

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, NOVEMBER 3, 2008  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BOULEVARD**

**CALL TO ORDER:** Mayor Prang called the meeting to order at 6:40 P.M.

**PLEDGE OF ALLEGIANCE:** Councilmember Heilman 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 was one (1) public speaker. He stated that the closed session adjourned at 6:30 P.M. with no reportable action taken.

**APPROVAL OF AGENDA:**

Staff requested that Item 2.M. be TABLED.

Councilmember Guarriello requested that Item 5.A. be moved to the Consent Calendar as Item 2.Q.

Councilmember Heilman requested that Item 2.J. be moved to the Excluded Consent Calendar.

**Motion by Mayor Pro Tempore Land, seconded by Councilmember Guarriello, to approve the November 3, 2008 agenda as amended and unanimously approved.**

**ADJOURNMENT MOTIONS:**

Mayor Prang requested that the meeting be adjourned in memory of his cousin-in-law, Candelaria Martinez. He requested that the meeting be adjourned in memory of Fran Dresner, a 20-year veteran of the West Hollywood Sheriff's Department.

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: Staff Sgt. Brian P. Hause, Pfc. Cody J. Eggleston, Sgt. Scott J. Metcalf.

## **PRESENTATIONS:**

Mayor Pro Tempore Land presented a proclamation to Public Safety staff in recognition of the Great California Shake Out event, promoting earthquake preparedness.

Mayor Prang presented a proclamation in recognition of National Family Caregivers Month.

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

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

JACK MERRILL, LOS ANGELES, spoke regarding a recent decision of the California Supreme Court in the case of Save Tara v. the City of West Hollywood.

SUSAN ANDERSON, FROM THE WEST HOLLYWOOD LIBRARY, spoke regarding upcoming events at the West Hollywood Library.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke regarding community activists in the City of West Hollywood.

ALEX GHAFARI spoke regarding HIV transmissions from blood transfusions and requested the City Council to support legislation to help educate the public.

J. HARVEY, WEST HOLLYWOOD, spoke in support of off-leash dog parks in the City.

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding a recent decision of the California Supreme Court in the case of Save Tara v. the City of West Hollywood.

GRACIELA IPARRAGUIRRE, WEST HOLLYWOOD, spoke regarding the upcoming National Election on November 4, 2008. She spoke in support of Item 2.M. She spoke in support of Item 2.N.

PHILIP HOSKINS, WEST HOLLYWOOD, spoke regarding signage issues at the Pinkberry located on Huntley Drive. He spoke regarding safety issues at crosswalks on Santa Monica Boulevard.

### **COUNCILMEMBER COMMENTS:**

Councilmember Guarriello spoke regarding the upcoming Veteran's Day events in the City. He spoke regarding the upcoming election on November 4, 2008, and encouraged residents to vote.

Councilmember Heilman spoke regarding public comment surrounding off-leash dog parks in the City. He spoke regarding public comments surrounding signage issues at the Pinkberry located on Huntley Drive and requested staff to investigate and report

back to Council. He spoke regarding public comments surrounding safety issues at crosswalks on Santa Monica Boulevard and requested the City Manager to investigate and report back to Council. He spoke regarding Proposition 8 on the November 4, 2008 ballot and thanked Councilmember Duran for all his work on the issue. He spoke regarding Item 2.Q. (5.A.) and requested staff to report back to Council with information regarding the telephone surveys and whether any were conducted in Russian. He thanked the West Hollywood Sherriff's Deputies, City staff, and all the people who organized the recent Halloween Carnaval event in the City.

Councilmember Duran spoke regarding Proposition 8 on the November 4, 2008 ballot and encouraged residents to vote. He spoke regarding upcoming rallies and events regarding Proposition 8.

Mayor Pro Tempore Land encouraged residents to vote in the November 4, 2008 election and provided information about polling locations. She spoke regarding Proposition 8 on the ballot. She spoke regarding the upcoming General Plan Workshop in the City. She spoke regarding public comment surrounding safety issues at crosswalks on Santa Monica Boulevard and requested that the Transportation Commission and City staff report back to Council with a comprehensive report. She thanked the Women's Advisory Board and Larissa Fooks for organizing the recent women's self defense event in the City.

Mayor Prang spoke regarding public comments surrounding signage issues at the Pinkberry located on Huntley Drive and requested staff to investigate and report back to Council. He spoke regarding public comments surrounding safety issues at crosswalks on Santa Monica Boulevard and requested the City Manager to investigate and report back to Council. He thanked the West Hollywood Sherriff's Deputies, City staff, and all the people who organized the recent Halloween Carnaval event in the City. He spoke regarding upcoming rallies and events for Proposition 8 on the November 4, 2008 ballot. He spoke regarding the recent incident of a Sarah Palin effigy in the City, and thanked the City Staff for their organized, professional response. He spoke regarding Item 2.N. and provided further clarification.

**CITY MANAGER'S REPORT:** None.

**FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk West stated that the fiscal impact on the Consent Calendar is \$481,697.00 in expenditures and \$507,697.00 in potential revenue.

**2. CONSENT CALENDAR:**

**ACTION:** Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G.,H., I.,K.,L.,M.,O.,P.,Q. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land and unanimously approved with Item 2.M. being TABLED.**

**2.A. POSTING OF AGENDA:**

*The agenda for the meeting of Monday, November 3, 2008 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, October 30, 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 October 20, 2008. **Approved as part of the Consent Calendar.**

**2.C. DEMAND REGISTER NO. 613, RESOLUTION NO. 08-3749:**

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

**ACTION:** Approve Demand Register No. 613 and adopt Resolution No. 08-3749, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 613." **Approved as part of the Consent Calendar.**

**2.D. TREASURER'S REPORT FOR JULY 2008:**

*The City Council will receive the Treasurer's Report for the month ended July 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. 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 Martin Katz, Neil Melinkovitch, Zaruhi Poghasyan and Mercury Insurance (J Hardin) and refer to the City's claims adjuster. **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. COMMUNITY DEVELOPMENT DIRECTOR'S HEARING ACTION REPORT [T. WEST, C. SCHAFFER]:**

*The City Council will receive a report from the Community Development Department concerning actions taken at a recent Director's hearing.*  
**Approved as part of the Consent Calendar.**

**2.H. APPROVAL OF AN EXCHANGE AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY FOR EXCHANGE OF FEDERAL HIGHWAY FUNDS FOR LOCAL HIGHWAY FUNDS [O. DELGADO, S. PERLSTEIN]:**

*The City Council will consider the approval of an agreement between the City and the Los Angeles County Metropolitan Transportation Authority (LACMTA) to Federal Surface Transportation Program-Local funds for flexible LACMTA local transportation funds.*

**ACTION:** Authorize the City Manager to sign an Exchange Agreement between the City of West Hollywood and the Los Angeles County Metropolitan Transportation Authority for assignment of Federal Surface Transportation Program-Local Funds. **Approved as part of the Consent Calendar.**

**2.I. AMENDMENTS FOR HARPER COMMUNITY APARTMENTS [A. WINDERMAN, J. SKORNECK, E. SAVAGE]:**

*The City Council will consider approving a Second Amendment to the Regulatory Agreement and an Amendment of the Promissory Note for the Harper Community Apartments, a 22-unit affordable housing development at 1256-1260 Harper Avenue completed in 1992.*

**ACTION:** 1) Approve a Second Amendment to the Regulatory Agreement for the Harper Community Apartments consenting to the transfer of ownership from the original limited partnership, Harper Community Limited Partnership, to the West Hollywood Community Housing Corporation (WHCHC), and from WHCHC to a new limited partnership; 2) Approve an Amendment to the Promissory Note for this property extending the term by one year, to July 6, 2032; and 3) Authorize the City Manager to execute the documents in substantially the form as attached. **Approved as part of the Consent Calendar.**

**2.J. SUNSET STRIP BEAUTIFICATION PROJECT [S. PERLSTEIN, D. UYENO]:**

**ACTION:** This Item was moved to the Excluded Consent Calendar.

**2.K. APPROVAL OF FINAL TRACT MAP NO. 65143 FOR THE CONDOMINIUM PROJECT LOCATED AT 1220 ORANGE GROVE AVENUE [S. PERLSTEIN, O. DELGADO]:**

*The City Council will consider the approval of Final Tract Map No. 65143, an twelve unit condominium, located on Orange Grove Avenue, between Fountain Avenue and Santa Monica Boulevard.*

**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; and 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. 65143; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 65143 the certificate that embodies the approval of said map. **Approved as part of the Consent Calendar.**

**2.L. REQUEST TO CONSOLIDATE THE PRIMARY NOMINATING ELECTION OF THE CITY OF LOS ANGELES WITH THE CITY'S GENERAL MUNICIPAL ELECTION TO BE HELD ON MARCH 3, 2009 [T. WEST, C. SCHAFFER]:**

*The City Council will consider adopting a resolution consenting to the consolidation of the Los Angeles Primary Nominating Election with the City of West Hollywood's General Municipal Election to be held on Tuesday, March 3, 2009.*

**ACTION:** 1) Adopt Resolution No. 08-3750, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONSENTING TO AN ELECTION CONSOLIDATION WITH THE CITY OF LOS ANGELES, INCLUDING DISTRICT 4 OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT AND THE LOS ANGELES COMMUNITY COLLEGE DISTRICT AND ORDERING THAT THE FOUR (4) SEATS ON THE BOARD OF TRUSTEES OF THE LOS ANGELES COMMUNITY COLLEGE DISTRICT AND ONE (1) SEAT OF DISTRICT 4 OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT APPEAR ON THE BALLOT OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 3, 2009"; 2) Direct the City Clerk to take any and all steps necessary to hold the consolidated election; and 3) Authorize the Director of Finance and Information Technology to increase budgeted expenditures in Election Account No. 100-1-02-26-531015 by \$20,000 and increase budgeted revenues in the General Fund by \$46,000 for miscellaneous revenues. **Approved as part of the Consent Calendar.**

**2.M. PROHIBITION OF ANIMAL COMPANIONS AT WEST HOLLYWOOD ANNUAL HALLOWEEN CARNAVAL [J. PRANG, J. STEVENS, S. GUARRIELLO, D. SAUR]:**

*The City Council will consider directing the City attorney to research the feasibility of drafting an ordinance prohibiting the presence of animal companions at future West Hollywood Halloween Carnivals.*

**ACTION: This Item was TABLED.**

**2.N. PROHIBITION OF PET RENTAL FRANCHISES [J. PRANG, J. STEVENS, A. LAND, C. PLANCK]:**

*The City Council will consider adopting a resolution in opposition to commercial pet rental franchises and directing the Community Development Director to amend land use regulations to establish prohibitions against the commercial "rental" of any pet within the City of West Hollywood.*

**ACTION:** 1) Adopt Resolution No. 08-3751, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO COMMERCIAL PET RENTAL FRANCHISES; and 2) Direct the Community Development Director and City Planning Manager to amend land use regulations to establish prohibitions against the issuance of permits for pet-rental franchises in the City of West Hollywood and report progress back to the City Council within 90 days. **Approved as part of the Consent Calendar.**

**2.O. PROCLAIM DECEMBER 1, 2008 AS "WORLD AIDS DAY" AND CITY PARTICIPATION IN "GLOBAL AIDS AWARENESS MONTH" ACTIVITIES [J. HEILMAN, F. SOLOMON, D. GIUGNI]:**

*The City Council will consider adopting a resolution proclaiming December 1, 2008 as World AIDS Day and approve City participation in related "Global AIDS Awareness Month" Activities*

**ACTION:** 1) Adopt Resolution 08-3752 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROCLAIMING DECEMBER 1, 2008 AS WORLD AIDS DAY"; and 2) Direct staff to work with HIV/AIDS organizations and providers to assist in organizing the educational component for the annual remembrance and recognition program and to expand programming to include a month long focus on the Global AIDS pandemic. **Approved as part of the Consent Calendar.**

**2.P. SUPPORT THE EXTENSION OF THE CALIFORNIA FAMILY PACT WAIVER [C. PLANCK, L. FOOKS. M. HORNER]:**

*The City Council will consider adopting a resolution urging the extension of funding for the California Family PACT (Planning, Access, Care and Treatment) program.*

**ACTION:** 1) Adopt Resolution 08-3753 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE EXTENSION OF CALIFORNIA FAMILY PACT WAIVER"; and 2) Direct staff to send copies of the signed resolution to Speaker of the House Nancy Pelosi, Representative Henry Waxman, Senators Barbara Boxer and Dianne Feinstein, State Senator Sheila Kuehl, Assemblymember Mike Feuer and Governor Arnold Schwarzenegger. **Approved as part of the Consent Calendar.**

**2.Q. (5.A.) GENERAL PLAN UPDATE - COMMUNITY SURVEY FINDINGS [S. KEENE, J. KEHO, F. STEFAN, B. SIEGL]:**

*The City Council will receive and file the General Plan Community Survey report. The report summarizes the findings from a telephone survey of residents. Topics surveyed include quality of life issues, parking, housing,*

*mixed-use development, and sustainability. The results of the survey will inform future steps of the General Plan Update.*

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

**3. PUBLIC HEARINGS: None**

**4. UNFINISHED BUSINESS:**

**4.A. RESOLUTIONS RESCINDING AND AMENDING RESOLUTION NO. 94-1347, PROHIBITING THE CITY FROM FUNDING ANY NON-PROFIT ORGANIZATION THAT HAS ANY SPECIFICALLY DESIGNATED CITY OFFICIAL ON ITS BOARD OF DIRECTORS [J. HEILMAN, F. SOLOMON]:**

*The City Council will consider rescinding resolution No. 94-1347 and adopting an amended version of the resolution.*

Councilmember Heilman provided background information as outlined in the staff report dated November 3, 2008.

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

DONALD ELMBLAD, WEST HOLLYWOOD, spoke regarding conflict of interest issues that might arise if City officials are allowed to serve on the boards of City funded non-profit organizations.

Mayor Pro Tempore Land spoke regarding the time limitations of Councilmembers and their ability to serve on numerous boards. She spoke in support of City officials being allowed to serve on the boards of City funded non-profit organizations.

Councilmember Guarriello spoke in opposition to the Item.

Mayor Prang spoke in opposition to the proposed resolution rescinding Resolution No. 94-1347. He spoke regarding conflict of interest issues that might arise if City officials are allowed to serve on the boards of City funded non-profit organizations.

Councilmember Heilman spoke regarding concerns surrounding non-profit agencies losing funding if a City official is serving on their board.

**ACTION:** 1) Adopt Resolution No. 08-3754, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RESCINDING RESOLUTION NO. 94-1347". **Motion by Councilmember Duran, seconded by Councilmember Heilman, and approved with Councilmember Guarriello and Mayor Prang voting NO.**



**4.B. CAMPAIGN FINANCE REVIEW REPORT [M. JENKINS, T. WEST]:**

*The City Council will receive recommendations from the Campaign Finance Review Committee.*

City Clerk West provided background information as outlined in the staff report dated November 3, 2008.

PHILIP HOSKINS, WEST HOLLYWOOD, spoke in support of the Item.

ED BUCK, WEST HOLLYWOOD, spoke in support of the Item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the amount of campaign contributions being raised for City elections and spoke regarding contribution limits.

ROBERT STERN, PRESIDENT OF THE CENTER FOR GOVERNMENTAL STUDIES, provided further clarification of the Item.

Mayor Pro Tempore Land thanked the Campaign Finance Reform Committee for bringing the Item forward.

Councilmember Heilman spoke regarding parity issues between incumbents and challengers in elections. He spoke regarding concerns surrounding Recommendation No. 1, which limits the fund raising period and the election cycle, and spoke in support of a 24 month period of fund raising prior to the election. He spoke in opposition to the requirement for candidates to have separate discreet accounts for each election. He spoke in support of Recommendation No. 2, limiting the maximum contribution to \$500 per contributor per election cycle. He spoke in opposition to Recommendation No. 3, which requires additional disclosure requirements of campaign contributions. He spoke regarding Recommendation No. 4, and spoke in opposition to limiting the enforcement to violations that occur within 10 days of the election. He spoke in support of returning contributions that exceed the maximum limit, and the possibility of criminal penalties for repeated offenses. He spoke in support of Recommendation No. 5A, to provide more opportunities for providing candidate information to the public. He spoke in opposition to Recommendation No. 5B, establishing an ad-hoc committee during the election cycle to make recommendations and assist in public education efforts. He spoke in support of Recommendation No. 6, providing information to candidates concerning the reporting of charitable contributions made at the behest of a candidate or elected official.

Councilmember Duran spoke in support of Recommendation No. 1, which limits the fund raising period and the election cycle, and spoke in support of either a 12 month period or 24 month period of fund raising prior to the election. He spoke in support of Recommendation No. 2, limiting the

maximum contribution to \$500 per contributor per election cycle. He spoke in opposition to Recommendation No. 3, which requires additional disclosure requirements of campaign contributions. He spoke in support of Recommendation No. 6, providing information to candidates concerning the reporting of charitable contributions made at the behest of a candidate or elected official.

Mayor Pro Tempore Land spoke in support of Recommendation No. 1, which limits the fund raising period and the election cycle, and spoke in support of either a 12 month period or 24 month period of fund raising prior to the election. She spoke in opposition to the requirement for candidates to have separate discreet accounts for each election. She spoke in support of Recommendation No. 2, limiting the maximum contribution to \$500 per contributor per election cycle. She spoke in support of campaign finance statements being available online. She spoke in support of Recommendation No. 5A, to provide more opportunities for providing candidate information to the public. She spoke in support of Recommendation No. 5B, establishing an ad-hoc committee during the election cycle to make recommendations and assist in public education efforts. She spoke in support of Recommendation No. 6, providing information to candidates concerning the reporting of charitable contributions made at the behest of a candidate or elected official.

Councilmember Guarriello spoke in opposition to the Item. He spoke regarding Recommendation No. 4, and stated that campaign managers for previous elections have carefully followed the contribution limit regulations of the City.

Mayor Prang spoke in support of Recommendation No. 1, which limits the fund raising period and the election cycle, and spoke in support of either a 12 month period or 24 month period of fund raising prior to the election. He spoke in opposition to the requirement for candidates to have separate discreet accounts for each election. He spoke in support of Recommendation No. 2, limiting the maximum contribution to \$500 per contributor per election cycle. He spoke in support of campaign finance statements being available online. He spoke regarding Recommendation No. 4, and spoke in support of a penalty for contributors who contribute more than the maximum limit. He spoke regarding the City's previous efforts to encourage voter turn-out and voter registration in the City. He spoke in support of Recommendation No. 6, providing information to candidates concerning the reporting of charitable contributions made at the behest of a candidate or elected official. He spoke regarding a voluntary spending limit for candidates at the City of Beverly Hills, and requested further clarification. He spoke regarding the transfer of funds raised at the city level to other campaign committees.

**ACTION:** Consider the Committee's recommendations and provide direction to staff. **Carried by Consensus of the Council.**

**5. NEW BUSINESS:**

**5.A. GENERAL PLAN UPDATE - COMMUNITY SURVEY FINDINGS [S. KEENE, J. KEHO, F. STEFAN, B. SIEGL]:**

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

**5.B. REQUEST FOR REVIEW OF THE PLANNING COMMISSION DECISION OF OCTOBER 16, 2008 REGARDING THE GREENWICH PLACE PROJECT AMENDMENT AT 355-375 SAN VICENTE BOULEVARD [T. WEST, C. SCHAFFER]:**

*The City Council will consider a request for review of the Planning Commission Decision of October 16, 2008, to approve Development Permit Amendment 2008-021, amending Development Permit 2005-027, for the construction of a multi-family residential project containing 117 market rate condominium units and 35 affordable rental units.*

Councilmember Heilman provided background information as outlined in the staff report dated November 3, 2008.

RIC RICKLES, WEST HOLLYWOOD, spoke in opposition to the Item.

JEFF HABER, REPRESENTING THE APPLICANT, spoke in opposition to the Item.

BEVERLY DENENBERG, WEST HOLLYWOOD, spoke in opposition to the Item.

SHARON SANDOW, ON BEHALF OF THE CHAMBER OF COMMERCE, spoke in opposition to the Item.

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

Councilmember Heilman spoke regarding issues surrounding projects being approved by the City, then being sold to another developer and undergoing substantial changes from the initially proposed project.

Mayor Pro Tempore Land spoke regarding giving consideration to Councilmember requests to review development projects approved by the Planning Commission; however she spoke in support of the project and in opposition to the review.

Councilmember Guarriello spoke in support of the project and in opposition to the review.

Mayor Prang spoke in support of the original design of the project. He spoke in support of the request to review the project.

**ACTION:** 1) Consider a request for review of the Planning Commission Decision of October 16, 2008, regarding the property located at 355-375 San Vicente Boulevard; limiting the review to the design and physical layout of the proposed project and 2) If a review is approved, direct Community Development Department staff to initiate a hearing for the Council meeting of December 1, 2008 in compliance with Sections 19.76.030(G) and 19.76.040 of the West Hollywood Municipal Code. **Motion by Councilmember Heilman, seconded by Mayor Prang, with Councilmember Duran, Councilmember Guarriello, and Mayor Pro Tempore Land voting NO. MOTION FAILS.**

**EXCLUDED CONSENT CALENDAR:**

**2.J. SUNSET STRIP BEAUTIFICATION PROJECT [S. PERLSTEIN, D. UYENO]:**

*The City Council will receive clarification of items for the Sunset Strip Beautification Project.*

Councilmember Heilman requested further clarification from staff regarding street trees and shade in the proposed project.

TODD STEADMAN, EXECUTIVE DIRECTOR OF THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT, spoke regarding street trees and shade in the proposed project.

**ACTION:** Receive and file. **Motion by Councilmember Duran, seconded by Councilmember Guarriello, and approved with Councilmember Heilman voting NO.**

**PUBLIC COMMENT:**

RIC RICKLES, WEST HOLLYWOOD, spoke regarding a recent decision of the California Supreme Court in the case of Save Tara v. the City of West Hollywood. He spoke regarding billboard issues in the City.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding a recent decision of the California Supreme Court in the case of Save Tara v. the City of West Hollywood, and regarding affordable housing issues in the City.

**6. LEGISLATIVE:**

**6.A. None**

**COUNCILMEMBER COMMENTS:**

Mayor Pro Tempore Land spoke regarding public comments surrounding billboard issues in the City and provided further clarification that the billboard in question is located in the City of Los Angeles.

Councilmember Heilman spoke regarding public comments surrounding billboard issues in the City and requested the City Manager to send a letter to the City of Los Angeles asking them to investigate the billboard in question.

Mayor Prang encouraged residents to vote in the November 4, 2008 election. He announced his recent wedding to Raymundo Vizcarra.

**ADJOURNMENT:** The City Council adjourned at 9:14 P.M. in memory of Candelaria Martinez, Fran Dresner, and all the soldiers who died in Iraq and Afghanistan since the last City Council meeting. They adjourned to their next regular meeting, which will be on Monday, November 17, 2008 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.