

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MARCH 6, 2000
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting at 7:00 P.M. and stated Presentations were started prior to the regular meeting and would continue after Approval of the Agenda.

PLEDGE OF ALLEGIANCE: Sybil Zaden led the Pledge.

ROLL CALL:

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

ABSENT: None.

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

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins reported that there were no reportable actions.

APPROVAL OF AGENDA:

Mayor Heilman noted a correction in the Minutes of the Regular Meeting of February 22, 2000. He also announced that the City Council would adjourn to a brief Closed Session after the Regular Meeting.

Councilmember Guarriello noted his NO vote on Item 2.K.

Councilmember Martin pulled Items 2.L., 2.M., 2.Q., and 2.R. for separate discussion.

Staff requested Item 6.A. be moved to the Consent Calendar as Item 2.W and read the Ordinance title into the record.

ACTION: Approve the March 6, 2000 Agenda as amended. **Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.**

PRESENTATIONS: Presentations were originally started at 6:30 P.M. and continued at this point in the Regular Meeting.

Councilmember Guarriello presented a plaque to Lenny Krayzelburg, a former West Hollywood Lifeguard, for his achievements in the sport of swimming. He also presented plaques in honor of Senior Recognition Program to Anna and Frank Maggio, Lavern Campbell and Leonard Greedman.

Mayor Heilman proclaimed March 2000 as Women's History Month and unveiled two new banners and commended Wilma Mankiller and Margaret Mead. He also presented a proclamation to Morgan R. Privittie – a fourth grader from Pasadena and participant in the Gifted and Talented Program.

REPORT ON SANTA MONICA BOULEVARD REHABILITATION PROJECT: Sharon Perlstein, City Engineer, provided an update to the City Council on the reconstruction of Santa Monica Boulevard.

Councilmember Guarriello spoke about potholes that presently exist on the Boulevard.

Councilmember Martin spoke about the surface finish on the sidewalks.

Mayor Pro Tempore Prang spoke about the upcoming construction on the East Side.

Mayor Heilman spoke about a safety concern at the intersection of Robertson Boulevard and Santa Monica Boulevard.

PUBLIC COMMENT:

MICHAEL MAHURIN, WEST HOLLYWOOD, spoke about recent attacks on Councilmembers and staff.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of Item 2.H. and in opposition of Items 2.K. and 2.O.

THE ILETO FAMILY, expressed thanks for Item 2.N. and addressed the topic of hate crimes.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in opposition of 2.O. and Proposition 22 and spoke in support of Proposition 26 in the upcoming March 7, 2000 Elections.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of Item 2.P.

JAMES FUHRMAN, WEST HOLLYWOOD, spoke about City Hall expenses.

GAIL KORTEZ, WEST HOLLYWOOD, spoke in support of Councilmember Koretz for State Assembly.

RACHEL KORETZ, WEST HOLLYWOOD, spoke in support of Councilmember Koretz for State Assembly.

LINDA COOPER, SACRAMENTO, spoke in support of Councilmember Koretz for State Assembly.

NORMAN CHRAMOFF, WEST HOLLYWOOD, spoke in support of Mitchell Dawson for Judicial Judge and Councilmember Koretz for State Assembly.

ERIC BAUMAN, President of Stonewall Democratic Club, spoke in opposition of Proposition 22 and in support of Councilmember Koretz for State Assembly.

PAM COOKE, WEST HOLLYWOOD, spoke in support of Councilmember Koretz for State Assembly.

JUSTIN COOPER, NEW YORK, spoke in support of Councilmember Koretz for State Assembly and about comments about himself from two members of the Council.

SHIRLEY ROBERTS, WEST HOLLYWOOD, spoke in support of Councilmember Koretz for State Assembly.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello requested to adjourn the meeting in memory of Lance Avant - a 25-year business owner in West Hollywood. He also spoke about absentee ballots and reminded everyone to vote on Election Day.

Mayor Heilman reminded everyone that the upcoming month is Census 2000 Month and congratulated Councilmember Guarriello on his birthday. He also reminded everyone to vote on Election Day and spoke about absentee ballots. He announced that March 7, 2000 is the Annual Mardi Gras Celebration that begins at 8 P.M. and ends at approx. 1 A.M. and encouraged the community to participate. He spoke about tension among the Councilmembers during the last few months and asked for a timeout for wounds to heal.

Councilmember Koretz reminded everyone to vote on Election Day and to vote NO on Proposition 22 and asked the community to vote for him tomorrow.

Councilmember Martin presented t-shirts on the Joseph Ileto Project and thanked the Ileto family for attending the meeting. He also provided background information on the tragic death of postal worker Joseph Ileto as a result of a hate crime. He asked Interim City Manager Arevalo to discuss Council Deputy travel expense procedures.

Mayor Pro Tempore Prang thanked everyone who contacted his office with get-well wishes for his Council Deputy Howard Jacobs. He introduced Marcy Norton as his Interim Council Deputy. He also spoke about stop signs and Senator John McCain's

election night party at the Pacific Design Center. He also expressed support for Councilmember Koretz for State Assembly and reminded all to vote.

CITY MANAGER'S REPORT: Interim City Manager Arevalo provided an update on the West Hollywood Swimming Pool Reconstruction Project and the Plummer Park Teen/Senior Center Project. He spoke about a number of Sunset Boulevard incidents and the increased Public Safety efforts to deal with such problems including crowd control. He discussed the City credit card policy and how it is limited to certain staff and how it is documented. He also stated that this policy has never been abused and that the expenses are legitimate. He spoke about events and parades and advised the non-funding of these events. He stated that a Council Deputy may travel with their Councilmember and such an expense is legitimate.

City Attorney Jenkins discussed the benefits of travel by Councilmembers and staff and stated that this is a normal practice and that there is nothing improper or illegal about it.

Councilmember Martin spoke about Council Deputy travel expenses and discussed perceived problems in the past. He also asked the Finance Department to notify the Councilmembers if they are not providing adequate documentation for expenditures.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Thompson stated the fiscal impact on the Consent Calendar of March 6, 2000, as amended is \$17,000 in expenditures and \$21,519 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., H., I., J., K., N., O., P., S., T., U., V. and W. Motion Mayor Pro Tempore Prang, seconded by Councilmember Guarriello and unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, March 6, 2000 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, March 2, 2000.

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of the February 22, 2000 Regular Meeting and the February 28, 2000 Study Session. **Approved as part of the Consent Calendar as AMENDED.**

2.C. WAIVER OF FURTHER READING:

ACTION: After the City Attorney has read the title of any ordinance on tonight's agenda, the further reading thereof shall be waived. **Approved as part of the Consent Calendar.**

2.D. DEMAND REGISTER NO. 409, RESOLUTION NO. 00-2248:

ACTION: Approve Demand Register No. 409 and adopt Resolution No. 00-2248, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 409." **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORT:

ACTION: Receive and file the January, 2000 Treasurer's Report. **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

ACTION: Receive and file Action Reports from the Transportation Commission meeting on February 16, 2000. **Approved as part of the Consent Calendar.**

2.G. RESIGNATION OF BARRY GREENFIELD FROM THE LESBIAN AND GAY ADVISORY BOARD:

ACTION: Accept with regret the resignation of Barry Greenfield from the Lesbian and Gay Advisory Board and Direct the City Clerk to post a notice of vacancy and accept applications. **Approved as part of the Consent Calendar.**

2.H. RESOLUTION SUPPORTING AB 1842 (KNOX) - THE CALLER INFORMATION GUARANTEE ACT:

ACTION: 1) Adopt Resolution No. 00-2249, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE ADOPTION OF ASSEMBLY BILL 1842 (KNOX)" ; and, 2) Direct staff to forward copies of the resolution to the Governor and all appropriate state legislators including Assembly Member Wally Knox. **Approved as part of the Consent Calendar.**

2.I. APPROVAL FOR FINAL PARCEL MAP NO. 25100 FOR A CONDOMINIUM PROJECT LOCATED AT 1239 OGDEN DRIVE:

ACTION: 1) Approve Final Parcel Map No. 25100; 2) Make findings as follows: a) That this project will not violate any of the provisions of Sections 66427.1, 66474, 66474.1, and 55474.6 of the Subdivision Map Act; and, 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. 25100 the certificate which embodies the approval of said map. **Approved as part of the Consent Calendar.**

2.J. APPROVAL FOR FINAL PARCEL MAP NO. 25101 FOR A CONDOMINIUM PROJECT LOCATED AT 1239 1/2 OGDEN DRIVE:

ACTION: 1) Approve Final Parcel Map No. 25101; 2) Make findings as follows: a) That this project will not violate any of the provisions of Sections 66427.1, 66474, 66474.1, and 55474.6 of the Subdivision Map Act; and, 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. 25101 the certificate which embodies the approval of said map. **Approved as part of the Consent Calendar.**

2.K. APPEAL OF PLANNING COMMISSION'S DENIAL OF VARIANCE 98-13 AND 99-15 TO LEGALIZE THE ENCLOSURE OF A BALCONY AT 915 WETHERLY DRIVE:

ACTION: Adopt Resolution No. 00-2250, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPEAL OF RICHARD KOPELLE AND ZONE CLEARANCE 2000-04, AND OVERTURNING THE PLANNING COMMISSION'S DENIAL OF VARIANCE 98-13 AND 99-15 TO LEGALIZE THE ENCLOSURE OF A BALCONY AT 915 WETHERLY DRIVE." **Approved as part of the Consent Calendar, noting the NO vote of Councilmember Guarriello.**

2.L. ADDENDUM TO AGREEMENT WITH JOHNSON'S SUPER SERVICE FOR TOWING AND STORAGE SERVICES:

Removed for separate discussion to the Excluded Consent Calendar.

2.M. DIRECT THE LANDSCAPE AND BUILDING MANAGER TO ESTABLISH NO SMOKING ZONES WITHIN 20 FEET OF ANY CHILDREN'S PLAY AREA IN CITY PARKS:

Removed for separate discussion to the Excluded Consent Calendar.

- 2.N. PROPOSED RESOLUTION IN SUPPORT OF NAMING THE NEW CHINO HILLS POST OFFICE AFTER POSTAL CARRIER JOSEPH ILETO:**
ACTION: 1) Adopt Resolution No. 00-2251, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF NAMING THE NEW CHINO HILLS POST OFFICE AFTER POSTAL CARRIER JOSEPH ILETO."; and, 2) Forward a copy of this resolution to Senator Feinstein and to the Ileta Family. **Approved as part of the Consent Calendar.**
- 2.O. APPEAL OF PLANNING COMMISSION'S DENIAL OF CREATIVE BILLBOARD PERMIT (CBB) 99-38 FOR THE PLACEMENT OF A CREATIVE BILLBOARD (TALL WALL) ON THE EAST-FACING WALL OF A BUILDING LOCATED AT 9229 SUNSET BOULEVARD:**
ACTION: Adopt Resolution No. 00-2252, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING CREATIVE BILLBOARD PERMIT (CBB) 99-38 ON AN APPEAL FROM THE PLANNING COMMISSION TO PERMIT THE PLACEMENT OF A CREATIVE BILLBOARD (TALL WALL) ON THE EAST-FACING WALL OF A BUILDING LOCATED AT 9229 SUNSET BOULEVARD, WEST HOLLYWOOD." **Approved as part of the Consent Calendar.**
- 2.P. A RESOLUTION IN SUPPORT OF AB 1856 (Kuehl), AN ACT TO HOLD THE EMPLOYEE WHO PERPETRATED THE HARASSMENT PERSONALLY LIABLE:**
ACTION: 1) Adopt Resolution No. 00-2253, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD SUPPORTING AB 1856 (Kuehl), AN ACT TO HOLD THE EMPLOYEE WHO PERPETRATED THE HARASSMENT PERSONALLY LIABLE."; and, 2) Send signed copies of the resolution to Assemblymember Sheila Kuehl and the Assembly Judiciary Committee. **Approved as part of the Consent Calendar.**
- 2.Q. RESOLUTION IN SUPPORT OF THE "REINVESTMENT IN CALIFORNIA SCHOOLS ACT" A CALIFORNIA INITIATIVE:**
Removed for separate discussion to the Excluded Consent Calendar.
- 2.R. HOLLYWOOD STOCK EXCHANGE (HSX) ACADEMY AWARDS PARTY AT HOUSE OF BLUES:**
Removed for separate discussion to the Excluded Consent Calendar.
- 2.S. APPROVAL OF AN AMENDMENT TO A PROFESSIONAL SERVICES CONTRACT WITH JOANNE SHANNAHOFF FOR GRAPHIC DESIGN SERVICES:**

ACTION: Approve an amendment to the agreement with Joanne Shannahof to increase the contract amount by \$15,000 for graphic design services and authorize the Interim City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.T. ADOPTION OF NEW CLASSIFICATION SPECIFICATION FOR PARKING OPERATIONS OFFICER AND RECLASSIFICATION OF PARKING ANALYST:

ACTION: 1) Adopt the new job specification for the Parking Operations Officer; and 2) Reclassify the incumbent to new specifications and salary grade GE 15 exempt, salary range \$54,048 to \$65,400. **Approved as part of the Consent Calendar.**

2.U. RESOLUTION SUPPORTING AB 1885 (CORREA) A BILL THAT REVAMPS STATE OPERATING PROCEDURES TO DETERMINE SPEED LIMITS:

ACTION: 1) Adopt Resolution No. 00-2255, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING AB 1885, A BILL WHICH REVAMPS STATE OPERATING PROCEDURES TO DETERMINE SPEED LIMITS;" and 2) Send copies of this resolution to Assemblymember Lou Correa and other appropriate state legislators. **Approved as part of the Consent Calendar.**

2.V. PURCHASE 100 NEW LARGER CAPACITY PARKING METERS TO REPLACE EXISTING WORN OUT SMALLER CAPACITY METERS:

ACTION: 1) Authorize the Finance Director to issue a purchase order to Duncan Industries in the amount of \$22,500. to purchase 100 new "90 series" parking meters; 2) Declare 100 used "70 series" parking meters as surplus property; and 3) Authorize staff to negotiate the trade-in of the 100 surplus property "70 series" parking meters. **Approved as part of the Consent Calendar.**

2.W. AMENDMENT TO CHAPTER VII OF ARTICLE 5 OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING SOLID WASTE AND RECYCABLE MATERIAL COLLECTION (THE SOLID WASTE ORDINANCE):

ACTION: Introduce for first reading 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 RECYCLABLE COLLECTION SERVICES." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF PLANNING COMMISSION'S DENIAL WITH PREJUDICE OF CONDITIONAL USE PERMIT 99-12 - CONDITIONAL USE PERMIT TO CONVERT AN EXISTING RESTAURANT INTO A NIGHTCLUB AT 8730 SUNSET BOULEVARD (BARFLY) AND DEVELOPMENT PERMIT 99-40 FOR INTENSIFICATION OF USE:

City Clerk Thompson stated that a Notice of Public Hearing was published on Thursday, February 16, 2000 in the West Hollywood Independent.

Emmeline Elzin, Temporary Assistant Planner, provided background information as outlined in the staff report dated March 6, 2000.

Mayor Heilman asked if the conversion would change physical specifications of the establishment. He asked the Planning Manager to address the specific conditions.

Councilmember Martin asked if there was a request for live entertainment and would this increase the number of people attending and what would the additional parking needs be. He also discussed parking rates. He stated that he doesn't feel that the establishment can accommodate live entertainment.

Planning Manager Heep confirmed that there was a request for live entertainment and addressed the parking needs. She also addressed the specific conditions of the appeal.

Councilmember Guarriello asked for a definition of live entertainment.

Mayor Pro Tempore Prang asked if the resolution deals with promoters.

Temp. Planning Assistant Elzin discussed the parking needs related to the conversion.

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

MARK LEHMAN, Representative for Barfly, outlined the specifications of the conversion as presented in the appeal. He stated that the establishment is a restaurant first and is requesting to be converted into a Supper Club with live entertainment such as a live band. He addressed parking needs and related rates as inquired by the Council. He also spoke about improved valet parking and efforts to improve the relationship

with Sunset Plaza establishments. He also requested changes to the Resolution on Items 8.3, 8.16 and 8.18.

MARK MILLER, WEST HOLLYWOOD, spoke in support of the appeal.

DAN DAINS, WEST HOLLYWOOD, spoke in support of the appeal. He also addressed parking enforcement issues and live entertainment questions as inquired by the City Council. He also spoke about increased training for their staff.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in opposition of the appeal and suggested a limited use permit.

MARK MONTGOMERY, Representative from Sunset Plaza, discussed parking problems as recent as last Monday night and outlined traffic concerns. He also spoke in opposition of the appeal. He also confirmed that Sunset Plaza does not charge for parking.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition of the appeal and stated the various operation violations in the past.

CATHERINE HAHN, WEST HOLLYWOOD, spoke in opposition of the appeal and stated that the residents received no notification.

DON BRUHNKE, WEST HOLLYWOOD, spoke in opposition of the appeal and mentioned the various operation violations in the past.

MARK LEHMAN, Representative for Barfly, provided a rebuttal to statements made by speakers such as their clean ABC record and spoke about no distinction between live entertainment and recorded entertainment.

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

Councilmember Martin discussed special event permits are limited to four per year and if private parties could be monitored. He spoke about possible solutions on parking such as identifying the patrons with hand stamping. He stated he would be willing to grant the appeal, but with restrictions to the live entertainment element.

Planning Manager Heep outlined special event requirements in the current code. She also discussed citations on overcrowding from the Fire

Department and that staff could not confirm the actual amount. She spoke of the previous condition and that entertainment being limited to a live D.J.

Mayor Heilman spoke about the parking issues and how much parking is provided on-site in an enclosed building. He also discussed the overcrowding issues. He requested that the site plans in the report be current and be included and staff work this out with the Appellant. He spoke about Trash Collection. He also spoke of possible difficulties on hand stamping the patrons. He discussed noticing problems, live entertainment concerns and whether the Council wishes to grant the appeal. He listed the options such as continuing the appeal or granting the appeal subject to various conditions such as denying certain live entertainment. He stated that this is a land-use issue. He refocused the discussion on whether this location is appropriate for a nightclub and stated that he feels it is appropriate if it is appropriately conditioned.

Temporary Planning Assistant Elzin provided additional information on parking including the size and the number of spaces. She stated that the establishment has a lease for additional 190 spaces which is more than required. She also stated the occupancy limit and discussed reports from the Code Compliance Division. She stated that on July 12th, August 6th, and September 22, 1999 they were cited for dancing. She also stated an additional citation on August 17th for overcrowding.

Councilmember Guarriello asked what the actual occupancy was. He also discussed previous problems in recent weeks as listed in Exhibit D. He also spoke about parking enforcement.

Councilmember Guarriello left the Dias at 9:08 P.M. but returned to the Dias in time to vote on this Item.

Councilmember Koretz inquired on the citation for over occupancy of 474 people and how it was actually 274 as amended by the Fire Department. He inquired on the details of the three citations for dancing. He also requested further clarification on overcrowding with the conflicting numbers and discussed live entertainment issues. He expressed concern with the responses of the neighbors and would like to see the exact change that was made with regards to dancing and include the current site plan.

Mark Lehman discussed the use of promoters and increased supervision of staff.

Mayor Pro Tempore Prang spoke about activities still occurring after citations such as dancing. He stressed that live entertainment be very well defined but does not feel it is specified clearly enough in the resolution and wishes to band promoters all together. He stated he'd like to see improved neighborhood outreach and expressed concern over Barfly's track record. He suggested that the Council deny the appeal or at least, lift the element of prejudice.

Community Development Director Reynolds provided further clarification on special event requirements and permits. He also discussed various citations on overcrowding. He discussed a probationary-type review and a possible neighborhood meeting.

Dane Dains further explained the overcrowding allegations.

City Attorney Jenkins provided additional suggestions on parking citations.

Todd Elliot discussed the previous neighborhood meeting in which Barfly stated it would be a Supper Club and that live entertainment would be included.

ACTION: Grant the appeal. Direct staff to draft a revised resolution which considers: a three-month neighborhood review, a six-month City Council review; allow for live entertainment after six-months, prior to the six-months no live entertainment except by the Special Events permit process, any violation immediately triggers a CUP revocation process, Section 7.3 modify to 104 spaces, 8.3 increase dance floor sq. ft. from 512 to 556 feet and Section 2.2. change the date to reflect the most current plans. **Motion Mayor Heilman, seconded by Councilmember Guarriello and carried, on a Roll Call Vote:**

AYES: Councilmembers – Guarriello, Koretz, Martin, and Mayor Heilman.

NOES: Councilmember – Mayor Pro Tempore Prang.

Council recessed at 9:35 P.M. and reconvened at 9:49 P.M.

4. UNFINISHED BUSINESS:

4.A. WEST HOLLYWOOD CONVENTION AND VISITORS BUREAU, FISCAL YEAR 1999-2000 SECOND QUARTER REPORT:

Allyne Winderman, Economic Housing and Development Manager, introduced Brad Burlingame, President of the West Hollywood Convention and Visitors Bureau, who provided background information as outlined in the staff report dated March 6, 2000.

Councilmember Guarriello congratulated Brad Burlingame for the success of the West Hollywood Convention and Visitors Bureau.

Councilmember Martin also thanked Brad Burlingame and asked for details on the marketing outreach on the upcoming Democratic Convention.

ACTION: Receive and file the quarterly report for the West Hollywood Convention and Visitors Bureau for the quarter ending December, 1999.
Motion Councilmember Guarriello, seconded by Councilmember Koretz and unanimously carried.

5. NEW BUSINESS:

5.A. APPEAL OF PLANNING COMMISSION'S DENIAL OF NEW TENANCY AT 858 NORTH DOHENY DRIVE (LLOYD WRIGHT STUDIO/OFFICE):

Terry Blount, Assistant Planner, provided background information as outlined in the staff report dated March 6, 2000.

Judi Johnson, Appellant, outlined the points of the appeal as provided in the staff report.

Mayor Heilman asked about signage on the building.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition of the appeal.

Councilmember Martin stated that art was given a very broad interpretation.

Mayor Heilman stated that it fits in with other professional uses.

Mayor Pro Tempore Prang supported tasteful signage.

Planning Manager Heep stated they would accept recommendations such as staff approval.

ACTION: 1) Approve the request and adopt Resolution No. 00-2256, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE TENANCY OF AMALGAMATED INC. TO OPERATE A BUSINESS FROM THE LLOYD WRIGHT STUDIO AT 858 N. DOHENY DRIVE ON AN APPEAL BY BRIAN JOHNSON FROM THE PLANNING COMMISSION'S DENIAL;" and, 2) Direct staff to initiate an Item to the Planning Commission which would allow for some type of signage, and allow for staff approval of future tenancy changes in lieu of the Planning Commission approval. **Motion Mayor Heilman, seconded by Councilmember Koretz and carried noting the NO vote of Councilmember Martin.**

EXCLUDED CONSENT CALENDAR:

2.L. ADDENDUM TO AGREEMENT WITH JOHNSON'S SUPER SERVICE FOR TOWING AND STORAGE SERVICES:

Don Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated March 6, 2000.

Councilmember Martin discussed rates and asked if the Transportation Commission had a chance to review this request.

Associate Transportation Planner Korotsky stated that the original contract had no provision for a cost-of-living increase.

Mayor Heilman asked why weren't the rate increases included in the original agreement.

Councilmember Guarriello discussed Johnston Towing doing business with the City for 12 years.

ACTION: 1) Approve an addendum to the agreement for towing and storage services with Johnson's Super Service to allow an increase in the rates and charges; and, 2) Authorize the Interim City Manager to sign. **Motion Councilmember Guarriello, seconded by Councilmember Koretz and FAILED on a Roll Call Vote:**

AYES: Councilmembers – Guarriello and Koretz.

NOES: Councilmembers – Martin, Mayor Pro Tempore Prang and Mayor Heilman.

2.M. DIRECT THE LANDSCAPE AND BUILDING MANAGER TO ESTABLISH NO SMOKING ZONES WITHIN 20 FEET OF ANY CHILDREN'S PLAY AREA IN CITY PARKS:

Councilmember Martin asked how was this going to be enforced and asked for signage development.

Councilmember Koretz discussed the dangers of secondary smoke.

Mayor Heilman stated that the item was non-controversial and suggested that Recreation post signs around the play areas at the City Parks.

ACTION: Direct the Landscape and Building Manager to work with City Park officials to modify Park regulations to prohibit smoking within 20 feet of any children's play area located in City Parks. **Motion Councilmember Martin, seconded by Mayor Heilman and unanimously carried.**

2.Q. RESOLUTION IN SUPPORT OF THE "REINVESTMENT IN CALIFORNIA SCHOOLS ACT" A CALIFORNIA INITIATIVE:

Councilmember Martin discussed financing.

Councilmember Koretz provided additional information.

ACTION: 1) Adopt Resolution No. 00-2254, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE 'REINVESTMENT IN CALIFORNIA SCHOOLS ACT' A CALIFORNIA INITIATIVE." **Motion Councilmember Koretz, seconded by Councilmember Mayor Heilman and unanimously carried.**

2.R. HOLLYWOOD STOCK EXCHANGE (HSX) ACADEMY AWARDS PARTY AT HOUSE OF BLUES:

Curtis Brown, Jr., Recreation Services Administrator, introduced Dan Laray, Festival and Event Specialist, who provided background information as outlined in the staff report dated March 6, 2000.

Mayor Heilman stated that the Hollywood Stock Exchange is a new West Hollywood Business. He stated that there are a number of other Academy Award Events scheduled within the City and they aren't coming to the Council.

Councilmember Martin stated that the staff report isn't clear on who this is and how they function. He stated that the House of Blues is willing to put

residents into hotels and that this is a red flag to a potential problem. He stated that he has reservations on this item.

Recreation Services Administrator Brown detailed the work of a logistics team in such an event.

Interim City Manager Arevalo stated that this is a major event and felt it needed to go to Council. He stated the event promoters were here and should address the Council before the public comment.

Douglas Scott, Manager of Hollywood Stock Exchange, outlined the specifications of the three-day event.

BRAD BURLINGAME, President of West Hollywood Convention and Visitors Bureau, spoke in support of this Item.

MAUREEN McGRAFF, LOS ANGELES, Director Sales at the House of Blues, spoke in support of this Item.

DONALD DELUCCIO, WEST HOLLYWOOD, spoke in opposition of this Item and asked if Recreation Services contacted any of the neighbors.

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

JEROME CLEARY, WEST HOLLYWOOD, spoke in opposition of this Item.

MICHAEL SYAUR, LOS ANGELES, Member of the Hollywood Stock Exchange, spoke in support of this Item. He also discussed a shuttle service from Cedars-Sinai.

Mayor Heilman asked Douglas Scott to come forward and explain what the Hollywood Stock Exchange actually is. He inquired if the parking requirements were discussed with the Department of Transportation and Public Works. He asked staff if security would be hired at their own expense in regards to the Sheriff's and if the Sheriff's have reviewed the event specifications. He also asked if the neighborhood would be noticed and would be invited to the event and if necessary, would pay for their housing at a hotel.

Councilmember Koretz left the regular meeting at 10:53 P.M.

Douglas Scott provided information on the concept of the business.

Councilmember Martin spoke about promoting West Hollywood through such events. He stressed that this is a very large event with a vague report. He stated that he feels that there are a lot of issues not being addressed. He stated prior events had very little Council input and is wary of such an event. He inquired on what is being done with regards to law enforcement. He suggested that the Mayor Heilman and Mayor Pro Tempore Prang act as a sub committee. He stated that Interim City Manager Arevalo approached him on the Item in concept. He feels the Council is being ambushed. He stated that he didn't want to say no to this event because it has a great deal of potential.

Mayor Heilman stated he'd be willing to participate on a sub committee. He apologized if the information had not been circulated. He discussed the use of limousines and taxis and related parking needs. He agrees that the residents should receive advanced noticing. He stated that staff should have brought this item to each Council Office.

Councilmember Guarriello asked when the decision to have such an event was first raised.

Interim City Manager Arevalo stated that it came to the City about one month ago and due to the complexity he felt it should go to the Council. He suggested a morning meeting to talk with the neighbors.

ACTION: 1) Approve the encroachment permit for use of meters on Sunset Boulevard in front of House of Blues and Videotron, Friday – Sunday, March 24 – 26. Authorize the use of the empty parking spaces for display purposes on Friday and Saturday; 2) Approve encroachment permit for temporary fencing to be used on sidewalk during the Sunday activity in front of the House of Blues. The purpose of this encroachment will be to limit the access of the public to the VIP guests; 3) Approve an exemption in construction hours of the 420-foot scrim that will be the 02K village, contingent upon final review and approval by City staff; 4) Approve 24-hour security on Sunset and all properties at promoter's expense; and, 5) Authorize use of Fluorescent lights during the entirety of the Friday through Sunday activities. The lights will face Sunset and change colors daily. On Sunday there will be additional lights, which work with fog machines for special effects in front of the House of Blues. Both instances have tentative approval from the Fire Department. **Motion Mayor Heilman, seconded by Councilmember Guarriello and carried noting the ABSENCE of Councilmember Koretz.**

PUBLIC COMMENT:

DONNY CACY, WEST HOLLYWOOD, spoke in opposition of ballards and the lifting of a restriction on what alcoholic beverages he can sell.

STAN LOTTERIDGE, WEST HOLLYWOOD, spoke about spending habits of the City Council, the treatment of Roslyn Krause and the comments made in Portland.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke about a one-women show on Helen Hayes and programs offered by the current West Hollywood Library. She also spoke in support of Richard Stones for Judicial Judge.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke about the Witches House and several phone calls she received about the upcoming election. She also spoke in support of Councilmember Koretz for State Assembly.

DONALD DELUCCIO, WEST HOLLYWOOD, President of the West Hollywood Democratic Club spoke in support of several people running for office in the March 7, 2000 Election.

KULANI JACKSON, WEST HOLLYWOOD, thanked the Council for support on the No on Knight Initiative. He also spoke in support of Councilmember Koretz for State Assembly.

JEROME CLEARY, WEST HOLLYWOOD, spoke about low interest rates for businesses along Santa Monica Boulevard and the various candidates running for Judicial Judge in the March 7, 2000 Elections.

NICK SAFFER, WEST HOLLYWOOD, spoke about problems with the Bel Age Hotel and the Viper Room along the Sunset Strip. He thanked Code Compliance Officer Tom Benedetti for his work on signage.

LUIS MARQUEZ, WEST HOLLYWOOD, spoke about comments made about the last Council Meeting and spoke favorably about Sarah Bradshaw.

6. LEGISLATIVE:

6.A. AMENDMENTS TO CHAPTER VII OF ARTICLE 5 OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING SOLID WASTE AND RECYCLABLE MATERIAL COLLECTION (THE SOLID WASTE ORDINANCE):

Moved to the Consent Calendar as Item 2.W.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello thanked everyone for the efforts made on his birthday.

Councilmember Martin spoke about apartment buildings being slated for demolition and gave direction staff to check into homeless staying there and possible security issues. He also thanked all those who worked on the No on 22 Campaign.

RECESSED TO A CLOSED SESSION at 11:22 P.M.

THE CITY COUNCIL RECONVENED TO ITS REGULAR MEETING at 11:26 P.M.

REPORT OF THE CLOSED SESSION: Mayor Heilman reported that there were no reportable actions.

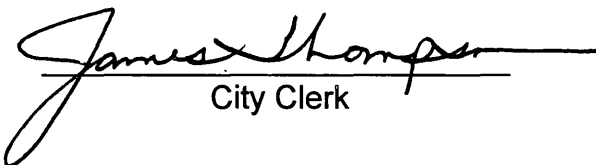
ADJOURNMENT: The City Council adjourned at 11:27 P.M. in memory of Lance Avant to their next regular meeting on March 20, 2000 at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 20th DAY OF MARCH, 2000.



MAYOR

ATTEST:



City Clerk