Item 2.M.

CAROL ELLIS, LOS ANGELES, spoke in support of Item 2.M.

KRIS KELLY, PACIFIC PALISADES, spoke in support of Item 2.M.

JENNIFER KRAUS, LOS ANGELES, spoke in support of Item 2.M.

CAROLE DAVIS, HOLLYWOOD HILLS, spoke in support of Item 2.M.

CHERI SHANKAR, BEVERLY HILLS, spoke in support of Item 2.M.

DIAN KISER, SACRAMENTO, spoke in support of Item 2.Q.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding various local, state and national issues.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding a recent neighborhood meeting to discuss the Santa Monica Boulevard Movietown project, and expressed concerns regarding changes to the project design.

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding development and historic preservation issues in the City.

TODD STEADMAN, LOS ANGELES, spoke regarding an upcoming Sunset Strip Business Association neighborhood meeting.

ANDREW CAMPBELL, WEST HOLLYWOOD, spoke regarding the upcoming Los Angeles Annual Art Show. He spoke regarding the Percent for Arts Project located at 825 N. Kings Road, and regarding the new art installation on the Santa Monica Boulevard median.

#### **COUNCILMEMBER COMMENTS:**

Councilmember Guarriello spoke regarding the upcoming Senior Valentine's Day Dance in the City.

Councilmember Land spoke regarding a recent event to raise money and awareness for women's rights and medical services for women. She congratulated Mayor Pro Tempore Prang for his upcoming award from the Action Democrats of San Fernando Valley for legislative achievement. She congratulated the West Hollywood Planning Division for being chosen to present the West Hollywood Green Program at an upcoming conference. She spoke regarding the ongoing writer's strike and information

and services available to residents who are impacted by the strike. She spoke regarding supporting local businesses by shopping in West Hollywood. She spoke regarding concerns raised during public comment surrounding Item 2.M.

Councilmember Heilman spoke regarding an upcoming screening of the film "Banished" in the City. He spoke regarding Item 5.B. and provided further clarification of the Item. He requested staff to provide Council with an update regarding the negotiations between the City and Athens Services.

Mayor Pro Tempore Prang thanked the office of Senator Dianne Feinstein for their assistance in changing the name of the U.S. Post Office located on San Vicente Boulevard. He spoke regarding public comments surrounding West Hollywood businesses and residents using Los Angeles on their return mailing address. He spoke regarding his recent attendance of a meeting of the California Contract Cities Association where he met with State legislators and representatives from AT&T. He spoke regarding the ongoing State budget negotiations and potential impacts on cities. He spoke regarding an upcoming MTA meeting in the City to discuss the results of a study regarding the MTA Red Line. He spoke in support of Items 2.M and 2.Q. He spoke regarding a rent increase for the non-profit organization GLASS, located in the City, and the possibility of their relocation outside of West Hollywood.

Mayor Duran spoke regarding the upcoming neighborhood meeting to discuss the revision of the West Hollywood General Plan.

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

None.

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

City Clerk West stated that the fiscal impact on the Consent Calendar is \$98,082.00 in expenditures and \$0.00 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.,Q.,R.,S.,T.,U.,V. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Prang and unanimously approved with Councilmember Guarriello voting NO on Item 2.Q. and Item 2.P. being removed from the agenda.**

**2.A. POSTING OF AGENDA:** The agenda for the meeting of January 22, 2008 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, January 17, 2008. **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 December 17, 2007.

Approved as part of the Consent Calendar.

**2.C. DEMAND REGISTER NO. 593, RESOLUTION NO. 08-3634:** The City Council is requested to approve payment of bills due as presented by the Director of Finance. ACTION: Approve Demand Register No. 593 and adopt Resolution No. 08-3634, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 593."

Approved as part of the Consent Calendar.

**2.D. DEMAND REGISTER NO. 594, RESOLUTION NO. 08-3635:** The City Council is requested to approve payment of bills due as presented by the Director of Finance. ACTION: Approve Demand Register No. 594 and adopt Resolution No. 08-3635, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 594."

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 claim of Jason Renebu and refer to the City's claims adjuster.

Approved as part of the Consent Calendar.

**2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS [T. WEST, C. SCHAFFER]:** 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.G. 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 June 1, 2007 through November 30, 2007. ACTION: Receive and file.

Approved as part of the Consent Calendar.

**2.H. RESIGNATION OF LYN DESHIELDS FROM THE ARTS AND CULTURAL AFFAIRS COMMISSION, KATE BARTOLO FROM THE PLANNING COMMISSION AND ADAM PLANTE FROM THE LA WEST VECTOR ABATEMENT CONTROL DISTRICT [T. WEST/C. SCHAFFER]:** The City Council will accept the resignation of Arts and Cultural Affairs Commissioner Lyn DeShields, effective January 2, 2008; Planning Commissioner Kate Bartolo,

effective January 1, 2008; and West Hollywood Delegate to the Los Angeles West Vector Abatement Control District Adam Plante, effective January 9, 2008. ACTION: Accept with regret the resignation of Lyn DeShields from the Arts and Cultural Affairs Commission, Kate Bartolo from the Planning Commission and Adam Plante from the LA West Vector Abatement Control District.

Approved as part of the Consent Calendar.

- 2.I** CONTRACT WITH FRIENDS RESEARCH INSTITUTE FOR HIV PREVENTION OUTREACH SERVICES PREVIOUSLY PROVIDED BY VAN NESS RECOVERY HOUSE [L. LONG/ D. DENNIS]: The City Council will consider the contract with Friends Research Institute for HIV prevention outreach services previously provided by Van Ness Recovery House. ACTION: Approve a contract with Friends Research Institute for \$67,791 for HIV prevention outreach services from February 1, 2008 to September 30, 2008 and authorize the City Manager to sign.

Approved as part of the Consent Calendar.

- 2.J** CONTRACT FOR IMPLEMENTATION OF USED OIL GRANT 2007-2008 [O. DELGADO/S. PERLSTEIN/J. HARMON]: The City Council will consider awarding a contract to KJ Services Environmental Consulting to implement the Used Oil Recycling Grant granted by the California Integrated Waste Management Board to the cities of West Hollywood (lead agency), Beverly Hills, and Culver City. ACTION: 1) Authorize the City Manager to sign the agreement with KJ Services Environmental Consulting for \$29,791.00; and 2) Authorize the Director of Finance and Technology Services to increase budgeted revenues and expenditures in the Grants Fund by \$29,791 (accounts 202-423098 and 202-3-08-84-538039, Used Oil Recycling Grant).

Approved as part of the Consent Calendar.

- 2.K** APPROVAL OF FINAL TRACT MAP NO. 60911 FOR THE CONDOMINIUM PROJECT LOCATED AT 1248 LAUREL AVENUE [O. DELGADO/S. PERLSTEIN]: The City Council will consider the approval of Final Tract Map No. 60911, a sixteen unit condominium, located on Laurel Avenue, between Norton Avenue and Fountain Avenue. ACTION: 1) Make findings for the Final Tract Map as follows: a) That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act, b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code, c) That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No.

60911; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 60911 the certificate that embodies the approval of said map.

Approved as part of the Consent Calendar.

**2.L APPROVAL OF FINAL TRACT MAP NO. 62614 FOR THE CONDOMINIUM PROJECT LOCATED AT 1140 FORMOSA AVENUE [O. DELGADO/S. PERLSTEIN]:** The City Council will consider the approval of Final Tract Map No. 62614, an eleven unit condominium, located on Formosa Avenue, between Santa Monica Boulevard and Lexington Avenue. ACTION: 1) Make findings for the Final Tract Map as follows: a) That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act, b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code, c) That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No. 62614; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 62614 the certificate that embodies the approval of said map.

Approved as part of the Consent Calendar.

**2.M OPPOSE THE SALE OF PUPPIES FROM PUPPY MILLS [J. PRANG/J. KURPIES/A. LAND/L. BELSANTI/P. INDALL]:** The City Council will consider adopting a resolution opposing the sale of puppies from puppy mills. ACTION: 1) Adopt Resolution No. 08-3636, "A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE SALE OF PUPPIES FROM PUPPY MILLS."; and 2) Direct staff to send copies of the signed resolution to The Humane Society of the United States and Best Friends.

Approved as part of the Consent Calendar.

**2.N SUPPORT OF PROPOSITION 92, THE COMMUNITY COLLEGE GOVERNANCE, FUNDING STABILIZATION AND STUDENT FEE REDUCTION ACT [J. PRANG/J. KURPIES/P. INDALL]:** The City Council will consider adopting a resolution in support of Proposition 92, The Community College Governance, Funding Stabilization and Student Fee Reduction Act. ACTION: 1) Adopt Resolution No. 08-3637, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF PROPOSITION 92, THE COMMUNITY COLLEGE GOVERNANCE, FUNDING STABILIZATION AND STUDENT FEE REDUCTION ACT"; and 2) Direct staff to send copies of signed resolution to the local media, the Los Angeles Community College Board, Assemblymember Mike Feuer and Senator Sheila Kuehl.

Approved as part of the Consent Calendar.

**2.O** COMMEMORATION OF THE 35th ANNIVERSARY OF ROE V. WADE [A. LAND/L. BELSANTI]: The City Council will consider approval of recommended programming to commemorate the 35th Anniversary of Roe V. Wade and the City's ongoing commitment to women's' reproductive rights. ACTION: 1) Direct staff to work on programming to commemorate the 35d Anniversary of Roe V. Wade; and 2) Approve the City of West Hollywood's co-sponsorship of The National Council of Jewish Women/LA's Panel Discussion on January 29, 2008 and the use of the City's name and logo on printed materials advertising the event.

Approved as part of the Consent Calendar.

**2.P** TOBACCO RETAIL LICENSING ORDINANCE [J. PRANG/J. KURPIES/P. INDALL]:

THIS ITEM WAS REMOVED FROM THE AGENDA.

**2.Q** SUPPORT OF STATEWIDE LEGISLATION PROHIBITING THE SALE OF TOBACCO PRODUCTS IN ALL PHARMACIES AND DRUGSTORES IN CALIFORNIA [J. PRANG/J. KURPIES/P. INDALL]: The City Council will consider adopting a resolution in support of statewide legislation prohibiting the sale of tobacco products in all pharmacies and drugstores in California. ACTION: 1) Adopt Resolution No. 08-3638 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF STATEWIDE LEGISLATION PROHIBITING THE SALE OF TOBACCO PRODUCTS IN ALL PHARMACIES AND DRUGSTORES IN CALIFORNIA"; and 2) Direct staff to send copies of signed resolution to the County of Los Angeles BREATH (COLAB), Assemblymember Mike Feuer and Senator Sheila Kuehl.

Approved as part of the Consent Calendar with Councilmember Guarriello voting NO.

**2.R** WEST HOLLYWOOD FAMILIES SUMMIT [A. LAND/L. BELSANTI]: The City Council will consider directing staff to conduct specific focus groups for families with children and establish a Families Summit in the Fall of 2008. ACTION: 1) Direct the Community Development to conduct specific focus groups for families with children as part of the General Plan process, and 2) Direct the Social Services Department to establish a summit for families with children in the City.

Approved as part of the Consent Calendar.

**2.S** THE BIG READ 2008 [R. REYNOLDS/A.CAMPBELL] The City Council will consider recommending that the City, in collaboration with PEN Center USA West, prepare and submit an application for funding to participate in The Big Read, an initiative of the National Endowment for the Arts (NEA) in Fall 2008. ACTION: Authorize City staff to work in conjunction with PEN Center USA West to prepare



and submit an application to the NEA for funding of The Big Read.

Approved as part of the Consent Calendar.

**2.T** GENERAL PLAN FAIR - FEBRUARY 23, 2008 The City Council will receive a report on the upcoming community-wide General Plan Fair scheduled for February 23, 2008. ACTION: Receive and File.

Approved as part of the Consent Calendar.

**2.U.** (4.A.) CO-SPONSORSHIP OF ANNUAL ACADEMY AWARDS VIEWING EVENTS [L. LONG/R. REYNOLDS/N. BEARD]: City Council will consider co-sponsoring Academy Award viewing events including the APLA and Elton John AIDS Foundation viewing parties and approve road closures at San Vicente Blvd and Robertson Blvd. ACTION: 1) Approve co-sponsorship of two high profile events in West Hollywood and reserve the opportunity to assist a third; 2) Approve waiver of all associated fees and in-kind services in support of the APLA Viewing Event, and Elton John AIDS Foundation in the amount of \$6,705 and possibly an additional event fee waiver of \$2,750 in support fees; AND 3) Authorize the Director of Finance and Technology to allocate funds from undesignated reserves in the amount of \$26,000 for services including safety and traffic personnel, and barricades; to the Recreation Division account # 100-3-05-51-535013 and \$18,000 to the Public Safety account #100-2-04-04-534230.

Approved as part of the Consent Calendar.

**2.V.** (5.B.) EVALUATE FORECLOSURES IN THE CITY OF WEST HOLLYWOOD AND OFFER RESOURCE ASSISTANCE TO THOSE AFFECTED HOMEOWNERS [J. HEILMAN/F. SOLOMON]: The City Council will consider directing the Rent Stabilization and Housing Division to evaluate foreclosures in the City of West Hollywood and to offer resource assistance to those affected homeowners. ACTION: Direct the Rent Stabilization and Housing Division to evaluate foreclosures in the City of West Hollywood and to return to the City Council within 90 days with a program to offer resource assistance to those affected homeowners.

Approved as part of the Consent Calendar.

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

**3.A.** AMENDMENT TO THE ZONING ORDINANCE REGARDING TALL WALLS, ZONING TEXT AMENDMENT 2007-007 [S. HEALY KEENE/J. KEHO/F. STEFAN]: The City Council will hold a public hearing to consider an application by Elevation Media, Inc. to amend the Zoning Ordinance regarding Tall Walls. The proposed amendment would increase the maximum allowable image area that can be comprised of windows from 15 to 30 percent.

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 January 22, 2008.

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

ROBERTA SPONSLER, THE APPLICANT, invited questions from City Council regarding the Item.

ELYSE EISENBERG, WEST HOLLYWOOD, spoke regarding size and height limits of horizontal billboards.

Mayor Duran closed the public hearing.

Councilmember Heilman spoke regarding sign orientation and size limits of tall walls. He spoke regarding the need to update and revise the City's Tall Wall Ordinance, to address the possibility of requiring that tall walls provide revenue to the City and increase the building maintenance requirements for building owners. He spoke in support of tabling the Item and providing direction to staff to return with a revised tall wall policy that addresses new technologies and revenue potentials.

Councilmember Guarriello spoke regarding new technology in bill boards and tall wall signs and the need for the City to stay abreast of the latest technological advances.

Councilmember Land spoke regarding concerns surrounding requiring revenue for the City from tall walls. She spoke in support of tabling the Item and providing direction to staff to return with a revised tall wall policy.

Mayor Pro Tempore Prang spoke in opposition to the size of the proposed tall wall. He spoke in support of tabling the Item and providing direction to staff to return with a revised tall wall policy.

Mayor Duran spoke in support of tabling the Item, and directing staff to return to Council with a revision to the City's tall wall policy.

**ACTION:** Table the Item and direct staff to return to Council with proposed revisions to the City's tall wall policy that address new technologies and potential revenues from tall walls in the City. **Motion by Councilmember Heilman, Seconded by Councilmember Guarriello and approved.**

**3.B APPEAL OF PLANNING COMMISSION APPROVAL OF REQUEST TO DEMOLISH AN EXISTING SIX (6) UNIT MULTI-FAMILY APARTMENT BUILDING AND CONSTRUCT A NEW SIXTEEN (16) UNIT RESIDENTIAL CONDOMINIUM STRUCTURE [S. HEALY KEENE/J. KEHO/J. NOEL]:** An appeal of the Planning Commission's approval of permits to demolish a six unit apartment complex consisting of two, two-story buildings and construct a new four-story, sixteen unit

condominium building with one level of subterranean parking.

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

Jennifer Noel, Associate Planner, presented background information as outlined in the staff report dated January 22, 2008.

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

HEAVENLY WILSON, THE APPELLANT, spoke in opposition to the Item and in support of the appeal.

TODD ELLIOTT, ON BEHALF OF THE APPLICANT, spoke in support of the Item and in opposition to the appeal.

THOMAS FUCHS, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

PEGGY KENNEDY, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

LIZA AMTMANIS, LOS ANGELES, spoke in opposition to the Item and in support of the appeal.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke in support of the Item and in opposition to the appeal.

ROY OLDENKAMP, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

ALLEGRA ALLISON, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

SUSAN CANJURA, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

STEVE MARTIN, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

NOAH GLICK, LOS ANGELES, spoke in support of the Item and in opposition to the appeal.

GEORGE CREDLE, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

MICHAEL POLES, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

ELYSE EISENBERG, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

RUSSELL OROZCO, LOS ANGELES, spoke in support of the Item and in opposition to the appeal.

JOHNNY PUJOLS, LOS ANGELES, spoke in support of the Item and in opposition to the appeal.

ED BUCK, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

JERRY BARCA, LOS ANGELES, spoke in support of the Item and in opposition to the appeal.

ROB SCHNEIDER, PASADENA, spoke in opposition to the Item and in support of the appeal.

WILLIAM NEISH, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

DAVID KAPLAN, SANTA MONICA, spoke in support of the Item and in opposition to the appeal.

SUZETTE ERVIN, WEST HOLLYWOOD, spoke in support of the Item and in opposition to the appeal.

SCOTT WILSON, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

ANNA OMMANNEY, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

MIKE BUHLER, LOS ANGELES, spoke in opposition to the Item and in support of the appeal.

CERINA VINCENT, WEST HOLLYWOOD, spoke in support of the Item and in opposition to the appeal.

LEE STERN, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

JORDAN CHINICH, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

HEAVENLY WILSON, THE APPELLANT, provided rebuttal.

TODD ELLIOTT, ON BEHALF OF THE APPLICANT, provided rebuttal.

Mayor Duran closed the public hearing.

Councilmember Land, Councilmember Heilman, and Mayor Duran disclosed a recent visit to the site. Mayor Pro Tempore Prang and Councilmember Guarriello disclosed that they are familiar with the property but have not visited the site recently. Mayor Duran disclosed recent meetings with the Appellant and the Applicant.

Councilmember Land requested clarification from the City Attorney regarding the letters from the National Conservancy and the National Trust and their impact on the Item. She also requested clarification of the impact of a possible future historic designation from the State. She requested clarification regarding the possibility of certifying the EIR, but denying the development project. She thanked residents for coming out to speak regarding the Item. She spoke regarding concerns surrounding denying the appeal in light of the upcoming review of the property by the State.

Councilmember Heilman thanked residents for coming out to speak regarding the Item. He spoke regarding previous historic designations in the City. He spoke regarding the burdens on property owners associated with a historic designation. He spoke in support of certifying the EIR. He spoke regarding concerns surrounding the State reviewing the property for a historic designation, and spoke in support of historic preservation remaining a local decision. He spoke in opposition to designating the property as historic. He spoke regarding concerns surrounding the proposed new development.

Councilmember Guarriello spoke in support of certifying the EIR. He spoke in opposition to designating the property as historic and spoke in support of the Planning Commission decision.

Mayor Pro Tempore Prang spoke regarding concerns surrounding certifying the EIR and denying the appeal in light of the upcoming review of the property by the State. He spoke regarding concerns surrounding the proposed new project.

Mayor Duran spoke regarding concerns surrounding the public hearing process and the restricted input from the Historic Preservation Commission and the Planning Commission. He spoke in opposition to certifying the EIR.

**ACTION:** Continue the Item to the meeting of February 19, 2008, for additional information, if any, from the State Office of Historic Preservation, and limit public comment to allow each party to comment on and argue about the State's action.  
**Motion by Councilmember Land, Seconded by Councilmember Guarriello and passed with Mayor Pro Tempore Prang, Mayor Duran voting no.**

#### 4. UNFINISHED BUSINESS:

- 4.A. CO-SPONSORSHIP OF ANNUAL ACADEMY AWARDS VIEWING EVENTS [L. LONG/R. REYNOLDS/N. BEARD]:** City Council will consider co-sponsoring Academy Award viewing events including the APLA and Elton John AIDS Foundation viewing parties and approve road closures at San Vicente Blvd and Robertson Blvd.

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

- 4.B 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.

This Item was continued to the meeting of February 19, 2008

#### 5. NEW BUSINESS:

- 5.A RE-EVALUATE PARKING RESTRICTIONS, LIMITATIONS AND PROHIBITIONS ON ROBERTSON BOULEVARD [J. HEILMAN, F. SOLOMON]:** The City Council will consider directing the Transportation Division and Public Safety to re-evaluate current parking restrictions, limitations and prohibitions on Robertson Boulevard.

Councilmember Heilman presented background information as outlined in the staff report dated January 22, 2008.

**ACTION:** 1) Authorize Transportation Division and Public Safety to review the various issues outlined in their joint City Council Agenda Item dated January 17, 2006 (attached) and evaluate the need for continued enforcement of current parking restrictions, limitations and prohibitions on Robertson Boulevard; 2) Authorize Transportation Division to install new Robertson Boulevard signage in line with any re-evaluation; and 3) Authorize Public Information and Adjudication Services to publicize changes to any parking regulations on Robertson Boulevard to the public. **Motion by Councilmember Land, Seconded by Councilmember Heilman and approved.**

- 5.B EVALUATE FORECLOSURES IN THE CITY OF WEST HOLLYWOOD AND OFFER RESOURCE ASSISTANCE TO THOSE AFFECTED HOMEOWNERS [J. HEILMAN/F. SOLOMON]:** The City Council will consider directing the Rent Stabilization and Housing Division to evaluate foreclosures in the City of West Hollywood and to offer resource assistance to those affected homeowners.

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

**5.C SCHEDULE DATE FOR ELECTION OF MAYOR AND MAYOR PRO TEMPORE AND SCHEDULE DATE FOR INSTALLATION OF NEW MAYOR AND MAYOR PRO TEMPORE FOR CALENDAR YEAR 2008 [T. WEST/C. SCHAFFER]:** The City Council will consider confirming the dates for the election of the new Mayor and Mayor Pro Tempore and the Installation of the new Mayor and Mayor Pro Tempore for 2008.

City Council scheduled the Election of the new Mayor and Mayor Pro Tempore for March 17, 2008.

City Council scheduled the Installation Activities for the Mayor and Mayor Pro Tempore for April 21, 2008

**EXCLUDED CONSENT CALENDAR:**

None.

**PUBLIC COMMENT:**

None.

**6. LEGISLATIVE:**

**6.A** None.

**COUNCILMEMBER COMMENTS:**

None.

**ADJOURNMENT:** The City Council adjourned at 10:46 P.M. in memory of J.W. Moore, IV, Judith Meuli, Rex Bergstrand, Suzanne Pleshette, Ken Sherman's mother, Ron Wanless, Johnny Grant, Lee Sherman Dreyfus, Heath Ledger, Chris Worland's father, 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, February 4, 2008, at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

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JOHN J. DURAN, MAYOR

ATTEST:

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THOMAS R. WEST, CITY CLERK

