

BUSINESS LICENSE COMMISSION

MINUTES

**Tuesday, November 14, 2000
WEST HOLLYWOOD PARK AUDITORIUM
WEST HOLLYWOOD, CA**

I. CALL TO ORDER: Chair Forbes called the meeting to order at 6:00 P.M.

A. ROLL CALL:

PRESENT:

Commissioners – Scott Forbes, Maxine Sonnenburg, Rodney Scott, Terry Morgan and Stanley Stalford.

STAFF PRESENT:

Wade Davenport, Code Compliance Manager; Bruce Robertson, Administrative Staff Assistant.

B. PLEDGE OF ALLEGIANCE: Commissioner R. Scott led A pledge of allegiance.

C. APPROVAL OF AGENDA:

Action: To add to the December 5th agenda, the recommendation of Commissioner Stalford that Le Colonial shall produce a copy of the restaurant's gross sales receipts and present this to the Commission, and to approve the agenda as amended.

The agenda was approved by a unanamous consensus of the commissioners present.

II. CONSENT CALENDAR

A. Approval of Minutes from October 3, 2000

B. Approval of Minutes from October 10, 2000

Action: To amend the minutes to reflect the grammatical changes that were made per Commissioner Sonnenburg and to approve the minutes as amended.

Motion: Forbes

Second:

Votes: All Ayes

Motion carried.

III. ITEMS FROM CITIZENS - None

IV. PUBLIC HEARING

- A. The Business License Commission shall conduct a public hearing to consider modifying, suspending, or revoking Public Eating Business License, Extended Hours, Coin-op Games & Managers Business License REG000090, REG000091, REG000092, REG000716, and REG000895 for Club 7702 located at 7702 Santa Monica Boulevard.

Mr. Davenport presented the staff report.

Mr. Davenport read a letter into the record that was received from the attorney for Club 7702 asking for a continuance of the public hearing to the regularly scheduled Business License Commission meeting to be held on January 2, 2001.

Public Testimony

- a. **Vincent Gioielli, Los Angeles**, co-owner of Club 7702 commented that the police violation reports are unclear as to what the circumstances were behind the arrests or from where the individuals in question were going to or coming from when these arrests were made. Mr. Gioielli also stated that the club has always been in compliance with all city ordinances and licenses.
- b. **Blaine Winterman, Los Angeles**, commented that many of the arrests made outside of the club could have been on individuals that were going to the Spike and not Club 7702.
- c. **Stephan Birgel, Encino**, attorney for Club 7702 clarified his position in asking for this hearing to be continued and further noted instances in which the arrest records are unclear as to the nature of the arrests which is further reason that additional time is needed before the club can be ready for a public hearing.
- d. **Rick Featherlin, West Hollywood**, commented that the staff report was received by Club 7702 just six (6) days ago which is insufficient time to investigate the report adequately.
- e. **Chris Uszler, Los Angeles**, asked the commission to allow the continuance that is being requested as additional time is needed to investigate all of the allegations stated in the sheriff's report.

Action: To continue this hearing open to the next regularly scheduled meeting of the Business License Commission to be held on Tuesday, December 5, 2000.

Motion: Forbes

Second: Stalford

Votes: All Ayes

Motion carried.

V. COMMISSION CHAIR'S REPORT - None

VI. ITEMS FROM COMMISSIONERS

Sonnenburg

- Asked Staff to consult with the City attorney regarding the invitations that each commissioner has been receiving recently, from the Argyle Hotel, and whether or not it would be appropriate for the Commissioners to accept invitations such as these from the Hotel.

VII. ITEMS FROM STAFF - None

VIII. NEW BUSINESS

- A. Three month review of modifications to dance business license REG001058 and entertainment Business License REG001059 for the Argyle Hotel at 8358 Sunset Boulevard.

Mr. Davenport presented the staff report.

Public Testimony

- Stephen Spurgeon, West Hollywood**, asked that additional conditions be placed upon the use of the outside terraces after 10:00 p.m. He asked that these terraces be used as smoking only locations with no food or alcohol to be consumed by hotel patrons, on these terraces, after this time.
- Bill Watson, West Hollywood**, suggested that no further follow-up reviews be made by this commission unless certain triggers are reached which would then mandate that Code Compliance take action or that additional review dates be established.
- Teri Gustafson, West Hollywood**, asked that residents receive seven (7) days notice when a meeting of the Argyle is to be held by the City of West Hollywood.
- Brian Chin, Los Angeles**, representing the Argyle Hotel spoke in behalf of the Hotel and expressed a desire to keep an open dialogue between the Hotel and it's neighbors.

Commission Discussion

R. Scott

- Expressed concern over noticing requirements for public meetings and if these requirements are being properly met.

Stalford

- Asked Staff regarding noticing requirements for public meetings such as the scheduled three (3) month review of the Argyle Hotel.

Mogan

- Commented that significant progress has been made by the Argyle Hotel in complying with the City's noise standards and in being a good neighbor.

Sonnenburg

- Asked Staff if special arrangements could be made to notice the residents of the "White House" 8400 De Longpre, when an item involving the Argyle Hotel is to be agendaized.
- Suggested that the conditions of the Resolution (2000-02) should be left as they were approved and that should the need arise the Commission could revisit the matter at a later time.

Forbes

- Recommended that the upcoming six (6) month review be kept and heard at the regularly scheduled February meeting of the Business License Commission.

Action: To schedule a six (6) month review of the Argyle Hotel to be heard on Tuesday, February 6, 2001.

Motion: Forbes

Second:

Votes: All Ayes

Motion carried.

IX. OLD BUSINESS

- A. Second Draft of Proposed Work Plan for the Business License Commission.

Commission Discussion

Morgan

- Feels that any name change of the Commission would be confusing for those who have historically dealt with this Commission.

Stalford

- Concurs with the Work Plan as presented by Staff.
- Suggested calling councilmembers to ask for their support of the Business License Commission and of the proposed work plan.

R. Scott

- Recommended that members of the Commission should contact each councilmember to thank them for their support of the Business License Commission.
- Is supportive of this second draft work plan as it has been presented to the Commission.

Sonnenburg

- Recommended that the following sentence be dropped from the staff report, *Should modification or revocation occur, the Business License Commission could share its findings with the Planning Commission so that it may consider the appropriateness of modifying the land use permit.*

Forbes

- Asked if the proposed changes would require any changes to the City's municipal code?
- Requested additional information from Staff on the proposed triggering system and how this would be handled?

Staff responded to Chair Forbes first question by saying that these changes would require some statutory changes made with regards to the proposed name change of the Commission as well as minor revisions with regards to the Business License Commission to review some of these triggers. However some of these proposals could be policies that would be reviewed by the City Council and approved by that body.

Staff responded to the second question stating that this system would be a framework from which Staff and the Commission would work.

Action: To delete the following wording from the proposed draft work plan, *Should modification or revocation occur, the Business License Commission could share its findings with the Planning Commission so that it may consider the appropriateness of modifying the land use permit.*

Motion: Sonnenburg
Votes: Ayes

Second: Morgan
Stalford
Morgan
Sonnenburg
Forbes
R. Scott

Nay
Motion carried.

Action: To approve the Second Draft Work Plan as amended.

Motion: Sonnenburg
Votes: All Ayes

Second: Stalford
Motion carried.

ADJOURNMENT

Action: To adjourn to the next regularly scheduled meeting of the Business License Commission to be held on December 5, 2000 from 6:00 p.m. until completion at the City of West Hollywood, Community Conference Room, 8300 Santa Monica Boulevard.

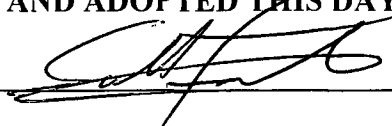
Motion: Forbes
Votes: All Ayes

Second: Morgan
Motion carried.

PASSED, APPROVED AND ADOPTED THIS DAY OF

12/5/06 (cf)

CHAIRPERSON:



ATTEST:

BUSINESS LICENSE OFFICER:

