

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, DECEMBER 3, 2001  
WEST HOLLYWOOD PARK**

**CALL TO ORDER:** Mayor Heilman called the meeting to order at 6:55 P.M.

**PLEDGE OF ALLEGIANCE:** Matthew May 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. One item of pending litigation was added to the agenda: Shawnan vs City of West Hollywood.

Mayor Heilman reported that Council took one reportable action: The City Attorney has been sued personally and the City will defend him. The meeting adjourned at 6:45 P.M.

**APPROVAL OF AGENDA:**

Staff requested that Item 3.C. be moved to Consent Calendar.

Mayor Pro Tempore Guarriello requested that Item 2.P. be pulled to the Excluded Consent.

Mayor Heilman requested the meeting be adjourned in memory of Clark Ireland, Fred Vanacourts mother and Paul Stark.

Councilmember Martin requested the meeting be adjourned in memory of Harriet Sadlers mother.

**ACTION:** Approve the December 3, 2001 Agenda as amended. **Moved by Mayor Pro Tempore Guarriello, seconded by Councilmember Martin to approve the agenda as amended. Unanimously carried.**

**PRESENTATIONS:**

Presentation to individuals of Team Hollywood who are participating in the AIDS Marathon in Hawaii.

Presentation to Sergeant Gary Griffith for his work on the AIDS Walk.

**PUBLIC COMMENT:**

TOM DEMILLE, WEST HOLLYWOOD, spoke in opposition to staff's recommendation of item 2.P. and in support of the Salvation Army.

ARICH BERGHAMMER, SANTA MONICA, spoke in support of the Sunset Business Improvement District. He thanked Council for their support.

DONNY CACY, LOS ANGELES, spoke about receiving a fine from the state for not accepting recyclable items at his business. He also stated the state would be enforcing the fines until the City provides for a recycling center.

CAROLE FELD, WASHINGTON D.C., spoke in regards to Club 7969 violations and announced her intention to correct the violations.

ARTUR CYBULSKI, WEST HOLLYWOOD, co-owner of Coast Playhouse spoke in regards to the City trees planted in front of his marquee. He also presented to Council a letter outlining the issues.

RIC RICKLES, WEST HOLLYWOOD, thanked Council and staff for the Affordable Housing Summit.

HELEN LEVIN, WEST HOLLYWOOD, thanked Council for their support of the new Russian Community Center and requested help with rent for the building.

ERIC NORMAN, WEST HOLLYWOOD, spoke in support of Club 7969 and support of Item 2.N.

SCOTT IMLER, WEST HOLLYWOOD, announced the opening of the Los Angeles Cannabis Club Christmas Tree lot.

DAVID EICHMAN, LOS ANGELES, spoke in support of Items 3.C. and 4.A.

MICHAEL MORRISON, WEST HOLLYWOOD, spoke in regards to a sewage problem at 8741 Shoreham Drive and requested the City to investigate the problem.

DAVID NASH, WEST HOLLYWOOD, wanted to congratulate the House of Blues for their continued community service. He also spoke about the lack of cable at the Gardner Palms residency.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke about billboards on Melrose and also the pooper-scooper containers.

STEVE LEVITT, WEST HOLLYWOOD, co-owner of Coast Playhouse spoke regarding the trees planted in front of the playhouse marquee.

**COUNCILMEMBER COMMENTS:**

Mayor Pro Tempore Guarriello spoke regarding the Cedars Lot public hearing on the November 19, 2001 City Council agenda. He also stated that after reviewing the videotape of the November 19, 2001, he was concerned that past issues from the area residents were not addressed.

Councilmember Duran spoke regarding the Cedars Lot public hearing on the November 19, 2001 City Council agenda. He also asked the owners of the Coast Playhouse to contact his office to help address their issues.

Councilmember Prang wished everyone a happy holiday season and encouraged everyone to shop in West Hollywood. He congratulated Tom West and the Human Service Division for their hard work on World AIDS Day.

Councilmember Martin requested everyone to shop in West Hollywood this holiday season. He also requested staff to provide more aggressive counsel to tenants in tenant harassment issues.

Mayor Heilman wished everyone a happy holiday season. He also asked that park pooper-scooper clean-up be added to a future agenda with a report on the City's disposal process. He also directed the City Manager to contact the State Office of Recycling and update them on the City's efforts to identify recycling centers within the City.

**CITY MANAGER'S REPORT:** None.

**FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk Russell stated that the fiscal impact on the Consent Calendar for Monday, December 3, 2001 is \$40,250 in expenditures and a reduction of (\$6,051) 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.,N.,O.,Q., R.(Item 3.C.)**

**Moved by Mayor Pro Tempore Guarriello and seconded my Councilmember Martin to approve the Consent Calendar as amended. Motion carried with Councilmember Martin voting NO on item 2.I.**

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

*The agenda for the meeting of Monday, December 3, 2001 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, November 29, 2001.*

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

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

**ACTION:** Approve the minutes of November 19, 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. 451, RESOLUTION NO. 01-2614:**

**ACTION:** Approve Demand Register No. 451 and adopt Resolution No. 01-2614, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 451." **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. RE-INTRODUCE FOR FIRST READING ORDINANCE NO. 01-615 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:** Re-introduce on first reading 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.G. COMMISSION AND ADVISORY BOARD ACTION:**  
**ACTION:** Receive and file. **Approved as part of the Consent Calendar.**
- 2.H. TRIAL USE OF HART PARK FOR OFF-LEASH DOG USE:**  
**ACTION:** 1) Authorize an 18-month time extension of the use of Hart Park for limited off-leash dog use; 2) Direct staff to provide updates to the Public Facilities Commission regarding use of Hart Park for off-leash dog purposes each 6 months during the 18-month time extension; and 3) Direct staff at the end of the 18-month time extension to report back to Council for further consideration of the use of Hart Park for off-leash dog purposes. **Approved as part of the Consent Calendar.**
- 2.I. AUTHORIZATION TO EXTEND THE CABLE TELEVISION FRANCHISE AGREEMENT WITH ADELPHIA CABLE COMMUNICATIONS:**  
**ACTION:** 1) Approve the extension of the City's cable television franchise agreement with Adelphia through April 30, 2002; and 2) Authorize the City Manager to sign the agreement extending Adelphia's cable television franchise agreement through April 30, 2002. **Approved as part of the Consent Calendar with Councilmember Martin voting NO.**
- 2.J. AUTHORIZATION TO EXECUTE HISTORICAL PROPERTY PRESERVATION AGREEMENT (MILLS ACT CONTRACTS) BETWEEN THE CITY OF WEST HOLLYWOOD AND THE OWNER'S OF 1424 N. CRESCENT HEIGHTS BOULEVARD, UNITS #20, #57 AND #58, WEST HOLLYWOOD, CALIFORNIA:**  
**ACTION:** Authorize the City Manager to execute Historical Property Preservation Agreements (Mills Act Contracts) between the City of West Hollywood and the property owners of 1424 N. Crescent Heights Boulevard, Unit 20 (Gloria Sketchley) and Units 57 and 58 (John Farnum and Veronica Ojeda). **Approved as part of the Consent Calendar.**
- 2.K. CONTRACT FOR GRAPHIC DESIGN SERVICES:**  
**ACTION:** Approve a contract for professional services with Core City, Inc. in an amount not to exceed \$30,000 and authorize the City Manager to sign. **Approved as part of the Consent Calendar.**
- 2.L. SUPPORT FOR RUSSIAN COMMUNITY CENTER'S FURNITURE PROJECT:**  
**ACTION:** Amend the 2001-02 Social Services contract with the Russian Community Center to include an \$8,000 increase for rent for the furniture project's new location and authorize the City Manager to sign. **Approved as part of the Consent Calendar.**

**2.M. PROPOSED RESOLUTION DECLARING THE CITY OF WEST HOLLYWOOD SANCTUARY FOR MEDICAL CANNABIS USE, CULTIVATION AND DISTRIBUTION; SUPPORTING THE LOS ANGELES CANNABIS RESOURCE CENTER:**

**ACTION:** 1) Adopt Resolution No. 01-2615, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING THE CITY OF WEST HOLLYWOOD AS A SANCTUARY FOR MEDICAL CANNABIS USE, CULTIVATION AND DISTRIBUTION; SUPPORTING THE LOS ANGELES CANNABIS RESOURCE CENTER;" and 2) Send signed copies of the resolution to the United States Attorney General, District Attorney of the County of Los Angeles, the Attorney General of the State of California and other appropriate public officials. **Approved as part of the Consent Calendar.**

**2.N. PROPOSED RESOLUTION DENOUNCING THE EGYPTIAN GOVERNMENT FOR ARRESTING FIFTY-TWO EGYPTIAN MEN AND JAILING TWENTY-THREE EGYPTIAN MEN FOR BEING GAY:**

**ACTION:** 1) Adopt Resolution No. 01-2616, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENOUNCING THE EGYPTIAN GOVERNMENT FOR ARRESTING FIFTY-TWO EGYPTIAN MEN AND JAILING TWENTY-THREE EGYPTIAN MEN FOR BEING GAY;" and 2) Send signed copies of the resolution to Egyptian President Hosni Mubarak, the appropriate United Nations and State Department representatives as well as the Southern California Congressional Delegation. **Approved as part of the Consent Calendar.**

**2.O. PROPOSED RESOLUTION IN SUPPORT OF H.R. 3131 (BERMAN/DREIER), "THE UNITED STATES INDEPENDENT FILM AND TELEVISION PRODUCTION ACT OF 2001:"**

**ACTION:** 1) Adopt Resolution No. 01-2617, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H.R. 3131 (DREIER), "THE UNITED STATES INDEPENDENT FILM AND TELEVISION PRODUCTION ACT OF 2001;" and 2) Send signed copies of the resolution to the California Assembly delegation and other appropriate legislators. **Approved as part of the Consent Calendar.**

**2.P. PROPOSED RESOLUTION CONDEMNING THE SALVATION ARMY FOR ITS RECENT ANTI-GAY AND LESBIAN POLICY DECISIONS AND ENCOURAGING CIVIL RIGHTS SUPPORTERS TO DONATE ELSEWHERE THIS HOLIDAY SEASON:**

**ACTION:** Moved to Excluded Consent.

**2.Q. UPDATE ON THE LOCAL BUSINESS AND EMPLOYEE WAGE STUDY:**

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

**2.R. SAN VICENTE BOULEVARD RESIDENT PARKING:**

**ACTION:** Introduce on first reading, Ordinance No. 01-617, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.220, SECTION C OF THE WEST HOLLYWOOD MUNICIPAL CODE IN REGARD TO DAYTIME PARKING REGULATIONS ON SAN VICENTE BOULEVARD BETWEEN MELROSE AND ROSEWOOD AVENUES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 TO INCREASE ASSESSMENTS FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:**

City Clerk Russell stated that the item was published in the West Hollywood Independent on November 14, 2001.

Alison Maxwell, Development Specialist, provided background information as outlined in the staff report dated December 3, 2001.

Alex Stettinski, Executive Director, Avenues of Art and Design, provided additional background as outline in the staff report dated December 3, 2001.

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

MARK HARMON, WEST HOLLYWOOD, spoke in support of staff's recommendation.

STACY HUNT, LOS ANGELES, spoke in support of staff's recommendation.

SHALLOM BERKMAN, WEST HOLLYWOOD, spoke in opposition to staff's recommendation. He asked the Council to consider a continuance.

EVAN LURIE, HOLLYWOOD, spoke in support of staff's recommendation.

ELEANA DEL RIO, WEST HOLLYWOOD, spoke in opposition to staff's recommendation. She encouraged the Council to read their letter outlining their reasons.

JOHN PAUL DRAYER, WEST HOLLYWOOD, stated that some of the businesses felt that they were not involved in the Business Improvement District.

GRANT SELTZER, BRENTWOOD, spoke in support of staff's recommendation and how the Business Improvement District. He stated that the BID has accomplished its goals.

Mayor Heilman closed the public hearing.

In response to Councilmember Prang, Ms. Maxwell explained why the Pacific Design was excluded from the Business Improvement District.

Mayor Heilman stated that parking was never part of the BID. He recommended the City waive this years increase assessment for BID membership. He also recommended the City fund the increase from the General Fund for one year and requested staff to report back to Council within a year concerning increasing the assessment of the BID for the following year.

Councilmember Martin expressed his opposition to funding the one-year assessment increase from the City's General Fund.

Councilmember Prang expressed his opposition to paying the one-year increase of the assessment from the City's General Fund.

Councilmember Duran stated that the City should assist the businesses of this BID. He also stated that the BID will be an economic asset to the City in the long term.

**RECOMMENDATION: 1) Conduct a public hearing; and 2) Introduce for first reading Ordinance No. 01-616, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD TO INCREASE THE RATE FOR ASSESSMENTS LEVIED AGAINST CERTAIN BUSINESSES IN THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT."**



**ACTION:** Moved by Mayor Heilman and seconded Mayor Pro Tempore Guarriello to defer the increase assessment for the Avenues of Arts Business Improvement District members for one (1) year and to fund the \$12,000 assessment increase from the City's General Fund. Motion carried on a Roll Call Vote.

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

**NOES:** Councilmember Martin and Councilmember Prang.

**ABSENT:** None.

**3.B. ZONING TEXT AMENDMENT 2001-06 AND AN APPEAL OF THE PLANNING COMMISSIONS DENIAL OF CONDITIONAL USE PERMIT 2001-11; TO AMEND THE ZONING ORDINANCE AND APPLY FOR A TALL WALL SIGN AT 8440 SUNSET BOULEVARD:**

City Clerk Russell stated that the item was published in the West Hollywood Independent on November 28, 2001.

Jack McGee, Contract Planner, provided background information as outlined in the staff report dated December 3, 2001.

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

DAVE WEIDLICH, WEST HOLLYWOOD, applicant and manager of the Mondrian Hotel requested that Council approve the appeal of the tall wall.

TODD ELLIOT, WEST HOLLYWOOD, applicant spoke regarding the Mondrian Hotel tall wall and requested Council deny staff's recommendation and grant the tall wall. He also provided background information about the tall wall and reasons why Council should approve the appeal.

HILLARY SELVIN, LOS ANGELES, spoke in support of the Mondrian request for a zoning text amendment and the tall wall.

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

TODD ELLIOT, WEST HOLLYWOOD, rebuttal, stated that lighting would have no impact on the residents.

Mayor Heilman closed the public hearing.

Councilmember Martin commented on how the tall walls provides a uniqueness to Sunset Boulevard. He also stated this tall wall would have a huge economic benefit to the hotel and the City.

Councilmember Duran stated the he does not see any need for a zoning text amendment and that the CUP complies with existing zoning requirements.

Mayor Heilman stated that the ordinance concerning tall walls was very specific about the use of windows. He expressed his concerns with the language of the zoning code, which addresses the issue. He suggested imposing a time limit on the length of the CUP.

**RECOMMENDATION:** 1) Deny the Zoning Text Amendment; and 2) Adopt Resolution No. 01-2619, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF HILLCREST REALTY SERVICES, AND UPHOLDING THE PLANNING COMMISSION DECISION TO DENY CONDITIONAL USE PERMIT 2001-11 FOR TALL WALL SIGN AT 8440 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA."

**ACTION:** Moved by Mayor Heilman and seconded by Mayor Pro Tempore Guarriello to deny the Zoning Text Amendment and grant the appeal of Hillcrest Realty Services approving the Conditional Use Permit 2001-11 for tall wall sign at 8440 Sunset Boulevard, West Hollywood, California with a four (4) year expiration condition. Directed staff to bring this item back to Council at that time for review. Motion carried with Councilmember Prang voting NO.

- 3.C. SAN VICENTE BOULEVARD RESIDENT PARKING:**  
**ACTION:** Moved to the Consent Calendar as Item 2.R.

**Council recessed at 9:15 P.M. Council reconvened at 9:27 P.M.**

**4. UNFINISHED BUSINESS:**

**4.A. PARKING METERS INSTALLED ON CROSS-STREETS INTERSECTING SANTA MONICA BOULEVARD:**

Donald Korotsky, Associated Transportation Planner, provided background information as outlined in the staff report dated December 3, 2001.

HILLARY SELVIN, LOS ANGELES, spoke regarding lost parking spaces on the eastside of City.

RUTH WILLIAMS, WEST HOLLYWOOD, expressed her concerns regarding lost parking spaces in the eastside. She also stated that the meters were supposed to be temporary. She requested that the meters be removed.

STEVE WAYLAND, WEST HOLLYWOOD, spoke in opposition to staff's recommendation.

DONNY CACY, LOS ANGELES, spoke in opposition to staff's recommendation. He also stated that the public was not included in the decision process concerning this item.

Councilmember Duran stated the City must construct parking for the eastside area of the City. He also stated that the removal of these meters will not solve the parking problems.

Councilmember Martin recommended that the City re-focus on parking concerns and that the City should live up to the promise it made to the residents.

Councilmember Prang stated that this decision requires community participation. He also stated that conditions have changed that requires more parking spaces.

Mayor Heilman stated that there is a shortage of parking on the eastside. He recommended that Council defer the item and recommend that staff work with the residents to find a solution.

**RECOMMENDATION:** Adopt Resolution No. 01-2620, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING PARKING METERS ON THE CROSS STREETS INTERSECTING SANTA MONICA BOULEVARD BETWEEN SPAULDING AVENUE AND VISTA STREET UNTIL SUCH TIME THAT A SURFACE PARKING LOT OR PARKING STRUCTURE IS DEVELOPED."

**ACTION:** Council concurred to direct staff to proceed with the removal of the 46 parking meters and deferred action on the remaining 33 parking meters and direct staff to meet with the residents regarding the needs of the community and to bring this item back to Council within 90 days.

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

Tony Russell, City Clerk, provided background information as outlined in the staff report dated December 3, 2001.

RECOMMENDATION: Make "at-large" appointments and direct appointments: 1) Fine Arts Commission: (make one "at-large" appointment); 2) Public Facilities Commission: (make one direct appointment – Mayor Heilman); and 3) Disabilities Advisory Board: (make one "at-large" appointment).

**ACTION: Mayor Heilman appointed Thomas Jones to the Public Facilities Commission. Council concurred to table the appointments of the Fine Arts Commission and the Disabilities Advisory Board.**

**5. NEW BUSINESS:**

**5.A. ANNUAL REPORT OF INVESTIGATOR/OMBUDS PUBLIC INTEREST INVESTIGATIONS, INC.:**

Elizabeth Savage, Staff Liason for Ombuds Committee, provided background information as outlined in the staff report dated December 3, 2001.

Councilmember Martin stated that there has been positives and negatives with this program. He stated that overall it has been a positive program for the City.

Mayor Heilman spoke in regards to the ordinance itself and stated that the program has been ineffective since its creation.

RECOMMENDATION: 1) Receive the annual report of Investigator/Ombuds Public Interest Investigations, Inc.; and 2) Consider whether to amend Resolution 97-1811. PII recommends the following three modifications: A) Conform the Resolution's closed session requirement with state law by adding the clause "unless an open session is required under state law" to sections 5.f. and 6.a. of the Resolution; B) Add a provision that would give the Investigator/Ombuds discretion to consult with the City Attorney in appropriate cases; C) Add language permitting the Investigator/Ombuds to reveal the identity of the complainant, witness, or subject of an investigation without first notifying that person, where prior notification may compromise the results of the investigation. Council direction resulting from this item will then go to the individual bargaining units for approval, subject to meet and confer. The City Attorney recommends additional modifications, as set forth in the staff

report. The City Council may have recommendations as well, based on its observation of the program to date.

**ACTION: Moved by Councilmember Duran and seconded by Mayor Pro Tempore Guarriello to approve staff's recommendations 1 and 2.A., defer discussion on the remaining recommendations to a later date and directed that this item be brought back to Council within 120 days. Unanimously approved.**

**5.B. 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 December 3, 2001.

HILARY SELVIN, LOS ANGELES, spoke in support of staff's recommendation.

TOM DILLON, LOS ANGELES, spoke in support of staff's recommendation.

RECOMMENDATION: Adopt Resolution No. 01-2621, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD, DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2001-2002, AND DIRECTING THAT NOTICE BE GIVEN OF A PUBLIC MEETING AND PUBLIC HEARING IN CONNECTION WITH THE ESTABLISHMENT OF THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT AND THE PROPOSED LEVY OF AN ASSESSMENT AGAINST BUSINESSES WITHIN THE PROPOSED DISTRICT."

**ACTION: Moved by Mayor Pro Tempore Guarriello and seconded by Councilmember Duran to approve staff's recommendations. Unanimously approved.**

**EXCLUDED CONSENT CALENDAR:**

**2.P. PROPOSED RESOLUTION CONDEMNING THE SALVATION ARMY FOR ITS RECENT ANTI-GAY AND LESBIAN POLICY DECISIONS AND ENCOURAGING CIVIL RIGHTS SUPPORTERS TO DONATE ELSEWHERE THIS HOLIDAY SEASON:**

Councilmember Martin, provided background information as outlined in the staff report dated December 3, 2001.

CAPTAIN KENNETH HODDER, TORRANCE, spoke in opposition to staff's recommendation.

TROY BOLSTAD, WEST HOLLYWOOD, spoke in support of staff's recommendation.

Councilmember Duran stated that he disagrees with the National Salvation Army policy concerning providing domestic partners health insurance. He also stated that he would be in favor of sending a message to the national committee that City is opposed to the denial of domestic partners rights but not to encourage people to donate elsewhere.

Mayor Heilman expressed his concern with the National Salvation Army decision not to acknowledge domestic partners and their request to be excluded from some of the requirements to participate in the Presidents faith based agenda.

Councilmember Prang stated that the City should go on record deploring the National Salvation Army's decision to overturn the western regions decision to recognize domestic partners.

**ACTION:** 1) Adopt Resolution No. 01-2618, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE SALVATION ARMY FOR ITS RECENT ANTI-GAY AND LESBIAN POLICY DECISIONS AND ENCOURAGING CIVIL RIGHTS SUPPORTERS TO DONATE ELSEWHERE THIS HOLIDAY SEASON;" and 2) Forward a copy of this resolution to the President of the Salvation Army and civil rights organizations.

**ACTION:** Moved by Councilmember Martin and seconded by Councilmember Duran to adopt Resolution 01-2618 deleting the phrase "and encouraging civil rights supporters to donate elsewhere this holiday season" from the heading of the Resolution and amended the last paragraph of the Resolution to read "Now Therefore be it resolved, That the City Council of the City of West Hollywood condemns the National Salvation Army for taking several anti-gay and lesbian positions including the elimination of domestic partnership rights." Unanimously carried.

**PUBLIC COMMENT:**

CORI KAHN, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

LAUREN MIESTER, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

ANNEMARIE ISLEIB, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

ERIK WERNER, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

MARION STERLING, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

CHRIS ISLEIB, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

JOEL BECKER, WEST HOLLYWOOD, spoke in opposition to the approval of the Cedar Sinai parking lot item on the November 19, 2001 City Council agenda.

DAVID SEIGEL, WEST HOLLYWOOD, spoke in opposition to the appeal Cedar Sinai parking lot public hearing item on the November 19, 2001 City Council agenda.

**6. LEGISLATIVE:** None.

**COUNCILMEMBER COMMENTS:**

Councilmember expressed his concern with the public comments regarding the Cedars Sinai lot.

Mayor Pro Tempore Guarriello wished everyone a happy holiday season.

Councilmember Prang stated that there should have been more communication and cooperation in the Cedar Sinai parking lot project.

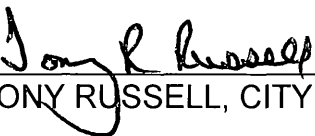
Councilmember Duran recommended that the area residents need to work on down zoning the Cedars Property. He also encouraged everyone to keep the channels of communication open.

**ADJOURNMENT:** The City Council adjourned at 11:15 P.M. in memory of Clark Ireland, Fred Vanacourts mother, Paul Stark and Harriet Sadlers mother. The next regular meeting to be held on Monday, January 7, 2001 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard. The City Council meeting scheduled for December 17, 2001 is cancelled due to a lack of quorum.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 7<sup>th</sup>  
DAY OF JANUARY, 2002.

  
MAYOR

ATTEST:

  
TONY RUSSELL, CITY CLERK