

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, SEPTEMBER 24, 2001  
WEST HOLLYWOOD PARK**

**CALL TO ORDER:** Mayor Heilman called the meeting to order at 6:41 P.M.

**PLEDGE OF ALLEGIANCE:** Toya Brown led the pledge, and sang "God Bless America."

**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.

Mayor Pro Tempore Guarriello requested that an American flag be purchased and be placed inside City Hall. He also requested that we adjourn the meeting in the memory of Daniel Lee Fleishman and all of the victims of the September 11, 2001 terrorist attack.

Mayor Heilman requested that the meeting be adjourned in memory of Beri Berenson, Charles Bruin, Daniel Lee, Barbara Olson, Daniel Brandhorst, Ron Gamboa, David Reed Gamboa and all of those victims who lost their lives.

Councilmember Duran requested that we also adjourn in memory of Andrew Zucker.

Mayor Heilman led a moment of silence.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Jenkins reported that the Closed Session was called to order at 6:00 P.M. and Council added two (2) items that arose after posting the agenda: 1) Initiation of Litigation to participate in an Amicus brief regarding Cwynar vs. City and County of San Francisco; and 2) Real Estate negotiations G.C.54956.7 with the City of Beverly Hills on a facility located within West Hollywood and owned by the City of Beverly Hills.

He also reported that Council took two reportable actions: 1) Approval of an Amicus brief participation in Cwynar vs City and County of San Francisco; and 2) Approval to file an appeal in West Hollywood vs Remba to the Court of Appeals. Unanimously carried.

## **APPROVAL OF AGENDA:**

Staff requested that Item 2.M. be table until October 1, 2001 meeting.

Mayor Heilman stated that Item 5.C. would be continued to the October 15, 2001. He also stated his "NO" votes on items 2.I. and 2.AA. on the Consent Calendar.

Mayor Pro Tempore Guarriello requested that Item 2.J. be moved to Excluded Consent.

Councilmember Prang requested that Item 2.Y. be moved to Excluded Consent.

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

Councilmember Duran noted his "NO" votes on items 2.I. and 2.AA. on the Consent Calendar.

Mayor Heilman recommended adding an Urgency Item to the agenda entitled, "A PROPOSED RESOLUTION CONDEMNING THE ATTACK ON THE UNITED STATES AND PRAISING THOSE WHO HAVE RESPONDED TO ASSIST IN THE DISASTER RELIEF EFFORT", as item 2.BB.

**ACTION:** Made the finding there was an immediate need to hear the Item, and added the Urgency Item to the Consent Calendar as Item 2.BB. **By Consensus of the Council.**

**ACTION:** Approve the September 24, 2001 Agenda as amended. **Moved by Mayor Pro Tempore Guarriello, seconded by Councilmember Duran and unanimously carried.**

## **PRESENTATIONS:**

Mayor Pro Tempore Guarriello presented a Rainbow Key to Michael John Smith.

Councilmember Prang presented a commendation to Ric Rickles for his tireless efforts to Senior issues.

Mayor Pro Tempore Guarriello presented a plaque to Kathy Page for her years of service on the Senior Advisory Board.

Mayor Heilman presented the Zagat Award to Shirley Berry, Farmers Market Specialist, for the Helen Albert West Hollywood Farmer's Market.

Mayor Heilman recognized those individuals who participated in the "Affair of the Heart" celebration.

Mayor Heilman presented a commendation to Paul Zimmerman, Executive Director of the West Hollywood Community Housing Corporation.

**PUBLIC COMMENT:**

BEN DAVIDIAN, SACRAMENTO, expressed his concerns with certain Councilmembers voting on items 2.I. and 2.AA.

MICHAEL TIDUS, LOS ANGELES, spoke regarding Items 2.I. and 2.AA. and stated his concerns about the voting on these items before a development agreement amendment has been approved.

HILLARY SELVIN, LOS ANGELES, thanked the City for their support of the West Hollywood Community Housing Corporation.

RIC RICKLES, WEST HOLLYWOOD, spoke about the opening of the Plummer Park Community Center and expressed his support of Item 2.X.

BILL GORDON, WEST HOLLYWOOD, thanked Council for the support of the "Affair of the Heart" celebration.

STEVE KAFFEN, WEST HOLLYWOOD, spoke about America's new patriotism and suggested new routes for the City Line bus service.

CAROL RODRIGUEZ, WEST HOLLYWOOD, provided an update on billboard advertising on Beverly Boulevard.

NEAL ZAVSLAVSKY, WEST HOLLYWOOD, expressed his concern with the integrity of Councilmembers. He also thanked Sarah Bradshaw for her help in organizing the candle light vigil for those who lost their lives on September 11, 2001.

DAVID LOGAN, WEST HOLLYWOOD, spoke regarding the candle light vigil that was held for the victims of the World Trade Center and Pentagon terrorist attacks.

NADIA SUTTON, WEST HOLLYWOOD, thanked the Council and those individuals who supported the "Affair of the Heart" celebration.

ANN ERENTAL, LOS ANGELES, thanked Council for the acknowledgement of the West Hollywood Community Housing Corporation.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the World Trade Center and Pentagon terrorist attacks.

DAVID NASH, WEST HOLLYWOOD, spoke about the Veteran's Memorial and thanked the West Hollywood Community Housing Corporation for their longtime support of housing issues.

J.W. MOORE IV, WEST HOLLYWOOD, expressed his support of Items 2.G, 2.J., 2.X., 2.Z and 2.BB. He also thanked everyone for the candle light vigil.

City Attorney Jenkins spoke to Items 2.I. and 2.AA. He stated that the items on the agenda are dealing with memorialized past directives from Council which were from a past public hearing concerning these issues. He further stated that the resolutions were contingent upon the final approval of the development agreement. He also stated that the donations were made to the City of West Hollywood Veterans Memorial fund, and not to a individual Councilmember.

#### **COUNCILMEMBER COMMENTS:**

Mayor Heilman thanked everyone who attended the candle light vigil at the Pacific Design Center and also thanked the Sheriff's and Fire Departments for their quick responses after the terrorist attacks. He spoke in support of the President's direction requesting the public to get back to their normal routine and to invest in their communities. He directed the City Manager to work with the Sheriff's and Fire Department to solicit contributions at the annual Halloween Carnival to help the victims of the terrorist attacks.

Councilmember Prang requested that the meeting be adjourned in memory of Daniel Levy and Alyce Bledsoe. He congratulated Luis Gonzales on his fiftieth birthday. He also asked Council to pursue putting flags on City light poles. He expressed his concerns about the City's economy and asked staff to do an analysis of the situation.

Councilmember Duran expressed his support of Items 2.P. and 2.T. and asked that staff continue to explore other options for a regional animal shelter. He requested that the Sheriff's Department continue to brief Council on transgender activities. He also requested that Council provide a moratorium on "sandwich" or "A frame" signs on Santa Monica Boulevard.

Mayor Pro Tempore Guarriello expressed his concerns about the World Trade Center event and requested the City Manager to create a plaque in recognition of this tragedy. He stated his continued concern about crosswalks in the City and he asked staff to look into the issue.

Councilmember Martin spoke about the tragedy and how many lives had been touched in West Hollywood. He thanked those who participated in the candle light vigil that was held at the Pacific Design Center. He condemned the comments made by Reverend Jerry Fallwell regarding the tragedy.

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

City Manager Arevalo reminded Council of the October 13-14, 2001 strategic planning sessions for the City. He addressed the economic issues of the City concerning hotel and motel occupancy tax and what possible steps or actions the City might take.

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

City Clerk Russell stated that the fiscal impact on the Consent Calendar for Monday, September 24, 2001 as amended is \$850,741 in expenditures and \$39,967 in potential revenue.

## **2. CONSENT CALENDAR:**

**ACTION:** Approve Items

**2.A.,B.,C.,D.,E.,F.,G.,H.,I.,K.,L.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Z.,AA.BB.**

**(Urgency item), CC (Item 5.E.) Moved by Councilmember Martin, seconded by Mayor Pro Tempore Guarriello to approve the consent calendar. Motion carried with Councilmember Duran and Mayor Heilman voting NO on items 2.I. and 2.AA.**

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

*The agenda for the meeting of Monday, September 24, 2001 was posted at City Hall, Plummer Park, Sheriff's Station and at the West Hollywood Library on Thursday, September 20, 2001.*

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

### **2.B. APPROVAL OF MINUTES:**

**ACTION:** Approve the minutes of June 4, 2001 **(AMENDED)** and September 10, 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. 446, RESOLUTION NO. 01-2576:**

**ACTION:** Approve Demand Register No. 446 and adopt Resolution No. 01-2576, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 446." **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 Walter A. Flieg, Darrin Van Keulen, and Barbara Wilson and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

**2.G. ORDINANCE NO. 01-607 (2<sup>ND</sup> READING) INCREASING THE MEMBERSHIP OF THE BUSINESS LICENSE COMMISSION FROM FIVE TO SEVEN MEMBERS BY ADDING TWO AT-LARGE APPOINTEES:**

**ACTION:** Waive further reading and adopt Ordinance No. 01-607, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 2.32 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO INCREASE THE MEMBERSHIP OF THE BUSINESS LICENSE COMMISSION FROM FIVE TO SEVEN COMMISSIONERS BY ADDING TWO AT-LARGE APPOINTEES FOR TWO YEAR TERMS." **Approved as part of the Consent Calendar with Mayor Heilman voting NO.**

**2.H. ORDINANCE NO. 01-608 (2<sup>ND</sup> READING) AMENDING TITLE 15 OF ARTICLE 2 OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING SOLID WASTE AND RECYCLABLE MATERIAL COLLECTION (THE SOLID WASTE ORDINANCE):**

**ACTION:** Waive further reading and adopt Ordinance No. 01-608, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 15 OF ARTICLE 2 OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING SOLID WASTE AND RECYCLABLE MATERIAL COLLECTION SERVICES." **Approved as part of the Consent Calendar.**

**2.I. ORDINANCE NO. 01-609 (2<sup>ND</sup> READING) APPROVING ZONING TEXT AMENDMENT 2001-05 AND SUNSET SPECIFIC PLAN AMENDMENT 2001-02, AT 8560-8590 SUNSET BOULEVARD:**

**ACTION:** Waive further reading and adopt Ordinance No. 01-609, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING APPLICATIONS BY SUNSET MILLENNIUM ASSOCIATES LLC, FOR ZONING TEXT AMENDMENT 2001-05 AND SUNSET SPECIFIC PLAN AMENDMENT 2001-02, TO AMEND THE WEST HOLLYWOOD MUNICIPAL/ZONING ORDINANCE TO ALLOW V-SHAPE BILLBOARDS WITHIN DESIGNATED PORTIONS OF THE SUNSET SPECIFIC PLAN, AND TO AMEND THE SUNSET SPECIFIC PLAN TO ALLOW NEW BILLBOARDS AND INCREASE THE HEIGHT IN AREA 5-C, AT 8560-8590 SUNSET BOULEVARD." **Approved as part of the Consent Calendar with Mayor Heilman and Councilmember Duran voting NO.**

- 2.J. APPROVAL OF THE 2001-2002 SERVICE AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:  
ACTION: Moved to the Excluded Consent**
- 2.K. THIRD AND FOURTH QUARTER REPORTS OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:  
ACTION: Receive and file. Approved as part of the Consent Calendar.**
- 2.L. REPORT ON RISK FINANCING ANALYSIS:  
ACTION: Receive and file. Approved as part of the Consent Calendar.**
- 2.M. 2001 HALLOWEEN CARNAVAL EVENT:  
ACTION: Tabled to the October 1, 2001 City Council meeting.**
- 2.N. APPLICATION TO LA LINK FOR A GRANT TO SUPPORT CLUB FREEDOM, DRUG & ALCOHOL FREE NEW YEAR'S EVE PARTY:  
ACTION: 1) Authorize staff to submit a grant application to LA Link for Club Freedom 2001; 2) Authorize the City Manager to sign the grant application; 3) If the grant is awarded, authorize the City Manager to sign the grant award/contract document; and 4) Authorize the Interim Director of Finance to increase revenues and expenditures in the appropriate accounts by the approved grant amount should the grant be awarded.  
Approved as part of the Consent Calendar.**
- 2.O. ACCEPTANCE OF A GRANT AWARD FROM CALIFORNIA DEPARTMENT OF HEALTH SERVICES – NUTRITION NETWORK:  
ACTION: 1) Accept a \$39,967 grant from the California Department of Health Services – Nutrition Network and authorize the City Manager to sign the contract; and 2) Authorize the Interim Director of Finance to increase budgeted expenditures in the grants fund by \$39,967. Approved as part of the Consent Calendar.**
- 2.P. AWARD OF CONSTRUCTION CONTRACT FOR CIP 0105, CONCRETE REPAIR CONSTRUCTION PROJECT:  
ACTION: 1) Accept the bid dated August 29, 2001 submitted by Civil Works Corporation; 2) Authorize the City Manager to enter into a contract with Civil Works Corporation; in the amount of \$336,055 for the construction of CIP 0105, Concrete Repair 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. AWARD OF 2001-2002 VEHICLE PURCHASE FOR IN-HOUSE STREET MAINTENANCE PROGRAM, CIP 5050-01-04:**  
**ACTION:** 1) Accept the bid dated August 23, 2001 submitted by Lake Chevrolet; and 2) Authorize the Finance Department to issue a Purchase Order to Lake Chevrolet of Lake Elsinore, California in an amount of \$67,705.20 for the purchase of three full size pickup trucks. **Approved as part of the Consent Calendar.**
- 2.R. PURCHASE OF EDUCATIONAL MATERIALS FOR PROJECT 10:**  
**ACTION:** Authorize the City Manager to execute an agreement with Project 10 to provide \$2,500 for the purchase of educational materials. **Approved as part of the Consent Calendar.**
- 2.S. APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH THE WEST HOLLYWOOD MANAGEMENT ASSOCIATION FOR THE PERIOD JULY 1, 2001 THROUGH JUNE 30, 2003 AND DEPARTMENT DIRECTOR CONTRACT AMENDMENTS:**  
**ACTION:** 1) Approve the Memorandum of Understanding with WHMA, which incorporates the agreements contained in Exhibit A and authorize the City Manager to sign; and 2) Approve the economic provisions and language amendments in employment agreements with the Department Directors and authorize the City Manager to sign the agreements. **Approved as part of the Consent Calendar.**
- 2.T. AGREEMENT RENEWAL FOR ANIMAL SHELTERING SERVICES:**  
**ACTION:** 1) Authorize the City Manager to sign the agreement between the City of West Hollywood and SPCA-LA for animal sheltering services for the time period ending August 31, 2002; and 2) Direct staff to continue to explore alternate animal sheltering options and report back to Council with findings. **Approved as part of the Consent Calendar.**
- 2.U. RESOLUTION IN SUPPORT OF S. 1357 (WELLSTONE) WHICH PROVIDES FOR AN EXAMINATION OF SEXUAL HARASSMENT AGAINST GAY AND LESBIAN STUDENTS:**  
**ACTION:** Adopt Resolution No. 01-2577, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 1357 (WELLSTONE), WHICH PROVIDES FOR AN EXAMINATION OF SEXUAL HARASSMENT AGAINST GAY AND LESBIAN STUDENTS" and send copies to Senator Wellstone and appropriate groups and legislators. **Approved as part of the Consent Calendar.**
- 2.V. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**  
**ACTION:** Receive and File. **Approved as part of the Consent Calendar.**



**2.W. RECOMMENDATION FROM THE LESBIAN AND GAY ADVISORY BOARD REGARDING A RESOLUTION IN SUPPORT OF THE GIRL SCOUTS OF AMERICA'S POLICY OF INCLUSION:**

**ACTION:** 1) Accept the recommendation of the Lesbian and Gay Advisory Board and adopt Resolution No. 01-2578, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE GIRL SCOUTS OF AMERICA'S POLICY OF INCLUSION;" and 2) Send signed copies to Connie Matsui, President of the Girl Scouts of America, and other appropriate interest groups. **Approved as part of the Consent Calendar.**

**2.X. APPROVAL OF THE REVISED CONTRACT WITH THE CITY'S LEGISLATIVE ADVOCATE, CHRISTINE MINNEHAN & ASSOCIATES:**

**ACTION:** 1) Authorize the City Manager to review, approve, and sign the updated contract with CM&A for an amount not to exceed \$36,000 to represent the City as a legislative advocate during and between sessions of the California State Legislature; and 2) Authorize the City Manager to execute up to two annual renewals with CM&A for an amount not to exceed \$36,000 each year to represent the City as a legislative advocate during and between legislative sessions of the California State Legislature. **Approved as part of the Consent Calendar.**

**2.Y. CITY OF WEST HOLLYWOOD CO-SPONSORSHIP OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION'S (WHCHC) 15-YEAR ANNIVERSARY CELEBRATION:**

**ACTION:** Moved to Excluded Consent.

**2.Z. RESOLUTION CONDEMMING REV. FALWELL'S HATEFUL STATEMENTS BLAMING THE TERRORIST ATTACKS ON GAYS AND LESBIANS, FEMINISTS AND THE ACLU AMONG OTHERS:**

**ACTION:** Adopt Resolution No. 01-2579, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMMING REV. JERRY FALWELL'S HATEFUL STATEMENTS BLAMING THE TERRORIST ATTACKS ON GAYS AND LESBIANS, FEMINISTS AND THE ACLU AMONG OTHERS." **Approved as part of the Consent Calendar.**

**2.AA. RESOLUTIONS APPROVING BILLBOARD PERMITS AND A TALL WALL CONDITIONAL USE PERMIT AT 8560-8590 SUNSET BOULEVARD – SUNSET MILLENNIUM ASSOCIATES, LLC:**

**ACTION:** 1) Adopt Resolution No. 01-2580, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FINDING THAT ENVIRONMENTAL REVIEW HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FOR ZONING TEXT AMENDMENT 2001-05, SUNSET SPECIFIC PLAN AMENDMENT 2001-02, MODIFICATION OF THE SUNSET MILLENNIUM

DEVELOPMENT AGREEMENT, BILLBOARD PERMITS 2001-16, 2001-20, AND 2001-26, AND CONDITIONAL USE PERMIT 2001-16; APPLICATIONS OF SUNSET MILLENNIUM ASSOCIATES LLC AT 8560-8590 SUNSET BOULEVARD;" 2) Adopt Resolution No. 01-2564(R), "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPEAL OF SUNSET MILLENNIUM ASSOCIATES AND OVERTURNING THE PLANNING COMMISSION'S DECISION TO DENY BILLBOARD PERMITS 2001-16, 2001-20, AND 2001-26, REQUESTING THREE NEW V-SHAPE BILLBOARD STRUCTURES FOR A TOTAL OF SIX NEW BILLBOARD FACES AT 8560-8590 SUNSET BOULEVARD;" and 3) Adopt Resolution No. 01-2565(R), "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING AN APPEAL BY REGENCY OUTDOOR ADVERTISING AND UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE AN APPLICATION BY SUNSET MILLENNIUM ASSOCIATES LLC FOR CONDITIONAL USE PERMIT NO. 2001-16 TO ALLOW ONE NEW TALL WALL AT 8560-8590 SUNSET BOULEVARD."  
**Approved as part of the Consent Calendar with Councilmember Duran and Mayor Heilman voting NO.**

**2.BB. PROPOSED RESOLUTION CONDEMNING THE ATTACK ON THE UNITED STATES AND PRAISING ALL THOSE WHO HAVE RESPONDED TO ASSIST IN THE DISASTER RELIEF EFFORT:**

**ACTION:** Adopt Urgency Resolution No. 01-2596, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE ATTACK ON THE UNITED STATES AND PRAISING ALL THOSE WHO HAVE RESPONDED TO ASSIST IN THE DISASTER RELIEF EFFORT."  
**Approved as part of the Consent Calendar.**

**2.CC. IMPLEMENTATION OF PUBLIC ART PLAN FOR SANTA MONICA BOULEVARD:**

**ACTION:** Approve the project outline and budget for the 2002 Santa Monica Boulevard Public Art Program and direct staff to proceed with the "call for artist."  
**Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. ZONING TEXT AMENDMENT 2000-04 AND GENERAL PLAN AMENDMENT 2001-02; LEGALIZATION OF ILLEGAL RESIDENTIAL UNITS:**

City Clerk Russell stated that the item was published in the West Hollywood Independent on August 29, 2001.

Tim Foy, Interim Planning Manager, provided background information as outlined in the staff report dated September 24, 2001.

In response to Councilmember Martin, Allyne Winderman, Director of Rent Stabilization, stated that the code directs the owner to pay for the relocation of lower or moderate income tenants. She also stated that staff would research providing relocation fees for all residents.

Mayor Heilman opened the Public Hearing and the following speakers came forward:

J.W. MOORE IV, WEST HOLLYWOOD, states that there is no code enforcement on Eastside rental units and spoke in opposition to this item.

STEVE ROSE, WEST HOLLYWOOD, thanked Council for their support of the item and stated this would be a benefit to the City.

Mayor Heilman closed the Public Hearing.

Councilmember Martin expressed his concerns about parking issues and how legalization of these units would send the wrong message to residents regarding the quality of life in West Hollywood.

Councilmember Duran stated that the City should pay relocation fees and recoup those fees from landlords. He requested that those landlords who followed City rules should be given adequate time to bring their units up to code. He also stated that this would be a benefit for the City.

Councilmember Martin recommended limiting the legalization to one unit per property.

Mayor Heilman stated that this item will give owners of illegal units the ability to bring their units up to code.

**RECOMMENDATION:** 1) Adopt Resolution No. 01-2581, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING GENERAL PLAN AMENDMENT 2001-02 CONCERNING ILLEGAL DWELLING UNITS;" and 2) Introduce on first reading Ordinance No. 01-610, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING TEXT AMENDMENT 2000-04 CONCERNING LEGALIZATION OF ILLEGAL DWELLING UNITS."

**ACTION: Moved by Mayor Pro Tempore Guarriello, seconded by Councilmember Prang to approve staff's recommendations. Motion carried on a Roll Call vote.**

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

**NOES: None.**

**ABSENT: None.**

**3.B. KINGS ROAD PETITION FOR PREFERENTIAL PARKING:**

City Clerk Russell stated that the item was published in the West Hollywood Independent on August 29, 2001, September 5, 2001 and September 12, 2001.

Donald Korotsky, Acting Parking Manager, provided background information as outlined in the staff report dated September 24, 2001.

Mayor Heilman opened the Public Hearing and the following speakers came forward:

CINDY CLARK, WEST HOLLYWOOD, spoke in support of this item.

HARIETT LAVEY, WEST HOLLYWOOD, spoke in support of this item.

AL LEWIS, WEST HOLLYWOOD, spoke regarding parking issues on Kings Road and in support of this item.

Mayor Heilman closed the Public Hearing.

Councilmember Duran expressed his concerns regarding the circulation of vehicles on neighborhood streets and how this creates noise and other disturbances to residents.

Councilmember Prang expressed his concerns with parking and other related issues.

**RECOMMENDATION: Introduce on first reading Ordinance No. 01-611, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.220, SECTION C OF THE WEST HOLLYWOOD MUNICIPAL CODE, IMPLEMENTING PREFERENTIAL PARKING DISTRICT 7 REGULATIONS ON KINGS ROAD BETWEEN SANTA MONICA BOULEVARD AND FOUNTAIN AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."**

**ACTION: Moved by Councilmember Martin, seconded by Mayor Pro Tempore Guarriello to approve staff's recommendations. Unanimously carried.**

**4. UNFINISHED BUSINESS:**

**4.A. COMMISSION AND ADVISORY BOARD APPOINTMENTS:**

Tony Russell, City Clerk, provided background information as outlined in the staff report dated September 24, 2001.

**RECOMMENDATION: Make "at-large" and direct appointments.**

**ACTION:**

**Cultural Heritage Commission: Tabled**

**Public Safety Commission: Tabled**

**Disabilities Advisory Board: Appointed Yola Dora**

**Lesbian and Gay Advisory Board: Tabled men's appointment, appointed Susan Sexton, tabled seconded women's appointment.**

**Senior Advisory Board: Tabled**

**Project Area Committee: Tabled**

**Council recessed at 9:00 P.M.**

**Council reconvened at 9:10 P.M.**

**5. NEW BUSINESS:**

**5.A. ESTABLISHMENT OF A TASK FORCE FOR THE SELECTION OF ENTRY FEATURES FOR THE CITY:**

Mildred Ramos-Majores, Development Specialist, provided background information as outlined in the staff report dated September 24, 2001.

**RECOMMENDATION: Approve the establishment of a nine-member task force to assist in the selection of the design for the City's entry feature.**

**ACTION: By Consensus, Council directed staff to move forward with the establishment of the Task Force as outlined in the staff report and return to Council in Mid-October for possible appointments to be made to the Task Force by each Councilmember. Council also directed the City Clerk to research the requirements for the appointment of the Task Force members by each Councilmember.**

**5.B. DESIGNATION OF VOTING DELEGATE FOR 2001 NATIONAL LEAGUE OF CITIES' ANNUAL BUSINESS MEETING:**

Tony Russell, City Clerk, provided background information as outlined in the staff report dated September 24, 2001.

**RECOMMENDATION:** 1) Appoint a voting delegate and voting alternate for the 2001 National League of Cities' Annual Business Meeting; and, 2) Direct the City Clerk to submit the required forms to the National League of Cities.

**ACTION:** By Consensus, Council designated Councilmember Martin as the voting delegate and Councilmember Duran as the alternate and directed the City Clerk to submit the required forms.

**5.C. SOCIAL SERVICES CONTRACT RENEWALS 2001-2002:**

**ACTION:** This item was continued to the October 15, 2001 City Council meeting.

**5.D. GENERAL PLAN UPDATE:**

Hassan Haghani, Senior Planner, provided background information as outlined in the staff report dated September 24, 2001.

**RECOMMENDATION:** 1) Receive information on the General Plan update process; and 2) Direct staff to proceed with the General Plan update process as presented.

**ACTION:** Moved by Mayor Pro Tempore Guarriello, seconded by Councilmember Martin to approve staff's recommendations. Unanimously carried.

**5.E. IMPLEMENTATION OF PUBLIC ART PLAN FOR SANTA MONICA BOULEVARD:**

**ACTION:** This item was moved to Consent Calendar as Item 2.CC.

**5.F. UPDATE ON THE PREPARATION OF THE PARK MASTER PLANS AND THE INCLUSION OF THE PROPOSED WEST HOLLYWOOD LIBRARY SITE AS WEST HOLLYWOOD PARK:**

Lloyd Long, Director of Human Services, provided background information as outlined in the staff report dated September 24, 2001.

RITA NORTON, WEST HOLLYWOOD, thanked Council for their continued support of the library. She urged Council to approve the site for the library.

**RECOMMENDATION:** 1) Approve West Hollywood Park as the site for the West Hollywood Library; 2) Authorize the Human Services Department to issue the Request For Proposals for the Park Master Plans; and 3) Receive and file the schedule for library design and application process for potential state funding.

Mayor Heilman recommended that the location for the library be identified soon.

Paul Arevalo, City Manager, stated that the City is working with the county and other property owners.

**ACTION: Moved by Mayor Pro Tempore Guarriello, seconded by Councilmember Prang to approve staff's recommendations. Unanimously carried.**

**5.G. ESTABLISHMENT OF THE WEST HOLLYWOOD PUBLIC LIBRARY ADVISORY BOARD:**

Councilmember Jeff Prang, provided background information as outlined in the staff report dated September 24, 2001.

Councilmember Duran expressed his concern that the discussion of this issue might be premature until a site is proposed by staff and the design of the library begins.

Councilmember Martin recommended creating a Task Force for funding of the library and also stated that the Task Force might be premature.

**RECOMMENDATION:** 1) Direct the City Clerk to begin soliciting applications from West Hollywood residents for seven at-large appointments to establish a public library advisory board; and 2) Direct the Director of Administrative Services, the Director of Human Services and the City Clerk to coordinate with the Librarian of the West Hollywood Library the establishment of the Public Library Advisory Board and develop a quarterly schedule of meeting dates and times commencing by January, 2002.

**ACTION: Moved by Mayor Heilman, seconded by Councilmember Duran to table this item. Motion carried with Councilmember Prang voting NO.**

**EXCLUDED CONSENT CALENDAR:**

**2.J. APPROVAL OF THE 2001-2002 SERVICE AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:**

**ACTION:** 1) Approve a service agreement with West Hollywood Community Housing Corporation in the amount of \$225,000 to provide operational support for the Corporation; and 2) Authorize the City Manager to execute the agreement.

Mayor Pro Tempore Guarriello recommended that an RFP be issued because of past complaints from tenants.

RAMON MENDEZ, WEST HOLLYWOOD, spoke in support of this item.

PAUL ZIMMERMAN, WEST HOLLYWOOD, addressed Mayor Pro Tempore Guarriello's concerns and requested that Council approve the item.

J.W. MOORE, IV, WEST HOLLYWOOD, spoke in support of this item.

**ACTION: Moved by Councilmember Duran, seconded by Councilmember Martin to approve staff's recommendations. Unanimously carried.**

**2.Y. CITY OF WEST HOLLYWOOD CO-SPONSORSHIP OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION'S (WHCHC) 15-YEAR ANNIVERSARY CELEBRATION:**

**ACTION:** 1) Approve the co-sponsoring of the 15<sup>th</sup> Anniversary Celebration of WHCHC and direct Human Services, Public Information/Adjudication Services and Public Safety to provide assistance in planning, public relations and security for this event; and 2) Waive all special-event related fees.

Councilmember Prang stated that he supported the celebration but could not support the expenditure of \$5,000 for this event.

**ACTION: Moved by Councilmember Prang, seconded by Councilmember Martin to approve staff's recommendations excluding the \$5,000 expenditure for the event. Motion carried with Councilmember Duran voting NO.**

**PUBLIC COMMENT:** None.

**6. LEGISLATIVE:**

**6.A. AN ORDINANCE APPROVING THE MODIFICATION OF THE SUNSET MILLENNIUM DEVELOPMENT AGREEMENT, FOR 8560-8590 SUNSET BOULEVARD:**

Jack McGee, Contract Planner, provided background information as outlined in the staff report dated September 24, 2001.

MICHAEL TIDUS, IRVINE, spoke in opposition to this item.

CINDY STARRETT, LOS ANGELES, representing Sunset Millennium Associates, LLC., spoke in support of this item.

MARK SIFFIN, LOS ANGELES, thanked Council for their support.



PAT MCGINN, LOS ANGELES, spoke in support of this item.

NORBY WALTERS, WEST HOLLYWOOD, spoke in support of this item.

THELMA JACKSON, WEST HOLLYWOOD, spoke in support of this item

JIM HIFENHAUS, LOS ANGELES, spoke in support of this item.

JERRY ROSENBERG, WEST HOLLYWOOD, spoke in support of this item.

ELLEN STONE, WEST HOLLYWOOD, spoke in support of this item.

City Attorney Jenkins read into the record the environmental requirements outlined within the resolution as follows "The potential impacts associated with this project have been evaluated independently of the Master Environmental Impact Report in consideration of the particular facts and circumstances, including design, building height and building configuration, of the Millennium project, circumstances that were unknown at the time the Master Environmental Impact Report was prepared and certified. The environmental analysis of this application appropriately evaluates in accordance with California Environmental Quality Act the incremental difference between the project evaluated in the Master Environmental Impact Report and this project."

Councilmember Duran expressed his concerns with the validity of site agreements made between homeowners associations and Sunset Millennium, in the event the project is transferred to another developer. He also requested that the developer provide full disclosure of the agreements.

Mayor Heilman also expressed his concerns regarding the additional agreements and asked the City Attorney if these agreements could be enforced by the City as part of the project.

City Attorney Jenkins stated that the individual site agreements are not part of the project approved by the city.

**RECOMMENDATION: Introduce for first reading Ordinance No. 01-612, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING THE FIRST AMENDMENT OF THE SUNSET MILLENNIUM DEVELOPMENT AGREEMENT TO ALLOW BILLBOARDS AT 8560-8590 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA"**

**ACTION:** Moved by Councilmember Martin, and seconded by Councilmember Prang to approve staff's recommendation. Motion carried on a Roll Call vote.

**AYES:** Councilmember Duran, Martin, Prang and Mayor Pro Tempore Guarriello.

**NOES:** Mayor Heilman.

**ABSENT:** None.


**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 10:25 P.M. in memory of Daniel Lee Fliechman, Beri Berenson, Charles Bruin, Daniel Lee, Barbara Olson, Andrew Zucker, Daniel Levy, Alyce Bledsoe, and all of those who lost their lives on September 11, 2001 terrorist attacks. The next regular meeting will be on Monday, October 1, 2001 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 15<sup>TH</sup> DAY OF OCTOBER, 2001.

  
MAYOR

ATTEST:

  
TONY RUSSELL, CITY CLERK