

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
TUESDAY, SEPTEMBER 4, 2001
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting to order at 6:30 P.M.

PLEDGE OF ALLEGIANCE: Jim Kazakos led the pledge.

ROLL CALL:

PRESENT: Councilmembers 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 to the Planning Manager Gillig.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the Closed Session was called to order at 6:00 P.M. one (1) item was added to the Closed Session agenda: 1) Discussion regarding the possible sale of 8759 Santa Monica Boulevard, West Hollywood, California. No reportable actions were taken and the meeting adjourned at 6:20 P.M.

APPROVAL OF AGENDA:

Mayor Pro-Tempore Guarriello noted his No vote on Consent Calendar Item 2.S.

Councilmember Duran requested the City Council adjourn in memory of Larry Weghorst.

Councilmember Prang requested that Consent Calendar Item 2.U. be tabled to September 24, 2001.

Councilmember Martin noted his Abstention on Consent Calendar Item No. 2.I.

Mayor Heilman requested the City Council adjourn in memory of Deputy Sheriff Jake Kuredjiajn of the Los Angeles County Sheriff's Department.

Mayor Heilman requested that Legislative Item 6.B. be moved to the Consent Calendar.

ACTION: Approve the September 4, 2001 Agenda as amended. **Moved by Mayor Pro-Tempore Guarriello, and seconded by Councilmember Martin and unanimously carried.**

PRESENTATIONS:

Councilmember Martin wished Chuck Chris a thirty-year resident of the City of West Hollywood Happy Birthday, and he presented a Commendation to the Los Angeles County Fire Department, represented by Battalion Chief of Operations, Scott Smith.

Councilmember Prang presented an Honorary Tribute to Jerome Cleary.

Councilmember Martin presented a Commendation to the Tree Preservation Society, represented and accepted by Angie Beckett.

Mayor Heilman acknowledged Shirley Delovich for her service on the Lesbian and Gay Advisory Board.

Mayor Heilman presented Commendations to the Recreation Park Staff for their efforts in the pool rescue at West Hollywood Park Pool.

Mayor Heilman introduced the new Recreation Services Administrator, Nancy Beard.

Mayor Heilman presented a Commendation to the National Night Out organizers, with a special recognition to Neighborhood Services Specialist, Laura Manukian.

Councilmember Prang introduced Rosemarie Campbell, who will be temporarily helping out in Howard Jacob's absence, while he is in China.

Mayor Heilman presented a Commendation for LGBT Marriage Equality Day, to be held on Saturday, September 22, 2001.

Mayor Heilman acknowledged Amy Anderson, for her service on the Project Area Committee.

PUBLIC COMMENT:

MICHELE WILLIAMS, CULVER CITY, representing Amnesty International, spoke in support of the proposed Press Conference Event in honor of Amnesty International's 40th Anniversary.

ALAN WEBER, WEST HOLLYWOOD, spoke in opposition of recent legislation regarding cell phone use.

JAMES FUHRMAN, WEST HOLLYWOOD, commented on early Gay and Lesbian History and also commented on campaign funds spent by Councilmembers.

JEROME CLEARY, WEST HOLLYWOOD commented on the illegal tree trimming in the City of West Hollywood.

TOM DEMILLE, WEST HOLLYWOOD, encourage all residents to come and speak to the City Council if they have problems and commended the Sheriff's Department and the Los Angeles County Fire Department.

J.W. MOORE IV, WEST HOLLYWOOD, spoke in support of Consent Calendar Item(s) 2.H., 2.I., 2.N., 2.Q. and 2.R. He further stated that Ralph's Market at 1200 N. La Brea Avenue, is currently allowing trees in the public right-of-way to be illegally trimmed.

JOHN PAUL DRAYER, WEST HOLLYWOOD, commented and congratulated the City on the completion of Santa Monica Boulevard and briefly spoke about the future of Sunset Boulevard and businesses.

JIM KAZAKOS, WEST HOLLYWOOD, spoke in support of Legislative Item 6.A.

MARY WILLBURDING, WEST HOLLYWOOD, spoke in support of New Business Item 5.C.

WALTER LIPPMAN, LOS ANGELES, spoke in support of Consent Calendar Item 2.S.

DAVID NASH, WEST HOLLYWOOD, commented on Howard Jacobs's future trip to China, the Veterans Memorial and urged the City Council to look into cable television accessibility for senior citizens.

STEVE KAPLAN, WEST HOLLYWOOD, informed the City Council of a pedestrian safety issue on Santa Monica Boulevard. He also suggested that the City of West Hollywood look into acquiring parking spaces from Pavilions, West Hollywood, for weekend use.

COUNCILMEMBER COMMENTS:

Councilmember Duran spoke briefly about Larry Weghorst and extended his prayers to family and friends. He informed the residents that he is aware of the issues regarding the neighborhood in the vicinity of Laurel Avenue and Norton Avenue. He also spoke about the Anti-Cruising Ordinance on Sunset Boulevard and about increased crime.

Councilmember Prang gave his condolences to family and friends of Larry Weghorst. He also extended sympathy to the family, friends and colleagues of Los Angeles County Sheriff's, Deputy Sheriff Jake Kuredjiain. He also encouraged residents to call the Sheriff's Department if they witness illegal tree trimming.

Councilmember Martin commented on and sent his sympathy to family and friends of Larry Weghorst. He requested staff to investigate a possible neighborhood meeting with residents regarding the crosswalk at Santa Monica Boulevard and Westbourne Drive. He asked the City Manager for a report on Felt restaurant and commented on the illegal tree trimming in the City of West Hollywood.

Mayor Pro-Tempore Guarriello commended the Los Angeles County's Fire Department and the Los Angeles County Sheriff's Department on their response time of City emergencies.

Mayor Heilman directed the City Manager to follow up on a complaint regarding the trimming of trees at Ralph's on La Brea Avenue and report back to the City Council. He also commented on the pedestrian walkways within the City and recommended Transportation Division staff to review all crosswalks within the City of West Hollywood.

CITY MANAGER'S REPORT:

City Manager Arevalo thanked Tower Records for the cancellation of an event that was scheduled to take place. He also acknowledged that Richard Odenthal, Public Safety Manager, will be receiving the John Anson Ford Award from the Los Angeles County Commission on Human Rights and the Economic Development Study Session will be held at the Hyatt on Sunset, at 6:00 P.M. on Monday, September 10, 2001.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Russell stated that the fiscal impact on the Consent Calendar for Monday, September 4, 2001 as amended is \$53,523.00 in expenditures and \$0.00 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., H., I., J., K., L., M., N., O., P., Q., R., S., T., V., W. and X (6.B). Moved Mayor Pro Tempore Guarriello, and seconded by Councilmember Martin and unanimously carried, noting the NO vote of Mayor Pro-Tempore Guarriello on Item 2.S., the ABSTENSION of Councilmember Martin on Item 2.I., and the NO VOTE of Councilmember Prang on Item 2.K.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, September 4, 2001 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, August 30, 2001.

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

2.B. APPROVAL OF MINUTES:

The City Council is requested to approve the minutes of prior Council meetings.

ACTION: Approve the minutes of August 20, 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. 445, RESOLUTION NO. 01-2566:**
ACTION: Approve Demand Register No. 445 and adopt Resolution No. 01-2566, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 445." **Approved as part of the Consent Calendar.**
- 2.E. CLAIMS ADMINISTRATION:**
ACTION: Deny the claims of Anthony Dane Sambrano, Inez R. Gelfand and Maria Luisa Gevara and refer them to the City's claims adjuster.
Approved as part of the Consent Calendar.
- 2.F. ORDINANCE NO. 01-606 (2ND READING) ADOPTING AN AMENDMENT TO THE SUNSET SPECIFIC PLAN 2001-2002; AMENDING THE SUNSET SPECIFIC PLAN TO CORRECT THE LISTED HEIGHT OF AN EXISTING BUILDING AT 8560-8590 SUNSET BOULEVARD:**
ACTION: Waive further reading and adopt Ordinance No. 01-606, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING AN AMENDMENT TO THE SUNSET SPECIFIC PLAN 2001-2002; AMENDING THE SUNSET SPECIFIC PLAN TO CORRECT THE LISTED HEIGHT OF AN EXISTING BUILDING AT 8560-8590 SUNSET BOULEVARD." **Approved as part of the Consent Calendar.**
- 2.G. COMMUNITY NOTIFICATION SYSTEM (CAN):**
ACTION: 1) Approve the purchase of the use of the Community Notification System (CAN); 2) Authorize the City Manager to enter into an agreement for the use of (CAN); and 3) Authorize the Interim Director of Finance to appropriate \$10,000 from unallocated reserves in the general fund and increase budgeted expenditures in the Public Safety Division for the Community Notification System expenditure line by \$10,000.
Approved as part of the Consent Calendar.
- 2.H. ANIMALS IN DISASTER FUNDRAISING ACTIVITIES:**
ACTION: 1) Authorize the solicitations, acceptance of donations, and the establishment of a fund for the Animals in Disasters Program; 2) Authorize the Public Safety Manager to approve expenditures from this fund; and, 3) Request that staff report to the Public Safety Commission on the fundraising activities and expenditures. **Approved as part of the Consent Calendar.**
- 2.I. PROPOSED RESOLUTION CALLING ON THE CALIFORNIA LEGISLATURE AND GOVERNOR GRAY DAVIS TO DECLARE A MORATORIUM ON EXECUTIONS IN THE STATE UNTIL A THOROUGH REVIEW OF THE CURRENT DEATH PENALTY AND ITS APPLICATIONS IS COMPLETED:**
ACTION: 1) Adopt resolution No. 01-2567, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING ON

THE CALIFORNIA LEGISLATURE AND GOVERNOR GRAY DAVIS TO DECLARE A MORATORIUM ON EXECUTIONS IN THE STATE UNTIL A THOROUGH REVIEW OF THE CURRENT DEATH PENALTY AND ITS APPLICATIONS IS COMPLETED;" and, 2) Send signed copies of the resolution to Governor Davis and members of the California State Legislature. **Approved as part of the Consent Calendar, noting the ABSTENTION of Councilmember Martin.**

2.J. PROPOSED RESOLUTION IN SUPPORT OF SB 520 (CHESBRO), WHICH PREVENTS DISCRIMINATION ON THE BASIS OF DISABILITY IN PLANNING AND ZONING LAW:

ACTION: 1) Adopt resolution No. 01-2568, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB 520 (CHESBRO), WHICH PREVENTS DISCRIMINATION ON THE BASIS OF DISABILITY IN PLANNING AND ZONING LAW;" and, 2) Send signed copies of the resolution to State Senator Chesbro and appropriate legislators. **Approved as part of the Consent Calendar.**

2.K. APPROVAL OF A CONTRACT FOR MANAGEMENT AND SPECIAL PROJECTS CONSULTING SERVICES WITH ANNE BROWNING MCINTOSH:

ACTION: 1) Approve a contract in an amount not to exceed \$10,000 with Anne Browning McIntosh for management and special project consulting services; and, 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar, noting the NO VOTE of Councilmember Prang.**

2.L. PROPOSED RESOLUTION AUTHORIZING, SIGNATURES, SIGNATURE PLATE AND WIRE TRANSFER AGREEMENTS FOR US BANK AND BANK OF AMERICA:

ACTION: 1) Adopt resolution No. 01-2569, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING SIGNATURE AUTHORITY, AND SIGNATURE PLATE, AND REPEALING RESOLUTION NO. 99-2165;" and, 2) Approve Wire Transfers and Signature Card agreements with US Bank and Bank of America and authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.M. AGREEMENT FOR PROFESSIONAL SERVICES WITH THE MOOTE GROUP:

ACTION: Approve an agreement with The Moote Group in an amount not to exceed \$10,000 for professional services and authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

- 2.N. PRESS CONFERENCE EVENT IN HONOR OF AMNESTY INTERNATIONAL'S 40TH ANNIVERSARY:**
ACTION: 1) Approve in concept, a press conference recognizing Amnesty International's 40th Year Anniversary; and, 2) Request the Public Information Officer to assist in coordinating the press conference event.
Approved as part of the Consent Calendar.
- 2.O. PROPOSED RESOLUTION URGING THE UNITED STATES POSTAL SERVICE TO PUT AN END TO HARASSMENT AND DISCRIMINATION IN ITS WORKPLACES:**
ACTION: 1) Adopt resolution No. 01-2570, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE UNITED STATES POSTAL SERVICE TO PUT AN END TO HARASSMENT AND DISCRIMINATION IN ITS WORKPLACES;" and, 2) Send signed copies of the resolution to Postmaster General William J. Henderson; and NOW's Women Friendly Workplace Campaign.
Approved as part of the Consent Calendar.
- 2.P UPDATE ON COMMISSION AND ADVISORY BOARD APPOINTMENTS:**
ACTION: 1) Receive and file; and, 2) Direct the City Clerk to place the appointments on the agenda for the next regular City Council Meeting.
Approved as part of the Consent Calendar.
- 2.Q. PROPOSED RESOLUTION IN OPPOSITION TO S. 338 (MURKOWSKI) AND ANY PLANS OF THE BUSH ADMINISTRATION TO DRILL FOR OIL IN THE ALASKAN NATIONAL WILDLIFE REFUGE:**
ACTION: 1) Adopt resolution No. 01-2571, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO S. 338 (MURKOWSKI) AND ANY PLANS OF THE BUSH ADMINISTRATION TO DRILL FOR OIL IN THE ALASKAN NATIONAL WILDLIFE REFUGE;" and, 2) Send signed copies of the resolution to President George W. Bush, U.S. Senators Feinstein and Boxer, and appropriate legislators. **Approved as part of the Consent Calendar.**
- 2.R. PROPOSED RESOLUTION IN SUPPORT OF THE KYOTO PROTOCOL AND IN OPPOSITION OF GEORGE W. BUSH'S REFUSAL TO RATIFY IT:**
ACTION: 1) Adopt resolution No. 01-2572, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE KYOTO PROTOCOL AND IN OPPOSITION TO GEORGE W. BUSH'S REFUSAL TO RATIFY IT;" and, 2) Send signed copies of the resolution to President George W. Bush, U.S. Senators Feinstein and Boxer, and appropriate legislators. **Approved as part of the Consent Calendar.**

2.S. PROPOSED RESOLUTION IN SUPPORT OF S. 1017 (DODD), THE BRIDGES TO THE CUBAN PEOPLE ACT, WHICH LIFTS CERTAIN PROVISIONS OF THE U.S. SANCTIONS AGAINST CUBA, EASES TRAVEL RESTRICTIONS, AND PROVIDES SCHOLARSHIPS FOR CUBANS:

ACTION: 1) Adopt resolution No. 01-2573, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 1017 (DODD), THE BRIDGES TO THE CUBAN PEOPLE ACT, WHICH LIFTS CERTAIN PROVISIONS OF THE U.S. SANCTIONS AGAINST CUBA, EASES TRAVEL RESTRICTIONS, AND PROVIDES SCHOLARSHIPS FOR CUBANS;" and, 2) Send signed copies of the resolution to U.S. Senator Dodd (CT), Senators Boxer and Feinstein (CA), and other appropriate legislators. **Approved as part of the Consent Calendar, noting the NO vote of Mayor Pro-Tempore Guarriello.**

2.T. UPDATE ON SUSTAINABLE GREEN BUILDING PROJECT AND NOTIFICATION OF UPCOMING CHARRETTE WITH GLOBAL GREEN USA ON FRIDAY, NOVEMBER 16, 2001:

ACTION: Approve public outreach for Sustainable Green Building Charrette on November 16, 2001. **Approved as part of the Consent Calendar.**

2.U. COMMISSION AND ADVISORY BOARD ACTION:

Tabled to the September 24, 2001 City Council meeting.

2.V. AMENDMENT OF AGREEMENT WITH PRO CODE TO PROVIDE FOR THE CODIFICATION OF THE RECENTLY ADOPTED REVISED ZONING CODE:

ACTION: 1) Approve an amendment in an amount not to exceed \$10,000 with Pro Code for the codification of the City of West Hollywood Revised Zoning Code; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

2.W. PROPOSED RESOLUTION DECLARING SEPTEMBER, 2001 AS "NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH":

ACTION: Adopt resolution No. 01-2574, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING SEPTEMBER, 2001 AS "NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH." **Approved as part of the Consent Calendar.**

2.X. PROPOSED ORDINANCE REGARDING SOLID WASTE AND RECYCLABLE MATERIAL COLLECTION (THE SOLID WASTE ORDINANCE):

ACTION: Introduce for first reading 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 COLLECTION SERVICES." Moved from Legislative 6.B. and Approved as part of the Consent Calendar.

THE CITY COUNCIL RECESSED AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION AT 7:45 P.M.

THE CITY COUNCIL RECONVENED AT 7:47 P.M.

3. PUBLIC HEARINGS: None

4. UNFINISHED BUSINESS: None

5. NEW BUSINESS:

5.A. INCREASING THE NUMBER OF BROADCASTS OF COMMISSION MEETINGS ON THE WEST HOLLYWOOD CITY CHANNEL:

Hernan Molina, Council Deputy to Councilmember Duran, provided background information as outlined in the staff report dated September 4, 2001.

Mayor Heilman opened the Public Comments:

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

Mayor Heilman closed the Public Comments.

Mayor Pro-Tempore Guarriello questioned the location of the meetings to be broadcast and if this would cover all Commissions and Boards.

Mayor Heilman stated his concerns and asked for the possible direction to the Public Information Office about increasing the amount of time that is spent on news broadcast within the city.

Helen Goss, Director of the Public Information/Adjudicated Services, provided additional information regarding additional news coverage.

RECOMMENDATION: 1) Direct the City's Public Information Office staff to increase the number of commission meetings' broadcast within its current operational budget; and, 2) Direct the City's Public Information Office staff to conduct a cost analysis to determine the actual cost of airing all City Commission and Advisory Boards; and 3) Direct staff to report back to Council on the findings of the analysis.

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

5.B. HIGH IMPACT NIGHT TIME ENTERTAINMENT AND RESTAURANT USES:

Paul Arevalo, City Manager, provided background information as outlined in the staff report dated September 4, 2001.

Richard Odenthal, Public Safety Manager, provided background information regarding law enforcement issues associated with the Anti-Cruising Ordinance.

Ray Reynolds, Director of Economic Development/Special Projects, provided background information on the Sunset Business Improvement District.

Joan English, Director of Transportation and Public Works, provided background information on parking and traffic concerns.

Mark Persico, Director of Community Development, concluded the remaining background information as outlined in the staff report dated September 4, 2001.

Mayor Heilman opened the Public Comments:

HILLARY SELVIN, WEST HOLLYWOOD, representing the West Hollywood Chamber of Commerce, informed the City Council that several businesses have already put up money to jump start the Sunset Boulevard Business Improvement District and thanked staff and Council for their support of the businesses.

RUTH GULLAI, HOLLYWOOD spoke about the influx of liquor licenses and indicated that the City of Los Angeles (Hollywood) and the City of West Hollywood must work together on this issue.

VIRGINIA SHARON, HOLLYWOOD, expressed her concern with the number of liquor licenses issued in the City of West Hollywood.

J.W. MOORE, IV, WEST HOLLYWOOD, spoke in support of this item and also recommended that a Task Force should include members of the residential neighborhood.

DAN SILVER, WEST HOLLYWOOD, recommended that the Task Force include citizens of the neighborhood and advocates for people that are negatively impacted by this.

SAL JENCO, LOS ANGELES, representing the Viper Room, spoke in support of this item and stated that they (business owners) are aggressively pursuing a Sunset Boulevard Business Improvement District.

KEVIN MCCARNY, WEST HOLLYWOOD, expressed his concerns in regards to protecting the residents. He also stated that the consensus among all businesses is in support of the Sunset Boulevard Business Improvement District.

CATHERINE HAHN, WEST HOLLYWOOD, expressed her concerns with the saturation of alcohol and liquor licenses on Sunset Boulevard.

CHUCK TOBER, LOS ANGELES, spoke in support of this item.

AARON EPSTEIN, LOS ANGELES, expressed his concerns regarding the sale of alcohol and informed the City Council to look to the Hollywood community and what can happen if they do not impose any restrictions on the Sunset Boulevard Business Improvement District.

Mayor Heilman closed the Public Comments.

Councilmember Martin commented on the character of Sunset Boulevard over a year ago and the improvement that had taken place since then. He stated that the City of West Hollywood is moving in the right direction, but several items need to be defined. He suggested that the Mayor and Mayor Pro Tempore be appointed as Council representatives on the Sunset Boulevard Business Improvement District Task Force.

Councilmember Prang stated his concerns with the high-density businesses and the resources the City of West Hollywood has used in the past year. He stated that there needs to be a balance between the businesses and the residents. He also indicated that there needs to be additional parking, transportation solutions and more code enforcement activities. He also noted that businesses that are established as restaurant/nightclubs should be conditioned.

Councilmember Duran expressed his concerns regarding a Moratorium and noted it as miss-guided. He stated that the businesses should be handled on a case by case basis. He also stated the Planning Commission should handle the land use issues and give the Business License Commission the powers to enforce the codes. He also commented on the garbage and litter on city streets and believes the Task Force is a good idea.

Mayor Pro-Tempore Guarriello stated that the problems will not disappear overnight and he hopes the Task Force will alleviate most these problems.

Mayor Heilman stated that a lot of the issues that were brought up, does not particularly apply to just Sunset Boulevard, but citywide. He indicated that there must be one set of standards incorporated citywide. He also

stated that the quality of life impacts should be looked into as well as transportation and parking issues.

RECOMMENDATION: 1) Continue with Sunset Business Improvement District "jump start"; 2) Solicit Request For Proposals for security and clean-up services within the Sunset Business Improvement District; 3) create a Task Force; to include two (2) residents to solicit input regarding land use and conditions, and that the Task Force be in existence for forty-five (45) days; 4) Appoint Mayor Heilman and Mayor Pro-Tempore Guarriello to serve on the Task Force; and 5) Advise staff on additional measures for Sunset Boulevard.

ACTION: Moved by Mayor Pro Tempore Guarriello, and seconded by Councilmember Martin to direct staff to move forward with the Business Improvement District, authorize staff to solicit request for proposals for security and clean-up services, and create a task force, to include two (2) residents, to solicit input regarding land use and conditions and the task force be in existence for 45 days. Appoint Mayor Heilman and Mayor Pro Tempore Guarriello to serve on the task force. Unanimously carried.

THE CITY COUNCIL RECESSED AT 9:10 P.M. AND RECONVENED AT 9:25 P.M.

5.C. PILOT PROJECT TO CREATE A NEIGHBORHOOD CONSERVATION OVERLAY DISTRICT FOR THE AREA KNOWN AS WEST HOLLYWOOD WEST:

Howard Jacobs, Council Deputy for Councilmember Prang, provided background information as outlined in the staff report dated September 4, 2001.

Mayor Heilman opened the Public Comments:

RICHARD GREISBET, WEST HOLLYWOOD, spoke in support of this item.

HILLARY SELVIN, WEST HOLLYWOOD, had concerns that the Avenues of Art and Design and businesses were not included in this pilot project.

LAUREN MEISTER, WEST HOLLYWOOD, spoke in support of this item.

RICHARD KALÉH, WEST HOLLYWOOD, vice-president of West Hollywood West Residents' Association, spoke in support of this item.

SHANNON MARTINEZ, WEST HOLLYWOOD, spoke in support of this item.

MARTY STRUDLER, WEST HOLLYWOOD, spoke in support of this item.

KARL KRONIN, WEST HOLLYWOOD, spoke in support of this item.

Mayor Heilman closed the Public Comments.

Councilmember Martin expressed his concerns with the West Hollywood West Residents' Association and the lack of consensus, on ways to protect the neighborhood. He also stated that he would like to see more outreach to the community before this is approved.

Councilmember Duran expressed his concerns with import controls and unprecedented roles in building approvals and design review changes. He also expressed his concerns with commercial areas with the overlay and the pilot program. He stated that he would like to see a petition of the neighborhood, to see if they are in favor of this issue.

Mayor Heilman stated that this concept does not appear to be fully developed. He questioned the authority the overlay district creates. He stated that he would support some type of program or task force to address the concerns being raised.

Councilmember Prang reiterated the goal of this item and stated that he would like to move the process forward. He suggested creating a working group to discuss whether or not an overlay is appropriate for this area, what conditions of the overlay district would entail and what the next steps for moving forward would be.

RECOMMENDATION: 1) Approve a resolution of intent to establish for a Neighborhood Conservation Overlay District for the area south of Melrose Avenue and north of Beverly Boulevard between La Cienga Boulevard and Doheny Drive (commonly referred to as West Hollywood West) and waive all fees associated with this process; 2) Direct the Planning Division to review this pilot proposal with the Planning Commission for input and review; 3) Direct the Planning Division to create a committee to include 2 Planning Commissioners and 3 interested residents residing in this neighborhood as well as 2 persons working in the area know as West Hollywood West to be determined by the Community Development Director and or City Planner assigned to this project to follow all procedures set forth in the Zoning Ordinance to begin the review and implementation process of creating a neighborhood conservation overlay district for the area south of Melrose Avenue and north of Beverly Boulevard between La Cienga Boulevard and Doheny Drive (commonly referred to as West Hollywood West); and, 4) Review the impact of this pilot project on an annual basis with the Planning Commission for recommendation to the City Council on its effectiveness in maintaining the unique residential aspects of this neighborhood.

ACTION: Moved by Mayor Heilman, and seconded by Councilmember Duran to direct the Community Development staff to meet with residents of West Hollywood West, including representatives from the business community and the appropriate staff to work in parallel track with the General Plan update to develop parameters for a neighborhood conservation overlay district for West Hollywood West, limiting the discussions to residential zones and excluding from consideration any commercial zoned properties and the Cedars-Sinai Triangle. Unanimously carried.

5.D. DATE FOR COMMUNITY MEETING ON STRATEGIC PLANNING SESSION:

Paul Arevalo, City Manager, provided background information as outlined in the staff report dated September 4, 2001.

RECOMMENDATION: Direct the City Manager to schedule a date for the community meeting on the City's Strategic Plan

ACTION: By Consensus, Council directed staff to schedule the City's Strategic Planning Session for October 13-14, 2001.

5.E. DATE FOR COMMISSIONS AND BOARDS APPRECIATION EVENT:

Paul Arevalo, City Manager, provided background information as outlined in the staff report dated September 4, 2001.

RECOMMENDATION: 1) Direct the Director of Administrative Services to schedule one of the three dates outlined in the staff report for an appreciation event for Commission and Board members; and, 2) Authorize the Interim Finance Director and Technology Services to appropriate \$10,000 from the General Fund Unallocated Reserves to 100-2000-8195 Advisory Body Programs.

ACTION: By Consensus, Council directed staff to come back to Council with recommendations for dates after the first of the year.

5.F. CONSIDER CHANGING THE DATE OF THE SEPTEMBER 17, 2001 REGULAR CITY COUNCIL MEETING:

Tony Russell, City Clerk, provided background information as outlined in the staff report dated September 4, 2001.

RECOMMENDATION: 1) Direct the City Clerk to cancel the regular City Council meeting of Monday, September 17, 2001 for a lack of a quorum; and, 2) Direct the City Clerk to schedule a City Council meeting on Monday, September 24, 2001.

ACTION: By Consensus, Council approved staff's recommendation.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT:

NICK SCHAFFER, WEST HOLLYWOOD, made suggestions regarding Sunset Boulevard parking, tow-away zones and code enforcement activities.

6. LEGISLATIVE:

6.A. PROPOSED ORDINANCE INCREASING THE MEMBERSHIP OF THE BUSINESS LICENSE COMMISSION FROM FIVE TO SEVEN MEMBERS BY ADDING TWO AT-LARGE APPOINTEES:

Wade Davenport, Code Compliance Manager, provided background information as outlined in the staff report dated September 4, 2001.

RECOMMENDATION: 1) Introduce for first reading 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."

ACTION: Moved by Councilmember Martin, seconded by Councilmember Duran to approve staff's recommendations. Motion carried on a Roll Call vote:

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

NOES: Mayor Heilman.

6.B. PROPOSED ORDINANCE REGARDING SOLID WASTE AND RECYCLABLE MATERIAL COLLECTION (THE SOLID WASTE ORDINANCE):

Moved to the Consent Calendar as Item 2.X. and Approved as part of the Consent Calendar.

6.C. PROPOSED ORDINANCE APPROVING ZONING TEXT AMENDMENT 2001-05 AND SUNSET SPECIFIC PLAN AMENDMENT 2001-02, AT 8560 –8590 SUNSET BOULEVARD:

Jack McGee, Contract Planner, provided background information as outlined in the staff report dated September 4, 2001.

Mayor Heilman opened the Public Comments:

NORBY WALTERS, WEST HOLLYWOOD, representing Empire West Condominium, spoke in support of this item.

JIM HILFEINHOUSE, WEST HOLLYWOOD, spoke in support of this item.

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

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

MARK SIFFIN, LOS ANGELES, owner and developer of the Sunset Millennium Associates, LLC, spoke in support of this item, thanked the City Council and asked for approval.

MICHAEL TITUS, LOS ANGELES, representing Regency Outdoor Advertising, spoke in opposition to this item.

CARLA RYHAL, LOS ANGELES, representing Regency Outdoor Advertising, spoke in opposition to this item. She stated the Sunset Millennium billboards are inappropriate for this location. She stated that the adoption of these Ordinances would be in violation of the California Environmental Quality Act and are inconsistent with the City's General Plan.

JEAN MATHISON, WEST HOLLYWOOD, spoke in opposition to this item.

Mayor Heilman closed the Public Comments.

City Attorney Jenkins stated for the record that this was not a Public Hearing and that this is not the approval of an Ordinance, it is merely the introduction of an Ordinance.

RECOMMENDATION: 1) Introduce for first reading Ordinance No. 01-609, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING ZONING TEXT AMENDMENT 2001-05 AND SUNSET SPECIFIC PLAN AMENDMENT 2001-02, TO AMEND THE WEST HOLLYWOOD MUNICIPAL CODE/ZONING ORDINANCE TO ALLOW V-SHAPED BILLBOARDS WITHIN DESIGNATED PORTIONS OF THE SUNSET SPECIFIC PLAN, AND TO AMEND THE SUNSET SPECIFIC PLAN TO ALLOW BILLBOARDS AND INCREASE THE HEIGHT IN AREA 5-C, AT 8560-8590 SUNSET BOULEVARD."

ACTION: Moved by Councilmember Martin, seconded by Councilmember Prang to approve staff's recommendations. Motion carried on a Roll Call Vote:

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

NOES: Councilmember Duran and Mayor Heilman.

Mayor Heilman requested the allegations brought forward tonight regarding Mayor Pro Tempore Guarriello are investigated and questioned the City Attorney.

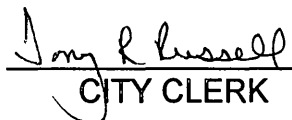
In response to Mayor Heilman, Michael Jenkins, City Attorney clarified and cited the California Conflicts of Interest Law and how it did and/or did not apply to Mayor Pro Tempore Guarriello.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 10:45 P.M. in memory of Larry Weghorst and Deputy Sheriff Jake Kuredgjajj. A special Study Session on West Hollywood Economic Summit will be held on Monday, September 10, 2001 at 6:00 P.M. at the Hyatt West Hotel at 8401 Sunset Boulevard. The next regular meeting, will be on Monday, September 24, 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 1ST DAY OF OCTOBER, 2001.


MAYOR


CITY CLERK