

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MAY 15, 2000
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Prang called the Meeting to order at 7:14 P.M.

PLEDGE OF ALLEGIANCE: Neal Zaslavsky led the Pledge.

ROLL CALL:

PRESENT: Councilmembers Guarriello, Heilman, Martin, and Mayor Prang.

ABSENT: Mayor Pro Tempore Koretz.

ALSO PRESENT: City Attorney Jenkins, City Manager Arevalo, City Clerk Thompson and Administrative Staff Assistant Bursztin.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins reported that no Items were added and no reportable actions were taken.

APPROVAL OF AGENDA:

Staff requested Item 2.H. be tabled to June 5, 2000.

Councilmember Heilman pulled Items 2.P. and 2.V. for discussion under Excluded Consent Calendar.

Staff requested Item 5.A. transmittal of the Budget be moved to the Consent Calendar as Item 2.Y.

Staff requested Item 4.A. Mid-year Review Social Service Contracts be moved to the Consent Calendar as Item 2.Z.

The applicant withdrew the appeal to the City Council for Item 4.B. regarding the Creative Billboard at 8225 Sunset Boulevard.

Councilmember Heilman noted his NO vote on Item No. 1 of Item 2.X.

Councilmember Guarriello noted his NO votes on Item 2.R.

Council requested Item 3.D. be heard out-of-order immediately following the Consent Calendar.

ACTION: Approve the May 15, 2000 Agenda as amended. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

PRESENTATIONS:

Councilmember Heilman presented a proclamation for Historic Preservation Month for the Month of May.

Mayor Prang presented a proclamation for Peace Officer Memorial Month for the Month of May. He asked Ivy Bottini and John Lazar from the Lesbian and Gay Advisory Board to present Rainbow Keys to Dr. Lo Sprague and Rev. Dr. Gwyne Guibord. He also presented a commendation to Herb Schultz, an advocate for those Living with HIV. He also presented a check for \$2,500 to California Alliance Pride and Equity (C.A.P.E.)

Councilmember Martin presented a proclamation for Bike to Work Week beginning May 18, 2000. He also presented a commendation to International Performance Artist Karen Finley.

PUBLIC COMMENT:

GARY MILLIMAN, SAN DIMAS, Director of Southern California League of California Cities, spoke about membership of the League of California Cities.

STAN LOTH RIDGE, WEST HOLLYWOOD, spoke in opposition of Item 2.R.

JAMES FUHRMAN, WEST HOLLYWOOD, spoke about attendance of Councilmembers and about the pool still being closed for public use. He also spoke of the City Manager Arevalo's use of cellular phones and money being spend on the recent reorganization.

JEFFREY ROSENBERG, LOS ANGELES, spoke in support on Item 3.C.

MICHAEL KING, WEST HOLLYWOOD, spoke about problems such as a water break during the reconstruction of Santa Monica Boulevard. He also spoke of problems obtaining a guest parking permit from City Hall and the Sheriff's Department. He also spoke about an ongoing homeless problem in his neighborhood.

MARK MONGOMERY, LOS ANGELES, spoke about an article in the Los Angeles Times concerning the Cruising Ordinance.

ROHAN GAVIN, WEST HOLLYWOOD, spoke about a dumping problem on Larrabee Street from the Viper Room.

GAVIN REILY, WEST HOLLYWOOD, spoke about the lack of law enforcement on Sunset Boulevard.

JENNY WORMAN, WEST HOLLYWOOD, spoke about a recent murder on Sunset Boulevard and the lack of law enforcement on Sunset Boulevard.

JEROME CLEARY, WEST HOLLYWOOD, spoke about the recent murder on Sunset Boulevard and ongoing robberies throughout the City.

ALAN WEBER, WEST HOLLYWOOD, spoke in opposition of Item 2.V.

LAWRENCE ZAKSON, WEST HOLLYWOOD, spoke in opposition of Item 5.C.

CAROL ELLIS, LOS ANGELES, spoke in support of Item 2.Y.

COLTON ROBERT KENNEDY DUNN, WEST HOLLYWOOD, spoke regarding seeing eye dogs.

BARBARA HANMAKER, WEST HOLLYWOOD, spoke in opposition of Item 5.C.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello adjourn in memory of Elise Weisman a long-time West Hollywood resident who gifted the City property. He also spoke about upcoming Memorial Day Celebrations. He also mentioned that he saw several members of law enforcement on Sunset Boulevard on a recent Saturday night.

Councilmember Martin supported Councilmember Guarriello's adjournment in memory of Elise Weisman. He spoke about the recent problems on Sunset Boulevard and how the City Council is looking at long-term solutions. He also spoke of a man selling puppies and the traffic problems that prevented the Sheriff's from being able to respond within a reasonable period of time. He asked the City Manager to discuss the problems within the area of Viper Room.

Councilmember Heilman also spoke about the problems on Sunset Boulevard and law enforcement. He maintained his support of his recent NO vote on the Cruising Ordinance.

Mayor Prang thanked everyone who participated in the Victory in Europe Day event. He also spoke about de-commissioning the Hancock Fire Station. He also welcomed back Council Deputy Howard Jacobs. He also thanked everyone who inquired on the health of Interim Council Deputy Marcy Norton. He also spoke about the June 3 celebration on peace related toys. He spoke about complaints his office has received involving street sweeping. He expressed sympathy for the family of Elise Weisman.

CITY MANAGER'S REPORT: City Manager Arevalo reported on public safety activities that took place over the past weekend on Sunset Boulevard which involved a large number of police officers, 92 citations being issued and 12 arrests. He discussed increased public safety efforts over the next few months. He addressed public

speakers comments on a waterline break, which was not a result of the reconstruction of Santa Monica Boulevard. He responded to Councilmember Martin's request on the Viper Room and Larrabee Street and confirmed that efforts will be made to deal with the problems. He also responded to Mayor Prang's inquiry on street sweeping complaints received and how the street sweeper was damaged and being repaired. Director of Department of Transportation and Public Works Joan English confirmed that the pool would be open for public use at the end of May.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Thompson stated the fiscal impact on the Consent Calendar of May 15, 2000 as amended, is \$53,100 in expenditures and \$39,520 in potential revenues.

City Clerk Thompson stated that the Demand Register Item 2.E. contained expenditures relating to Item 2.V. and that approval of those expenditures would be contingent upon the approval of Item 2.V.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., I., J., K., L., M., N., O., Q., R., S., T., U., V., W., X., Y., and Z. Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, May 15, 2000 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 11, 2000.

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of the Joint Meeting of the City Council and the Planning Commission of April 24, 2000 and City Council Meeting of May 1, 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 Zoya Rises, Joan Norman, Mark LaBonge, Beverly Hills Premiere (2 claims), State Farm Insurance, John Zepeda, Patrick Lloyd Moffett, and Michael Moser and refer them to the City's Claims Adjuster for action. **Approved as part of the Consent Calendar.**

- 2.E. DEMAND REGISTER NO. 414, RESOLUTION NO. 00-2300:**
ACTION: Approve Demand Register No. 414 and adopt Resolution No. 00-2300, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 414." **Approved as part of the Consent Calendar.**
- 2.F. ORDINANCE NO. 00-570 (2nd Reading), ESTABLISHING TEMPORARY REGULATIONS FOR BUSINESS IDENTIFICATION BANNERS ALONG SANTA MONICA BOULEVARD DURING THE RECONSTRUCTION PROJECT:**
ACTION: Waive further reading and adopt Ordinance No. 00-570, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING TEMPORARY REGULATIONS FOR BUSINESS IDENTIFICATION BANNERS ALONG SANTA MONICA BOULEVARD DURING THE RECONSTRUCTION PROJECT." **Approved as part of the Consent Calendar.**
- 2.G. ORDINANCE NO. 00-571 (2nd Reading), TO ALLOW PASSENGER BUS AND LARGE VEHICLE PARKING BY CITY PERMIT:**
ACTION: Waive further reading and adopt Ordinance No. 00-571, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE III CHAPTER II SECTION 15.64.051 OF THE MUNICIPAL CODE TO ALLOW PASSENGER BUS AND LARGE VEHICLE PARKING BY CITY PERMIT." **Approved as part of the Consent Calendar.**
- 2.H. ORDINANCE NO. 00-572 (2nd Reading), SUNSET BOULEVARD NOISE AND TRAFFIC MITIGATION PLAN:**
ACTION: Tabled to the Regular Meeting of June 5, 2000.
- 2.I. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.J. REVISION TO ASSISTANT CITY CLERK JOB SPECIFICATION:**
ACTION: Adopt the amended classification specification for an Assistant City Clerk position at the existing salary range of ACE EX 12 (Supervisory Unit), \$46,452 - \$56,208 annually (\$3,871 - \$4,684 monthly). **Approved as part of the Consent Calendar.**
- 2.K. PROPOSED RESOLUTION DECLARING MAY AS HISTORIC PRESERVATION MONTH:**

ACTION: Adopt Resolution No. 00-2301, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING MAY AS HISTORIC PRESERVATION MONTH." **Approved as part of the Consent Calendar.**

2.L. AGREEMENT EXTENSION FOR TENNIS CONCESSION SERVICES:

ACTION: 1) Authorize staff to negotiate a time extension not to exceed three (3) years to the existing Agreement for Tennis Concession Services with Michael Carrier; and, 2) Direct staff to return to Council for approval of an amendment to the Agreement for Tennis Concession Services prior to June 30, 2000. **Approved as part of the Consent Calendar.**

2.M. PROPOSED RESOLUTION AUTHORIZING THE SUBMITTAL OF THE FUNDING REQUEST FORM TO THE RECYCLING DIVISION OF THE DEPARTMENT OF CONSERVATION:

ACTION: Adopt Resolution No. 00-2302, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE SUBMITTAL OF THE FUNDING REQUEST FORM TO THE RECYCLING DIVISION OF THE DEPARTMENT OF CONSERVATION." **Approved as part of the Consent Calendar.**

2.N. SUPPLEMENTAL PROFESSIONAL SERVICE CONTRACT WITH CONSOLIDATED WASTE INDUSTRIES, INC. TO PROVIDE EMERGENCY CLEAN-UP AND DISPOSAL SERVICES OF HAZARDOUS WASTE MATERIALS:

ACTION: Authorize the City Manager to enter into a supplemental professional services contract with Consolidated Waste Industries, Inc. in an amount not to exceed \$7,500 for emergency clean-up and disposal of hazardous waste materials for the City of West Hollywood. **Approved as part of the Consent Calendar.**

2.O. CHRISTOPHER STREET WEST GAY AND LESBIAN PRIDE PARADE AND FESTIVAL:

ACTION: Authorize the City Manager to sign the amended contract, which amends the following: a) Use of the Softball Field at West Hollywood Park to commence at 10:00 P.M. on Monday, June 5, 2000 instead of 10:00 P.M. on Tuesday, June 6, 2000; and, b) Closure of San Vicente Boulevard to commence at 8:00 P.M. on Thursday, June 8, 2000, instead of 10:00 P.M. Friday, June 9, 2000. **Approved as part of the Consent Calendar.**

2.P. APPLICATION FOR LOW POWER FM RADIO STATION LICENSE:

Removed from the Consent Calendar for separate discussion as Excluded Consent Calendar.

2.Q. PROPOSED RESOLUTION IN OPPOSITION TO EXTENDING AND EXPANDING THE CURRENT MORATORIUM COVERING INTERNET ACCESS FEES AND NEW TAXES, H.R. 4267 (HYDE) AND S. 2255 (MCCAIN):

ACTION: 1) Adopt Resolution No. 00-2303, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO EXTENDING AND EXPANDING THE CURRENT MORATORIUM COVERING INTERNET ACCESS FEES AND NEW TAXES, H.R. 4267 (HYDE) AND S. 2255 (MCCAIN); and, 2) Send signed copies of the resolution to Senator Barbara Boxer, Senator Dianne Feinstein, and Congressman Joel Waxman. **Approved as part of the Consent Calendar.**

2.R. PROPOSED RESOLUTION CALLING FOR AN END TO THE EMBARGO OF CUBA:

ACTION: 1) Adopt Resolution No. 00-2304, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING FOR AN END TO THE EMBARGO OF CUBA;" and, 2) Send a copy of this resolution to President Clinton. **Approved as part of the Consent Calendar noting the NO vote of Councilmember Guarriello.**

2.S. ENVIRONMENTAL LIVABILITY REPORT:

ACTION: 1) Direct the Environmental Programs Specialist to oversee coordination of an environmental livability report for annual presentation to the City Council in the month of April; and, 2) Direct all City Departments to annually supply information needed for the report. **Approved as part of the Consent Calendar.**

2.T. SUPPLEMENTAL PROFESSIONAL SERVICES CONTRACT WITH JOHN L. HUNTER AND ASSOCIATES:

ACTION: Authorize the City Manager to enter into a supplemental professional services contract with John L. Hunter and Associates, Inc. in an amount not to exceed \$30,000, to ensure compliance with the requirements of the National Pollution Discharge Elimination System permit for the City of West Hollywood. **Approved as part of the Consent Calendar.**

2.U. APPROVAL OF FEDERAL-AID MASTER AGREEMENT NO. 07-5440:

ACTION: 1) Adopt Resolution No. 00-2305, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING

FEDERAL-AID MASTER AGREEMENT NO. 07-5440;" 2) Authorize the City Manager to sign Federal-Aid Master Agreement No. 07-5440; and, 3) Instruct the City Clerk to submit two (2) copies of the signed Agreement and one (1) copy of the Resolution No. 00-2306, to Caltrans' Office of Local Programs. **Approved as part of the Consent Calendar.**

2.V. UPDATE ON THE CITY'S EFFORTS TO DEVELOP A "SISTER CITY" RELATIONSHIP WITH A COMMUNITY IN CUBA:

Removed from the Consent Calendar for separate discussion as Excluded Consent Calendar.

2.W. APPROVAL FOR FINAL PARCEL MAP NO. 24479 FOR THE CONDOMINIUM PROJECT LOCATED ON CURSON AVENUE:

ACTION: Pending Payment of Quimby Fees: 1) Approve Final Parcel Map No. 24479; 2) Make findings as follows: a) That this project will not violate any of the provisions of Sections 66527.1, 66474, 66474.1, and 55474.6 of the Subdivision Map Act; b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3, Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the government Code; and, 3) Instruct the City Clerk to endorse on the face of the map of Final Parcel Map No. 24479 the certificate which embodies the approval of said map. **Approved as part of the Consent Calendar.**

2.X. APPROVAL OF AN EMPLOYMENT AGREEMENT WITH PAUL AREVALO AS CITY MANAGER:

ACTION: 1) Adopt Resolution No. 00-2306, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING PAUL AREVALO AS CITY MANAGER;" 2) Approve the employment agreement effective, May 15, 2000; and 3) Authorize the Mayor to execute the agreement. **Approved as part of the Consent Calendar noting the NO vote of Councilmember Heilman on Recommendation No. 1.**

2.Y. PRESENTATION OF THE 2000-2002 TWO YEAR OPERATING BUDGET AND 2000-2005 CAPITAL WORK PLAN:

ACTION: 1) Receive the 2000-02 Preliminary Budget and Five-Year Capital Plan; and, 2) Defer discussion and action to the June 5, 2000 Council Meeting. **Listed as Item 5.A. on the Agenda and moved to the Consent Calendar. Approved as part of the Consent Calendar.**

2.Z. MID-YEAR REPORT ON SOCIAL SERVICES PROGRAMS:

ACTION: Receive and file. Listed as Item 4.A. on the Agenda and moved to the Consent Calendar. Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

(Item 3.D. was heard out-of-order.)

3.A. REVIEW THE CITY SOLID WASTE AND RECYCLABLE COLLECTION AND DISPOSAL SERVICE FEE FOR FISCAL YEAR 2000-01:

City Clerk Thompson stated a Notice of Public Hearing was published on April 26, 2000 and May 3, 2000 in the West Hollywood Independent.

City Clerk Thompson stated that no letters of protest were received by the City Clerk's Office, the City Council may make the finding that there is no majority protest by property owners within the assessment area.

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated May 15, 2000.

Councilmember Heilman noted a difference in numbers being verbally presented and the numbers stated in the staff report.

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

JEANNE DOBRIN, WEST HOLLYWOOD, spoke about the recycling message not getting out to the residents. She also spoke in support of the work of John Jakupcak and Katie McCormack of the City's Environmental Services Division.

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

Councilmember Heilman supported Jeanne Dobrin's comments.

ACTION: 1) Make a finding that there is no majority protest by property owners within the assessment area; and, 2) Order the Interim Director of Finance to place the City Solid Waste and/or Recyclable Collection and/or Disposal Service fee on the property tax bill for Fiscal Year 2000-01.

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

3.B. REVIEW THE CITY SEWER SERVICE CHARGE FOR FISCAL YEAR 2000-01:

City Clerk Thompson stated a Notice of Public Hearing was published on April 26, 2000 and May 3, 2000 in in the West Hollywood Independent.

City Clerk Thompson stated that no letters of protest were received by the City Clerk's Office, the City Council may make the finding that there is no majority protest by property owners within the assessment area.

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated May 15, 2000.

Mayor Prang commented on the current status of the sewer service charges.

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

DONALD DELUCCIO, WEST HOLLYWOOD, spoke in support of this Item.

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

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

ACTION: 1) Make a finding that there is no majority protest by property owners within the assessment area; and, 2) Order the Interim Director of Finance to place the City Sewer Service Charge on the property tax bill for Fiscal Year 2000-01. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

3.C. APPEAL OF PLANNING COMMISSION DECISION DENYING CONDITIONAL USE PERMIT 99-24 AND PARKING USE PERMIT 99-07:

City Clerk Thompson stated a Notice of Public Hearing was published on April 12, 2000 in the West Hollywood Independent.

Tim Foy, Senior Planner, provided background information as outlined in the staff report dated May 15, 2000.

Lisa Heep, Planning Manager and Ray Reynolds, Director of Community Development provided additional information.

Councilmember Heilman asked if an accusation was filed and Senior Planner Foy confirmed that it has not. He inquired on clarification on what is being presented in the staff report.

Councilmember Guarriello asked Captain Odenthal for additional information on the comparison of the various drinking establishments.

Captain Odenthal provided additional information on the ongoing problems with Hunters.

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

MARK LEHMAN, Representative for the Applicant, spoke in opposition of this Item and improvements made by the owner of the establishment.

Mayor Prang inquired on the corporate drug policy of the management of the establishment.

Councilmember Heilman asked if the representative would go to that establishment.

JEFFREY ROSENBERG, LOS ANGELES, spoke in opposition to Hunters Conditional Use Permit.

Councilmember Martin asked if he went to the establishment and how long did he know the owner of the establishment.

SUSAN COOPER, WEST HOLLYWOOD, spoke in opposition of this Item and in support of the outreach program.

Councilmember Heilman inquired on the speaker's street address, which was Fountain Avenue.

DAVID BROWN, LOS ANGELES, Owner of Hunters, spoke in opposition of this Item and efforts made to prevent the ongoing problems.

Councilmember Guarriello asked the speaker on what other businesses he owned and spoke of the number of citations issued at his establishment.

Councilmember Heilman asked the speaker for clarification on his testimony on calling the Sheriff's Department for assistance.

DICK ROOT, SAN DIEGO, spoke in opposition of this Item.

LEON MISMAS, WEST HOLLYWOOD, spoke in opposition of this Item.

RONALD KATSKY, WEST HOLLYWOOD, spoke in opposition of this Item.

FRED RUGGIERU, NORTH HOLLYWOOD, spoke in opposition of this Item.

Councilmember Heilman asked the speaker on clarification on prostitutes.

BARBARA HANMAKER, WEST HOLLYWOOD, spoke in support of this Item.

STEVE SMITH, WEST HOLLYWOOD, Planning Commissioner, spoke in support of this Item.

Councilmember Martin asked the Commissioner on the number of complaints received.

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

BENJAMIN AVERY, WEST HOLLYWOOD, spoke about his role as Manager in the establishment.

Councilmember Guarriello spoke about an incident that took place at this establishment.

Councilmember Martin spoke about an incident of a bartender being arrested. He asked the speaker if he ever called the Sheriff and if he was aware of undercover police work being conducted at this establishment.

IVY BOTTINI, WEST HOLLYWOOD, spoke in support of this Item.

SCOTT STONEBROOK, Investigator, Alcohol and Beverage Control (ABC), outlined the violations on file in and around this establishment.

Councilmember Martin asked the Investigator on clarification on the purchase of drugs, prostitution and various acts of lewd conduct.

ERIC HIRATA, Investigator, Alcohol and Beverage Control (ABC), outlined the violations on file in and around this establishment.

MARK LEHMAN, representative for the Applicant, spoke in opposition of this Item. He also stated that the ABC has never cited this establishment.

Councilmember Guarriello asked on clarification on the citations issued to this establishment.

Councilmember Martin asked for clarification on the terms "with prejudice" and "without prejudice." Senior Planner Foy provided the clarification.

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

Councilmember Guarriello expressed support of this Item.

Councilmember Heilman supported Councilmember Guarriello's support of this Item. He discussed his questioning of the speakers if they ever went to this bar. He discussed his questioning of the owner, David Brown, who stated that he calls the Sheriff's Department while not being aware of the ongoing problems. He spoke about the incidents listed in the staff report dated May 15, 2000 on Exhibit C.

Councilmember Martin expressed concerns on revoking the permit with prejudice. He stated that he wished he had testimony from neighbors who live in the immediate area. He spoke about the testimony of the ABC Officers.

Mayor Prang expressed his support of this Item and spoke of increased efforts on the part of the owner of the establishment.

ACTION: 1) Uphold the Planning Commission decision and deny the appeal and adopt Resolution No. 00-2307, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF DAVID BROWN AND UPHOLDING THE PLANNING COMMISSION DENIAL WITH PREJUDICE OF CONDITIONAL USE

PERMIT 99-24 FOR THE PROPERTY LOCATED AT 7509-11 SANTA MONICA BOULEVARD AND PARKING USE PERMIT 99-07 FOR THE PROPERTY LOCATED AT 7501 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” **Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.**

The City Council recessed at 9:50 P.M.

The City Council reconvened at 10:07 P.M.

3.D. CONTINUATION OF THE HEARING FOR THE ZONING TEXT AMENDMENT 99-02 (REVISED ZONING ORDINANCE):

City Clerk Thompson stated that a Notice of Continued Public Hearing was posted on Tuesday, May 2, 2000 and provided the City Council a memorandum of possible dates to hold meetings.

Liz Bar-El, Associate Planner, provided background information as outlined in the staff report dated May 15, 2000.

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

ACTION: Approve the schedule as Monday, June 26, 2000; Monday July 31, 2000; Monday September 11, 2000; and Monday, October 23, 2000 and continue the public hearing to Monday, June 26, 2000. **Motion Councilmember Martin, seconded by Councilmember Heilman and unanimously carried.**

3.E. PROPOSED RESOLUTION CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2000-01 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE:

City Clerk Thompson stated a Notice of Public Hearing was published on April 26, 2000 in the West Hollywood Independent.

Allyne Winderman, Economic Development and Housing Manager, provided background information as outlined in the staff report dated May 15, 2000.

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

ACTION: Adopt Resolution No. 00-2308, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2000-01 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE." **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

4. UNFINISHED BUSINESS:

4.A. MID-YEAR REPORT ON SOCIAL SERVICES PROGRAMS:
Moved to the Consent Calendar as Item 2.Z.

4.B. APPEAL OF PLANNING COMMISSION'S APPEAL OF CREATIVE BILLBOARD PERMIT (CBB) 2000-15 FOR THE PLACEMENT OF A CREATIVE BILLBOARD (A MILLER BEER BOTTLE) AT THE FORMER MARLBORO MAN SITE LOCATED AT 8225 SUNSET BOULEVARD:
ACTION: Withdrawn at the request of the Applicant.

4.C. RECOMMENDATIONS FROM THE WEST HOLLYWOOD COMMUNITY LIBRARY ADVISORY COMMITTEE:

Vivian Love, Director of Administrative Services, provided background information as outlined in the staff report dated May 15, 2000. She introduced Steve Finnegan and Linda Demmers from Arroyo Associates, Inc. who provided additional information and statistics.

SANDRA JACOBY KLEIN, WEST HOLLYWOOD, Member of the West Hollywood Library Advisory Committee, spoke in support of this Item and to continue the work of the West Hollywood Library Advisory Committee.

NORMAN CHRAMOFF, WEST HOLLYWOOD, Member of the West Hollywood Library Advisory Committee, spoke in support of this Item and thanked Vivian Love, Kathryn Reynolds and Arroyo Associates, Inc. for their work.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke about keeping the Library in West Hollywood Park.

CATHERINE HAHN, WEST HOLLYWOOD, Member of the West Hollywood Library Advisory Committee, spoke in support of this Item and the square footage mentioned in the Committee's recommendation.

Councilmember Martin questioned the speaker about the Community Room.

STEVE ROSE, WEST HOLLYWOOD, Member of the West Hollywood Library Advisory Committee, thanked Vivian Love for her work on the project and spoke in support of this Item.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of this Item. She spoke of the reference requests that the Library receives. She spoke of a single performance event in the Library that she attended.

Councilmember Heilman asked about the visioning process of the project. He stressed that public input is necessary but feels that the Council has a good idea of what that is. He asked staff to provide clarification on the visioning part of the project. Consultant Linda Demmers provided the clarification. He confirmed that the City is doing the construction and not the County.

Director of Administrative Services Love provided additional clarification to Councilmember Heilman. She stated that public meetings would be involved and that the Task Force would continue to work on the project.

Councilmember Guarriello spoke about the 25,000 square feet. He also discussed the County's involvement in which Vivian Love provided additional information.

Mayor Prang spoke about relationships with the County and the possibility of being part of a district. He also asked to add an additional recommendation concerning funding.

Councilmember Martin stated his support of the visioning process of the project. He stated that huge numbers of taxpayers are not utilizing this Library. He spoke of the City's efforts to bring the residents into the process.

City Manager Arevalo provided additional information.

ACTION: 1) Receive and file the Feasibility Report noting the following findings: a) Space Needs -- the 5,170 square foot library is inadequate,

not ADA compliant, and significantly below industry standards. To properly house the current collection and bring the building to code with no programmatic or space enhancements, the building needs to be in excess of 10,000 square feet; b) Financial Considerations –the Los Angeles County Library collects \$920,000 per year from West Hollywood residents to provide library services and expends approximately \$756,000. Through a special agreement between the County and the City, the remainder (\$164,000 per annum) goes into a special capital fund which, to date, has accumulated approximately \$707,000. Were we to leave the County, we would have strong legal arguments to take that fund with us, but there is no guarantee and it may be decided in the courts; c) County Affiliation – The decision to remain a part of the County system should depend upon the willingness and ability of the County to provide higher service levels at a larger facility. Based on services, financial and usage analysis, the decision to stay with the County is not clear-cut; 2) Receive and File Committee Square Footage Recommendation – The committee recommends a 25,000 to 32,000 square foot new Library; 3) Direct staff to begin negotiations with Los Angeles County for enhanced library service and building; 4) Amend Contract with Arroyo Associates – Amend the contract with Arroyo Associates to include a Community Visioning process including the preliminary space needs, in an amount not to exceed \$15,000, and authorize the City Manager to sign. This 90-day phase will include the discussion of potential collections, programs, and services in an expanded community process; 5) Establish a Design Review Sub-Committee – Direct Public Facilities Commission to form a Design Review Sub-Committee similar to the structure utilized for the Comprehensive Services Center; 6) Additional Staff Recommendation – Direct Community Development Department staff to evaluate and assess potential sites for the library based on compatibility with adjacent uses; accessibility and financial considerations with direction to staff to commence with a financing proposal. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

5. NEW BUSINESS:

5.A. PRESENTATION OF THE 2000-2002 TWO YEAR OPERATING BUDGET AND 2000-2005 CAPITAL WORK PLAN:

Moved to the Consent Calendar as Item 2.Y.

5.B. AUTHORIZATION TO CONTRACT WITH PARSONS ENGINEERING TO DEVELOP A TELECOMMUNICATIONS MASTER PLAN FOR THE CITY OF WEST HOLLYWOOD:

Helen Goss, Public Information and CATV Manager, provided background information as outlined in the staff report dated May 15, 2000. She introduced the project consultants, Thomas Marvaso and Wes Waltrip of Parson Infrastructure and Technology Group who provided additional information.

Councilmember Heilman asked for clarification on the technical terms such as the word "Sonic." Consultant Waltrip provided the clarification. He also asked for clarification on the City Hall telephone service. Public Information and CATV Manager Goss provided additional information. He presented the consultants various questions concerning the various phases of the telecommunications project. He stressed that the City's goal would be to offer this to all of the residents.

Councilmember Martin asked City Manager Arevalo to provide additional information. City Manager Arevalo stated all the information was presented in the staff report and he wanted to see the City take advantage of the high tech opportunities, especially since this type of industry is relocating to the City.

Mayor Prang stated his support of this Item.

Councilmember Guarriello discussed the above ground and under ground concepts.

ACTION: 1) Receive and file the Telecommunications Feasibility Study; 2) Authorize the City Manager to execute an agreement with Parsons Engineering to develop a Telecommunications Master Plan; and, 3) Authorize the Interim Finance Director to transfer \$151,455 from the undesignated reserve to an expenditure line in the PIO/CATV Division.
Motion Councilmember Martin, seconded by Mayor Prang and carried unanimously.

5.C. PROPOSED CAMPAIGN FINANCE REFORM TASK FORCE AND DEVELOPMENT OF A WORK PROGRAM:

Councilmember Martin provided background information as outlined in the staff report dated May 15, 2000.

Councilmember Heilman asked City Clerk Thompson on the status of the Task Force. City Clerk Thompson provided an update on the formation of the Task Force.

NEAL ZASLAVSKY, WEST HOLLYWOOD, spoke in opposition of this Item.

NORMAN CHRAMOFF, WEST HOLLYWOOD, spoke in opposition of this Item.

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

DONALD DELUCCIO, WEST HOLLYWOOD, spoke in support of this Item.

Councilmember Martin provided additional information and clarification.

Councilmember Heilman expressed disappointment that the Task Force has not been finalized but, understood that the City Clerk's Division has been short staff for an extended period of time. He stated support to some of the ideas such as dollar amounts etc. He also stated his concern about the legal standpoint. He spoke about blackout periods.

City Attorney Jenkins provided information on the legal aspects of the proposal but mentioned that the moratorium could be potentially a liability. He also spoke about blackout periods.

Mayor Prang spoke of the time periods of fundraising at the County and the City of Los Angeles. He stressed some concerns about a moratorium and the timeline with the upcoming elections.

ACTION: 1) Direct the City Clerk to continue to work with the proposed Task Force on an immediate basis and return to the City Council with a report in August, 2000. **Motion Councilmember Heilman, seconded by Councilmember Guarriello and unanimously carried.**

5.D. APPOINTMENT TO THE DISABILITIES ADVISORY BOARD:

City Clerk Thompson provided background information as outlined in the staff report dated May 15, 2000.

ACTION: Appoint Joel Ring to the Disabilities Advisory Board for a term expiring May 31, 2001. **By Consensus of the City Council.**

5.E. APPOINTMENTS AND REAPPOINTMENTS TO THE LESBIAN AND GAY ADVISORY BOARD:

City Clerk Thompson provided background information as outlined in the staff report dated May 15, 2000.

IVY BOTTINI, WEST HOLLYWOOD, spoke about the seriousness of appointments and re-appointments.

Mayor Prang suggested that the attendance records be included when they are appointing seats. He asked Council Deputies Fran Solomon and Howard Jacobs, who are staff liaisons, to provide additional information on vacating terms.

ACTION: Re-appoint the following man: John Lazar for term ending 05/31/02. Re-appoint the following women: Ivy Bottini and Karin Quimby for terms ending 05/31/02. Appoint the following men: Jerome Cleary and David Kovensky for terms ending 05/31/02. Appoint the following man: William Gordon for term ending 05/31/01. Table Women appointments to June 5, 2000. **By Consensus of the City Council.**

EXCLUDED CONSENT CALENDAR:

2.P. APPLICATION FOR LOW POWER FM RADIO STATION LICENSE:

Helen Goss, Public Information and CATV Manager, provided background information as outlined in the staff report dated May 15, 2000.

Councilmember Heilman stated his opposition to this Item.

Councilmember Martin stated that he thought he voted no previously on this Item. He stated his concerns over the use of staff time for this Item.

Mayor Prang stated that this is a good potential service and stated his support of the Item.

MOTION: Direct staff to file an application for a low power FM radio License. Failed on a Roll Call vote:

AYES: Councilmember Guarriello and Mayor Prang.
NOES: Councilmembers Heilman and Martin.
ABSENT: Mayor Pro Tempore Koretz.

2.V. UPDATE ON THE CITY'S EFFORTS TO DEVELOP A "SISTER CITY" RELATIONSHIP WITH A COMMUNITY IN CUBA:

Councilmember Martin provided background information as outlined in the staff report dated May 15, 2000.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke in opposition of this Item.

STAN LOTHERIDGE, WEST HOLLYWOOD, spoke in opposition of this Item.

NORMAN CHRAMOFF, WEST HOLLYWOOD, spoke in opposition of this Item.

DONALD DELUCCIO, WEST HOLLYWOOD, spoke in opposition of this Item.

THOMAS JONES, WEST HOLLYWOOD, spoke in support of this Item.

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

TOM PAVICH, WEST HOLLYWOOD, spoke in support of this Item.

Councilmember Guarriello stated his opposition to this Item. He also spoke about the Sister Cities Program.

Councilmember Heilman stated his support to this item. He also spoke about the Sister Cities Program being an exchange of people.

Councilmember Martin provided additional information on the expenditure of traveling to Cuba. He stated that he may go not necessary as a Councilmember if the Council objects.

Mayor Prang spoke about recent point-of-principle resolutions that involve Cuba. He spoke in opposition of this Item due to it requiring more time to be thought out.

MOTION: Deny the staff request to develop a "Sister City" relationship with a community in Cuba failed on a Roll Call vote:

AYES: Councilmember Guarriello and Mayor Prang.

NOES: Councilmembers Heilman and Martin.

ABSENT: Mayor Pro Tempore Koretz.

PUBLIC COMMENT:

JEANNE DOBRIN, WEST HOLLYWOOD, spoke about the success of the Holocaust Memorial in Plummer Park. She also thanked the City Staff for their work on the Memorial. She also spoke of a recent article/letter published by a fellow resident.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke in opposition of the location of the Veterans Memorial not the Memorial itself. She spoke about the opening of the Pool at West Hollywood Park and the days of operation.

BRIAN NACKDYMON, WEST HOLLYWOOD, owner of the Bel Air Car Wash, spoke about the schedule of the La Brea Gateway. He also spoke about the funding of the La Brea Gateway. He spoke of errors in the EIR report on the project.

KATHARINE TILENI, WEST HOLLYWOOD, spoke about problems on the Sunset Strip.

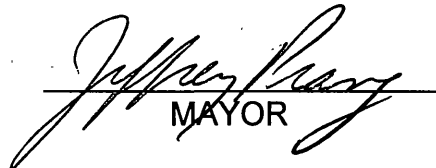
CATHERINE HAHN, WEST HOLLYWOOD, spoke about the ongoing problems on Sunset Boulevard and spoke in support of the Cruising Ordinance.

6. **LEGISLATIVE:** None.

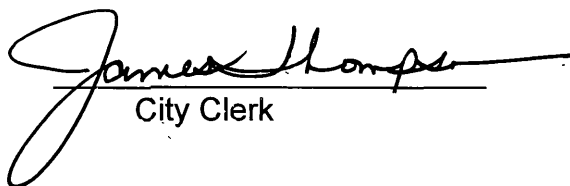
COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned in the memory of Elise Weisman at 12:35 A.M. to their next regular meeting on Monday, June 5, 2000 at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 5TH DAY OF JUNE, 2000.


MAYOR

ATTEST:


City Clerk