

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, MARCH 20, 2000  
WEST HOLLYWOOD PARK**

**CALL TO ORDER:** Mayor Heilman called the meeting at 7:03 P.M. and stated that Presentations were delayed to the Closed Session running overtime.

**PLEDGE OF ALLEGIANCE:** Sabato Fiorello led the Pledge.

**ROLL CALL:**

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

**ABSENT:** None.

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

**REPORT OF CLOSED SESSION AGENDA:** City Attorney Jenkins reported that the City Council added three items to the Closed Session Agenda by a unanimous vote: two items of Negotiations with Real Estate, under G.C. Section 54956.8, at 8759 Santa Monica Boulevard and 8388 Santa Monica Boulevard; and, one matter of Pending Litigation, under G.C. Section 54956.9(a), of the Gun Manufacturers v. City of Los Angeles, Inglewood and West Hollywood. He reported that there were no reportable actions.

**APPROVAL OF AGENDA:**

Mayor Heilman announced that a revised resolution was prepared and distributed for Item 2.Q.

Mayor Heilman asked that Item 2.K. remain on the Consent Calendar but directed staff to return in thirty (30) days with a schedule of activities.

Staff requested Item 5.D. be heard out-of-order prior to Unfinished Business Items.

Mayor Pro Tempore Prang noted his NO vote on Item 2.P.

Councilmember Martin asked that an Urgency Item be added to the Agenda and be added to the Consent Calendar as Item 2.R., "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING PARAMOUNT STUDIOS' DECISION TO GIVE DR. LAURA SCHLESSINGER A FORUM TO PERPERTUATE HER HATRED TOWARDS GAYS AND LESBIANS."

**ACTION:** 1) Make the finding that the Item came to the attention to the City after the posting of the Agenda and there is an immediate need to take action on the Item; and 2) Add Urgency Item 2.R. to the Agenda. **Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.**

Councilmember Martin asked that another Urgency Item be added to the Agenda regarding merit pay for LAUSD teachers and administrators. By consensus the City Council directed the City Clerk to ensure the Item would be placed on the Agenda for April 3, 2000 City Council meeting.

**ACTION:** Approve the March 20, 2000 Agenda as amended. **Motion Councilmember Guarriello, seconded by Councilmember Koretz and unanimously carried.**

**PRESENTATIONS:**

Mayor Pro Tempore Prang introduced the new Municipal Judge Richard Stone and presented an accommodation.

Mayor Heilman presented an accommodation to Intern Alicia Rhymes for her work on the Women In Leadership Network Program. He also introduced the Public Safety Division and presented a proclamation announcing Earthquake Preparedness Month. Public Safety Coordinator Rich Ryan explained the details of Earthquake Preparedness and introduced Carl Cronin, Brad Sullivan and Kristin Petersen.

**PUBLIC COMMENT:**

RICHARD ANDERSON, WEST HOLLYWOOD, spoke on Item 5.D.

PAUL DE ANGELIS, WEST HOLLYWOOD, provided an update on Rock, Paper Scissors in his neighborhood.

JOHN PAUL DRAYER, WEST HOLLYWOOD, congratulated Councilmember Guarriello in reducing Sanitation Fees and announced the next Kings Road Park Area Meeting. He also spoke about trash pick-up trucks making noise in early morning hours.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke about the recent elections.

RICHARD SETTLE, LOS ANGELES, congratulated Councilmember Koretz on his recent State Assembly victory and spoke about the West Hollywood Veterans Memorial Project.

JEROME CLEARY, WEST HOLLYWOOD, spoke about traffic lights on Horn Avenue.

SYBIL ZADEN, WEST HOLLYWOOD, spoke about traffic lights on Horn Avenue.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke about Municipal Judge Richard Stone and the cost of the Veteran's Memorial.

HENRY LO, WEST HOLLYWOOD, from Assemblywoman Gloria Romeros Office, spoke in support of Item 2.O.

**COUNCILMEMBER COMMENTS:**

Mayor Heilman asked the meeting to be adjourned in the memory of Paul Marshal and City employee Jill Benner. He introduced Valerie Brockbank as the new Executive

Director of the Avenues of Art and Design. He also spoke about the Horn traffic light situation and thanked Councilmember Guarriello for his work in reducing sanitation rates.

Mayor Pro Tempore Prang asked the meeting to be adjourned in the memory of Donald Ryer. He also thanked everyone for their concern of Council Deputy Howard Jacobs. He also congratulated Councilmember Koretz on his success in the State Assembly. He mentioned the Hollywood Stock Exchange and that a neighborhood meeting was held with poor attendance. He asked the Interim City Manager to review and improve the noticing to neighbors on the Academy Award Event. He thanked everyone for voted for him on the Democratic Committee.

Councilmember Martin spoke about the recent Census Form and reminded Gays and Lesbians to mark Unmarried Partner for those in committed relationships. He asked Department of Transportation and Public Works Director Joan English to deal with the traffic light situation on Horn Avenue. He reminded the community that tomorrow night there will be a demonstration against Dr. Laura Schlessinger at Paramount Studios.

Councilmember Guarriello commented on Earth Preparedness Month.

Councilmember Koretz thanked all the voters in West Hollywood for his success in the State Assembly.

**CITY MANAGER'S REPORT:** Interim City Manager Arevalo reported on the various March 26<sup>th</sup> Academy Awards Events including the House of Blues Event. He also spoke about event attendance numbers and parking efforts to accommodate the attendees. He also talked about improved noticing with regards to the neighborhood meetings. He also spoke about the Insurance Investigation taking place on Fountain Avenue and Fuller Avenue with the reenactment of a civil case. He spoke about lost telephone service due to the Department of Beverly Hills Power and Water accident. He provided a brief report on closure of Santa Monica Boulevard between Doheny Drive and La Cienega Boulevard due to a bomb threat and the subsequent response.

Councilmember Guarriello inquired if the nightclub – The Factory was hosting an Academy Award Event.

Mayor Heilman thanked the Captain of the West Hollywood Sheriff's Station and the Public Safety Division for their response to the bomb threat.

**FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk Thompson stated the fiscal impact on the Consent Calendar of March 20, 2000, is \$50,400 in expenditures as amended.

**2. CONSENT CALENDAR:**

**ACTION: Approve Items 2.A., B., C., D., E., F., G., H., I., J., K., L., M., N., O., P., Q., and Urgency Item 2.R. Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously amended.**

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

The agenda for the meeting of Monday, March 20, 2000 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, March 16, 2000.

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

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

**ACTION:** Approve the minutes of March 6, 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 Laurie Henriquez, Maya Hostettler, Raisa Kardanov, Richard D. Redding, Robb Shelton, Priscilla Lee Taylor, Edith Wanamaker, and William Wannamaker and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

**2.E. DEMAND REGISTER NO. 410, RESOLUTION NO. 00-2257:**

**ACTION:** Approve Demand Register No. 410 and adopt Resolution No. 00-2257, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 410." **Approved as part of the Consent Calendar.**

**2.F. LEGISLATIVE TRACKING:**

**ACTION:** Receive and file quarterly status updates of Bills as represented by the Attachments to this Council item. **Approved as part of the Consent Calendar.**

**2.G. ORDINANCE NO. 00-565 (2nd Reading), AMENDMENT REGARDING SOLID WASTE AND RECYCLABLE MATERIAL COLLECTION (THE SOLID WASTE ORDINANCE):**

**ACTION:** Waive further reading and adopt Ordinance No. 00-565, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER VII OF ARTICLE 5 OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING SOLID WASTE AND RECYCLABLES COLLECTION SERVICES." **Approved as part of the Consent Calendar.**

**2.H. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

**ACTION:** Receive and file Action Reports from the Public Facilities Commission Meetings on January 12, 2000 and February 9, 2000. **Approved as part of the Consent Calendar.**

**2.I. A PROPOSED RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF GOVERNOR DAVIS' OMNIBUS HATE CRIMES ACT:**

**ACTION:** Adopt Resolution No. 00-2258, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF GOVERNOR DAVIS' OMNIBUS HATE CRIMES ACT." **Approved as part of the Consent Calendar.**

**2.J. PROFESSIONAL AGREEMENT FOR AUDIT SERVICES WITH THE ACCOUNTING FIRM OF LANCE, SOLL & LUNGHARD:**

**ACTION:** Approve an agreement with Lance, Soll & Lunghard for professional audit services for FY 99-00 through 2001-02 as outlined in Exhibit A and authorize the Interim City Manager to sign. **Approved as part of the Consent Calendar.**

**2.K. ANIMAL CARE AND CONTROL SERVICES UPDATE:**

**ACTION:** 1) Receive and file the Animal Care and Control Services Update and, 2) Direct staff to return with a schedule of activities within thirty (30) days. **Approved as part of the Consent Calendar AS AMENDED.**

**2.L. GETTY GRANT FOR THE FORMULATION OF AN ADAPTIVE REUSE STUDY FOR THE HISTORIC BUILDING AT 1343 LAUREL AVENUE:**

**ACTION:** 1) Authorize Interim City Manager to sign grant application prior to submission and to sign grant award contract; and, 2) Authorize the Interim Director of Finance to increase appropriate revenue and expenditure accounts by the amount of grant if awarded. **Approved as part of the Consent Calendar.**

**2.M. EXTENSION OF AN URGENCY ORDINANCE ESTABLISHING INTERIM REGULATIONS ON HOME BUSINESSES PENDING REVISION OF THE ZONING ORDINANCE:**

**ACTION:** Receive the report and direct staff to schedule a public hearing on the agenda of the April 3, 2000, Council meeting. **Approved as part of the Consent Calendar.**

**2.N. OFFICE OF JUSTICE ASSISTANCE AND DELINQUENCY PREVENTION JUVENILE ACCOUNTABILITY BLOCK GRANTS PROGRAM:**

**ACTION:** 1) Accept the appropriation from the Office of Criminal Justice Planning (OCJP) Juvenile Accountability Incentive Block Grants program in the amount of \$24,290; 2) Authorize the release of said funds to the Los Angeles County District Attorney's Office for use in prosecuting

juvenile crimes of a serious nature that occur in and around West Hollywood; and, 3) Adopt Resolution No. 00-2259, "A RESOLUTION OF THE CITY COUNCIL CITY OF WEST HOLLYWOOD AUTHORIZING THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANT TO BE EXPENDED BY THE COUNTY OF LOS ANGELES FOR THE PURPOSE OF PROSECUTING JUVENILE CRIMES OF A SERIOUS NATURE THAT OCCUR IN AND AROUND WEST HOLLYWOOD." **Approved as part of the Consent Calendar.**

**2.O. PROPOSED RESOLUTION IN SUPPORT OF MAKING THE PLANTING OF EVIDENCE BY POLICE OFFICERS A FELONY (AB 1993):**

**ACTION:** 1) Adopt Resolution No. 00-2260, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF MAKING THE PLANTING OF EVIDENCE BY POLICE OFFICERS A FELONY (AB 1993)"; and, 2) Forward a copy of this resolution to Assembly Member Gloria Romero, Los Angeles Chief of Police Bernard Parks and to West Hollywood Sheriff's Station Captain Richard Odenthal. **Approved as part of the Consent Calendar.**

**2.P. CUP 99-12 – CONDITIONAL USE PERMIT TO CONVERT AN EXISTING RESTAURANT INTO A NIGHTCLUB AT 8730 SUNSET BOULEVARD (BARFLY) DEVELOPMENT PERMIT 99-40 – INTENSIFICATION OF USE:**

**ACTION:** Approve Conditional Use Permit 99-12 and Development Permit 99-40 and adopt Resolution No. 00-2261: "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 EATENTAINMENT, LLC, TO PERMIT A SUPPER CLUB TYPE NIGHCLUB AT AN EXISTING RESTAURANT AT 8730 SUNSET BOULEVARD (BARFLY) AND FOR THE RELATED INTENSIFICATION OF USE." **Approved as part of the Consent Calendar noting the NO vote of Mayor Pro Tempore Prang.**

**2.Q. RESOLUTION IN SUPPORT OF AB 2000 (Villaraigosa), ESTABLISHING THE CALIFORNIA COMMISSION ON HUMAN RELATIONS:**

**ACTION:** 1) Adopt Resolution No. 00-2262, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 2000 (Villaraigosa), ESTABLISHING THE CALIFORNIA COMMISSION ON HUMAN RELATIONS"; and, 2) Send signed copies of the resolution to Assemblymember Antonio Villaraigosa and co-authors of the bill. **Approved as part of the Consent Calendar.**

**2.R. URGENCY ITEM. PROPOSED RESOLUTION OPPOSING PARAMOUNT STUDIOS' DECISION TO GIVE DR. LAURA**

**SCHLESSINGER A FORUM TO PERPETUATE HER HATRED TOWARD GAYS AND LESBIANS.**

**ACTION:** 1) Adopt Resolution No. 00-2263, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING PARAMOUNT STUDIOS' DECISION TO GIVE DR. LAURA SCHLESSINGER A FORUM TO PERPETUATE HER HATRED TOWARD GAYS AND LESBIANS;" and, 2) Forward a copy of this resolution to Mr. Kerry McCluggage, Chair of the Television Division for Paramount Studios. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:** None.

Item 5.D. was heard out-of-order at this time.

**5.D. DIRECT CITY STAFF TO CONDUCT A FEASIBILITY STUDY CONCERNING WITHDRAWING FROM FIRE DISTRICT:**

Mayor Heilman provided background information as outlined in the staff report dated March 20, 2000.

Councilmember Guarriello spoke about this Item and asked the Interim City Manager to address their concerns.

Interim City Manager Arevalo addressed Councilmember Guarriello's concerns and provided additional information. He spoke about the relationship in the past with the County and recent frustrations.

P. MICHAEL FREEMAN, LOS ANGELES, County Fire Chief, introduced the Acting Assistant Fire Chief Mike Dryer, and spoke about the new Fire Station No. 7. He also introduced Maria Chun Racio. He discussed several misconceptions and provided history of the service period of the County and the City of West Hollywood. He spoke in opposition of this Item and asked the study be delayed for ninety (90) days. He also addressed the high cost luxury appliances that were specified in recent articles. He confirmed that a hook and ladder would not be at the new station but was at Fire Station No. 8.

Mayor Heilman asked the Chief about the legal dispute with the Contractor of which the Chief clarified that there is no legal dispute. He also welcomed the Interim Assistant Fire Chief Mike Dryer. He also asked why the articles in the media stated that the City made the luxury appliance decisions.

Councilmember Guarriello spoke about complaints from residents and asked when would the Fire Station be operating.

Mayor Pro Tempore Prang spoke about interior specifications and recent articles and clarified that these specifications were the decision of the Fire Department and not the City.

Councilmember Martin inquired as to why the new station does not have a hook and ladder.

JOHN PAUL DREYER, WEST HOLLYWOOD, spoke about the delay of the opening of the new fire station.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on the responsibility of the delay should be on the Board of Supervisors and expressed support to the good service of the Los Angeles County Fire Department.

BRAD SULLIVAN, WEST HOLLYWOOD, spoke about being a member of the Committee for the new station and was told that there would be a hook and ladder.

Councilmember Koretz commented about the years of successful service with the Fire Department but noted the construction process was terrible for the new fire station. He spoke about specific construction problems including curves, location of interior elevators, lack of space for desks, etc. He does not feel the City should eliminate their service but should work out the recent problems. He felt that the previous City Manager should have had a better grasp on the project. He felt the bidding process was inadequate. He stated that the Fire Department failed in this project but has provided outstanding service over the years.

Councilmember Martin asked how does this inspire any confidence in the Fire Department. He also agreed with Mayor Heilman's comments on levels of service currently received by the Fire Department and other options should be explored on behalf of the Community. He reminded everyone that this process started a long time with high levels of expectations and as a result of the difficulties with the County, the thought of exploring options developed. He detailed the history of the construction of the new fire station including the financial commitment and the subsequent disappointments. He stated that he supports this Item.

Mayor Heilman stated he was willing to meet with the Supervisor and reach resolution however, he does not know what other efforts could be done to get the County Supervisors attention. He feels that this issue is more important and goes beyond the Fire Station but analyzing if they are getting the best service for the best cost. He stressed that he felt that the Firefighters are doing an excellent job and the same service could be obtained from Beverly Hills or by starting our own district. He stated that the Council owed this to the community to explore the other options. He



stated that other Cities have enhanced services when they start their own district such as blood pressure screening, etc.

Councilmember Guarriello supports this Item.

**ACTION:** Authorize the Interim City Manager to conduct the feasibility study and report back to the City Council with the findings. **Motion Councilmember Guarriello, seconded by Mayor Pro Tempore Prang and carried noting the NO vote of Councilmember Koretz.**

#### 4. UNFINISHED BUSINESS:

##### 4.A. REPORT ON LEGAL ISSUES AND FISCAL IMPACT OF AN INITIATIVE PETITION FILED BY GERARD KENSLEA REGARDING MANDATORY CONDOM DISTRIBUTION:

City Clerk Thompson, provided background information as outlined in the staff report dated March 20, 2000.

GEA KENSLER, WEST HOLLYWOOD, clarified a recent point made in an article and spoke in support of this Item. He also thanked City Clerk Thompson, Assistant City Clerk Bell and the Division staff for their professionalism.

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

Councilmember Koretz suggested this to be put on the November ballot.

Mayor Heilman provided additional comments on the date of the election for this Item and did not support the November date.

**MOTION:** 1) Receive and file the reports on legal issues and fiscal impact of an Initiative Petition filed by Gerard Kenslea; and, 2) Order the City Clerk to prepare the necessary resolutions and other matters as required by law to place a City Council generated measure on the November 7, 2000 ballot and request a consolidated special election with the County of Los Angeles. **Motion Councilmember Koretz, seconded by Mayor Pro Tempore Prang and FAILED on a Roll Call vote:**

**AYES:** Councilmember Koretz and Mayor Pro Tempore Prang.

**NOES:** Councilmember Guarriello and Mayor Heilman.

**ABSENT:** Councilmember Martin.

**ACTION:** 1) Receive and file the reports on legal issues and fiscal impact of an Initiative Petition filed by Gerard Kenslea; and, 2) Order the City Clerk to prepare the necessary resolutions and other matters as required by law to place the petitioned ordinance on the March 6, 2001 Regular

Municipal Election. Motion Mayor Heilman, seconded by Councilmember Guarriello and unanimously carried on a Roll Call vote.

**5. NEW BUSINESS:**

**5.A. DIRECT THE CITY ATTORNEY TO RESEARCH AND DRAFT AN ORDINANCE REGULATING THE MAINTENANCE OF TREES ON PRIVATE PROPERTY IF THEY POSE A RISK TO PUBLIC HEALTH AND SAFETY:**

Mayor Pro Tempore Prang provided background information as outlined in the staff report dated March 20, 2000.

Councilmember Martin inquired about the City's authority in trimming trees and removal of dead trees. City Attorney Jenkins confirmed that the City does have the authority if it proposes a danger to safety. He stated that he did not want to get involved in neighbor-to-neighbor issues.

Councilmember Guarriello asked at whose expense would it be to trim these trees. City Attorney Jenkins stated it would be at the property owner's expense.

Mayor Heilman stated there are property owners who do not maintain their properties. He asked if the Community Development could report what authority we currently have and what gaps exist.

Mayor Pro Tempore Prang provided additional information on vermin infestation. He asked to table this item.

**ACTION:** Table Item and direct staff to provide clarification on our abilities under our current ordinance; the gaps with the current ordinance and enforcement areas that need to be addressed. **By consensus of the City Council.**

**5.B. A PROPOSED RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD TO BACK THE BOND THAT WAS NOT REQUIRED OF THE WEST HOLLYWOOD ATHLETIC CLUB:**

**ACTION:** Table Item without discussion. Motion Councilmember Koretz, seconded by Mayor Pro Tempore Prang and carried noting the NO vote of Councilmember Martin.

**5.C. BUSINESS LICENSE RENEWAL PROGRAM:**

Wade Davenport, Interim Code Compliance Manager, provided background information as outlined in the staff report dated March 20, 2000.

Interim City Manager Arevalo provided additional information on the extension of the amnesty period mentioned in the staff report.

Mayor Heilman directed Interim City Manager Arevalo and City Attorney Jenkins to further investigate this topic.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of this item and she supported the amnesty period if this was the last time it was offered.

**ACTION:** 1) Direct staff to create a Business License Renewal program whereby all businesses seeking to renew a previously issued business license may be considered as a regular renewal so long as the business operations or operators have not changed since the initial application, proof that all required outside agencies have inspected and approved the site within the last twelve months, and the application is submitted to the City for review on or before June 30, 2000; and, 2) Direct the Interim City Manager to work with the City Attorney on the Amnesty Program. **Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.**

**5.D. DIRECT CITY STAFF TO CONDUCT A FEASIBILITY STUDY CONCERNING WITHDRAWING FROM FIRE DISTRICT:**

This Item was heard out-of-order prior Unfinished Business.

**5.E. DIRECTION TO STAFF TO INVESTIGATE POTENTIAL PUBLIC SAFETY THREAT CAUSED TO AIR QUALITY BY THE INTRODUCTION OF AMMONIA-BASED TECHNOLOGY AT THE OIL WELL AT BEVERLY HILLS HIGH SCHOOL:**

Mayor Pro Tempore Prang provided background information as outlined in the staff report dated March 20, 2000.

Councilmember Koretz provided additional information including his concern for the residents of West Hollywood, Los Angeles and Beverly Hills. He stated he is looking for an objective point of view.

Councilmember Guarriello inquired if the two Councilmembers have ever met with Beverly Hills to discuss this issue. He asked one of the student public speakers if he asked those in charge of the school if the air was clean.

Councilmember Martin spoke about his concern of our Staff not having the capabilities to meet with the Beverly Hills people and if a possible consultant may be appropriate otherwise this is mindless grandstanding.

MICHAEL THANG, BEVERLY HILLS, Student from Beverly Hills High School, spoke in support of this Item. He also answered Councilmember Guarriello's question on if he asked those in charge if the air was clean.

WILLIAM GRUB, BEVERLY HILLS, Student from Beverly Hills High School, spoke in support of this Item. He also spoke of confronting those in charge about the status of the quality of the air.

HUNTER CHIN, BEVERLY HILLS, Student from Beverly Hills High School, spoke in support of this Item.

RICHARD SCHERER, LOS ANGELES, Project Manager for at Beverly Hills High School, spoke in detail about the environmental impact of the situation. He also spoke in opposition of this Item.

BJ ATKINS, VALENCIA, Environmental Consultant, spoke about safety issues and the purpose of the technology. He also spoke in opposition of this Item.

Mayor Heilman asked if the amount of ammonia used is less than that of a bathroom recently cleaned with ammonia. He would welcome the request for additional information on environmental impact and thanked the students for speaking. He stressed there might be concerns that they shouldn't be worried about.

Mayor Pro Tempore Prang provided additional information on the purpose of this Item. He spoke of lowering standards for use of ammonia that may be forthcoming.

Councilmember Guarriello asked for further clarification.

**MOTION:** Table Item without discussion. **Motion Councilmember Martin, seconded by Councilmember Guarriello failed:**

**AYES: Councilmembers Martin and Guarriello.**

**NOES: Councilmember Koretz, Mayor Pro Tempore Prang and Mayor Heilman.**

**ACTION:** Direct staff to contact the BHUSD and City of Beverly Hills, investigate and determine the potential public health risks to West Hollywood residents caused by the Beverly Hills Unified School District (BHUSD) decision to specify an ammonia-based technology to be used at an oil well located immediately adjacent to Beverly Hills High School. **Motion Mayor Pro Tempore Prang, seconded by Councilmember Koretz and carried noting the NO votes of Councilmembers Martin and Guarriello.**

**EXCLUDED CONSENT CALENDAR:** None.

**PUBLIC COMMENT:**

STAN LOTHERIDGE, WEST HOLLYWOOD, spoke in support of Item 5.B.

DAN LEVY, WEST HOLLYWOOD, spoke in support of Item 5.B. He also addressed the City's lack of responsibility in making sure that the business was bonded.

RICHARD ESHED, WEST HOLLYWOOD, spoke in support of Item 5.B. and suggested a further investigation. He spoke about the City's proposal being fragmented.

NORMAN CHARMOFF, WEST HOLLYWOOD, spoke about disagreements among the City Council.

NEAL ZASLAVSKY, WEST HOLLYWOOD, spoke about John McCains final event being held in West Hollywood and thanked the staff for their assistance.

NICK SHAFFER, WEST HOLLYWOOD, spoke about problems with the parking lot behind the Viper Room including the lack of a valet license. He also spoke of nighttime Code Compliance.

**6. LEGISLATIVE:**

**6.A. AMENDMENTS TO THE RENT STABILIZATION ORDINANCE REGARDING 1) THE WITHDRAWAL OF RESIDENTIAL RENTAL STRUCTURES FROM THE MARKET, 2) TERMINATION OR NON-RENEWAL OF GOVERNMENT (SECTION 8) CONTRACTS, 3) REQUIRING RESIDENT MANAGERS, POSTING OF BUSINESS HOURS AND POSTING OF EMERGENCY TELEPHONE NUMBERS, AND 4) EXEMPTION FOR GOVERNMENT OWNED OR ASSISTED HOUSING:**

Hal Cronkite, Director of Rent Stabilization, provided background information as outlined in the staff report dated March 20, 2000.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of this Item. She also asked for clarification on evictions and on-site managers.

Mayor Heilman provided clarification about on-site managers of which Director of Rent Stabilization Cronkite confirmed.

Councilmember Guarriello stated that he felt that this was long overdue.

Councilmember Martin asked about rent reduction due to no on-site manager and than the Manager decides to evict the tenant, what are the protections of which Director of Rent Stabilization clarified.

Mayor Heilman thanked the Director of Rent Stabilization Cronkite for his work as Director and congratulated him on his career move.

**ACTION:** Introduce on first reading Ordinance No. 00-566, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE VI, SECTIONS 6406 REGARDING EXEMPTIONS FOR GOVERNMENT OWNED OR ASSISTED HOUSING; SECTIONS 6411(d)(1)(a) AND ADDING SECTION 6412(h) SUBSECTIONS 1 THROUGH 6, REGARDING RESIDENT MANAGER REQUIREMENTS, POSTING OF BUSINESS HOURS, AND POSTING OF EMERGENCY TELEPHONE NUMBERS; SECTION 6413(a)(15) REGARDING PROCEDURES AFFECTING THE WITHDRAWAL OF STRUCTURES FROM THE RESIDENTIAL RENTAL MARKET; AND SECTION 6413 BY ADDING A NEW PROVISION THERETO LIMITING LANDLORDS' RIGHT TO CHARGE MARKET RENT AFTER THE CANCELLATION OR NON-RENEWAL OF A RENT LIMITATION CONTRACT WITH A GOVERNMENT AGENCY." **Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.**

**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 9:32 P.M. in the memory of Paul Marshal, Jill Benner and Donald Ryer.

City Clerk Thompson stated that the City Council will hold a Special Meeting on Friday, March 24, 2000, at 9:00 A.M. at the Hyatt on Sunset, and will immediately recess into a Closed Session for the purpose of one matter of Personnel titled City Manager under G.C. Section 54957.

The City Council will hold a Study Session for an Economic Summit on Monday, March 27 at 7:15 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard. The next regular meeting, including the election of Mayor and Mayor Pro Tempore, will be on Monday, April 3, 2000 at 6:00 P.M. at the Pacific Design Center.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 3<sup>RD</sup> DAY OF APRIL, 2000.

  
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MAYOR

ATTEST:

  
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City Clerk