

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, OCTOBER 16, 2000
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Prang called the meeting to order at 7:40 PM.

PLEDGE OF ALLEGIANCE: Disability Advisory Boardmember Steve Weltman led the Pledge.

ROLL CALL:

PRESENT: Councilmembers Guarriello, Heilman, Martin, Mayor Pro Tempore Koretz and Mayor Prang.

ABSENT: None.

ALSO PRESENT: City Attorney Jenkins, City Manager Arevalo, Interim City Clerk Love, Assistant City Clerk Taylor, and Administrative Staff Assistants Bell and Bursztin.

AMENDMENT OF AGENDA TO GO INTO CLOSED SESSION:

Amend the Agenda of October 16, 2000 to go into Closed Session to discuss one item of Real Estate. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins reported that there was no reportable action taken.

APPROVAL OF AGENDA:

Staff requested to pull Item 2.K. and to table Item 5.B. to the October 23, 2000 City Council Meeting.

Councilmember Guarriello requested to table Item 2.H. to the November 6, 2000 City Council Meeting.

Councilmember Martin requested to pull Item 2.G. for separate discussion under Excluded Consent Calendar.

Mayor Prang requested to move Item 5.C. to the Consent Calendar as Item 2.Q. with the amendment to Recommendation No. 3. changing sixty (60) days to ninety (90) days. He also requested to table Item 5.D.

ACTION: Approve the October 16, 2000 Agenda as amended. **Motion Councilmember Guarriello, seconded by Councilmember Heilman and unanimously carried.**

PUBLIC COMMENT:

MARK MONTGOMERY, LOS ANGELES, Representing Sunset Plaza, spoke in opposition of live entertainment and about a flyer advertising an event at Barfly.

ALAN WEBER, WEST HOLLYWOOD, spoke about President Clinton's proclamation announcing October as "Coming Out Month" and the City's lack of participating in this event.

KAREN MALL, WEST HOLLYWOOD, spoke in favor of Councilmember Guarriello's moment of silence. She spoke in opposition of We Ho Cares HIV Prevention Contract due to it not meeting the goals set forth originally. She also spoke about AIDS Healthcare Foundation offering to distribute the condoms.

BARBARA HANMAKER, WEST HOLLYWOOD, spoke about the recent success of the Women's March and a tour that she took of the Senate. She also spoke about affordable housing and the problems with Section Eight (8) Housing.

AMY ANDERSON, WEST HOLLYWOOD, spoke in support of the La Brea Gateway Project.

DON BRUHNKE, WEST HOLLYWOOD, spoke about Youth and Homeless Community Outreach efforts and the lack of counseling available to these special groups.

ANNE FACTOR, WEST HOLLYWOOD, Program Director of WHEST, spoke about the diversity of West Hollywood and attempting to meet the employment needs of these various groups. She also spoke about the Program meeting all of its goals.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke about a concert she attended by the Gay and Lesbian Chorus.

RICH RYAN, WEST HOLLYWOOD, spoke about the Stonewall Democratic Club and the Vote Naked Campaign.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke about Stonewall Democratic Club and about a Director taking a vacation and the second in command being out of the office on jury duty. She also spoke in opposition of a particular employee being in charge of the entire Department.

TANYA CORNISIT, WEST HOLLYWOOD, spoke about construction noise problems on Flores Street.

JAMES FUHRMAN, WEST HOLLYWOOD, spoke about campaign contributions.

COUNCILMEMBER COMMENTS:

Councilmember Martin spoke about receiving \$2,000 in checks from Billboard Companies. He thanked staff and the volunteers on the second anniversary Candlelight Vigil in honor of Mathew Shepard. He spoke about the Democratic Club on Robertson Boulevard and to vote No on Proposition 38. He praised City Employees Jeff Aubel and Tom Bendetti for their work as Code Compliance Officers.

Councilmember Heilman announced the Human Rights Speakers Series kick-off November 2, 2000 at the Bel Age Hotel. The speakers will be the Doctors Without Orders. He also invited everyone to attend October 28th Clean and Green Project Event that involves a cross section of the Community including the West Hollywood Sheriff's. He announced that October 17th, is the last Debate Party at City Hall in the Main Lobby, with local speakers and food and refreshments will be provided. He addressed the public speaker comments on the noise from nighttime construction.

Mayor Pro Tempore Koretz requested to adjourn the meeting in memory of Linda Chavez, daughter of Caesar Chavez. He also spoke about a breakfast meeting that was with the various religious institutions located in the City to improve relationships. He also noted that he received a campaign contribution from James Fuhrman.

Mayor Prang announced that October 29th, Temple Kol Ami would be breaking ground on their new facility on La Brea Avenue. He announced that Pastor Nancy Wilson of M.C.C. has announced her resignation. He spoke about a labor dispute with Mark's Restaurant on La Cienega Boulevard and how an agreement has been reached. He complimented the Friends of the Library on their recent book and bake sale. He spoke of Councilmember Heilman and City Employee Allyne Winderman's involvement in a National AIDS Walk and raising \$37,000. He spoke about the upcoming Halloween Carnival. He spoke about a check register item with the name of an employee who no longer works at City Hall. He spoke about two (2) awards that he presented at the Disabilities Advisory Board Meeting on October 11th to AIDS Project Los Angeles and Choice Travel. He thanked Senior Services Specialist Tamar Springer and Disabilities Advisory Board Chair Tom Pavich for their hard work.

Councilmember Guarriello spoke about the recent awards presented at the Disabilities Advisory Board Meeting on October 11th and of a lack of participation on the part of the public. He also spoke about October 12th terrorist action that took the lives of 17 service people aboard the USS Cole Battleship and asked for one moment of silence in their memory. He also stated that this is one of the important reasons behind the Veteran's Memorial Project to honor those who gave their life for their country.

CITY MANAGER'S REPORT: Due to the length of the Agenda and the number of public speakers City Manager Arevalo postponed his report.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Taylor stated that the fiscal impact on the Consent Calendar of October 16, 2000 as amended, is \$137,933 in expenditures and no money in potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., I., J., L., M., N., O., P. and Q. Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, October 16, 2000 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, October 12, 2000.

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of October 2, 2000. 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. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Richard M. Stredicke, Janet M. Stredicke, Farideh Ebriani, Elaine Eichler and Postal Center & More and refer them to the City's claims adjuster. Approved as part of the Consent Calendar.

2.E. DEMAND REGISTER NO. 424, RESOLUTION NO. 00-2391:

ACTION: Approve Demand Register No. 424 and adopt Resolution No. 00-2391, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 424." Approved as part of the Consent Calendar.

2.F. PROPOSED RESOLUTION URGING LOS ANGELES WORLD AIRPORTS TO PERMIT A 180-DAY PUBLIC COMMENT PERIOD ON THE DRAFT ENVIRONMENTAL IMPACT REPORT AND STATEMENT THAT WOULD DOUBLE THE CAPACITY OF LAX:

ACTION: 1) Adopt Resolution No. 00-2392, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING LOS ANGELES WORLD AIRPORTS (LAWA) TO PERMIT A 180-DAY PUBLIC COMMENT PERIOD ON THE DRAFT ENVIRONMENTAL IMPACT REPORT AND ENVIRONMENTAL IMPACT STATEMENT (EIR/EIS) FOR THE PROPOSED EXPANSION OF LOS ANGELES INTERNATIONAL AIRPORT (LAX);" and 2) send signed copies of the resolution to the Director of Los Angeles World Airports and Los Angeles City

Councilmember Ruth Galanter. **Approved as part of the Consent Calendar.**

- 2.G. CREATION OF EMERGENCY SERVICES SPECIALIST POSITION:**
Removed from the Consent Calendar for separate discussion under Excluded Consent Calendar and approved.
- 2.H. PROPOSED RESOLUTION IN OPPOSITION TO H.R. 3590 (FOLEY), THE "ADA NOTIFICATION ACT":**
Tabled to the City Council Meeting of November 6, 2000.
- 2.I. APPROVE THE PURCHASE OF SPECIAL EVENT COVERAGE FOR WEST HOLLYWOOD HALLOWEEN CARNAVAL:**
ACTION: 1) Approve purchase of special event coverage from Chubb Custom Market, Inc. for the event at a premium of \$36,172.50; and, 2) Authorize the City Manager to obtain and execute the insurance coverage documents. **Approved as part of the Consent Calendar.**
- 2.J. RESIGNATION OF FRIDA AIZENMAN FROM THE DISABILITIES ADVISORY BOARD:**
ACTION: Accept with regret, the resignation of Frida Aizenman from the Disabilities Advisory Board; and, 2) Direct the City Clerk to post a notice of vacancy and accept applications. **Approved as part of the Consent Calendar.**
- 2.K. APPROVE CONTRACT WITH GEOCON CONSULTANTS, INC. FOR ENVIRONMENTAL CONSULTING SERVICES FOR THE PROPERTIES LOCATED AT THE LA BREA GATEWAY:**
Tabled.
- 2.L. REVIEW OF CONDITIONAL USE PERMIT 99-12 TO ALLOW LIVE ENTERTAINMENT USES IN A NIGHTCLUB THAT IS PERMITTED DANCING AT 8730 SUNSET BOULEVARD (BARFLY) AND DEVELOPMENT PERMIT 99-40 FOR INTENSIFICATION OF USE:**
ACTION: Review and approve Conditional Use Permit 99-12 and Development Permit 99-40 and adopt Resolution No. 00-2393, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CONDITIONALLY APPROVING CONDITIONAL USE PERMIT 99-12 AND DEVELOPMENT PERMIT 99-40 ON AN APPLICATION BY TODD ELLIOTT, FOR ENTERTAINMENT, LLC, TO PERMIT AN EXISTING RESTAURANT (BARFLY) TO OPERATE AS A NIGHTCLUB WITH DANCING AND LIVE ENTERTAINMENT AT 8730 SUNSET BOULEVARD AND FOR THE RELATED INTENSIFICATION OF USE." **Approved as part of the Consent Calendar.**
- 2.M. CONFLICT OF INTEREST CODE 2000:**

ACTION: Direct the City Clerk to review the City's Conflict of Interest Code and submit a report to the City Council at its regular meeting of December 18, 2000, detailing any modifications to the Code. **Approved as part of the Consent Calendar.**

2.N. APPROVE CONTRACT WITH WALKER PARKING CONSULTANTS TO CONDUCT A PARKING DEMAND STUDY FOR A PROPOSED PARKING FACILITY ON SUNSET BOULEVARD:

ACTION: 1) Approve an agreement with Walker Parking Consultants in an amount not to exceed \$23,760, to complete the proposed parking demand study; and, 2) Authorize the City Manager to sign agreement. **Approved as part of the Consent Calendar.**

2.O. AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSALS (RFP) TO PROVIDE GENERAL PARKING CONSULTING AND DESIGN SERVICES TO THE PARKING DIVISION:

ACTION: Authorize staff to issue a Request for Proposals (RFP) for providing as-needed general consulting and design services relating to parking facilities planning, engineering and construction for the next three (3) years. **Approved as part of the Consent Calendar.**

2.P. NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM CONTRACTS:

ACTION: Recommend the City Council approve the Neighborhood Traffic Management Program related contracts: 1) Approve a contract with L.D. King for evaluation and engineering design for traffic calming devices for the Phyllis Avenue, Cynthia Avenue, and Larrabee Street residential areas in an amount not to exceed \$15,000 and authorizing the City Manager to sign; 2) Approve a contract with Richard Garland for evaluation and engineering design for traffic calming devices for designated priority residential areas in an amount not to exceed \$15,000 and authorizing the City Manager to sign; 3) Approve a contract with ESS to provide computer aided drafting training and maintenance in an amount not to exceed \$7,000 and authorizing the City Manager to sign; 4) Approve a contract with Delta Scientific to provide maintenance for the Hammond Street retractable bollards (part-time cul-de-sac) in an amount not to exceed \$7,000 and authorizing the City Manager to sign; 5) Approve a contract with City Traffic Counters to provide traffic volume and speed surveys for residential and arterial streets in an amount not to exceed \$7,000 and authorizing the City Manager to sign; 6) Approve a contract with TSI to provide traffic volume and speed surveys for residential and arterial streets in an amount not to exceed \$7,000 and authorizing the City Manager to sign; 7) Approve a contract with Accutek to provide traffic volume and speed surveys for residential and arterial streets in an amount not to exceed \$7,000 and authorizing the City Manager to sign; and, 8) Approve a contract with Sylvan Design to provide landscaping design for designated residential traffic calming

devices in an amount not to exceed \$13,000 and authorizing the City Manager to sign. **Approved as part of the Consent Calendar.**

2.Q. ESTABLISHMENT OF MONITORING PROCEDURES FOR RESIDENTIAL UNITS THAT ARE TAKEN OFF THE RENTAL MARKET BY USE OF THE ELLIS ACT, NON RENEWAL OF A SECTION EIGHT CONTRACT OR BECOMING OWNER OCCUPIED:

This Item was removed from New Business to the Consent Calendar.

ACTION: 1) Direct staff and the Rent Stabilization Commission to review our current procedures and regulations regarding the Ellis Act, Section 8 (Eight) and Owner Occupied Units when a landlord removes an apartment from the rental market; 2) Direct staff to report back with a plan to keep records and monitors Ellis'd, non renewed Section 8 (Eight) contract and owner occupied properties for compliance with our current housing codes; 3) Direct staff to make regulatory recommendations and report back to the City Council within ninety (90) days that will further protect tenants from non-compliant efforts to use the Ellis Act, non renewal of Section 8 (Eight) contracts and owner occupied units for eviction; and, 4) Direct staff to develop a public information program to educate landlords, realtors and tenants on their rights and obligations under the Ellis Act and other affordable housing program protections. **Approved as part of the Consent Calendar.**

RECESS TO A JOINT MEETING WITH THE CITY COUNCIL AND THE COMMUNITY DEVELOPMENT COMMISSION AT 8:15 PM. The minutes of this meeting are set out in full in the record of the Community Development Commission.

RECONVENE AS THE CITY COUNCIL AT 10:46 PM.

3. PUBLIC HEARINGS:

3.A. APPROVAL OF A RESOLUTION APPROVING A LETTER OF AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CITY OF CERRITOS, REGARDING THE EXCHANGE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE FISCAL YEAR 2000-2001:

Allyne Winderman, Interim Director of Rent Stabilization and Housing, provided background information as outlined in the staff report dated October 16, 2000.

Mayor Prang opened the Public Hearing and the following no persons addressed the City Council and Mayor Prang closed the Public Hearing.

ACTION: 1) Conduct the public hearing and receive public comment on the proposed exchange of CDBG Funds between the City of West

Hollywood and the City of Cerritos; 2) Adopt Resolution No. 00-2395, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A LETTER OF AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CITY OF CERRITOS REGARDING THE EXCHANGE OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE FISCAL YEAR 2000-2001;" 3) Authorize the Interim Director of Finance to increase expenditures in the Economic Development Division by \$754,800, appropriated from the unallocated reserves of the General Fund, and to increase revenues in the CDBG Fund by \$1,258,000. **Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.**

The City Council took a break at 9:47 PM.

The City Council reconvened at 10:04 PM.

3.B. APPEAL OF THE PLANNING COMMISSION'S APPROVAL OF A PROPOSAL TO DEMOLISH AN EXISTING BUILDING IN FRONT OF THE PACIFIC DESIGN CENTER (PDC) AND ALLOW THE PROPERTY TO BE USED, IN THE INTERIM, AS PART OF THE PLAZA FRONTING THE PDC ON MELROSE (DEMOLITION PERMIT 00-10; TEMPORARY USE PERMIT 00-12):

Hassan Haghani, Senior Planner, provided background information as outlined in the staff report dated October 16, 2000.

Mayor Prang opened the Public Hearing and the following persons addressed the City Council:

CRAIG RITCHIE, WEST HOLLYWOOD, Appellant Representing West Hollywood Tree Preservation Society, spoke in opposition to the removal of the trees portion of the Project.

CINDY STARRETT, Applicant Representing Pacific Design Center, spoke in support of the Project in creating a public plaza.

Councilmember Martin inquired on who planted the trees originally and if the trees could be salvaged.

BARBARA HANMAKER, WEST HOLLYWOOD, spoke in support of removing the ficus trees.

AUGUST VARGAS, LOS ANGELES, spoke in support of retaining the ficus trees.

JANET COLE, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

RALPH FEELEY, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

MARK WORSHING, LOS ANGELES, Sierra Club, spoke in support of retaining the ficus trees.

ANGEE BECKETT, WEST HOLLYWOOD, Director of the West Hollywood Tree Preservation Society, spoke in support of retaining the ficus trees and addressed the PDC statements on signs being stapled to the ficus trees.

OILVA BLACKSTONE, LOS ANGELES, spoke in support of retaining the ficus trees.

EFFIE REHVENI, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

STAN LOTH RIDGE, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

RICHARD KALEH, WEST HOLLYWOOD, spoke in support of removing the ficus trees.

MARTIN STRUDLER, WEST HOLLYWOOD, spoke in support of removing the ficus trees.

CLIFFORD EINSTEIN, LOS ANGELES, Tenant of the PDC, spoke in support of removing the ficus trees.

FERNANDO DIAZ, SHERMAN OAKS, Interior Designer, spoke in support of removing the ficus trees.

YASHA VARGA, WEST HOLLYWOOD, spoke in support of removing the ficus trees.

HILLARY SELVIN, LOS ANGELES, West Hollywood Chamber of Commerce, spoke in support of removing the ficus trees.

NEAL ZASLAVSKY, WEST HOLLYWOOD, spoke in support of removing the ficus trees.

STEVE SMITH, WEST HOLLYWOOD, spoke in support of removing the ficus trees.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in support of retaining the ficus trees.

BOB HANSEN, WEST HILLS, Arborist for the PDC, provided a rebuttal in support of removing the ficus trees.

Councilmember Martin spoke about the removal of the ficus in relationship to the demolition of the Hugo's building.

CRAIG RITCHIE, WEST HOLLYWOOD, Appellant Representing West Hollywood Tree Preservation Society, provided a rebuttal in support of retaining the ficus trees.

JAN SCOLLER, LOS ANGELES, Arborist for the West Hollywood Tree Preservation Society, provided a rebuttal in retaining the ficus trees.

No further speakers coming forward, Mayor Prang closed the Public Hearing.

Mayor Prang questioned Charles Cohen, President of the Pacific Design Center about the removal of trees and possible alternatives. He asked if the PDC would dedicate resources to replace some of the trees. President Cohen agreed to commit to \$8,000. Mayor Prang also spoke about reviewing the existing policies regarding trees and landscaping. He mentioned the possibility of a future tree task force to review policies concerning landscaping.

Councilmember Heilman spoke about approval of the demolition and the conditional use permit plaza area. Planning Manager Lisa Heep provided additional information on landscaping. Councilmember Heilman spoke about whether or not the trees could be preserved. He also spoke about the City doing a removal of trees and replacing it with another type of tree in one of the City's own projects. He spoke about suggestions on directing the PDC to come back in six (6) months with a landscape plan to include non-hardscape surfaces to be incorporated into the project.

Councilmember Martin spoke about tree replacement alternatives. He spoke about environmental concerns and how concrete is not pedestrian friendly.

Mayor Pro Tempore Koretz spoke in support of removing the ficus trees in this particular situation but does not support the concept of tree removal in general.

ACTION: Uphold the Planning Commission's decision and adopt Resolution No. 00-2396, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD UPHOLDING THE PLANNING COMMISSION'S DECISION TO CONDITIONALLY APPROVE DEMOLITION PERMIT 00-10 AND TEMPORARY USE PERMIT 00-12 FOR THE PROPERTY LOCATED AT 8661 MELROSE AVENUE (COMMONLY KNOWN AS HUGO'S PLATING), WEST HOLLYWOOD, CALIFORNIA." **Motion Councilmember Guarriello, seconded by Councilmember Heilman and carried on a Roll Call Vote.**

4. UNFINISHED BUSINESS:

4.A. PROGRESS REPORT ON THE LIBRARY VISIONING PROCESS:

Lloyd Long, Director of Human Services, provided background information as outlined in the staff report dated October 16, 2000.

NORMAN CHRAMOFF, WEST HOLLYWOOD, spoke in support of the Project.

CATHERINE HAHN, WEST HOLLYWOOD, spoke in support of the Project and the success of the recent book and bake sale.

Councilmember Heilman spoke about an Request For Proposal (RFP) for architectural services. He directed staff to return on the second meeting in November with that RFP. He spoke about continual delays on this Project and reminded staff that this is a high priority of the Council and the Community.

City Manager Arevalo spoke about the second meeting in November being a ceremonial meeting.

ACTION: 1) Receive and file; 2) Direct the City Manager to get RFP for architectural services on the agenda for the City Council Meeting of November 20, 2000; and, 3) Designate City staff assigned to this Project. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

4.B. SOCIAL SERVICES CONTRACT FOR VOCATIONAL SERVICE WITH WHEST, JEWISH VOCATIONAL SERVICES:

Items 4.B and 4.C. were considered at the same time and due to the late hour, no staff report was provided.

ANGELINA COOPER, PALACE VERDES ESTATES, spoke in support of WHEST.

CLINT TROUT, WEST HOLLYWOOD, staff member of AIDS Healthcare Foundation, spoke about concerns with the Condom Distribution Program.

GEA KENSLEA, WEST HOLLYWOOD, Community Relations Director for AIDS Healthcare Foundation, spoke about tabling the funding of the Gay and Lesbian Center. He spoke about concerns of the Condom Distribution Program.

Councilmember Heilman spoke about the City's Social Services Funding process and how it was recently approved.

JEFF BAILEY, LOS ANGELES, Director of Health Education at the Gay and Lesbian Center, spoke in support of the condom distribution program. He spoke in support of the staff recommendation to fund this program.

Mayor Prang spoke of concerns of the monitoring mechanism in the request for funding by the Gay and Lesbian Services Center.

Councilmember Heilman asked for a list of establishments that are not cooperating with the Condom Distribution Program.

GREG CARDONA, WEST HOLLYWOOD, Outreach Specialist, Gay and Lesbian Services Center, spoke in support of that organization.

Councilmember Martin spoke about the fiscal impact and previous social services funding.

Mayor Pro Tempore Koretz spoke about the condoms being part of an effort to promote safer sex.

Daphne Dennis, Social Services Administrator, provided an overview of the services that WHEST provides.

ACTION: 1) Tabled to the City Council Meeting of November 6, 2000; and, 2) Approve a one (1) month extension of the existing contract with Jewish Vocational Services' WHEST for job development, placement and outreach to local businesses. **Motion Councilmember Heilman, seconded by Councilmember Martin and carried noting NO Vote of Councilmember Guarriello.**

4.C. SOCIAL SERVICES CONTRACT WITH LOS ANGELES GAY & LESBIAN CENTER FOR HIV PREVENTION SERVICES:

This Item was heard at the same time as Item 4.B.

Tom West, Senior Social Services Specialist, provided background information as outlined in the staff report dated October 16, 2000.

ACTION: Approve a contract of \$70,000 with the Los Angeles Gay & Lesbian Center for condom distribution, a web site, and the WeHo Life Membership program as recommended by the Human Services Commission and staff. **Motion Councilmember Martin, seconded by Councilmember Guarriello and carried noting the NO Vote of Mayor Pro Tempore Koretz.**

4.D. ORDINANCE NO. 00-586 (2ND READING) PROHIBITING NON-EMERGENCY TRENCH CUTTING OF THE ROADWAY PAVEMENT ON SANTA MONICA BOULEVARD FOR A PERIOD OF FIVE YEARS:

Joan English, Director of Transportation and Public Works, provided background information as provided in the staff report dated October 16, 2000.

NEAL ZASLAVSKY, WEST HOLLYWOOD, Representing West Hollywood Chamber of Commerce, spoke in opposition of this Item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of this Item.

Councilmember Heilman spoke about driving along Wilshire Boulevard being a nightmare due to a utility company doing construction. He spoke in support of this Item.

ACTION: 1) Waive further reading and adopt Ordinance No. 00-586, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING NON-EMERGENCY TRENCH CUTTING OF THE ROADWAY PAVEMENT ON SANTA MONICA BOULEVARD FOR A PERIOD OF FIVE YEARS;" and, 2) Direct City Attorney to return in sixty (60) days with an Ordinance amendment stating the exemptions to the moratorium on a case-by-case basis. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and carried noting the NO Votes of Mayor Pro Tempore Koretz and Councilmember Martin.**

4.E. CHRISTOPHER STREET WEST, GAY & LESBIAN PRIDE PARADE AND FESTIVAL UPDATE:

This Item was heard out of order.

Dan Laray, Special Events Coordinator, provided background information as outlined in the staff report dated October 16, 2000.

MORRIS KIGHT, WEST HOLLYWOOD, spoke about the reorganization of Christopher Street West and the creation of a revitalization committee.

VANESSA ROMAIN, LONG BEACH, spoke in support of Christopher Street West.

MICHAEL YATES, LOS ANGELES, spoke in support of Christopher Street West and the recent reorganization.

Councilmember Martin about upcoming availability of books on the organization's financial stability.

ROB COLE, SAN FERNANDO, Member of Christopher Street West, spoke in support of Christopher Street West.

CAROL HASS, LONG BEACH, Member of Christopher Street West, spoke in support of Christopher Street West.

JAMES FIELDS, VALLEY VILLAGE, President of Christopher Street West, spoke in support of Christopher Street West.

DON BRUHNKE, WEST HOLLYWOOD, spoke in opposition of Christopher Street West.

IVY BOTTINI, WEST HOLLYWOOD, spoke in support of Christopher Street West.

JANE WARD, LOS ANGELES, spoke in support of Christopher Street West.

RODNEY SCOTT, WEST HOLLYWOOD, spoke in support of Christopher Street West.

Mayor Prang spoke about a need of an increased level of interaction between the Board and the staff of West Hollywood and the Visitors and Convention Bureau.

Councilmember Martin spoke about the need for Council intervention due to the poor organization and management of Christopher Street West in recent years. He stated that he sees this organization going through an historic rebirth.

Mayor Pro Tempore Koretz spoke about the organization improving and giving them another chance.

Councilmember Heilman spoke in opposition of Christopher Street West. He spoke about financial accountability problems and a lack of professionalism. He spoke about other gay and lesbian organizations that

are capable of organizing large events. He suggested to send the Festival out to bid. He spoke about the lack of representation of West Hollywood residents.

Mayor Prang spoke about public opinion changing to a negative perception in recent years and he agreed with Councilmember Heilman's comments. He spoke about the recent reorganization as a positive effort in increasing the credibility of the organization. He also spoke about the event being too expensive for low-income members of the Community and the organization conducting itself in a nonprofessional manner. He stated that the Parade has been uninteresting for a number of years and a great deal of commercialism has overwhelmed the event.

ACTION: The City Council is asked to endorse and approve the following actions with respect to CSW and the Pride Festival: 1) Endorse CSW running the 2001 Pride Festival and Parade; 2) Endorse the actions of CSW in installing a board which is more reflective of the Gay, Lesbian, Bisexual and Transgender Community at large; 3) Have the new Board report back to Council by January 1, 2001 with a developed mission statement, goals and objectives; 4) By January 1, 2001, identify specific changes to the Pride Festival; 5) Continue to serve the greater Southern California area through the Pride Festival, yet uniquely identify the Pride Festival's link with the City of West Hollywood; 6) Identify through an action plan, changes in the Pride Festival, which addresses the needs of all aspects of the Gay, Lesbian, Bisexual and Transgender Community; 7) Have the CSW Finance Committee prepare a report for Council review by December 8, 2000 which outlines revised accounting procedures, identifies target dates for reviews and audits, addresses the issue of the organization's community giving and support; 8) By January 1, 2001, submit to the Council an organizational chart, which delineates the committee(s) responsible for the Pride Festival and specifically the parade; 9) Address the qualitative aspects of the Festival through an update which outlines the goals of the parade, changes in the logistical components of the parade, a timeline for implementations in the parade along with the nature of the changes; and, 10) Clearly identify bottled water policy for the Festival to better serve the HIV/AIDS Community.
Motion Councilmember Martin, seconded by Councilmember Guarriello and carried on a Roll Call Vote noting the NO Vote of Councilmember Heilman.

- 4.F. DIRECT THE CITY ATTORNEY TO DRAFT AN ORDINANCE TO PROHIBIT SELF-SERVICE TOBACCO DISPLAYS IN RETAIL STORES:** Mayor Pro Tempore Koretz provided background information as outlined in the staff report dated October 16, 2000.

ROBERT DOMIN, SANTA MONICA, Volunteer for American Heart Association, spoke in support of this Item.

ESTHER SCHILLER, THOUSAND OAKS, Smoke free Air for Everyone, spoke in support of this Item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of this Item.

Councilmember Heilman spoke in opposition of some of the recommendations such as the ninety-(90) days for tobacco displays. He stated that he wanted alternatives provided within an adequate timeframe so that the businesses could comply.

RECOMMENDATION: 1) Direct the City Attorney to draft an ordinance within thirty (30) days to the City Council that would set up guidelines for enforcement of the prohibition to self service tobacco displays at retail stores to the extent permitted by law; 2) Direct the Public Safety Division, Public Information Office and Code Compliance to publicize and advise the ordinance to all appropriate businesses annually; 3) Retail stores that would need new construction or remodeling to comply will have up to six (6) months before the law takes effect and if retail stores need to purchase a display case for the tobacco products, then they will be given ninety (90) days from the date the law takes effect; 4) Code compliance shall enforce this law based on the ordinance based on complaints; and, 5) Direct staff to bring back options in terms of how long a business has to comply with the Ordinance. **Motion Councilmember Martin, seconded by Mayor Pro Tempore Koretz and carried unanimously.**

- 4.G. UPDATE ON PROPOSED TAX AMENDMENT MEASURE RELATING TO CHANGES TO THE BUSINESS LICENSE TAX ORDINANCE SLATED FOR THE MARCH 6, 2001 GENERAL MUNICIPAL ELECTION:**
Due to the late hour, no staff report was provided.

NEAL ZASLAVSKY, WEST HOLLYWOOD, West Hollywood Chamber of Commerce, spoke in opposition of this Item.

ROBERTA SPONSOR, GLENDALE, spoke in opposition of this Item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of this Item.

Councilmember Martin spoke about putting a parking tax like Los Angeles has on the ballot.

Mayor Pro Tempore Koretz spoke in opposition of the Business License Tax in general.

Councilmember Heilman mentioned that the City Attorney advised them against singling out the billboard companies and that it could be considered unconstitutional.

Mayor Prang spoke about upcoming capital improvement projects and spoke in support of a tax for billboards.

ACTION: 1) The tax measure will not be placed on the March 6, 2001 Ballot; 2) Direct staff to work on a plan to update the Business License Tax and to focus on entertainment industry including hotels, billboards, and parking lots (an Ordinance similar to what the City of Los Angeles has) for March 2003; and, 3) Meet with the local businesses and the Chamber of Commerce during the process to include their input. **Motion Councilmember Heilman, seconded by Mayor Pro Tempore Koretz and unanimously carried on a Roll Call Vote.**

4.H. REPORT ON PHOTO ENFORCEMENT PROGRAM AND REQUEST TO AUTHORIZE AN AMENDMENT TO THE AGREEMENT OF THE PHOTO ENFORCEMENT PROGRAM:

Tabled to the City Council Meeting of November 6, 2000.

4.I. DISCUSSION OF PROJECT LABOR AGREEMENTS:

This Item was heard out of order.

Paul Arevalo, City Manager, provided background as outlined in the staff report dated October 16, 2000.

LAURENCE ZAKSON, WEST HOLLYWOOD, spoke about in support of project labor agreements.

JIM ADAMS, LOS ANGELES, spoke in support of project labor agreements.

JIM HILFENHAUS, BURBANK, spoke in support of project labor agreements.

SERGIO RASCON, SAN FERNANDO, spoke in support of project labor agreements.

Mayor Prang spoke about if larger agencies are any other considering this that is as large as West Hollywood. Laurence Zakson stated Santa Ana School District and defined the standards for small and moderate sized projects. Mayor Prang also spoke about the Parsons Report that was included in the staff report.

Councilmember Martin spoke about projects being difficult in a city the size of West Hollywood and the \$250,000 is far too low a figure as a guideline.

Councilmember Heilman spoke about previous projects being built under the City's control and there haven't been problems such as strikes, etc. He also spoke about non-union contractors. Councilmember Heilman spoke in support of this item but only on projects of \$1,000,000 or more.

Councilmember Guarriello spoke in opposition of this Item.

Mayor Pro Tempore Koretz spoke in support of project labor agreements and spoke about the cost of doing project labor agreements.

ACTION: 1) Apply a \$2,000,000 threshold to all City projects; and, 2) Provide an analysis on a case-by-case basis. **Motion Mayor Pro Tempore Koretz, seconded by Mayor Prang and unanimously carried on a Roll Call Vote.**

5. NEW BUSINESS:

5.A. DISABILITIES ADVISORY BOARD APPOINTMENTS:

Due to the late hour, no staff report was provided.

ACTION: Appoint Dena E. Saur and Edward Ahern to the Disabilities Advisory Board for a term expiring May 31, 2001. **By Consensus of the City Council.**

5.B. PROPOSED RESOLUTION RELATIVE TO THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 6, 2001:

Tabled to the City Council Meeting of October 23, 2000.

5.C. ESTABLISHMENT OF MONITORING PROCEDURES FOR RESIDENTIAL UNITS THAT ARE TAKEN OFF THE RENTAL MARKET BY USE OF THE ELLIS ACT, NON RENEWAL OF A SECTION EIGHT CONTRACT OR BECOMING OWNER OCCUPIED:

Moved to the Consent Calendar as Item 2.Q. and approved.

5.D. HANDBILL DISTRIBUTION ON PRIVATE PROPERTY:

Tabled to the City Council Meeting of November 6, 2000.

5.E. GAY GAMES VII REQUEST FOR SUPPORT:

Curtis Brown, Jr., Recreation Services Administrator, provided background information as outlined in the staff report dated October 16, 2000.

SHAMEY CRAMER, LOS ANGELES, Member of a Gay Water Polo Team, spoke in support of this Item.

Councilmember Heilman inquired on why funding is coming from general fund and not from the budget of the West Hollywood Visitors and Conventions Bureau.

ACTION: 1) Allocate \$12,000 out of unallocated reserve for Fiscal year 2000-2001; 2) Allocate \$32,500 to be included in the Fiscal Year 2001-2002 budget revisions; 3) All funding would go towards hard costs, including office supplies, postage, and promotional costs including bid preparation, web design/graphics, and any costs related to rental of office space. The City will require that Los Angeles 2006, Inc. have all incorporation documents in place, including insurance and bookkeeping, before granting funds to them. In addition, all City funds should be contingent upon Los Angeles 2006, Inc. securing matching funds from other sources; 4) Provide Los Angeles 2006, Inc. with a letter in support of bringing the Gay Games to Los Angeles and serving as a host city to the games; 5) Direct staff to assist Los Angeles 2006, Inc. with obtaining office space during the bidding process from October through November, 2001; and, 6) Authorize the City Manager to enter into a contract with Los Angeles 2006, Inc. to help secure bringing the Gay Games VII to West Hollywood. **Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.**

EXCLUDED CONSENT CALENDAR:

2.G. CREATION OF EMERGENCY SERVICES SPECIALIST POSITION:

Paul Arevalo, City Manager, provided background information as outlined in the staff report dated October 16, 2000.

Councilmember Heilman asked for clarification if this was an additional position to the Public Safety Division. City Manager Arevalo stated that the vacant Administrative Staff Assistant would be eliminated and this position filled, if approved.

ACTION: 1) Adopt the new job specification for the Emergency Services Specialist; and, 2) Approve the salary range for the Emergency Services Specialist position at GE-EX-12 (\$47, 796 - \$57,846 annually).

Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.

PUBLIC COMMENT:

CATHERINE HAHN, WEST HOLLYWOOD, spoke in opposition of live entertainment at Barfly.

NEAL ZASLAVSKY, WEST HOLLYWOOD, spoke in opposition of business license tax.

6. **LEGISLATIVE:** None

COUNCILMEMBER COMMENTS:

Councilmember Guarriello spoke about the 11 PM statement on the Agenda.

Mayor Pro Tempore Koretz spoke about this being the latest meeting in ten (10) years.

ADJOURNMENT: The City Council adjourned at 2:10 AM in memory of Linda Chavez and the service people who died in the terrorist bombing aboard the USS Cole to a 6:00 PM Zoning Text Public Hearing on Monday, October 23, 2000. The next regular meeting will be November 6, 2000 beginning with a 6:00 PM Study Session regarding the Parks and Recreation Needs Assessment Report followed by their regular meeting, at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 6TH DAY OF NOVEMBER, 2000.



MAYOR

ATTEST:



VIVIAN LOVE, INTERIM CITY CLERK