

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JANUARY 7, 2002
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting to order at 6:48 P.M.

PLEDGE OF ALLEGIANCE: Roslyn Kraus led the pledge.

ROLL CALL:

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

ABSENT: None.

ALSO PRESENT: City Attorney Mike Jenkins, City Manager Paul Arevalo, City Clerk Russell and Assistant City Clerk Taylor.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins stated that the closed session convened at 6:00 P.M. and there were no public speakers. Council added the following items to the agenda: three (3) items of initiated litigation; one (1) item of threaten litigation; and two (2) items of pending litigation; C.L. Concrete vs. City of West Hollywood and Southern California Edison vs. the City of West Hollywood. No reportable actions were taken and the meeting was adjourned at 6:40 P.M.

APPROVAL OF AGENDA:

Mayor Pro Tempore Guarriello noted his objection to the Havenhurst Project outlined in item 2.J.

Councilmember Martin requested that Item 5.B. be moved to the Consent Calendar.

Councilmember Duran requested the meeting be adjourned in memory of David Glickman.

Councilmember Martin requested the meeting be adjourned in memory of Judge James Kolts.

Councilmember Prang requested the meeting be adjourned in memory of Margaret Wong.

ACTION: Approve the January 7, 2002 Agenda as amended. **Moved by Mayor Pro Tempore Guarriello, seconded by Councilmember Prang to approve the agenda as amended. Unanimously carried.**

PRESENTATIONS:

Mayor Heilman presented a proclamation announcing Martin Luther King Day in the City of West Hollywood.

Mayor Heilman presented a commendation to John Jakupcak for his service to the City.

PUBLIC COMMENT:

CHARLOTTE BANTA, WEST HOLLYWOOD, spoke regarding a dead elm tree in the public right-of-way that fell on a car in her neighborhood.

LYNN MARDER, WEST HOLLYWOOD, spoke regarding a dead elm tree in the public right-of-way, which fell on her car and commented on the added expenses from this incident.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding an invitation he sent to First Lady Laura Bush inviting her to participate in Mending Fence Feeding Faces event.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke regarding those individuals who have lost their jobs due to the September 11th tragedy and requested the city to look into possible solutions to help those individuals find jobs.

ROSLYN KRAUS, WEST HOLLYWOOD, spoke regarding a hedge at Rugby and Westbourne Drive, which she considers a traffic hazard.

DAVID NASH, WEST HOLLYWOOD, spoke regarding a visit he and Mayor Pro Tempore Guarriello made to a senior citizens residency in West Hollywood.

DAN SIEGEL, WEST HOLLYWOOD, spoke regarding a dead elm tree in front of his residence and how long it took the city to remove it.

CATHERINE THULIN, WEST HOLLYWOOD, spoke regarding traffic and pedestrian control problems on Delongpre Avenue and Flores Street.

TERRY LEFTGOFF, WEST HOLLYWOOD, spoke regarding street cleaning and trash collection in R1 areas.

COUNCILMEMBER COMMENTS:

Mayor Heilman directed the City Manager to investigate the condition of City trees in the right-of-way in the Ranglely Avenue neighborhood and directed staff to determine what type of corrective action needs to be taken and report back Council within thirty (30) days. He also directed the City Manager to report on the hedges on Rugby and Westbourne Drive.

Councilmember Prang congratulated Teri Slimmer as employee of the year. He also spoke about the construction of a billboard on the MTA property. He congratulated Tom West on his work with Club Freedom. He spoke about the hedge on Rugby and Westbourne drive and directed staff to trim the hedges. He also directed the City Manager to investigate the garbage collection on Santa Monica Boulevard between Sweetzer Avenue and Harper Avenue.

Councilmember Duran thanked the public for coming out to speak about street cleaning and he directed the City Manager give an update on street cleaning maintenance. He also requested the City Manger to give a report on the La Cienega/Fountain Avenue incident.

Councilmember Martin spoke regarding the hedges at Rugby and Westbourne Drive and reminded everyone to be careful using this intersection. He also spoke regarding the MTA billboard construction issue and thanked the citizens who were watchful and reported this activity.

Mayor Pro Tempore Guarriello spoke regarding older trees within the City. He stated that the City would look into trees in the public right-of-way.

CITY MANAGER'S REPORT:

City Manager Arevalo stated he would report back at a later council meeting on the issues of citywide tree trimming and the solid waste contracts. He also announced Anil Gandhi as the new Finance Director. He provided a status report on the hedges at Rugby and Westbourne Drive. He reported on the incident at La Cienega/Fountain Avenue and the MTA billboard construction.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Russell stated that the fiscal impact on the Consent Calendar for Monday, January 7, 2002 is \$229,960 in expenditures and \$30,000 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve the Items as amended

2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,(item 5.B.) Moved by Mayor Pro Tempore Guarriello and seconded by Councilmember Martin to approve the Consent Calendar as amended. Unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, January 7, 2002 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, January 3, 2002.

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of November 29, 2001 and December 3, 2001. **Approved as part of the Consent Calendar.**

2.C. WAIVER OF FURTHER READING:

ACTION: After the City Attorney has read the title of any ordinance on tonight's agenda, the further reading thereof shall be waived. **Approved as part of the Consent Calendar.**

2.D. DEMAND REGISTER NO. 452, RESOLUTION NO. 02-2622 AND DEMAND REGISTER NO. 453, RESOLUTION NO. 02-2623:

ACTION: 1) Approve Demand Register No. 452 and adopt Resolution No. 02-2622, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 452;" and 2) Approve Demand Register No. 453 and adopt Resolution No. 02-2623, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 453." **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORT:

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

2.F. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Sialic Contractors Corp., Lynn Marder, John O'Brien, Peter Zigleman, Michael M. Thede, Paul Arancel, Julie Mirolla, and Tom Langevin and refer them to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.G. ORDINANCE NO. 01-615 (2ND READING) ADOPTING ZONING TEXT AMENDMENT 01-07 ADOPTING THE PLANNING COMMISSION'S RECOMMENDATION TO REMOVE HEIGHT LIMITS ON HEDGES IN ALL RESIDENTIALLY ZONED AREAS IN WEST HOLLYWOOD, CALIFORNIA:

ACTION: Waive further reading and adopt Ordinance No. 01-615, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING TEXT AMENDMENT 01-07 ADOPTING THE PLANNING COMMISSION'S RECOMMENDATION TO REMOVE HEIGHT LIMITS ON HEDGES IN ALL RESIDENTIALLY ZONED AREAS IN WEST HOLLYWOOD, CALIFORNIA." **Approved as part of the Consent Calendar.**

2.H. RESIGNATION OF DAVID KOVNESKY AND DAVID FISHER FROM THE LESBIAN & GAY ADVISORY BOARD AND DON BRUHNKE FROM THE RENT STABLIZATION COMMISSION:

ACTION: Accept with regret, the resignations of David Kovnesky and David Fisher from the Lesbian & Gay Advisory Board and Don Bruhnke from the Rent Stabilization Commission. **Approved as part of the Consent Calendar.**

2.I. APPROVAL OF FINAL PARCEL MAPS NO. 25824 AND 25825 FOR THE CONDOMINIUM PROJECT LOCATED ON HILLDALE AVENUE:

ACTION: 1) Approve Final Parcel Maps No. 25824 and 25825, 2) Make findings for both Parcel Maps as follows: a) that this project will not violate any of the provisions of Sections 66427.1, 66474, 66474.1, and 55474.6 of the Subdivision Map Act and 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, 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 3) Instruct the City Clerk to endorse on the faces of Final Parcel Maps No. 25824 and 25825 the certificate, which embodies the approval of said maps. **Approved as part of the Consent Calendar.**

2.J. FIRST QUARTER REPORT OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:

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

2.K. NOTICE OF COMPLETION, PLUMMER PARK PLAY EQUIPMENT REPLACEMENT PROJECT, C.I.P. 5050-01-02:

ACTION: 1) Accept the work completed by Vido Samarzich, Inc.; 2) Authorize filing a Notice of Completion by the City; and 3) Authorize a retention payment not to exceed \$26,915.28 to Vido Samarzich, Inc. at the end of the 35-day lien period. **Approved as part of the Consent Calendar.**

2.L. YEARS 2002-2003 LEGISLATIVE PRIORITIES:

ACTION: 1) Review and approve the proposed Legislative Priority Issues; and 2) Direct staff to submit the priority list to Assembly and Senate representatives and to the Governor. **Approved as part of the Consent Calendar.**

2.M. RELOCATION OF ASSOCIATION OF ENGINEERS AND SCIENTISTS LIBRARY:

ACTION: 1) Authorize the City Manager to enter a Facilities Usage Agreement with the Association of Engineers and Scientists, for relocation

of their 19,000-volume library to Long Hall in Plummer Park, on an interim basis, with a long-term goal of transferring the books to a new Russian Cultural Center or to the new West Hollywood Library; 2) Authorize the City Manager to enter additional Facilities Usage Agreements with other groups or organizations for relocation of books to the same facility, depending on need and capacity; and 3) Authorize the Finance Director to increase revenue and expenditure accounts in Fund 204, Miscellaneous Grant Fund, by \$30,000. **Approved as part of the Consent Calendar.**

2.N. PROPOSED RESOLUTION SUPPORTING STATE PROPOSITION 40-CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002:

ACTION: 1) Adopt Resolution No. 02-2624, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING STATE PROPOSITION 40 – CALIFORNIA CLEAN WATER, CLEAN AIR, SAFE NEIGHBORHOOD PARKS, AND COASTAL PROTECTION ACT OF 2002"; and 2) Direct staff to forward copies of the resolution to the Governor, State Controller, State Treasurer, and State Legislators. **Approved as part of the Consent Calendar.**

2.O. AWARD OF CONSTRUCTION CONTRACT FOR CIP SUNSET/ROXBURY TRAFFIC SIGNAL ET AL CONSTRUCTION PROJECT:

ACTION: 1) Accept the bid dated December 20, 2001 submitted by C.T. and F., Inc.; 2) Authorize the City Manager to enter into a contract with C.T. and F, Inc. in the amount of \$84,745 for the construction of CIP 0110 Sunset/Roxbury Traffic Signal Et Al Construction Project; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 25% of the contract amount. **Approved as part of the Consent Calendar.**

2.P. AWARD OF CONSTRUCTION CONTRACT FOR CIP 0108, SEWER REPAIR – BEVERLY BOULEVARD/LA PEER DRIVE AND LA CIENEGA (RIGHT-OF-WAY) CONSTRUCTION PROJECT:

ACTION: 1) Accept the bid dated November 15, 2001 submitted by Zondiros Corporation; 2) Authorize the City Manager to enter into a contract with Zondiros Corporation in the amount of \$88,300 for the construction of CIP 0108, Sewer Repair – Beverly Boulevard/La Peer Drive and La Cienega (Right-of-Way) Construction Project; and 3) Authorize the City Engineer to manage Change Orders for work on the construction contract in an amount not to exceed 25% of the contract amount. **Approved as part of the Consent Calendar.**

2.Q. PROPOSED RESOLUTION CALLING ON PRESIDENT GEORGE W. BUSH TO PROVIDE ACCELERATED ASSISTANCE TO THE ARGENTINE REPUBLIC DURING THIS TIME OF SOCIAL AND FINANCIAL CRISIS:

ACTION: 1) Adopt Resolution No. 02-2625, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING ON PRESIDENT GEORGE W. BUSH TO PROVIDE ACCELERATED ASSISTANCE TO THE ARGENTINE REPUBLIC DURING THIS TIME OF SOCIAL AND FINANCIAL CRISIS"; and 2) Send copies of the resolution to President Bush and appropriate legislators. **Approved as part of the Consent Calendar.**

2.R. F&A FEDERAL CREDIT UNION:

ACTION: 1) Adopt Resolution No. 02-2627, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENOUNCING F&A FEDERAL CREDIT UNION FOR THEIR DECISION NOT TO OFFER THE SAME BENEFITS AND SERVICES TO MEMBERS WITH DOMESTIC PARTNERS AS THEY DO WITH MEMBERS WHO ARE MARRIED ALTHOUGH THEY CAN LEGALLY DO SO"; 2) Authorize the City Manager to send letters to cities that utilize F&A Federal Credit Union asking them to support Resolution No. 02-2627 and request that they send copies of their resolution to the Board of Directors of F&A Federal Credit Union; 3) Send copies of Resolution No. 02-2627 to appropriate federal legislators; 4) Direct the Human Resources Division to begin discussions with credit unions that offer equal benefits to members who are married and members who are legally registered as domestic partners; 5) Direct the Human Resources division to develop a plan that may end the City of West Hollywood's relationship with F&A Federal Credit Union; and 6) Direct the Human Resources Division to report back to the City Council with a strategy on these issues within one hundred twenty (120) days. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF PLANNING COMMISSION DENIAL OF DEVELOPMENT PERMIT 01-14 AND DEMOLITION PERMIT 01-03 8735 BONNER DRIVE:

RECOMMENDATION: Continue the hearing to the meeting of January 22, 2002.

ACTION: Unanimously carried to approve staff's recommendation.

4. UNFINISHED BUSINESS:

4.A. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 TO ESTABLISH A SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT:

Alison Maxwell, Development Specialist, provided background information as outlined in the staff report dated January 7, 2002.

Councilmember Duran stated that he consulted with the City Attorney regarding a possible conflict of interest on his part in participating in this item. He stated that it was determined that there was no conflict of interest.

John Lambeth, Downtown Resources, provided additional background information as outline in the staff report dated January 7, 2002.

In response to Councilmember Prang, Ray Reynolds, Director of Economic Development/Special Projects, stated that a more defined appeal process for assessments could be established.

In response to Councilmember Prang, John Lambeth, Downtown Resources, stated that there was very little outreach to the neighborhoods.

Ms. Maxwell stated that the BID Advisory will be working with the neighborhoods.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke regarding a lack of parking structures in the BID and of making sure the assessment was administered equally among businesses.

JENNIFER DIAZ, LOS ANGELES, spoke in support of staff's recommendation.

CATHERIN THULIN, WEST HOLLYWOOD, spoke regarding the security on Sunset Boulevard and how it effects the surrounding neighborhoods.

GARY SILVER, WEST HOLLYWOOD, stated that he thinks the BID is a good idea, but he is not willing to pay the assessment because his business does not contribute to the problems.

CHUCK TOVER, LOS ANGELES, spoke in support of staff's recommendation.

FRED LALEZARI, LOS ANGELES, stated that the assessment is not fair. He expressed his concern regarding how liquor stores are assessed.

CORY SETAREH, WEST HOLLYWOOD, stated that his business serves the community and that the amount of assessment for his business is not fair.

NITA CASAR, LOS ANGELES, spoke in support of staff's recommendation.

TOM DEMILLE, WEST HOLLYWOOD, stated that business have a responsibility to address their problems.

KEVIN MCCARNEY, BURBANK, spoke in support of staff's recommendations. He stated that the BID would benefit all businesses on the Sunset Strip.

THOMAS JONES, WEST HOLLYWOOD, spoke in support of staff's recommendations.

In response to Mayor Pro Tempore, Ms. Maxwell provided an overview of the assessment process. She stated that the highest assessment is \$35,000 a year and the lowest is \$250 a year.

Mayor Pro Tempore Guarriello commented on how the venue has changed on the Sunset Strip and the age of participants. He stated the BID is to provide for security and cleanup of Sunset Boulevard and surrounding neighborhoods.

Mayor Heilman directed staff to review the assessment for liquor stores.

Councilmember Martin stated that all businesses should be assessed.

RECOMMENDATION: Adopt Resolution No. 02-2626, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD IN CONNECTION WITH THE ESTABLISHMENT OF THE PROPOSED SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT, DECLARING ITS INTENTION TO ESTABLISH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT, DECLARING ITS INTENTION TO LEVY AN ASSESSMENT ON BUSINESSES WITHIN THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2001-2002, AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING ON THE

ESTABLISHMENT OF THE DISTRICT AND THE LEVY OF THE ASSESSMENT FOR FISCAL YEAR 2001-2002.”

ACTION: Moved by Councilmember Duran and seconded by Councilmember Prang to approve staff’s recommendations and to amend the Resolution setting the public hearing for the February 4, 2002 City Council meeting. Unanimously carried.

4.B. MUNICIPAL TREE POLICY TASK FORCE RECOMMENDATIONS:

Jennifer Davis, Senior Planner, provided background information as outlined in the staff report dated January 7, 2002.

RECOMMENDATION: 1) Receive and file report; and 2) Direct staff to include an optional element, an urban tree management plan, as part of the upcoming General Plan update.

ACTION: Council concurred to direct staff to complete a city-wide urban forest management plan as a part of the upcoming General Plan update and draft an Ordinance creating a Heritage Tree definition which would apply to public trees.

5. NEW BUSINESS:

5.A. RENT STABILIZATION COMMISSION APPOINTMENT:

Tony Russell, City Clerk, provided background information as outlined in the staff report dated January 7, 2002.

RECOMMENDATION: Councilmember Martin to make a direct appointment to the Rent Stabilization Commission to fill a vacancy with an un-expired term ending 03/31/2003.

ACTION: Councilmember Martin appointed Gail Koretz to the Rent Stabilization Commission

5.B. F&A FEDERAL CREDIT UNION:

ACTION: Moved to Consent Calendar as Item 2.R.

5.C. FLAGS/BANNERS ALONG SANTA MONICA BOULEVARD:

Hernan Molina, Deputy to Councilmember Duran, provided background information as outlined in the staff report dated January 7, 2002.

TOM DEMILLE, WEST HOLLYWOOD, commented on different flags that are raised along Santa Monica Boulevard.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in support of staff's recommendation.

ROSYLYN KRAUS, WEST HOLLYWOOD, stated that fixtures to hold flags are pretty simple and inexpensive.

JAMES JOHNSON, WEST HOLLYWOOD, spoke in support of the staff's recommendation.

STEPHEN KESEL, LOS ANGELES, spoke in support of staff's recommendation.

GIL MILLER, LOS ANGELES, spoke in support of staff's recommendation.

WESTON HARRIS, WEST HOLLYWOOD, spoke in support of staff's recommendation.

Mayor Heilman stated that he was concerned about bringing back the flag poles along Santa Monica Boulevard. He stated that he would be in favor of having banners that the City would control. He asked that this item be coordinated with a previous council item regarding the installation of flagpoles and flags.

Councilmember Martin stated the cost of this item would be a major concern at this time. He also suggested the use of existing banner holders or purchasing fasteners to display diversity flags.

RECOMMENDATION: 1) Direct staff to explore the feasibility of installing flag poles or street light clips that would allow for flags or banners to be placed along Santa Monica Boulevard; and 2) Report back to City Council within thirty (30) days on options and costs.

ACTION: Council concurred to approve staff's recommendations and report back to the City Council when the report is completed.

Council recessed at 9:04 P.M. Council reconvened at 9:15 P.M.

5.D. PROPOSED AMENDMENT TO WEST HOLLYWOOD MUNICIPAL CODE SECTIONS RELATIVE TO PREFERENTIAL PARKING DISTRICTS:

Hernan Molina, Deputy to Councilmember Duran, provided background information as outlined in the staff report dated January 7, 2002.

ROD MCDONALD, WEST HOLLYWOOD, spoke in support of staff's recommendation.

LAUREN MIESTER, WEST HOLLYWOOD, spoke in support of staff's recommendation. She also recommended that the code be amended to allow parking on both sides of the street.

RECOMMENDATION: 1) Direct Department of Transportation (DOT) staff to conduct an impact study on the potential changes to the rules of preferential parking district 3, with the purpose of allowing the residents of the district to park on both sides of the street; and 2) Direct the DOT staff to report back to the City Council within sixty (60) days.

ACTION: Moved by Councilmember Martin and seconded by Councilmember Duran to direct the Department of Transportation (DOT) staff to conduct an impact study on the potential changes to the rules of Preferential Parking Districts 1 and 3, with the purpose of allowing residents of the districts to park on both sides of the street and directed the Department of Transportation staff to report back to the City Council within sixty (60) days. Unanimously carried.

5.E. CERTIFICATION OF SUFFICIENCY OF REFERENDUM PETITIONS AGAINST ORDINANCES 01-609 AND 01-612:

Tony Russell, City Clerk, provided background information as outlined in the staff report dated January 7, 2002.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in support of staff's recommendation.

RICHARD SLAWSON, LOS ANGELES, spoke in opposition to staff's recommendation and in support of the Millennium project.

NORBY WALTERS, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

JIM HILFENHAUS, LOS ANGELES, spoke in opposition to staff's recommendation and in support of the Millennium project.

ADAM GILBERT, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

LEONARD HERRING, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

NICOLE KATZ, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

JIM MURRAY, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

ROSEMARY MINSKY, WEST HOLLYWOOD spoke in opposition to staff's recommendation and in support of the Millennium project.

THELMA JACKSON, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

TOM DEMILLE, WEST HOLLYWOOD, spoke in support of staff's recommendation.

LAUREN MIESTER, WEST HOLLYWOOD, spoke in support of staff's recommendation.

JEAN MATHISON, WEST HOLLYWOOD, spoke in support of staff's recommendation.

CYNDY STARRETT, LOS ANGELES, spoke in opposition to staff's recommendation.

MARK SIFFIN, LOS ANGELES, spoke in opposition to staff's recommendation.

BRIAN KENNEDY, LOS ANGELES, spoke in support of staff's recommendation.

DR. JEHUDA RENAN, WEST HOLLYWOOD, spoke in opposition to staff's recommendation and in support of the Millennium project.

G.G. VERONE, LOS ANGELES, spoke in support of staff's recommendations.

MIKE TIDUS, LOS ANGELES, spoke in support of staff's recommendations.

STEVE AFRIAT, LOS ANGELES, spoke in opposition to staff's recommendation.

In response to Mayor Heilman, Mr. Siffin stated that it was his intent to build a hotel as a part of this project.

In response to Councilmember Martin, Mr. Siffin stated that apartments or condominiums were not approved as part of this project and cannot be built without City approval.

Councilmember Martin spoke in support of staff's recommendations 1 and (1b). He also suggested having a debate to uncover the facts of this project.

Mayor Pro Tempore Guarriello stated that Sunset Millennium took a risk with this development without having a hotel on board.

Councilmember Prang stated that this referendum process is setting a poor precedent. He spoke in support of staff's recommendation 1 and (1b). He stated that repealing the ordinances would send the wrong message. He also recommended that council hold off setting a date for an election to see if other initiatives qualify.

Mayor Heilman stated that the reconsideration of this item could be considered since the intent to build a hotel has changed.

Councilmember Duran expressed his support of the referendum process and recommended approving staff's recommendations 1 and (1a).

RECOMMENDATION: 1) Accept the Certification of Sufficiency for both petitions; and a) Direct staff to place Ordinances 01-609 and 01-612 on a future agenda for reconsideration; or b) Direct the City Clerk to take the necessary steps at the appropriate time to place Ordinances 01-609 and 01-612 on the ballot at the next regular municipal election in March, 2003; or c) Direct the City Clerk to draft a resolution calling an election to submit Ordinances 01-609 and 01-612 to the voters at a special election.

ACTION: Moved by Councilmember Prang and seconded Councilmember Martin to approve staff's recommendations 1 and (1b) and defer calling the election until the other initiative which is circulating in the City is completed. Failed to be adopted on a Roll Call Vote.

AYES: Councilmember Martin and Prang

NOES: Councilmember Duran, Mayor Pro Tempore Guarriello and Mayor Heilman.

ABSENT: None.

ACTION: Moved by Councilmember Duran and seconded by Mayor Heilman to approve staff's recommendations #1 and (1a). Failed to be adopted on a Roll Call Vote.

AYES: Councilmember Duran and Mayor Heilman.

NOES: Councilmember Martin, Prang and Mayor Pro Tempore Guarriello.

ABSENT: None.

ACTION: Moved by Councilmember Prang and seconded Councilmember Martin to table the item for two (2) weeks. Failed to be adopted on a Roll Call Vote.

AYES: Councilmember Martin and Prang

NOES: Councilmember Duran, Mayor Pro Tempore Guarriello and Mayor Heilman.

ABSENT: None.

ACTION: Moved by Mayor Heilman and seconded by Mayor Pro Tempore Guarriello to direct the City Attorney to draft an Ordinance repealing Ordinances 01-609 and 01-612 and place it on the January 22, 2002 City Council agenda for introduction. Motion carried on a Roll Call Vote:

AYES: Councilmember Duran, Mayor Pro Tempore Guarriello and Mayor Heilman.

NOES: Councilmember Martin and Prang.

ABSENT: None.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT:

JEROME CLEARY, WEST HOLLYWOOD, spoke regarding the current conflict between two competing agencies for the California AIDS ride event.

6. **LEGISLATIVE:** None.

COUNCILMEMBER COMMENTS: None.


ADJOURNMENT: The City Council adjourned at 11:05 P.M. in memory of David Glickman, Judge James Kolts and Margaret Wong. A Study Session on Tenant Harassment, Enforcement and Prosecution will be held on Monday, January 14, 2002 at 6:00 P.M. at Plummer Park Community Center, 7377 Santa Monica Boulevard. The next regular City Council meeting will be Tuesday, January 22, 2002 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 22nd DAY OF JANUARY, 2002.



MAYOR

ATTEST:



TONY RUSSELL, CITY CLERK