

**CITY COUNCIL  
MINUTES  
MONDAY, MARCH 7, 2005  
WEST HOLLYWOOD PARK AUDITORIUM**

**CALL TO ORDER:** The meeting was called to order at 6:40 P.M.

**PLEDGE OF ALLEGIANCE:** J.W. Moore, IV 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, Assistant City Clerk Gwen Peirce and Administrative Specialist IV Corey Schaffer.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins stated that the Closed Session convened at 6:00 P.M. He stated there were 2 public comments. He also stated that there was no reportable action. Closed Session was adjourned at 6:35 P.M.

**APPROVAL OF AGENDA:**

Councilmember Heilman abstained on Item 2.F. Councilmember Prang asked to adjourn in memory of Public Facilities Commissioner Steven Greene's father.

**Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land to approve the March 7, 2005 agenda as amended and carried unanimously.**

**PRESENTATIONS:**

Mayor Duran gave a presentation to Ric Rickles, Senior Advisory Board Member, for his 80<sup>th</sup> Birthday.

Mayor Pro Tempore Land announced Women's History Month and members of the Women's Advisory Board detailed the activities for the month. Mayor Pro Tempore Land unveiled banners in honor of Shirley Chisholm and Frances Eisenberg.

Mayor Pro Tempore Land presented a commendation to Mary O'Gorman who is resigning from the Women's Advisory Board.

Councilmember Prang presented a plaque to Gail Rolf for her 30 years of commitment to the Los Angeles Unified School District and her commitment to the education of gay and lesbian youth.

Mayor Duran presented a plaque to Alison Maxwell who is resigning from the Economic Development Department at the City.

**1. PUBLIC COMMENT:**

ED BUCK, WEST HOLLYWOOD, spoke regarding the denial of his claim against the City of West Hollywood.

MARK HEINEMANN, WEST HOLLYWOOD, spoke in opposition to Item 2.M., preferential parking regulations on the 1200 block of Genesee Avenue.

CANDACE KIM, LOS ANGELES, spoke in support of Item 2.W., a resolution in support of mercury reduction efforts.

J.W. MOORE, IV, WEST HOLLYWOOD, spoke in support of Item 2.M. - preferential parking regulations on the 1200 block of Genesee Avenue, Item 2.Y. - a resolution in opposition to the privatization of Social Security, and Item 2.Z. - a resolution in support of SB 840 (Kuehl), the California Health Insurance Reliability Act (Chira)

GEORGE SAVAGE, PACIFIC PALISADES, spoke in support of Item 2.Z., a resolution in support of SB 840 (Kuehl), the California Health Insurance Reliability Act (Chira).

JUNE STOCTZEL, LOS ANGELES, spoke in support of Item 2.Q. - approval for the "Spring To Action For Women's Health and Safety" Education and Outreach Program, Item 2.S. - resolution in support of voluntary, quality preschool for all 4-year olds in California, Item 2.T. - a resolution in support of the passage of the Prevention First Act, S.20 (Reid), Item 2.Z. - a resolution in support of SB 840 (Kuehl), the California Health Insurance Reliability Act (Chira) and thanked Council for their support of the National Council of Jewish Women.

RENEE DAKE WILSON, WEST HOLLYWOOD, spoke in support of Item 2.X., a resolution opposing the enforcement of the Weldon Amendment.

RUTH WILLIAMS, WEST HOLLYWOOD, spoke in support of Item 2.Q. - approval for the "Spring To Action For Women's Health and Safety" Education and Outreach Program, and Item 2.T. - a resolution in support of the passage of the Prevention First Act, S.20 (Reid).

MURIEL POLLACK, WEST HOLLYWOOD, spoke regarding security for the parks in the City. She also spoke regarding the order of public speakers.

MARK HEINEMANN, WEST HOLLYWOOD, spoke regarding the need to protect the children in our community.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the need for affordable housing and the upcoming election.

GEORGE CREDLE, WEST HOLLYWOOD, spoke regarding Women's History Month and the upcoming election.

## **COUNCILMEMBER COMMENTS:**

Councilmember Guarriello congratulated Councilmember Heilman on running the Los Angeles Marathon. He also reported that for the third straight year there will be no increase in fees from the Sanitation District. He encouraged all the residents to vote in the March 8, 2005 Election.

Councilmember Prang congratulated all the candidates in the March 8, 2005 Election. He thanked the voters, business owners and visitors of West Hollywood for allowing him to serve on City Council.

Mayor Pro Tempore Land spoke regarding Bandit Tow Companies. She announced that a West Hollywood resident recently won a decision in court to receive a full refund for being the victim of a bandit tow company.

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

City Manager Aravelo had nothing to report.

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

Assistant City Clerk Peirce stated that the fiscal impact for the consent calendar is \$49,843 in expenditures and \$43,343 in potential revenue. Moved Councilmember Guarriello,

## **2. CONSENT CALENDAR:**

**ACTION:** Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,H.,I., J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Y.,Z. **Motion by Councilmember Guarriello, seconded by Mayor Pro Tempore Land and unanimously approved with Concilmember Heilman abstaining on Item 2.F.**

### **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 February 22, 2005. **Approved as part of the Consent Calendar.**

### **2.C. DEMAND REGISTER NO. 527, RESOLUTION NO. 05-3187:**

**ACTION:** Approve Demand Register No. 527 and adopt Resolution No. 05-3187, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 527." **Approved as part of the Consent Calendar.**

### **2.D. TREASURER'S REPORT FOR JANUARY 2005:**

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

**2.E. CLAIMS ADMINISTRATION:**

**ACTION:** Deny the claims of Ed Buck and Elias Pulido and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

**2.F. ORDINANCE NO. 05-698 (2<sup>ND</sup> READING), A PROPOSED ORDINANCE AMENDING THE WEST HOLLYWOOD ZONING CODE REGARDING THE USE OF THE MIXED-USE BONUS AREA:**

**ACTION:** Waive further reading and adopt Ordinance No. 05-698, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING ZONE TEXT AMENDMENT 2004-01 ALLOWING HOTEL USES WITHIN THE MIXED-USE BONUS AREA." **Approved as part of the Consent Calendar with Councilmember Heilman abstaining.**

**2.G. ORDINANCE NO. 05-699 (2<sup>ND</sup> READING), A PROPOSED ORDINANCE AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING THE POSTING OF MAXIMUM RATES FOR VEHICLES TOWED FROM PRIVATE PROPERTY:**

**ACTION:** Waive further reading and adopt Ordinance No. 05-699, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE TRAFFIC CODE TO CLARIFY CALIFORNIA VEHICLE CODE SECTION 22658(i)(1) BY REQUIRING CHARGES FOR TOWING AND STORAGE TO BE POSTED ON PRIVATE PROPERTY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

**2.H. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

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

**2.I. RESIGNATION OF ALEX PONDER FROM THE BUSINESS LICENSE COMMISSION:**

**ACTION:** Accept with regret the resignation of Alex Ponder from the Business License Commission. **Approved as part of the Consent Calendar.**

**2.J. SALE OF AUTOMATED CITATION ISSUANCE EQUIPMENT:**

**ACTION:** 1) Declare fourteen Husky hand-held computers, charging units, O'Neil printers as surplus property; 2) Authorize staff to solicit sealed bids; and 3) Authorize staff to dispose of the property to the highest bidder. **Approved as part of the Consent Calendar.**

**2.K. IMPLEMENTATION OF PILOT PROGRAM FOR MULTI-SPACE PARKING METERS ON SUNSET BOULEVARD AND ISSUANCE OF CONCURRENT RFQ/RFP PROCESS:**

**ACTION:** 1) Authorize staff to implement a six (6) month pilot program for eight (8) multi-space parking meters on Sunset Boulevard; and 2) Begin Request for Qualifications/Request for Proposals for additional multi-space meters if pilot program is successful. **Approved as part of the Consent Calendar.**

**2.L. GRANT APPLICATION AND EXPENDITURE PLAN FOR THE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM:**

**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 \$43,343 for the Justice Assistance Grant (JAG) Program for Federal Fiscal Year 2005; 2) Authorize the Director of Finance to adjust the budget to reflect the actual grant award of \$43,343 for a total of \$43,343 in expenditures; 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 Administrator, 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.M. IMPLEMENTATION OF DISTRICT 8 PREFERENTIAL PARKING REGULATIONS ON THE 1200 BLOCK OF GENESEE AVENUE:**

**ACTION:** Introduce for first reading Ordinance No. 05-700, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.230 c. OF THE WEST HOLLYWOOD MUNICIPAL CODE BY AMENDING THE LIST OF STREETS REGULATED IN PREFERENTIAL PARKING DISTRICT 8 BY ADDING THE 1200 BLOCK OF GENESEE AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

**2.N. QUARTERLY REPORT FROM THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:**

**ACTION:** Receive and file the FY 2004-05 Second Quarter Report of the West Hollywood Community Housing Corporation. **Approved as part of the Consent Calendar.**

**2.O. SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT – BANNER POLICIES:**

**ACTION:** Approve the SSBA Street Pole Banner Policies and continue the administrative policy that gives SSBA priority to display its own Sunset identity banners, and to determine which other banners might be displayed. **Approved as part of the Consent Calendar.**

**2.P. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING THE LOS ANGELES COUNTY BOARD OF SUPERVISORS TO UNDERTAKE A FAIR AND NON-ARBITRARY AUDIT OF SHERIFF'S COSTS CHARGED TO THE TAXPAYERS OF THE CONTRACT CITIES:**

**ACTION:** 1) Adopt Resolution No. 05-3188, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING THE LOS ANGELES COUNTY BOARD OF SUPERVISORS TO UNDERTAKE A FAIR AND NON-ARBITRARY AUDIT OF SHERIFF'S COSTS CHARGED TO THE TAXPAYERS OF THE CONTRACT CITIES"; and 2) Direct staff to forward copies of the Resolution No. 05-3188, to the Los Angeles County Board of Supervisors and the California Contract Cities Association. **Approved as part of the Consent Calendar.**

**2.Q. APPROVAL FOR THE "SPRING TO ACTION FOR WOMEN'S HEALTH AND SAFETY" EDUCATION AND OUTREACH PROGRAM:**

**ACTION:** 1) Approve the "Spring to Action for Women's Health & Safety" education and outreach program for the Spring 2005; 2) Direct Public Safety Staff and Women's Advisory Board Liaison Staff to work with the Women's Advisory Board, the Partner Abuse Education Task Force, the Sheriff's Gay & Lesbian Task Force, and the Gay and Lesbian Task Force in implementation of this project; and 3) Adopt Resolution No. 05-3189, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE FEDERAL VIOLENCE AGAINST WOMEN ACT (VAWA) RE-AUTHORIZATION OF 2005." **Approved as part of the Consent Calendar.**

**2.R. RESOLUTION IN SUPPORT OF IMPROVED HOMELESS SERVICES AND FACILITIES ON THE WESTSIDE:**

**ACTION:** 1) Adopt Resolution 05-3190, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, IN SUPPORT OF IMPROVED HOMELESS SERVICES AND FACILITIES ON THE WESTSIDE"; and 2) Direct staff to send copies of signed resolution to Senator Barbara Boxer, Senator Dianne Feinstein, Representative Henry Waxman, Assemblymember Paul Koretz, State Senator Sheila Kuehl, Supervisor Zev Yaroslavsky, Supervisor Gloria Molina, Supervisor Yvonne B. Burke, Supervisor Don Knabe and Supervisor Michael Antonovich. **Approved as part of the Consent Calendar.**

**2.S. RESOLUTION IN SUPPORT OF VOLUNTARY, QUALITY PRESCHOOL FOR ALL 4-YEAR OLDS IN CALIFORNIA:**

**ACTION:** 1) Adopt Resolution 05-3191, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF VOLUNTARY, QUALITY CHILDCARE FOR ALL 4-YEAR OLDS IN CALIFORNIA"; and 2) forward to Marlene Kantor, Los Angeles Unified School Board Member for West Hollywood; the Los Angeles County Board

of Education; the State Department of Education; our State Representatives; the Governor; the state-wide sponsor of this advocacy campaign, *Preschool California*; and local advocacy coordinator, Public Counsel. **Approved as part of the Consent Calendar.**

**2.T. A RESOLUTION IN SUPPORT OF THE PASSAGE OF THE PREVENTION FIRST ACT, S.20 (REID):**

**ACTION:** 1) Adopt Resolution No. 05-3192, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN STRONG SUPPORT OF THE PREVENTION FIRST ACT, S.20 (REID), THAT WILL INCREASE ACCESS TO CONTRACEPTIVE CHOICES FOR ALL WOMEN"; and 2) Direct staff to send copies of signed resolution to Planned Parenthood, NARAL, Feminist Majority Foundation, Senator Barbara Boxer and Senator Dianne Feinstein. **Approved as part of the Consent Calendar.**

**2.U. A RESOLUTION IN SUPPORT OF SB 181 (MIGDEN), ALLOWING GAY AND LESBIAN SOLDIERS IN THE CALIFORNIA NATIONAL GUARD TO SERVE OPENLY WITHOUT FEAR OF BEING DISCHARGED:**

**ACTION:** 1) Adopt Resolution No. 05-3193, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB 181 (MIGDEN), ALLOWING GAY AND LESBIAN SOLDIERS IN THE CALIFORNIA NATIONAL GUARD TO SERVE OPENLY WITHOUT FEAR OF BEING DISCHARGED"; and 2) Direct staff to send copies of signed resolution to Senator Sheila Kuehl, Assemblyman Paul Koretz, the National Center for Lesbian Rights, Equality California, the National Guard Association of California, Human Rights Campaign, Lambda Legal, the National Gay and Lesbian Task Force and the LGBT Caucus. **Approved as part of the Consent Calendar.**

**2.V. A RESOLUTION IN SUPPORT OF AB 772 (CHAN) AND SB 437 (ESCUTIA), THE "CALIFORNIA FOR HEALTHY KIDS PROGRAM":**

**ACTION:** 1) Adopt Resolution 05-3194, "A RESOLUTION IN SUPPORT OF AB 772 and SB 437, THE 'CALIFORNIA FOR HEALTHY KIDS PROGRAM;'" and 2) Direct staff to send copies of signed resolutions to U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, U.S. Representative Henry Waxman, California State Assemblymembers Wilma Chan and Paul Koretz, and California State Senators Martha Escutia and Sheila Kuehl. **Approved as part of the Consent Calendar.**

**2.W. RESOLUTION IN SUPPORT OF MERCURY REDUCTION EFFORTS:**

**ACTION:** 1) Adopt Resolution No. 05-3195, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF MERCURY REDUCTION EFFORTS; and 2) Send signed copies of the resolution to appropriate persons, The Sierra Club, U.S. Senators Dianne Feinstein and Barbara Boxer, U. S. House Representative Henry

Waxman, The League of Conservation Voters (LCV), California State Senator Sheila Kuehl, and California State Assemblymember Paul Koretz. **Approved as part of the Consent Calendar.**

**2.X. A RESOLUTION OPPOSING THE ENFORCEMENT OF THE WELDON AMENDMENT:**

**ACTION:** 1) Adopt Resolution 05-3196, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING ENFORCEMENT OF WELDON AMENDMENT; and 2) Direct staff to send copies of signed resolution to U.S. President George W. Bush, U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, U.S. Representative Henry Waxman, California State Assemblymember Paul Koretz, California State Senator Sheila J. Kuehl and the Women's Advisory Board of the City of West Hollywood. **Approved as part of the Consent Calendar.**

**2.Y. A RESOLUTION IN OPPOSITION TO THE PRIVATIZATION OF SOCIAL SECURITY:**

**ACTION:** 1) Adopt Resolution 05-3197, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE PRIVATIZATION OF SOCIAL SECURITY;" and 2) Send copies of resolution to U.S. Senators Barbara Boxer and Diane Feinstein, U.S. Representatives Bill Thomas and Henry Waxman, President George W. Bush, Governor Schwarzenegger, California State Representatives Sheila Kuehl and Paul Koretz, U.S. Social Security Reform Commission. **Approved as part of the Consent Calendar.**

**2.Z. A RESOLUTION IN SUPPORT OF SB 840 (KUEHL), THE CALIFORNIA HEALTH INSURANCE RELIABILITY ACT (CHIRA):**

**ACTION:** 1) Adopt Resolution 05-3198, "A RESOLUTION IN SUPPORT OF SB 840 (KUEHL), THE CALIFORNIA HEALTH INSURANCE RELIABILITY ACT (CHIRA)"; and 2) Send copies of resolution to U.S. Senator Dianne Feinstein, U.S. Senator Barbara Boxer, U.S. Representative Henry Waxman, California Governor Arnold Schwarzenegger, California State Senator Sheila J. Kuehl and California State Assemblymember Paul Koretz. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. APPROVAL OF RESOLUTION FOR PROPOSED EXCHANGE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CITY OF ROLLING HILLS ESTATES:**

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



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

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding the need for a staff liaison between the Historic Preservation Commission and tenants regarding CEQA laws.

J.W. MOORE, IV, WEST HOLLYWOOD, spoke in support of Item 3.A.

Mayor Duran closed the public hearing.

**ACTION:** 1) Adopt Resolution No. 05-3199, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING A LETTER OF AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CITY OF ROLLING HILLS ESTATES FOR THE EXCHANGE OF CDBG FUNDS FOR THE FISCAL YEAR 2005-2006;" 2) Authorize the City Manager to execute all necessary Letters of Agreements and Amendments for the purpose of exchanging CDBG funds with the identified agency; and 3) Authorize the Director of Finance and Technology to appropriate \$19,568.40 from the General Fund Unallocated Reserves to the Expenditure for Traded Funds (100-6000-7580) line item in FY 2004-2005 in recognition of receiving \$32,614 in CDBG funds. **Motion by Councilmember Prang, seconded by Councilmember Heilman and unanimously approved.**

**4. UNFINISHED BUSINESS:**

None.

**5. NEW BUSINESS:**

None.

**EXCLUDED CONSENT CALENDAR:**

None.

**PUBLIC COMMENT:**

ED BUCK, WEST HOLLYWOOD, presented a proclamation to Mayor Duran.

HEAVENLY WILSON, WEST HOLLYWOOD, spoke regarding the need to protect historic buildings and tenant's rights.

RIC RICKLES, WEST HOLLYWOOD, spoke regarding Women's History Month honoree Frances Eisenberg and thanked Council for his Proclamation. He also spoke regarding the March 8, 2005 election.

STAN LOTH RIDGE, WEST HOLLYWOOD, spoke regarding affordable housing and the March 8, 2005 election.

MARK HEINEMANN, WEST HOLLYWOOD, spoke regarding renter's rights.

LIZA AMTMANIS, LOS ANGELES, spoke regarding development within the City and the March 8, 2005 election.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the CEQA process and the Planning Department. She also spoke regarding the March 8, 2005 election.

WILLIAM NEISH, WEST HOLLYWOOD, spoke regarding the CEQA process and the Planning Department. He also spoke regarding historic preservation as well as the March 8, 2005 election.

JACK MERRILL, WEST HOLLYWOOD, spoke regarding development within the City and the March 8, 2005 election.

LOVEDY BRYDON, WEST HOLLYWOOD, spoke regarding the March 8, 2005 election.

JEAN MATHISON, WEST HOLLYWOOD, spoke regarding cat declawing.

G.G. VERONE, WEST HOLLYWOOD, spoke regarding the March 8, 2005 election and thanked the City for their ban on cat declawing.

BARBARA HAMAKER, WEST HOLLYWOOD, spoke regarding the March 8, 2005 election.

## **6. LEGISLATIVE:**

### **6.A. INTERIM URGENCY ORDINANCE TO PROHIBIT THE ESTABLISHMENT OF MEDICAL MARIJUANA DISPENSARIES:**

Mike Jenkins, City Attorney, provided background information as outlined in the staff report dated March 7, 2005.

Councilmember Guarriello inquired whether property owners who run Medical Marijuana Dispensaries could have their property confiscated by the Federal Government. City Attorney Jenkins confirmed that it is a possibility.

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

MARK HEINEMANN, WEST HOLLYWOOD, spoke in opposition to the Item.

Councilmember Heilman spoke about the need to regulate and establish standards for the Medical Marijuana Dispensaries to ensure the protection of all West Hollywood residents.

Mayor Pro Tempore Land also clarified that this ordinance will not shut down the dispensaries that are currently operating. She also stated the need for regulating the clubs that are currently open.

Councilmember Prang spoke about the City's strong support over the years of Medical Marijuana and it's commitment to allow dispensaries to operate. He also spoke about the need for regulation.

Mayor Duran spoke about his involvement with the Los Angeles Cannibas Resource Club and the need to properly regulate dispensaries. He also mentioned the possibility of issuing a warning from the Planning Department regarding the possible Federal risks for owners of dispensaries.

Councilmember Guarriello spoke about the need to run dispensaries legally and to establish standards and regulations.

**ACTION:** Adopt the following urgency ordinance: Ordinance No. 05-701U, "AN INTERIM ORDINANCE OF THE CITY OF WEST HOLLYWOOD PURSUANT TO GOVERNMENT CODE SECTION 65858 PROHIBITING THE ESTABLISHMENT OF MEDICAL MARIJUANA DISPENSARIES AND DECLARING THE URGENCY THEREOF." **Motion by Councilmember Heilman, seconded by Councilmember Prang and unanimously approved.**

#### **COUNCILMEMBER COMMENTS:**

Councilmember Heilman asked Allyn Winderman, Director of Rent Stabilization and Housing, to follow up with Mark Heineman regarding several renters in the City who are living in sub-standard conditions.

He also spoke regarding the Council's commitment to historic preservation, rent stabilization, affordable housing, and tenant's rights.

**ADJOURNMENT:** The City Council adjourned at 8:30 P.M. in memory of Public Facilities Commissioner Steven Greene's father to their next regular meeting, which will be on Monday, March 21, 2005 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.