

**CITY COUNCIL
MINUTES
MONDAY, APRIL 4, 2005
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: The meeting was called to order at 6:53 P.M.

PLEDGE OF ALLEGIANCE: Michelle Bell led the pledge.

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

ABSENT: None.

ALSO PRESENT: City Manager Paul Arevalo, City Attorney Michael Jenkins, City Clerk Tom West and Assistant City Clerk Gwen Peirce.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that the Closed Session convened at 6:00 PM. He stated that one public speaker was heard. He stated that one item was added to the agenda: an item of pending litigation, West Hollywood v. Traverso. He stated that the Closed Session adjourned at 6:35 PM with no reportable action taken.

APPROVAL OF AGENDA:

Mayor Duran requested that Item 4.A. be moved before Item 3.B.

Councilmember Prang requested that the meeting be adjourned in memory of Samuel Weinstein and Daniel Maher.

Motion by Councilmember Guarriello, seconded by Councilmember Heilman to approve the April 4, 2005 agenda as amended and carried unanimously.

PRESENTATIONS:

Mayor Duran presented commendations to student pollworkers who worked at the polls for the March 8, 2005 General Municipal Election.

Mayor Pro Tempore Land presented a commendation to Edward Monaghan for his act of heroism.

Councilmember Heilman presented a certificate of appreciation to Denise Mohammadi for her volunteer work at the City of West Hollywood.

Mayor Pro Tempore Land presented Earth Day awards to Pavillion's for Green Business of the Year, Whole Foods Market for Environmentalist of the Year and to Patricia Steiner's Third Grade class at Laurel Elementary School.

Councilmember Prang presented a proclamation to members of the Lesbian & Gay Advisory Board and Sexual Abuse Task Force for Sexual Assault Awareness Month and Denim Day.

Councilmember Guarriello presented a proclamation proclaiming April as "National Donate Life Month."

1. PUBLIC COMMENT:

YACKOV LUBERSKY, WEST HOLLYWOOD, spoke in opposition to the City changing the celebration of Victory Day to May 8th.

ISRAEL AYZENBAND, WEST HOLLYWOOD, spoke in opposition to the City changing the celebration of Victory Day to May 8th.

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of Russian veterans and spoke regarding the 60th Anniversary of Victory Day on May 9th.

WILLIAM NEISH, WEST HOLLYWOOD, spoke in opposition to the proposed revision to the Zoning Ordinance regarding neighborhood meetings in regards to a historic designation as outlined in Item 2.H.

MARK OLSON, SOUTHERN CALIFORNIA EDISON, requested that the City include the utility companies if the City approves the annexation in Item 2.U.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke in opposition to the proposed revision to the Zoning Ordinance regarding neighborhood meetings as outlined in Item 2.H.

BARBARA KRUPA, WEST HOLLYWOOD, spoke in opposition to the medical marijuana dispensaries on Santa Monica Boulevard in the vicinity of Ogden and Orange Grove.

ABRAM OKOPNIK, WEST HOLLYWOOD, spoke in opposition to the change of the date of the celebration of Victory Day to May 8th.

RICHARD EASTMAN, HOLLYWOOD, spoke in support of medical marijuana dispensaries and in support of the moratorium.

BARRY GREENFIELD, WEST HOLLYWOOD, spoke in support of Mayor Duran's work regarding crystal methamphetamine.

MICHAEL BROCKHOFF, WEST HOLLYWOOD, spoke in support of the City Council adopting an ordinance that would make it illegal for stores to require customers to show receipts at their door; spoke in opposition to the large security monitors at the Gateway.

COUNCILMEMBER COMMENTS:

Councilmember Heilman announced an upcoming Human Rights Series regarding the United Nations and their work with women and children around the world. He directed the City Manager to investigate the change in date of the Victory Day celebration. He requested that Susan Healy Keene, Director of Community Development, speak with public speakers who have concerns regarding the proposed revisions to the Zoning ordinance regarding neighborhood meetings.

Councilmember Prang spoke regarding the scheduling of the date of the dedication of the Russian Veterans Memorial on May 8th rather than May 9th. Councilmember Prang spoke regarding the cameras and large monitors at the Gateway, which is a public art installation. He spoke regarding Item 2.U., which requests the development of procedures for annexation of properties that are divided between West Hollywood and Los Angeles.

Mayor Pro Tempore Land spoke in support of a celebration in commemoration of Victory Day on May 9th. She spoke regarding the attendance reports of Commission and Advisory Board members and directed the City Clerk to return to City Council with an ordinance to allow for extenuating circumstances for excessive absences.

Mayor Duran spoke regarding the scheduling of the Russian Veterans Memorial on May 8th and why it is being held on that date. He also spoke regarding the proposed revision to the Zoning Ordinance regarding Neighborhood Meetings and addressed concerns from members of the community.

CITY MANAGER'S REPORT:

City Manager Arevalo reminded the City Council that the next meeting that will contain business will be May 2nd. The April 18th meeting will only involve the Council reorganization. He introduced Lt. Scott Brickert, who is the new Operations Lieutenant at the West Hollywood Sheriff's Station.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk West stated that the fiscal impact on the Consent Calendar is \$1,556,470 in expenditures and \$360,000 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G.,H., I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V. **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Land and approved with Councilmember Prang and Mayor Pro Tempore Land voting NO on Item 2.H.**

2.A. POSTING OF AGENDA:

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of March 21, 2005. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 529, RESOLUTION NO. 05-3206:

ACTION: Approve Demand Register No. 529 and adopt Resolution No. 05-3206, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 529." **Approved as part of the Consent Calendar.**

2.D. TREASURER'S REPORT FOR FEBRUARY 2005:

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

2.E. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Oleg Melnikov, Valerie Hastings, Shirley Borchardt, and the Heirs of Julia Melnikov and refer to the City's claims adjuster. Deny the Application for Leave to Present a Late Claim from Mark Moss and Omar Moss dba Pearl Holdings, Inc. & Dublins Irish Whiskey Pub. **Approved as part of the Consent Calendar.**

2.F. ORDINANCE NO. 05-702 (2ND READING), A PROPOSED ORDINANCE IMPLEMENTING DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 7700 BLOCK OF NORTON AVENUE:

ACTION: Waive further reading and adopt Ordinance No. 05-702, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.230 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 7700 BLOCK OF NORTON AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.G. ORDINANCE NO. 05-704 (2ND READING), A PROPOSED ORDINANCE AMENDING THE ZONING ORDINANCE REGARDING SIGN SUBSTITUTION:

ACTION: Waive further reading and adopt Ordinance No. 05-704, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING ZONING TEXT AMENDMENT 2005-01 RELATING TO SUBSTITUTION OF NON-COMMERCIAL COPY ON PERMITTED SIGNS." **Approved as part of the Consent Calendar.**

2.H. ORDINANCE NO. 05-705 (2ND READING), A PROPOSED ORDINANCE AMENDING THE ZONING ORDINANCE REGARDING NEIGHBORHOOD MEETINGS:

ACTION: Waive further reading and adopt Ordinance No. 05-705, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING ZONING TEXT AMENDMENT 2005-02

RELATING TO MANDATORY NEIGHBORHOOD MEETINGS.”
Approved as part of the Consent Calendar. Councilmember Prang and Mayor Pro Tempore Land voted NO.

- 2.I. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.J. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.K. IMPLEMENTATION OF DISTRICT 9 PREFERENTIAL PARKING REGULATIONS ON ROMAINE STREET, BETWEEN HARPER AND LA JOLLA AVENUES:**
ACTION: Introduce for first reading Ordinance No. 05-706, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.240 c. OF THE WEST HOLLYWOOD MUNICIPAL CODE AMENDING THE LIST OF STREETS REGULATED IN PREFERENTIAL PARKING DISTRICT 9 BY ADDING ROMAINE STREET, BETWEEN HARPER AND LA JOLLA AVENUES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE.” **Approved as part of the Consent Calendar.**
- 2.L. AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT FOR PRO BONO SERVICES WITH SEDGWICK, DETERT, MORAN & ARNOLD, LLP:**
ACTION: 1) Approve the professional services agreement with the law firm of Sedgwick, Detert, Moran & Arnold, LLP, for pro bono legal services; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**
- 2.M. APPROVE AN AGREEMENT WITH PLUS HARDWARE FOR THE PURCHASE OF CISCO NETWORKING EQUIPMENT:**
ACTION: Approve the purchase of Cisco networking equipment from Plus Hardware in the amount of \$75,479.14. **Approved as part of the Consent Calendar.**
- 2.N. AUTHORIZE THE PURCHASE OF COMPUTERS FROM HEWLETT-PACKARD RESELLERS:**
ACTION: Authorize purchases of Hewlett-Packard computers in amounts exceeding \$25,000.00 under the Western States Contracting Alliance contract and the State of California’s participating addendum. **Approved as part of the Consent Calendar.**
- 2.O. AWARD OF A CONSTRUCTION CONTRACT FOR TRAFFIC SIGNAL CLOSED CIRCUIT TELEVISION (CCTV) SYSTEM, WESTSIDE NORTH-SOUTH CORRIDOR, CIP 0501:**

ACTION: 1) Accept the bid dated March 24, 2005, submitted by Moore Electrical Contracting, Inc.; 2) Authorize the City Manager to enter into a contract with Moore Electrical Contracting, Inc. in the amount of \$180,460.00 for the construction of CIP 0501, the Traffic Signal Closed Circuit Television (CCTV) System, Westside North-South Corridor; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 15% of the contract amount. **Approved as part of the Consent Calendar.**

2.P. AWARD OF A CONSTRUCTION CONTRACT FOR LA CIENEGA BLVD AND MELROSE AVENUE STREET PAVING PROGRAM, CIP 0405:

ACTION: 1) Accept the bid dated March 22, 2005, submitted by All American Asphalt; 2) Authorize the City Manager to enter into a contract with All American Asphalt, in the amount of \$252,856.50 for the construction of CIP 0408, the La Cienega Blvd and Melrose Avenue Street Paving Program; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 15% of the contract amount. **Approved as part of the Consent Calendar.**

2.Q. APPROVE A SOFTWARE LICENSING AGREEMENT, PROFESSIONAL SERVICES AGREEMENT AND A SOFTWARE MAINTENANCE AGREEMENT WITH EDEN SYSTEMS, INC.:

ACTION: 1) Approve the Software License Agreement (SLA) in perpetuity with Eden Systems in an amount not to exceed \$129,800; 2) Approve the Software Maintenance Agreement (SMA) with Eden System's for Inforum Gold for an amount not to exceed \$26,829 in the 1st year with an annual 5% inflationary cap for years 2 through 10; 3) Approve the Professional Services Agreement (PSA) with Eden Systems to implement Inforum Gold on a time and materials basis with the current estimate of \$206,055 for setup, data conversion, training, and expenses as described in the contract; 4) Authorize the Director of Finance and Information Technology to approve amendments to the Professional Services Agreement in an amount not to exceed 15%; and 5) Authorize the City Manager to negotiate and execute all agreements. **Approved as part of the Consent Calendar.**

2.R. NOTICE OF COMPLETION FOR CIP 0403 CONCRETE REPAIR PROGRAM:

ACTION: Accept the work and authorize the following: a) Filing a Notice of Completion by the City Engineer; b) Final payment to the contractor at the end of the 35 day lien period; c) Release of the Performance Bond on the date of recordation of the Notice of Completion; and d) Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices. **Approved as part of the Consent Calendar.**

2.S. RUSSIAN COMMUNITY HISTORICAL RECORD PROJECT:

ACTION: 1) Direct the PIO/CATV Division to begin developing a historical record of the City's Russian-speaking immigrant population, using recorded "oral histories", starting with approximately 25 such recordings over a one-year period, in consultation with the Russian Advisory Board and other members of the Russian-speaking community; and 2) Increase budget for the PIO/CATV Division for the costs of this project. **Approved as part of the Consent Calendar.**

2.T. APPROVAL OF CDBG PROGRAM THREE-YEAR PARTICIPATING CITY COOPERATION AGREEMENT:

ACTION: Adopt Resolution No. 05-3207, "A RESOLUTION OF THE CITY COUNCIL AUTHORIZING AND APPROVING THE EXECUTION OF A THREE-YEAR PARTICIPATING CITY COOPERATION AGREEMENT WITH THE COUNTY OF LOS ANGELES COMMUNITY DEVELOPMENT COMMISSION (CDC) FOR THE LOS ANGELES URBAN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG)." **Approved as part of the Consent Calendar.**

2.U. DIRECTION RELATIVE TO THE ANNEXATION OF PROPERTIES TO THE CITY OF WEST HOLLYWOOD THAT ARE DIVIDED BY THE CITY BOUNDARY:

ACTION: 1) Direct staff to assist in the annexation of a residential property at 1009 Vista Street to the City of West Hollywood; and 2) Direct staff to develop a template for procedures for future annexations dealing with properties divided by city boundaries when annexation is requested by the owner or when otherwise appropriate. **Approved as part of the Consent Calendar.**

2.V. ENVIRONMENTAL LIVABILITY REPORT:

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

THE CITY COUNCIL RECESSED AND RECONVENED AS THE WEST HOLLYWOOD HOUSING AUTHORITY: 7:54 P.M.

The Housing Authority approved the minutes of the March 15, 2004 meeting and adopted a resolution adopting the Annual Plan for Fiscal Year 2005-2006, and authorizing the Housing Authority of the County of Los Angeles to submit these plans to the U.S. Department of Housing and Urban Development (HUD) on behalf of West Hollywood. The actions are more fully described in the West Hollywood Housing Authority minutes.

THE WEST HOLLYWOOD HOUSING AUTHORITY RECESSED AND RECONVENED AS THE CITY COUNCIL: 7:58 P.M.

3. PUBLIC HEARINGS:

3.A. EXTENSION OF INTERIM URGENCY ORDINANCE TO PROHIBIT THE ESTABLISHMENT OF MEDICAL MARIJUANA DISPENSARIES:

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

City Attorney Jenkins provided background information as outlined in the staff report dated April 4, 2005.

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

REVEREND STEW, LOS ANGELES, spoke in opposition to the moratorium because his church was planning on opening a new dispensary.

ANTHONY POWERS, LOS ANGELES, spoke in opposition to the moratorium.

DON DUNCAN, LOS ANGELES, spoke in support of the City adopting an ordinance to regulate medical marijuana dispensaries.

ROBERT THARP, SAN FRANCISCO/WEST HOLLYWOOD, spoke regarding his experience in attempting to open a medical marijuana dispensary and how the moratorium has affected him.

JASON BECK, SAN FRANCISCO, spoke in support of the moratorium, as well as regulations for medical marijuana dispensaries.

ROXANNE McBRYDE, WEST HOLLYWOOD, spoke in opposition to the having nine medical marijuana dispensaries within the City due to problems with individuals who are selling the drugs they receive from the dispensaries.

DWAYNE WILLIAMS, WEST HOLLYWOOD, a Manager at one of the Cannabis Clubs, spoke regarding safety measures that the club takes in order to be responsible.

JAMES ANDERSON, WEST HOLLYWOOD, spoke in support of the moratorium in order to ensure that regulations are put into place for the dispensaries. He spoke regarding problems with customers of one of the dispensaries in his neighborhood.

JW MOORE IV, WEST HOLLYWOOD, spoke in support of the moratorium due to the number of dispensaries in the City and the lack of regulations for the clubs.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the moratorium due to safety concerns to the clubs as well as the surrounding neighborhoods.

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of the moratorium in order to ensure that proper regulations are put into place.

Mayor Duran closed the public hearing.

Councilmember Heilman spoke regarding the background of the City's involvement with medical marijuana dispensaries and spoke regarding the importance of the moratorium in order ensure that there are regulations.

Councilmember Guarriello stressed the importance of establishing regulations for the dispensaries.

Councilmember Prang spoke regarding the influx of medical marijuana dispensaries and expressed concern over armed security guards and other health and safety issues.

Mayor Pro Tempore Land spoke in support of the City Attorney working with the City Council and the community on putting together this ordinance.

Mayor Duran spoke in support of regulating these clubs and spoke regarding the clubs operating at their own risk. He commended the LA Cannabis Center for their work and taking a stand against the federal government. He spoke in opposition to the clubs that are operating inappropriately. He spoke in support of the City looking at the work that San Francisco has done with their related ordinance.

ACTION: Adopt Ordinance No. 05-707U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PURSUANT TO GOVERNMENT CODE SECTION 65858 EXTENDING ORDINANCE NO. 05-701U WHICH ESTABLISHED A MORATORIUM PROHIBITING THE ESTABLISHMENT OF MEDICAL MARIJUANA DISPENSARIES AND DECLARING THE URGENCY THEREOF." **Motion by Councilmember Heilman, seconded by Councilmember Guarriello and unanimously approved.**

THE CITY COUNCIL RECESSED AT 8:36 P.M. AND RECONVENED AT 8:46 P.M.

- 3.B. REQUEST FOR APPROVAL OF AN AMENDED AND RESTATED DEVELOPMENT AGREEMENT FOR THE SUNSET MILLENNIUM TO DEVELOP TWO HOTELS WITH GROUND FLOOR RETAIL AND RESTAURANT SPACE ON SUNSET SPECIFIC PLAN SITE 4-C AND TWO RESIDENTIAL TOWERS WITH GROUND FLOOR RETAIL AND RESTAURANT SPACE AT SUNSET SPECIFIC PLAN SITE 4-D:**

Councilmember Heilman RECUSED himself from the meeting because he lives within 500' of the property and left the room.

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

Susan Healy Keene, Director of Community Development, CJ Amstrup, Senior Planner, and Ray Reynolds, Director of Economic Development, provided background information as outlined in the staff report dated April 4, 2005.

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

RICHARD ACKERMAN, MALIBU, APPLICANT, Apollo Real Estate Advisors, provided background information on the company and the proposed development.

ANDY COHEN, MANHATTAN BEACH, APPLICANT, spoke regarding certain elements on the project that have been revised in order to address community concerns.

VICKY CARLTON, LOS ANGELES, APPLICANT, spoke regarding seismic issues on the proposed project and stated that Fault 2 has been proven to be inactive. She spoke regarding attempts that the company made to meet with the residential association of Fountainview and measures that the developer has made to meet Fountainview's concerns. She spoke regarding the City of Los Angeles' support of the project.

LEW WOLF, LOS ANGELES, APPLICANT, spoke regarding the benefits of having two hotel chains rather than the one hotel previously approved. He spoke regarding the many benefits of the entire project.

BONNIE COPP, LOS ANGELES, representing Los Angeles City Councilmember Jack Weiss, spoke in support of the proposed project due to mitigation measures that have been suggested as well as the smaller scale of the project.

JOSEPH CLAPSADDLE, WEST HOLLYWOOD, spoke in support of the proposed project.

BARBARA BAIN, LOS ANGELES, spoke in support of the Apollo Real Estate Advisors and their work in the community.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke in support of the proposed project.

MINDY BRADISH, BURBANK, WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke in support of the proposed changes to the Sunset Millennium project.

RICHARD SLAWSON, TORRANCE, spoke in support of the proposed project and in support of Apollo Real Estate Advisors.

PETER BIRMINGHAM, WEST HOLLYWOOD, spoke in support of the proposed project.

JASON VASQUEZ, WEST HOLLYWOOD, spoke in support of the proposed project.

LAURA THALLER, WEST HOLLYWOOD, representing Westview Towers, spoke in support of the proposed project.

CHRISTINE CARDONE, WEST HOLLYWOOD, spoke in support of the proposed project.

ANGELA ELLIS, WEST HOLLYWOOD, spoke in support of the proposed project.

LYNN HOOPINGARNER, WEST HOLLYWOOD, spoke in opposition to the proposed project.

MARK KRAJEWSKI, WEST HOLLYWOOD, spoke in opposition to the proposed project.

JACK LEBOUF, WEST HOLLYWOOD, spoke in opposition to the proposed project.

LIZA ANTMANIS, LOS ANGELES, spoke in opposition to the proposed project.

GEORGE CREDLE, WEST HOLLYWOOD, spoke in opposition to the proposed project.

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to the proposed project.

NORBY WALTERS, WEST HOLLYWOOD, spoke in opposition to the proposed revisions to the middle and third parcels of the project.

LYNNE SEGALL, LOS ANGELES, spoke in opposition to the proposed project.

PAM COOKE, LOS ANGELES, spoke in opposition to the proposed project.

ROBERT SILVERSTEIN, LA CANADA, representing Save Our Sunset Strip Coalition, spoke in opposition to the proposed project due to questions on the seismic tests.

RODNOU RAFSHAN, BEVERLY HILLS, spoke in support the proposed project.

HELEN LEVIN, BEVERLY HILLS, Russian Community Center, spoke in support the proposed project.

JULIA BARANOV, WEST HOLLYWOOD, spoke in support the proposed project.

MARGARITA MASLEUVIKOVE, WEST HOLLYWOOD, spoke in support the proposed project.

MARK ZISMAN, WEST HOLLYWOOD, spoke in support the proposed project.

EUGENE LEVIN, BEVERLY HILLS, spoke in support the proposed project.

SEMEN SERKOVICH, WEST HOLLYWOOD, spoke in support the proposed project.

WILLIAM NEISH, WEST HOLLYWOOD, spoke in opposition to the proposed project.

GG VERONE, LOS ANGELES, spoke in opposition to the proposed project and read from a document that outlined discrepancies in the numbers for parking.

JEAN MATHISON, WEST HOLLYWOOD, spoke in opposition to the proposed project.

KEN WILSON, ALTADENA, Geologist representing Save Our Sunset Strip, spoke in opposition to the proposed project due to issues with the seismic testing.

SUSAN MARKHEIM, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in support of the Planning Commission's recommendations.

JOHN DILAZZARO, WEST HOLLYWOOD, President of Fountainview, spoke in support of approving the developer's Plan A.

VICTOR SPACHEK, WEST HOLLYWOOD, spoke in opposition to the proposed project.

BARBARA STONE, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in support of the Planning Commission's recommendations.

ED BUCK, WEST HOLLYWOOD, spoke in opposition to the proposed project.

JOYCE HEFTEL, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in opposition to the proposed project.

JANET CUMMINGS, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in opposition to the proposed project.

ROGER STROPES, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in opposition to the proposed project.

LIBBIE CHASE, WEST HOLLYWOOD, spoke in opposition to the proposed project.

ALLAN WILION, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in opposition to the proposed project.

BOB KNOTEK, LOS ANGELES, spoke in opposition to the proposed project.

FRED GAINES, representing the Grafton Hotel, spoke in opposition to the proposed project due to the negative impacts on the Grafton.

LISA WEINBERG, representing the Grafton Hotel, spoke in opposition to the proposed project due to the negative impacts on the Grafton.

DON BEHRENS, MANHATTAN BEACH, spoke in opposition to the proposed project due to the negative impacts on the Grafton.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the proposed changes to the project.

LAURIE WOODROW, WEST HOLLYWOOD, spoke regarding additional mitigations that Fountainview is requesting and spoke in opposition to the proposed project.

Mayor Pro Tempore Land requested that staff investigate the following questions and return to Council: what is the 15' extension on top of the 100' and what are alternatives to doing the extension; staging of development, including demolition of other buildings; provide a copy of the resolution from Los Angeles; the developer should prioritize the signage on the building; what is mitigation for impacts on safety; what is the actual net increase in parking, including what is employee parking; jobs will be entry level positions for individuals who won't be able to live in West Hollywood – look at having union jobs in the hotels, concerns about service jobs not having benefits; need to understand the delivery schedule for projects; need understanding of how businesses will be compensated for loss of parking during construction; more information on trips generated in parking study, specifically the impact on community; more information on specific mitigation for surrounding businesses, ie. Grafton; more information from developer regarding the restaurants and other businesses; public benefit of footbridge; landscaping; investigate 48 months for inclusionary housing; public meeting rooms; financial implications for building at 30% and revenue for City; clarify difference between original entitlements in regards to the Peterson Building.

Councilmember Guarriello spoke regarding his history with the City and the Sunset Strip.

Mayor Duran raised the following questions: Ingress and egress on La Cienega, specifically right-turn ingress and egress off of La Cienega; possibility of left hand signalized turn onto property at Olive; have developer look at list of Fountainview mitigations again; consider removing the bridge and what are alternatives; how many parking spaces will be lost in front of middle and east parcels; are there any taxi stands being impacted.

ACTION: CONTINUE the Public Hearing to a SPECIAL MEETING on Wednesday, April 13, 2005 at 6:30 P.M.

THE FOLLOWING ITEM WAS HEARD OUT OF ORDER OF THE AGENDA, DIRECTLY FOLLOWING ITEM 3.A.:

4. UNFINISHED BUSINESS:

4.A. VARIOUS ADVISORY BOARD APPOINTMENTS:

ACTION:

- 1) Make 1 at-large appointment to the Lesbian & Gay Advisory Board;

TABLED

- 2) Make 1 at-large appointment to the Russian Advisory Board; and
POLINA BELITSKI
- 3) Make 1 at-large appointment to the Women's Advisory Board.
SUZANNE BADAWI

5. NEW BUSINESS: None.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT: None.

6. LEGISLATIVE: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 12:06 A.M. to a Special Meeting, which will be on Wednesday, April 13, 2005 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 2nd DAY OF MAY, 2005.

ABBE LAND, MAYOR

ATTEST:

THOMAS R. WEST, CITY CLERK