

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JUNE 16, 2008
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

CALL TO ORDER: Mayor Prang called the meeting to order at 6:39 P.M.

PLEDGE OF ALLEGIANCE: Councilmember Guarriello led the pledge.

ROLL CALL:

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

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 reported that the closed session was called to order at 6:00 P.M. He stated that there were no public speakers. He stated that two (2) Items were added to the Closed Session Agenda; one (1) Item of Potential Initiation of Litigation, and one (1) Claim filed against the City. He stated that the closed session adjourned at 6:30 P.M. with no reportable action taken.

APPROVAL OF AGENDA:

Councilmember Guarriello requested that Item 5.C. be moved to the Consent Calendar as Item 2.BB.

Councilmember Duran requested that Item 2.K. be moved to the Excluded Consent Calendar for discussion.

Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land to approve the June 16, 2008 agenda as amended and unanimously approved.

ADJOURNMENT MOTIONS:

Mayor Pro Tempore Land requested that the meeting be adjourned in memory of Kenneth A. Hardy, the father of Diane Hardy Garcia, and the father-in-law of City staff member Corrie Planck. She requested that the meeting be adjourned in memory of Jo Duffy, a long-time volunteer at the June Mazer Lesbian Archives.

Councilmember Duran requested that the meeting be adjourned in memory of the following soldiers who died in Iraq and Afghanistan since the last City Council meeting: Spc. Justin R. Mixon, Spc. Christopher D. McCarthy, Spc. Quincy J. Green, Pfc. Joshua E. Waltenbaugh.

PRESENTATIONS: None.

1. PUBLIC COMMENT:

ESTHER BAUM, WEST HOLLYWOOD, spoke regarding her attendance at the same-sex wedding ceremony at the Beverly Hills Court House.

RITA NORTON, WEST HOLLYWOOD, spoke regarding her attendance at the same-sex wedding ceremony at the Beverly Hills Court House and spoke regarding her upcoming 70th high school reunion.

SUSAN ANDERSON, ON BEHALF OF THE WEST HOLLYWOOD LIBRARY, spoke regarding upcoming events at the Library.

RIC RICKLES, WEST HOLLYWOOD, spoke regarding taxicab rates and overcharging in the City.

ROB BERGSTEIN, WEST HOLLYWOOD, spoke regarding fences being built on private properties that exceed the allowed height limits.

ANN ENGLISH, ON BEHALF OF PEOPLE ASSISTING THE HOMELESS, spoke regarding their annual graduation event and thanked the City for its continued support of PATH.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello spoke regarding the recent completion of the Los Angeles County Storm Drain project in the City and the effect on homes in the City that no longer need to carry flood insurance. He thanked Christopher Street West and City Staff for organizing the recent Gay Pride event in the City.

Councilmember Heilman spoke regarding public comment surrounding taxicab rates and overcharging in the City and requested staff to investigate the issue. He spoke regarding public comment surrounding illegal residential fence heights in the City and requested staff to investigate the issue. He spoke regarding the recent completion of the Los Angeles County Storm Drain project in the City and the effect on homes in the City that no longer need to carry flood insurance. He thanked Christopher Street West and City Staff for organizing the recent Gay Pride event in the City. He thanked City Staff for organizing the issuance of marriage licenses in the City. He spoke regarding Item 5.C. and provided further clarification on the Item.

Councilmember Duran spoke regarding concerns surrounding the recent presentation of a Rainbow Key Award by the Lesbian and Gay Advisory Board without adequate noticing of the Item. He spoke regarding the upcoming Rose Bowl Parade and the possibility of the City including a Silver Anniversary Float. He spoke regarding the issuance of same-sex marriages in California and spoke regarding potential safety issues and requested residents to take extra precautions. He spoke regarding the first same-sex wedding performed in San Francisco.

Mayor Pro Tempore Land spoke regarding the issuance of marriage licenses in the City and requested people to pre-register on the Los Angeles County Registrar-Recorder website. She thanked City Staff for organizing the issuance of marriage licenses in the City. She thanked Christopher Street West and City Staff for organizing the recent Gay Pride event in the City. She spoke regarding a recent performance of the West Hollywood Elementary School. She spoke regarding the recent Economic Summit event in the City. She spoke regarding the upcoming Summer Sounds concert series that begins Sunday, June 22, 2008.

Mayor Prang spoke regarding the upcoming Russian Cultural Festival in the City. He thanked City Staff and Christopher Street West for organizing the recent Gay Pride event in the City. He spoke regarding an upcoming Neighborhood Watch meeting on Flores Street. He spoke regarding public comment surrounding illegal residential fence heights in the City and requested staff to investigate the issue. He spoke regarding Item 2.P. and the possibility of changing the review process for similar projects in the future.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding Item 5.A. and provided further clarification of the Item.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$2,506,230.00 in expenditures and \$(113,488.00) in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G.,H., I.,J.,L.,M.,N.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Y.,Z.,AA.,BB. **Motion by Councilmember Guarriello, seconded by Councilmember Heilman and unanimously approved with Mayor Prang voting NO on Item 2.Q.**

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, June 16, 2008 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, June 12, 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 June 2, 2008. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 604, RESOLUTION NO. 08-3694:

The City Council is requested to approve payment of bills due as presented by the Director of Finance.

ACTION: Approve Demand Register No. 604 and adopt Resolution No. 08-3694 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 604." **Approved as part of the Consent Calendar.**

2.D. TREASURER'S REPORT FOR FEBRUARY AND MARCH 2008:

The City Council will receive the Treasurer's Reports for the months ended February and March 2008 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.E. ORDINANCE NO. 08-787 (2ND READING), AMENDING TITLE 19 (ZONING ORDINANCE) REGARDING OPEN SPACE REQUIREMENTS IN MIXED-USE PROJECTS AND AMENDING THE MUNICIPAL CODE: [T. WEST, C. SCHAFFER]

The City Council will waive further reading and adopt Ordinance No. 08-787, a proposed ordinance amending Title 19 (Zoning Ordinance) regarding open space requirements in mixed-use projects and amending the Municipal Code.

ACTION: Waive further reading and adopt Ordinance No. 08-787, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 (ZONING ORDINANCE) REGARDING OPEN SPACE REQUIREMENTS IN MIXED-USE PROJECTS AND AMENDING THE MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.F. 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.G. PROPOSED RESOLUTION APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA: [A. GANDHY, G. SCHUCHARD]

The City Council will consider amending the loan agreement between the City of West Hollywood and the West Hollywood Community Development Commission (CDC) for the East Side Redevelopment Project.

ACTION: 1) Adopt Resolution No. 08-3695, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA"; and 2) Authorize the City Manager to execute the Loan Documents.
Approved as part of the Consent Calendar.

2.H. CITY OF WEST HOLLYWOOD INVESTMENT POLICY: [A. GANDHY, G. SCHUCHARD]

The City Council will consider adopting the annual resolution for the City's investment policy.

ACTION: Adopt Resolution No. 08-3696, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A STATEMENT OF INVESTMENT POLICY AND RESCINDING RESOLUTION NO. 07-3545". **Approved as part of the Consent Calendar.**

2.I. APPROVAL OF AMENDMENT 1 TO THE PROFESSIONAL SERVICES AGREEMENT WITH PROJECT PARTNERS INC. FOR AS-NEEDED PUBLIC WORKS INSPECTION SERVICES: [O. DELGADO, S. PERLSTEIN]

City Council will consider approval of an amendment to the professional service agreement with Project Partners Inc. to extend the term for as-needed Public Works Inspection Services.

ACTION: Approve Amendment 1 to the professional services Agreement with Project Partners and authorize the City Manager to sign the Amendment. **Approved as part of the Consent Calendar.**

2.J. PROPOSED RESOLUTION AUTHORIZING THE HUMAN RESOURCES MANAGER TO EXECUTE THE APPLICATION AGREEMENT FOR MEDICARE COVERAGE: [V. LOVE, L. BOCK, S. SCHUMACHER]

The City Council will consider a proposed resolution which authorizes the Human Resources Manager to execute the Application and Agreement for Medicare coverage for employees hired prior to April 1, 1986.

ACTION: Adopt Resolution No. 08-3697, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING HUMAN RESOURCES MANAGER TO EXECUTE AN APPLICATION AND AGREEMENT (PERS-MED-32D) FOR MEDICARE COVERAGE ELECTION. **Approved as part of the Consent Calendar.**

2.K. CONTRACT WITH ALPHA CONSTRUCTION TO BOARD UP THE BUILDINGS AT THE 1343 LAUREL AVENUE PROPERTY IN ACCORDANCE WITH HISTORIC STANDARDS: [A. WINDERMAN, J. SKORNECK, E. SAVAGE]

ACTION: This item was moved to the Excluded Consent Calendar.

2.L APPROVAL OF A CONTRACT RENEWAL WITH THE LA GAY & LESBIAN CENTER FOR DOMESTIC VIOLENCE SAFETY PLAN COUNSELING SERVICES: [K. COOK, B. SMITH]

The City Council will consider approval of a contract with the LA Gay & Lesbian Center for Domestic Violence Safety Plan Counseling Services.

ACTION: 1) Authorize the City Manager to execute a contract with LA Gay & Lesbian Center's STOP Domestic Violence Program for Domestic Violence Safety Plan Counseling Services; and 2) Approve the expenditure of \$94,000 for a two-year contract with the LA Gay & Lesbian Center for Safety Plan Counseling Services for victims of domestic violence. The term of this contract will be for July 1, 2008 to June 30, 2010. **Approved as part of the Consent Calendar.**

2.M. APPROVAL OF A TWO YEAR CONTRACT RENEWAL WITH THE MAPLE COUNSELING CENTER FOR CRISIS COUNSELING SERVICES FOR THE CITY OF WEST HOLLYWOOD: [K. COOK, B. SMITH]

The City Council will consider the renewal of a contract with The Maple Counseling Center to fund the Crisis Response Team which provides crisis counseling services for the West Hollywood community.

ACTION: 1) Authorize the City Manager to execute a contract with The Maple Counseling Center for emergency crisis response counseling services for the City of West Hollywood; and 2) Approve the expenditure of \$53,000 for July 1, 2008 to June 30, 2010 for a two year contract with The Maple Counseling Center for Emergency Crises Response Counseling Services for the City of West Hollywood. **Approved as part of the Consent Calendar.**

2.N. APPROVAL OF A CONTRACT FOR SECURITY GUARD SERVICES WITH SHIELD SECURITY, INC.: [K. COOK, B. SMITH]

The City Council will consider approving a two year contract for monthly security guard services at City Hall and Plummer Park and for special events as approved by the City with Shield Security, Inc.

ACTION: Authorize the City Manager to execute a two year contract with Shield Security, Inc. for monthly security guard services in an amount not to exceed \$220,000 and for special events services at the rates specified in the contract. **Approved as part of the Consent Calendar.**

2.O. APPROVAL OF AN AMENDMENT TO A CONTRACT FOR SECURITY GUARD SERVICES WITH SHIELD SECURITY, INC. FOR MARRIAGE LICENSE ISSUANCES AT WEST HOLLYWOOD PARK: [T. WEST, C. SCHAFFER]

The City Council will consider approving an amendment to a contract for security guard services with Shield Security, Inc. during the issuance of marriage licenses at West Hollywood Park.

ACTION: Authorize the City Manager to execute an amendment to the 2007-2008 contract with Shield Security, Inc. for security guard services to approve an additional expenditure of up to \$15,000 for security guard services at the rates specified in the contract during the issuance of marriage licenses in June 2008. **Approved as part of the Consent Calendar.**

2.P. MILLS ACT CONTRACT 2007-002 FOR PROPERTY LOCATED AT 819-825½ SWEETZER AVENUE: [S. KEENE, J. KEHO, J. ALKIRE]

The City Council will consider approving a Mills Act Contract with Boutique Homes, LLC, the owner of 819-825½ Sweetzer Avenue.

ACTION: Approve Historic Property Preservation Agreement (Mills Act Contract) between the City of West Hollywood and the owner of the property at 819-825½ Sweetzer Avenue, Boutique Homes, LLC and authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

2.Q. AMENDMENT TO AGREEMENT FOR SERVICES WITH METROPOLITAN GROUP FOR FUNDRAISING ACTIVITIES RELATED TO THE NEW WEST HOLLYWOOD LIBRARY CAMPAIGN FOR FISCAL YEAR 2008-2009: [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 \$320,000 for activities related to the new West Hollywood Library fundraising campaign for the period of July 1, 2008 – June 30, 2009.

ACTION: 1) Approve an amendment to an agreement for services with the Metropolitan Group in an amount not to exceed \$320,000 for fundraising services for the new West Hollywood Library for year 2 of the Fundraising Campaign budget; 2) Approval of this funding is based on the stipulation that the City will provide a loan to the West Hollywood Library Steering Fund for this year's campaign activity and expenditures; 3) Authorize the Director of Finance to disburse funds for this activity from General Fund Account 100-171010; 4) Staff will return to the City Council at a later date with loan agreement, terms and authorizing resolution; and 5) Authorize the City Manager to sign and execute all documents. **Approved as part of the Consent Calendar with Mayor Prang voting NO.**

2.R. AGREEMENT FOR SERVICES WITH WEST HOLLYWOOD CHAMBER OF COMMERCE FOR FISCAL YEAR 2008-2009: [R. REYNOLDS, J. HUFFER]

The City Council will consider approving an agreement between the City and the West Hollywood Chamber of Commerce to provide a range of business development programs for the City in Fiscal Year 2008 - 2009.

ACTION: 1) Approve an agreement with the West Hollywood Chamber of Commerce in the amount not to exceed \$30,000 to provide a range of business development programs and services; 2) Authorize the Director

of Economic Development to approve on a case by case basis the sponsorship of Chamber activities in an amount not to exceed \$6,000; and 3) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.S. EXTENSION OF AGREEMENT WITH ACS STATE AND LOCAL SOLUTIONS, INC. FOR EXTENSION OF THE PHOTO ENFORCEMENT PROGRAM: [O. DELGADO, S. PERLSTEIN]

City Council will consider approval of a two (2) year contract extension with ACS State and Local Solutions, Inc. to provide the photo enforcement program.

ACTION: 1) Approve the Agreement with ACS State and Local Solutions, Inc. to extend the agreement to June 30, 2010, with a not to exceed amount set forth in the approved 2008-2010 City budget, and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

2.T. ANNUAL ARTS GRANT GUIDELINES 2009: [R. REYNOLDS, A. CAMPBELL]

The Council will consider approving the Annual Arts Grant Guidelines for 2009 and the Arts Participation Grant Guidelines for 2008-2009 as recommended by the Arts and Cultural Affairs Commission.

ACTION: 1) Approve grants criteria for the 2009 Arts Grant and 2008-2009 Arts Participation Grant programs; 2) Approve an Arts Grant and Arts Participation Grant budget of \$75,000 (\$70,000 in grants through the Arts Grant Program and \$5,000 in grants through the Arts Participation Grant Program); and 3) Approve the review process for the Arts Grant and Arts Participation Grant programs. **Approved as part of the Consent Calendar.**

2.U. GRANT APPLICATION AND EXPENDITURE PLAN FOR THE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: [K. COOK, B. GOLDMAN]

The City Council will consider authorizing Public Safety staff to apply for and then accept, if applicable, the US Department of Justice's Bureau of Justice Assistance allocation for the Justice Assistance Grant (JAG) Program for Federal Fiscal Year 2008.

ACTION: 1) Authorize staff to apply for and accept, if applicable, the US Department of Justice's Bureau of Justice Assistance allocation to the City of West Hollywood of \$11,372 for the Justice Assistance Grant (JAG) Program for Federal Fiscal Year 2008; 2) If the grant is awarded, authorize the Director of Finance to adjust the budget in fiscal year 2008-09 to reflect the actual grant award of \$11,372 for a total of \$11,372 in increased budgeted expenditures and revenues; 3) Authorize the expenditure of JAG funds for the continuation of the City Parks Patrol Program; 4) Authorize the expenditure of remaining grant funds to be used for special patrols as necessary with the approval of the City Manager, the Public Safety Manager, and the Sheriff's Captain; and 5) Authorize the

City Manager to reprogram all savings and interest earnings towards the City Parks Patrol Program or special patrols. **Approved as part of the Consent Calendar.**

2.V. MID-YEAR REPORT ON SOCIAL SERVICES PROGRAMS: [L. LONG, D. DENNIS]

The City Council will receive the mid-year report of Social Services contract programs.

ACTION: Receive and file the mid-year report. **Approved as part of the Consent Calendar.**

2.W. LEGISLATIVE REPORT ON ISSUES AFFECTING WOMEN: [C. PLANCK, L. FOOKS]

The City Council will consider taking positions as recommended by the Women's Advisory Board on several bills affecting women.

ACTION: 1) Adopt Resolution No. 08-3698, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE REPRODUCTIVE JUSTICE BILL, SB 1770 (PADILLA)"; 2) Adopt Resolution No. 08-3699, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE INVEST IN KIDS ACT, HR 5466 (MCDERMOTT)"; 3) Adopt Resolution No. 08-3700, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE INTERNATIONAL PROTECTING GIRLS BY PREVENTING CHILD MARRIAGE ACT, HR 31775 (MCCOLLUM) AND INTERNATIONAL CHILD MARRIAGE PREVENTION ACT, S 1998 (DURBIN)"; and 4) Direct staff to send copies of signed resolution to appropriate elected officials and organizations, including U.S. Senator Dianne Feinstein, U.S. Senator Barbara Boxer, Congressman Henry Waxman, State Senator Sheila Kuehl, State Senator Mike Feuer, the National Organization for Women, and the National Women's Law Center. **Approved as part of the Consent Calendar.**

2.X. LEGISLATIVE REPORT FROM HELYNE MESHAR & ASSOCIATES, CITY LOBBYIST: [P. AREVALO, K. KRIETZMAN]

The City Council will receive a Legislative Report and attachments detailing legislative activities current as of June 9, 2008 from Helyne Meshar & Associates.

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

2.Y. MARKETING OF WEST HOLLYWOOD AS SAME SEX WEDDING DESTINATION OF THE WEST COAST: [J. DURAN, S. GUARRIELLO, H. MOLINA, D. SAUR]

The City Council will consider adopting a comprehensive plan to make West Hollywood "the" same sex wedding destination of the West Coast.

ACTION: 1) Direct the Economic Development Department (EDD), the Marketing and Visitors Bureau (M&VB) and the West Hollywood Chamber of Commerce to coordinate with local hotels and wedding services

providers so that prospective same sex couples can easily access vendors and organize their same sex weddings in West Hollywood; 2) Direct the Public Information Office (PIO) to include information on the City's web page about services provided by local vendors and their contact information; 3) Direct the City Clerk's office work in coordination with PIO, EDD and M&VB staff so that information for all wedding-related services can be found on a single place and to ensure that the information provided to the public is consistent; and 4) Direct Community Development Staff (CDD) staff to develop a policy aimed at accommodating the increased amount of special event permits hotels and other venues will need to accommodate a higher rate of wedding celebrations. **Approved as part of the Consent Calendar.**

2.Z. CO-SPONSORSHIP OF LA WEEKLY FOOD EVENT: [J. HEILMAN, F. SOLOMON, R. REYNOLDS, A. CAMPBELL, L. LONG]

The City Council will approve co-sponsorship of a food event in West Hollywood Park produced by the LA Weekly.

ACTION: 1) Approve the co-sponsorship and waive all permitted fees; and 2) Approve the selling of beer and wine. **Approved as part of the Consent Calendar.**

2.AA. A RESOLUTION OPPOSING AB 212 (FUENTES), AN ACT TO ADD SECTION 65862.5 TO THE GOVERNMENT CODE, LIMITING MUNICIPAL ZONING CHANGES RELATED TO EXISTING GENERAL PLANS: [J. PRANG, J. STEVENS]

The City Council will consider adopting a resolution opposing AB 212 (Fuentes), which would limit the ability of the municipal governments to make zone changes in areas where community plans are inconsistent with existing general plans.

ACTION: 1) Adopt Resolution No. 08-3701, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING AB 212 (FuENTES), AN ACT TO add section 65862.5 to the government code, limiting municipal zoning changes related to existing general plans; and 2) Direct staff to send copies of signed resolutions to State Assemblymember Felipe Fuentes, State Senators Gloria Negrete McLeod and Sheila Kuehl, Speaker Karen Bass and Assemblymember Mike Feuer. **Approved as part of the Consent Calendar.**

2.BB. (5.C.) DEVELOPMENT OF PROTOTYPES FOR "GRANNY FLATS": [J. HEILMAN, F. SOLOMON]

This item asks Council to consider directing the Department of Rent Stabilization and Housing to work with the Community Development Department to design several prototypical "granny flat" units for lots in West Hollywood and, if necessary, recommend changes to our zoning ordinance to accommodate these structures and expedite their approval.

ACTION: Direct the Department of Rent Stabilization and Housing to work with the Community Development Department to design several

prototypical “granny flat” units for lots in West Hollywood and, if necessary, recommend changes to our zoning ordinance to accommodate these structures and expedite their approval. **Approved as part of the Consent Calendar.**

THE CITY COUNCIL RECESSED AND RECONVENED AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION: 7:13 P.M.

The Community Development Commission approved the minutes from the April 7, 2008 meeting; adopted the proposed 2008-2009 Operating Budget and 2008-2013 Capital Work Plan; and adopted a resolution approving and accepting the loan with the City of West Hollywood for the Eastside Project Area. 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 WEST HOLLYWOOD CITY COUNCIL: 7:14 P.M.

3. PUBLIC HEARINGS:

3.A. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT: [R. REYNOLDS, J. HUFFER, M. LOUIE]

The City Council will conduct a public hearing and consider adopting a resolution to establish the Avenue of Arts and Design Business Improvement District assessment for fiscal year 2008-2009 and approving an agreement with the West Hollywood Marketing and Visitors Bureau to administer the program.

City Clerk West stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, and Maribel Louie, Economic Development Coordinator, provided background information as outlined in the staff report dated June 16, 2008.

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

BRAD BURLINGAME, ON BEHALF OF THE WEST HOLLYWOOD MARKETING AND VISITORS BUREAU, spoke in support of the Item.

Mayor Prang closed the public hearing.

ACTION: 1) Adopt Resolution No. 08-3702, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH

THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT"; and 2) Approve an Agreement for Services between the City and the West Hollywood Marketing and Visitors Bureau to administer the 2008-2009 Avenues of Art and Design BID work program and, authorize the City Manager to sign the agreement. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land and unanimously approved with additional direction to modify the work plan to include advancement of same-gender marriage marketing.**

3.B. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE): [R. REYNOLDS, J. HUFFER, M. LOUIE]

The City Council will conduct a public hearing and consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for 2007-2008 and approve an Agreement for Services with the West Hollywood Convention and Visitors Bureau to administer the program of work.

City Clerk West stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, provided background information as outlined in the staff report dated June 16, 2008.

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

BRAD BURLINGAME, ON BEHALF OF THE WEST HOLLYWOOD MARKETING AND VISITORS BUREAU, spoke in support of the Item.

Mayor Prang closed the public hearing.

ACTION: 1) Adopt Resolution 08-3703, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD AND LEVYING A CHARGE (ASSESSMENT) IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT (HOTEL MARKETING BENEFIT ZONE) FOR FISCAL YEAR 2008-2009"; and 2) Approve a 3-year Agreement for Services between the City and the West Hollywood Marketing and Visitors Bureau; and, authorize the City Manager to sign the Agreement. **Motion by Mayor Pro Tempore Land, seconded by Councilmember Guarriello and unanimously approved with additional direction to modify the work plan to include advancement of same-gender marriage marketing.**

3.C. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET

STRIP BUSINESS IMPROVEMENT DISTRICT: [R. REYNOLDS, J. HUFFER, M. LOUIE]

The City Council will conduct a public hearing and consider adopting a resolution to renew the Sunset Strip Business Improvement District assessment for fiscal year 2008-2009 and approving an agreement with the Sunset Strip Business Improvement District to administer the work program for fiscal year 2008-2009.

City Clerk West stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, provided background information as outlined in the staff report dated June 16, 2008.

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

TODD STEADMAN, ON BEHALF OF THE SUNSET STRIP BUSINESS ASSOCIATION, spoke in support of the Item.

TERI GUSTAFSON, WEST HOLLYWOOD, spoke in support of the Item.

Mayor Prang closed the public hearing.

ACTION: 1) Adopt Resolution No. 08-3704, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT"; and 2) Approve an agreement between the City and the Sunset Strip Business Association to administer the 2008-2009 Sunset Strip Business Improvement District work program; and, authorize the City Manager to sign the agreement. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land and unanimously approved with additional direction to modify the work plan to include advancement of same-gender marriage marketing.**

3.D. CONFIRMATION OF AN ASSESSMENT AND DIAGRAM FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE: [R. REYNOLDS, J. HUFFER, M. LOUIE]

The City Council will conduct a public hearing and consider adopting a resolution confirming a diagram and the levy of assessments for the Santa Monica Boulevard Maintenance District for fiscal year 2008-2009.

City Clerk West stated that the Item was noticed as required by law.

Jeffrey Huffer, Economic Development Project Administrator, provided background information as outlined in the staff report dated June 16, 2008.

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

Mayor Prang closed the public hearing.

Councilmember Heilman thanked City Staff and the West Hollywood Marketing and Visitor's Bureau and Sunset Strip Business Association for all their work.

ACTION: Adopt Resolution No. 08-3705, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2008-2009 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE." **Motion by Mayor Pro Tempore Land, seconded by Councilmember Guarriello and unanimously approved.**

3.E. APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF A REQUEST TO DEMOLISH ONE SINGLE-FAMILY DWELLING AND CONSTRUCT A TWO-STORY, THREE-UNIT CONDOMINIUM BUILDING LOCATED AT 1246 N. GENESEE AVENUE: [J. KEHO, M. BARNEY]

The City Council will hold a public hearing to consider an appeal by Lee Ramirez, regarding the Planning Commission's approval of a project to develop a two-story; three-unit condominium building located 1246 N. Genesee Avenue, West Hollywood, California.

City Clerk West stated that the Item was noticed as required by law.

Michael Barney, Assistant Planner, provided background information as outlined in the staff report dated June 16, 2008.

Mayor Pro Tempore Land and Councilmember Heilman disclosed a recent visit to the project site.

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

LARRY RAMIREZ, THE APPELLANT, spoke in opposition to the Item and in support of the appeal.

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

ROB BERGSTEIN, WEST HOLLYWOOD, spoke in support of the Item and in opposition to the appeal.

STEVEN GOLDMAN, WEST HOLLYWOOD, spoke in opposition to the Item and in support of the appeal.

RICHARD PARDOR, LOS ANGELES, 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.

BRUNO BONDANELLI, ON BEHALF OF THE APPLICANT, provided rebuttal.

LARRY RAMIREZ, THE APPELLANT, provided rebuttal.

Mayor Prang closed the public hearing.

City Attorney Jenkins spoke regarding public comments surrounding noticing of the Item and provided further clarification.

Councilmember Heilman spoke in support of the project and stated that the project meets the City's current zoning standards. He spoke regarding the possibility of adding conditions to help mitigate the impacts of construction on neighboring residents.

Councilmember Guarriello spoke in support of the project. He spoke regarding the possibility of adding conditions to help mitigate the impacts of construction on neighboring residents.

Mayor Pro Tempore Land spoke in support of the project and spoke regarding parking concerns during the construction process. She spoke regarding the possibility of adding conditions to help mitigate the impacts of construction on neighboring residents.

Mayor Duran spoke in support of the Item and stated that the project meets the City's current zoning standards.

ACTION: 1) Adopt Resolution No. 08-3706, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEAL OF LEE RAMIREZ AND UPHOLDING THE PLANNING COMMISSION ACTION TO ADOPT A NEGATIVE DECLARATION AND

CONDITIONALLY APPROVE DEMOLITION PERMIT 2007-027, AND DEVELOPMENT PERMIT 2007-036, ON AN APPLICATION BY CHRISTOPHER BELLUSCIO TO PERMIT THE DEMOLITION OF ONE SINGLE-FAMILY DWELLING AND THE CONSTRUCTION OF A TWO-STORY, THREE-UNIT CONDOMINIUM BUILDING AT 1246 N. GENESEE AVENUE, WEST HOLLYWOOD, CALIFORNIA.” (EXHIBIT A); and 2) Adopt Resolution No. 08-3707, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING THE APPEAL OF LEE RAMIREZ AND UPHOLDING THE PLANNING COMMISSION ACTION TO CONDITIONALLY APPROVE TENTATIVE TRACT MAP 2007-021 (MINOR LAND DIVISION 070079) FOR THE PROPERTY LOCATED AT 1246 N. GENESEE AVENUE, WEST HOLLYWOOD, CALIFORNIA.” (EXHIBIT B) **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Land and unanimously approved with the following additional condition in Resolution 08-3706: Section 5.11) q) To provide additional materials to the building adjacent to minimize impacts during construction, including, but not limited to, double-paned windows and air conditioning.**

4. UNFINISHED BUSINESS:

4.A. AGREEMENT FOR DESIGN SERVICES - 25TH ANNIVERSARY CAPITAL CAMPAIGN: PHASE I, PLUMMER PARK MASTER PLAN IMPLEMENTATION: [J. ENGLISH, L. LONG, S. BAXTER]

Council will consider approving an Agreement for Architectural Design Services with Pugh+Scarpa – Olin Partnership for the Phase I Plummer Park Master Plan Project.

Sam Baxter, Facilities and Landscape Manager, provided background information as outlined in the staff report dated June 16, 2008.

ACTION: 1) Approve an Agreement with Pugh+Scarpa – Olin Partnership for design-related architectural services in respect to the Phase I Plummer Park Master Plan Project in an amount not to exceed \$2,319,568; 2) Authorize the expenditure of an amount not to exceed \$231,957 for related project design components and design contingencies as approved by the Human Services Director; 3) Authorize the City Manager to execute the Agreement for Design Services and all related documents; 4) Approve the establishment of a Design Steering Committee as described in this report; and 5) Appoint Mayor Pro Tempore Land and Councilmember Duran as members of the Design Steering Committee with Councilmember Heilman appointed as the alternate. **Motion by Mayor Pro Tempore Land, seconded by Councilmember Duran and unanimously approved.**

4.B. BICYCLES ON SIDEWALKS: [S. KEENE, T. SLIMMER]

The City Council will consider the Transportation Commission recommendations regarding the operation of bicycles and other non-pedestrian transportation on City Sidewalks.

Terri Slimmer, Transportation and Transit Manager, provided background information as outlined in the staff report dated June 16, 2008.

SIBYL ZADEN, WEST HOLLYWOOD, spoke in opposition to allowing bicycles on sidewalks.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding parking in bicycle lanes. She spoke in support of strict enforcement of reckless bicycle riders on the sidewalks.

GRACIELA IPARRAGUIRRE, WEST HOLLYWOOD, spoke in support of the Item.

BILL JAMAIL, LOS ANGELES, spoke in opposition to allowing bicycles on sidewalks.

Councilmember Duran spoke regarding concerns surrounding enforcement logistics of the revised Ordinance. He spoke regarding the lack of bicycle lanes in the City and surrounding areas. He spoke in support of bicycles on sidewalks as opposed to the dangers to bicyclists on City streets.

Councilmember Guarriello spoke in opposition to bicycles on sidewalks and encouraged cyclists to choose less crowded routes as opposed to bicycling on major City streets.

Councilmember Heilman spoke in support of the Item. He spoke regarding the need for cyclists to use sidewalks for safety reasons. He spoke regarding the increased use of bicycles as primary forms of transportation. He spoke regarding the need for effective enforcement of the Ordinance.

Mayor Pro Tempore Land spoke in support of the Item. She spoke regarding the need for effective education to the community and effective enforcement of the Ordinance. She spoke in support of improved signage for cyclists under the new Ordinance.

Mayor Prang spoke regarding the complexity of the issue of bicycles on the sidewalks. He spoke regarding safety concerns surrounding the senior and disabled community and bicycles on sidewalks. He spoke regarding the need for effective enforcement of the Ordinance. He spoke

in support of improved signage for cyclists under the new Ordinance. He spoke in support of the Item.

ACTION: 1) Revise the Municipal Code to amend the Traffic Code to regulate the operation of bicycles and other non-pedestrian modes on City sidewalks; 2) At adoption of revisions, commence a 60-day public notice and “warning” period advising of the Municipal Code revisions; 3) Support implementation of ongoing public programs to bicycle safety and awareness; and 4) Direct staff to return with revised Ordinance. **Carried by Consensus of the Council with Councilmember Duran voting NO.**

5. NEW BUSINESS:

5.A. ADOPTION OF THE PROPOSED 2008-2009 OPERATING BUDGET AND 2008-2013 CAPITAL WORK PLAN: [P. AREVALO, A. GANDHY, D. WILSON, V. LOVE, L. BOCK, S. SCHUMACHER]:

The City Council will consider adopting the City of West Hollywood Operating Budget for Fiscal Years 2008-2009 and Capital Work Plan for Fiscal Years 2008-2013. The fiscal year 2009-2010 operating budget is presented in the budget document for planning purposes and will be updated prior to the start of that fiscal year.

David Wilson, Budget and Compensation Manager, provided background information as outlined in the staff report dated June 16, 2008.

DAVID WARREN, WEST HOLLYWOOD, spoke regarding the possibility of traffic improvements on the Westside of the City. He spoke regarding the payment of unfunded pension liabilities in the budget.

Mayor Pro Tempore Land thanked City staff for their work in bringing the budget forward. She requested further clarification from the City Manager of the payment of unfunded pension liabilities in the budget. She spoke in support of the five Primary Strategic Goals in the budget. She spoke regarding concerns surrounding the 2009-2010 operating budget and the need to look for additional sources of revenues. She spoke in support of the increases in school grant funding. She spoke in support of funding for environmental programs in the City. She spoke in support of additional funding for the Homeless Initiative in the budget.

Councilmember Duran spoke regarding the displacement of non-profit organizations in the City. He spoke regarding possible revenue losses in the coming years. He thanked City staff for their work in bringing the budget forward.

Councilmember Heilman thanked City staff for their work in bringing the budget forward. He spoke regarding the Homeless Initiative presented in the budget and concerns surrounding its implementation process. He

spoke regarding the future acquisition of public vehicles and the need to ensure that they are compatible for disabled and senior residents. He spoke regarding the possibility of revamping the City's Farmer's Market program. He spoke regarding developing programs to assist people who are living in poverty. He spoke regarding the future loss of hotel settlement funds in the City, and requested staff to investigate the development of replacement funding. He spoke in support of 25th Anniversary Capital Campaign, but spoke regarding concerns surrounding the use of redevelopment funds for the Plummer Park Master Plan and requested staff to investigate other possible sources of funding.

City Manager Arevalo provided clarification of the funding for the 25th Anniversary Capital Campaign.

ACTION: 1 Adopt Resolution Number 08-3708, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE BUDGET FOR FISCAL YEAR 2008-2009" as specified in the Statement of Changes to Fund Balance (Attachment A), or as amended by the City Council; 2) Approve the classification specification for the new position of Senior Administrative Analyst within the Facilities and Field Services Division of the Human Services Department and authorize the salary placement of Grade 5290 with a salary of \$79,904 to \$102,099 annually (Attachment B); 3) Approve the classification specification for the new position of Economic Development Manager within the Economic Development Department and authorize the salary of \$112,322 to \$143,523 annually (Attachment C); and 4) Adopt the division work plans presented in the 2008-2010 Budget (Previously provided to the City Council and available online and at the City Clerk's office). **Motion by Mayor Pro Tempore Land, seconded by Councilmember Guarriello and unanimously approved.**

5.B. ZONE TEXT AMENDMENT TO MODIFY PROCEDURE FOR CULTURAL RESOURCE DESIGNATION APPLICATIONS: [S. KEENE, J. KEHO, F. CONTRERAS]

The City Council will consider directing staff to amend the Zoning Ordinance regarding when a nomination for cultural resource designation can be accepted and processed.

Francisco Contreras, Associate Planner, provided background information as outlined in the staff report dated June 16, 2008.

WILLIAM NEISH, WEST HOLLYWOOD, spoke in support of the Item.

Councilmember Heilman spoke regarding concerns surrounding the need for the proposed Zoning Ordinance amendment and the additional level of bureaucracy that it creates for developers and the Historic Preservation Commission. He spoke regarding the need to separate the historic

designation process from the issue of protecting affordable housing. He spoke in opposition to the Item.

Councilmember Duran spoke in support of the Item and the need for the public to be heard on issues concerning their housing.

Mayor Pro Tempore Land spoke regarding the process of designating a historic property and the need to separate it from the issue of protecting affordable housing. She spoke in support of only including R1 and Commercial properties in the Zoning Ordinance amendment.

Mayor Prang spoke in support of the Item. He spoke regarding the possibility of properties becoming potentially viable for historic preservation in the future. He spoke regarding the additional clarity the proposed Zoning Ordinance amendment would provide to potential developers.

ACTION: Direct staff to return with a zone text amendment to modify the procedure for accepting Cultural Resource Designation applications.
Motion by Councilmember Duran, seconded by Councilmember Guarriello and approved with Mayor Pro Tempore Land voting NO.

5.C. DEVELOPMENT OF PROTOTYPES FOR "GRANNY FLATS": [J. HEILMAN, F. SOLOMON]

ACTION: This Item was moved to the Consent Calendar as Item 2.BB.

EXCLUDED CONSENT CALENDAR:

2.K. CONTRACT WITH ALPHA CONSTRUCTION TO BOARD UP THE BUILDINGS AT THE 1343 LAUREL AVENUE PROPERTY IN ACCORDANCE WITH HISTORIC STANDARDS: [A. WINDERMAN, J. SKORNECK, E. SAVAGE]

The City Council will consider approving a contract to board up the buildings at 1343 Laurel Avenue in accordance with historic standards.

ALLEGRA ALLISON, WEST HOLLYWOOD, spoke in opposition to the Item and spoke regarding the possibility of issuing marriage licenses and holding civil ceremonies on the property.

WILLIAM NEISH, WEST HOLLYWOOD, spoke in opposition to the Item and spoke regarding the possibility of issuing marriage licenses and holding civil ceremonies on the property.

ED BUCK, WEST HOLLYWOOD, spoke in opposition to the Item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the Item and spoke regarding the possibility of issuing marriage licenses and holding civil ceremonies on the property.

GRACIELA IPARRAGUIRRE, WEST HOLLYWOOD, spoke in opposition to the Item and spoke regarding the possibility of issuing marriage licenses and holding civil ceremonies on the property.

PEGGY KENNEDY, WEST HOLLYWOOD, spoke in opposition to the Item and spoke regarding the possibility of holding Senior Advisory Board meetings on the property.

JACK MERRILL, LOS ANGELES, spoke in opposition to the Item and spoke regarding the possibility of issuing marriage licenses and holding civil ceremonies on the property.

Councilmember Duran requested additional clarification from staff regarding the process of boarding up the property. He spoke in support of preserving the historic doors and cleaning up the debris at the property.

Councilmember Heilman spoke regarding the possibility of tabling the Item and investigating other possibilities for securing the property and amending the City's Ordinance regarding boarding up properties. He spoke in opposition to the issuing of marriage licenses at the property.

Mayor Pro Tempore Land spoke regarding security concerns at the property and the need to properly preserve the property.

Mayor Prang spoke regarding the need to properly preserve the property. He spoke regarding investigating the possibility of short-term uses for the site for City events.

ACTION: Approve a contract with Alpha Construction, Inc. for the property located at the 1343 Laurel Avenue buildings for \$56,786.27 with the following direction to staff: 1) Preserve the historic doors on the property; 2) Clean up debris on the property; 3) Direct the Community Development Director to consider modified security measures; 4) Direct staff to investigate the possibility of revising the City's Ordinance regarding the boarding up of properties; and 5) Direct staff to return to Council if it is determined that the property at 1343 Laurel Avenue should be boarded up. **Motion by Councilmember Duran, seconded by Councilmember Guarriello and unanimously approved.**

PUBLIC COMMENT:

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding her long-time activism in the City.

6. LEGISLATIVE: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 10:39 P.M. in memory of Kenneth A. Hardy, Jo Duffy, 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, July 21, 2008 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.