

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, DECEMBER 18, 2000
WEST HOLLYWOOD PARK**

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

PLEDGE OF ALLEGIANCE: Jerry Heslov led the Pledge.

ROLL CALL:

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

ABSENT: None.

ALSO PRESENT: City Attorney Jenkins, City Manager Arevalo, Assistant City Clerk Taylor, and Records Management Coordinator Nunley.

APPROVAL OF AGENDA:

Staff requested to move Items 4.A. and 6.A. to the Consent Calendar as Items 2FF. and 2HH.

Councilmember Guarriello requested to move item 4.B. and to the Consent Calendar as Item 2GG.

Staff requested to table Items 2.G. and 5.B. of the Community Development Commission (CDC) Agenda to the next meeting in January.

City Manager Arevalo also noted that for Item 2BB., the office of primary responsibility is shown as Human Services. The correct office of primary responsibility, is the City Managers' office.

Mayor Pro Tempore Heilman requested to table Item 2.M. to the January 8th meeting.

Councilmember Guarriello requested to pull Item 2.V. for separate discussion under Excluded Consent Calendar.

ACTION: Approve the Agenda of December 18, 2000 as amended. **Motion Mayor Prang, seconded by Councilmember Guarriello and unanimously carried.**

PRESENTATIONS:

Mayor Prang presented plaques for the Partner Abuse Education Task Force.

Mayor Prang and Mayor Pro Tem Heilman along with the staff from MTV presented AIDS Project LA with a check for \$2500.

PUBLIC COMMENT:

JAMES FUHRMAN, WEST HOLLYWOOD, spoke about City employee usage of City credit cards.

TOM DEMILLE, WEST HOLLYWOOD, spoke about the vacancy on the City Council and his candidacy to fill the vacancy.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the allocation of police services in the City.

TOM MEYER, LOS ANGELES, AIDS Health Care Foundation, spoke about the condom initiative and asked that Council would clarify its position regarding this initiative.

DONNY CACY, LOS ANGELES, spoke about the posting of campaign signs in local business.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke about creative billboard signs along the Eastside and also asked about the status of the Dog Parks.

MORRIS KNIGHT, LOS ANGELES, spoke in support of the proposed condom initiative.

DON BRUHNKE, WEST HOLLYWOOD, spoke about his withdrawal from the Councilmember race for the year 2001 election.

STEPHEN KAUFMAN, WEST HOLLYWOOD, Aids Health Care, spoke in support of the condom initiative and asked that the Council clarify their position on the proposed initiative.

GEA KENSLEA, WEST HOLLYWOOD, spoke in support of the condom initiative and also asked Council to clarify their position on the proposed initiative.

IVY BOTTINI, WEST HOLLYWOOD, spoke in opposition of the condom initiative stating that the revocation of business licenses is misleading and needs to be clarified.

COUNCILMEMBER COMMENTS:

Councilmember Martin spoke about filming permits and commended the residents of Harper Avenue and Delongpre Avenue for their support and corporation of the film crew (Runaway Productions) during their filming. He also asked the City Manager to comment on the shooting incident last week.

Mayor Prang spoke about the mural painting on the ICM building stating that was painted before the ordinance of creative billboards went into effect. He also commended staff for receiving their 15 year pens, John Heilman, Lloyd Long, Helen Goss and Michael Jenkins. He also commended Councilmember Guarriello for receiving his ten-(10) year pen. He also spoke about his appointment to the State Housing Policy Committee, which will address the housing issues on the Westside as well as in the City of West Hollywood.

CITY MANAGER'S REPORT: City Manager Arevalo spoke about the Moratorium on Santa Monica Boulevard and the Marketing Campaign which will be circulated during the Holidays. He also spoke about the mural painting and how it does not fall under the guidelines of a billboard, but that staff is currently working on incorporating murals into the ordinance. He asked that Captain Castro report on the shooting incident at Tempest.

West Hollywood Sheriff Captain, Linda Castro, stated that there has been no arrest associated with this incident and that Detectives are still working and will continue to investigate this issue.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Taylor stated that the fiscal impact on the Consent Calendar of December 18, 2000 as amended, is \$611,490 in expenditures and \$470,938 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., H., I., J., K., L., N., O., P., Q., R., S., T., U., W., X., Y., Z., AA., BB., CC., DD., EE., FF., GG., and HH. Motion Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, December 18, 2000 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, December 14, 2000.

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of the Study Session on December 4, 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. DEMAND REGISTER NO. 428 RESOLUTION NO. 00-2424:

ACTION: Approve Demand Register No. 428 and adopt Resolution No. 00-2424, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 428." **Approved as part of the Consent Calendar.**

2.E. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Tara Anaise Samat, Ulysses and Umier Hawkins, David Postal, Brynn Horrocks, Solman Aksad, Deborah Praver,

Eric Silver and refer them to the City's Claims Adjuster for action.
Approved as part of the Consent Calendar.

2.F. CALIFORNIA HEALTHY CITIES AND COMMUNITIES GRANT-SENIOR WALKING PROGRAM:

ACTION: 1) Authorize staff to submit a grant application to CHCC to start a senior walking program to improve the health of senior citizens in the community; 2) Authorize the City Manager to sign the grant application; 3) If the grant is awarded, authorize the City Manager to sign the grant award/contract document, assuming it is substantially the same as the application; and, 4) Authorize the Director of Finance to increase revenues and expenditures in the appropriate accounts by the approved grant amount should the grant be awarded. **Approved as part of the Consent Calendar.**

2.G. PROPOSED RESOLUTION APPROVING A LOAN AGREEMENT WITH THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION FOR THE EASTSIDE PROJECT AREA:

Tabled to the January 8, 2001 meeting.

2.H. PROPOSED RESOLUTION REQUESTING, APPROVING AND CONSENTING TO AN AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CALIFORNIA POOLED INVESTMENT AUTHORITY (CPIA):

ACTION: Adopt Resolution No. 00-2426, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING, APPROVING AND CONSENTING TO AN AMENDMENT TO THE JOINT EXERCISE OF POWERS AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CALIFORNIA POOLED INVESTMENT AUTHORITY;" and, 2) Authorize the execution of the amended agreement. **Approved as part of the Consent Calendar.**

2.I. ADOPTION OF REVISED CLASSIFICATION SPECIFICATION FOR RENT STABILIZATION COUNSELOR:

ACTION: Adopt the amended classification specification for Rent Stabilization Counselor at the existing salary range of GE-09. **Approved as part of the Consent Calendar.**

2.J. STATE GRANT RESOLUTIONS:

ACTION: 1) Adopt Resolution No. 00-2427, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION FOR GRANT FUNDS FOR GF-19-050, MULTI-PURPOSE FACILITY FOR YOUTHS AND SENIORS;" 2) Adopt Resolution No. 00-2428, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION FOR GRANT FUNDS FOR GF-19-049, HOLLOWAY PARK AND VETERAN'S MEMORIAL;" 3) Adopt Resolution No. 00-2429, "A

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING FOR GRANT FUNDS FOR GF-19-014, WILLIAM S. HART HOUSE;" 4) Appoint the City Manager as agent to conduct all negotiations, execute and submit all documents, applications and agreements necessary for completion of the grant funded projects; and, 5) Authorize the Director of Finance to increase revenues and expenditures in the appropriate accounts by the approved grant amount.
Approved as part of the Consent Calendar.

2.K. CONTRACT WITH PATRICIA V. MCLAUGHLIN OF M.I.G. INC. TO PROVIDE FACILITATION SERVICES FOR THE ONGOING CLASSIFICATION/COMPENSATION STUDY:

ACTION: 1) Approve an agreement in an amount not to exceed \$20,000 for Patricia V. McLaughlin of M.I.G. Inc. to facilitate the ongoing classification/compensation study process; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.L. RELOCATION OF WATER LINE AT THE HOLLOWAY PARK/SANTA MONICA BOULEVARD INTERSECTION:

ACTION: 1) Approve the use of funds from the project budget for the Holloway Park and Veterans Memorial budget in the amount of \$25,543 to cover costs for the Los Angeles Department of Water and Power to relocate the water line; 2) Appropriate \$25,543 from the Holloway Park and Veteran's Memorial Budget for this project. **Approved as part of the Consent Calendar.**

2.M. CULTURAL RESOURCE DESIGNATION AND MILLS ACT FOR PROPERTY LOCATED AT 8415-8423 FOUNTAIN AVENUE (CRD 00-03 AND MA 00-07):

Tabled to the January 8, 2001 Meeting.

2.N. MILLS ACT 00-03 FOR PROPERTY LOCATED AT 1220 N. LA CIENEGA (MA 2000-03):

ACTION: 1) Approve a Mills Act Contract for 1220 N. LaCienega Boulevard; and, 2) Authorize the City Manager to sign the contract. **Approved as part of the Consent Calendar.**

2.O. MILLS ACT 00-04 FOR PROPERTY LOCATED AT 8491-8499 FOUNTAIN AVENUE:

ACTION: 1) Approve a Mills Act Contract for 8491-8499 Fountain Avenue; and, 2) Authorize the City Manager to sign the contract. **Approved as part of the Consent Calendar.**

2.P. MILLS ACT 00-08 FOR PROPERTY LOCATED AT 1354 NORTH HARPER AVENUE: (MA 2000-08)

ACTION: 1) Approve a Mills Act Contract for 1354 North Harper Avenue; and, 2) Authorize the City Manager to sign the contract. **Approved as part of the Consent Calendar.**

2.Q. SETTING DISADVANTAGE BUSINESS ENTERPRISE (DBE) COMPLIANCE GOAL FOR FEDERAL HIGHWAY FUNDED PROJECTS:
ACTION: Establish a goal of 10% Disadvantaged Business Enterprise participation on Federal-aid highway projects for fiscal year 2000/2001. **Approved as part of the Consent Calendar.**

2.R. ROAD DEED FOR CUL-DE-SAC 1209-1215 ALTA LOMA ROAD ENTRANCE:
ACTION: 1) Accept the offer of dedication from the property owner at 1209-1215 Alta Loma Road; and, 2) Direct staff to record the deed with the Los Angeles County Assessor's Office. **Approved as part of the Consent Calendar.**

2.S. APPROVAL OF A PURCHASE AGREEMENT WITH NEENAH FOUNDRY FOR PROCUREMENT OF TREE GRATES FOR SANTA MONICA BOULEVARD:
ACTION: 1) Authorize the City Manager to execute a Purchase Agreement with Neenah Foundry not to exceed \$27,000 for procurement of tree grates for Santa Monica Boulevard. **Approved as part of the Consent Calendar.**

2.T. PROPOSED RESOLUTION ADOPTING THE CURRENT SUPPLEMENT OF THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION:
ACTION: Adopt Resolution No. 00-2430, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGULATING MATERIALS OF CONSTRUCTION AND THEIR USE IN THE ERECTION, INSTALLATION, ALTERATION, REPAIR, REMOVAL, CONVERSION, DEMOLITION AND CONSTRUCTION OF PUBLIC WORKS IMPROVEMENTS IN THE CITY OF WEST HOLLYWOOD; PROVIDING FOR THE ADMINISTRATION OF CONTRACTS AS WELL AS PERMITS ISSUED IN CONNECTION WITH SUCH IMPROVEMENTS; AND REPEALING ALL RESOLUTIONS AND PARTS OF RESOLUTIONS IN CONFLICT THEREWITH." **Approved as part of the Consent Calendar.**

2.U. RECOMMENDATION TO WAIVE BUILDING PERMIT FEES FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDED PROJECTS:
ACTION: 1) Upon approval of the Department Director, waive building permit fees for Community Development Block Grant (CDBG) rehabilitation projects during Fiscal Year 2000-2001, retroactive to July 2000; and 2) Authorize the Interim Director of Finance to reduce fee

revenues by \$6,775 in the General Fund. **Approved as part of the Consent Calendar.**

2.V. DIRECTION TO STAFF TO SUSPEND ENFORCEMENT OF THE CITY'S CRAMPED WHEEL ORDINANCE: Moved for separate discussion under Excluded Consent Calendar.

2.W. DIRECTION TO STAFF TO REPORT BACK ON COSTS TO INSTALL A MARKER TO COMMEMORATE THE OLD POSTMASTER'S HOUSE AS PART OF CALIFORNIA'S SESQUICENTENNIAL CELEBRATION:

ACTION: 1) Direct staff to report back to City Council at the next meeting as to the possible design and cost of a permanent marker for the Old Postmaster's House that makes use of the State's Sesquicentennial logo; 2) Ask the Cultural Heritage Commission to ascertain if, in fact, the Postmaster's House is the oldest building in the City. If not, the older of the two should be marked as well; and, 3) Direct the Cultural Heritage Commission to review the language and design to be used on this distinctive marker at their next meeting in January. **Approved as part of the Consent Calendar.**

2.X. DONATION TO THE CITY OF WEST HOLLYWOOD FOR NATIONAL COUNCIL OF JEWISH WOMEN'S "LIGHT UP THE LIBRARY" PROGRAM:

ACTION: 1) Thank Sanwa Bank for the generous \$2000 donation on behalf of the National Council of Jewish Women's "Light Up the Library" program; and, 2) Accept the donation and instruct the Finance Department to forward the funds to the National Council of Jewish Women to continue the operation of the "Light Up the Library" program. **Approved as part of the Consent Calendar.**

2.Y. RESIGNATION OF CAROLYN MARTIN FROM WOMEN'S ADVISORY BOARD:

ACTION: 1) Accept with regret the resignation of Carolyn Martin; and, 2) Direct the City Clerk to post a notice of vacancy and accept applications. **Approved as part of the Consent Calendar.**

2.Z. CALIFORNIA LAW ENFORCEMENT EQUIPMENT PROGRAM (CLEEP) GRANT FUNDING ALLOCATION PROPOSAL:

ACTION: 1) Authorize the City Manager to accept West Hollywood's FY 2000/01 allocation of \$113, 447 from the California Law Enforcement Equipment Program (CLEEP) grant program; 2) Authorize the Interim Director of Finance to increase budgeted general fund revenues and expenditures in the Public Safety Division by \$113, 447; 3) Authorize the City Manager to forward \$28,447 of West Hollywood's California Law Enforcement Equipment Program (CLEEP) allocation directly to the Los Angeles County Sheriff's Department for use in the Los Angeles Regional Crime Information System (LARCIS); and, 4) Authorize the City Manager

to reprogram all savings and interest earnings towards the purchase of additional high technology equipment. **Approved as part of the Consent Calendar.**

2.AA. ADOPTION OF THE 2000 CONFLICT OF INTEREST CODE BIENNIAL NOTICE:

ACTION: Adopt Resolution No. 00-2431, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE CITY'S CONFLICT OF INTEREST POSITIONS, ASSIGN DISCLOSURE CATEGORIES THEREFORE, AND AMEND RESOLUTION NOS. 98-2009-99-2153. **Approved as part of the Consent Calendar.**

2.BB. LIBRARY VISIONING STATEMENT:

ACTION: Receive and file the Visioning Statement and Building Program, and thank those members of the community who served faithfully for close to two years on this advisory committee. **Approved as part of the Consent Calendar.**

2.CC. APPROVAL TO CONTINUE THE FIXED ASSET/SURPLUS EQUIPMENT DONATION PROGRAM AND APPROVAL OF YEAR-END FIXED ASSET ADJUSTMENTS:

ACTION: 1) Authorize the Interim Director of Finance to declare on an on-going basis any unused equipment as surplus and to dispose of it either by donation to a school or other non-profit agency or by sending the equipment to auction; and 2) Authorize the Interim Director of Finance to change the capitalization limit from \$1,000 to \$5,000 for financial reporting, unless the fixed asset is determined to be critical in nature. **Approved as part of the Consent Calendar.**

2.DD. AUTHORIZATION TO INSTALL BANNERS ON SUNSET BOULEVARD TO PROMOTE THE 28TH ANNUAL AMERICAN MUSIC AWARDS:

ACTION: Authorize the City Engineer to issue an encroachment permit for the installation of banners on Sunset Boulevard. **Approved as part of the Consent Calendar.**

2.EE. LEGISLATIVE TRACKING:

ACTION: Receive and file quarterly status update of Bills. **Approved as part of the Consent Calendar.**

2.FF. ACCEPTANCE OF THE SANTA MONICA BOULEVARD BRANDING MASTER PLAN:

ACTION: 1) Receive and file the Santa Monica Boulevard Branding Master Plan; 2) Direct the City Attorney to register the logo as a trademark of the City of West Hollywood; and, 3) Authorize the City's Public Information Office and West Hollywood Chamber of Commerce to grant permission to use the logo to West Hollywood businesses located along

Santa Monica Boulevard for the limited purpose of promoting their businesses. **Approved as part of the Consent Calendar.**

2.GG. DRAFT HOUSING ELEMENT POLICIES, PROGRAMS, SITES, AND ACCOMPLISHMENTS:

ACTION: 1) Approve the draft Housing Element; and, 2) Authorize staff to submit it to the State of California Department of Housing and Community Development for review. **Approved as part of the Consent Calendar.**

2.HH. PROPOSED ORDINANCE AMENDING THE MUNICIPAL CODE TO PROVIDE STORM WATER POLLUTION CONTROL FOR PLANNING AND CONSTRUCTION OF NEW DEVELOPMENT AND REDEVELOPMENT PROJECTS:

ACTION: Introduce for first reading, Ordinance No. 00-591, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE STORM WATER AND URBAN RUNOFF POLLUTION CONTROL ORDINANCE TO PROVIDE STORM WATER POLLUTION CONTROL FOR PLANNING AND CONSTRUCTION OF NEW DEVELOPMENT AND REDEVELOPMENT PROJECTS (ORDINANCE NO. 96-476) AND AMENDING THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE." (See Exhibit A) **Approved as part of the Consent Calendar.**

THE CITY COUNCIL WILL RECESS TO THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION AT 7:40 PM.

RECONVENED AS THE CITY COUNCIL AT 7:44 PM.

3. PUBLIC HEARINGS:

3.A. PAYMENT OF IN-LIEU FEE TO PARKING IMPROVEMENT TRUST FUND:

Vit Vittatoe, Parking Manager, provided background information as outlined in the staff report dated December 18, 2000.

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

MARK LEHMAN, WEST HOLLYWOOD, Spoke in support of this item and ask that Council consider a slightly lower fee for businesses along the Santa Monica Boulevard during construction.

NEAL ZASLAVSKY, spoke in support of this item and lower fees.

Mayor Pro Tempore Heilman spoke in opposition of a fee reduction, but supports phasing in the increases.

Councilmember Martin spoke in support of a fee reduction and suggested that the fees start one year after the construction project is completed.

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

ACTION: Adopt Resolution No. 00-2432, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING ESTABLISHMENTS WITH OUTDOOR DINING IN THE PUBLIC RIGHT OF WAY TO MAKE PAYMENT OF PARKING IN-LIEU FEES TO THE PARKING IMPROVEMENT TRUST FUND ON AN ANNUAL INSTALLMENT BASIS." Motion to approve the resolution with the following amendment to Sections 4 and 5: To phase in the fees at \$500 per space for the first year and \$1000 per space afterward. **Motion Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and carried noting the NO vote of Councilmember Martin.**

3.B. APPEAL OF PLANNING COMMISSION'S APPROVAL OF EXTENSION REQUEST 99-08 TO EXTEND CONDITIONAL USE PERMIT 97-03 FOR TWO ADDITIONAL YEARS AND MODIFY CERTAIN CONDITIONS FOR 24 HOUR FITNESS LOCATED AT 8612 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA:

John Keho, Associate Planner, provided background information as outlined in the staff report dated December 18, 2000.

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

TODD ELLIOT, WEST HOLLYWOOD, appellant representing the owners of the property, provided background information for the appeal. He spoke about the time frame in which the permit was issued and the current status of the parking.

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke in opposition of the appeal stating concerns regarding the continued alarm disturbance to residence.

JEFF RABIN, LOS ANGELES, Attorney representing the appellant spoke in support of the appeal and the concerns of the residents regarding the alarm.

JAMES LITZ, WEST HOLLYWOOD, spoke about the alarm issue and the clubs disregard for the residents.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the Commission's decision.

Councilmember Martin spoke about the rates of the meters in front of the club.

Mayor Pro Tempore Heilman spoke about the owner position for the appeal versus the current opponents (24-Hour Fitness). He questioned whether it is a refinancing issue or a rate increase issue. He also spoke about the off-site parking structure rates, after hour rates and the City's need to protect its rights regarding the rates.

Councilmember Guarriello spoke about the after hour rates of the parking structure and the City's position on commercial rent control.

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

ACTION: Adopt Resolution No. 00-2432, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF HILLCREST REALTY, AND UPHOLDING THE PLANNING COMMISSION'S CONDITIONAL APPROVAL OF EXTENSION REQUEST 99-08 FOR 24 HOUR FITNESS LOCATED AT 8612 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA."

Motion to grant the appeal in part and approve the resolution with additional conditions regarding the maintenance of the club, require the appellant to deal with the tenants regarding the alarm issues, to allow the extended hour rates for parking to be the same as the set rate, to delete the conditions regarding parking subject to an agreement from the appellant that it can not be re-imposed by the City with out legal challenges at a later date as long as all legal requirements of the CUP are met, and also delete as a requirement the agreement with the property owners regarding future rates. Also refer this to the City Attorney for the proper language and legal requirements and bring back to Council at a later date. **Motion Mayor Pro Tempore Heilman, seconded by Councilmember Guarriello and unanimously carried.**

4. UNFINISHED BUSINESS:

4.A. ACCEPTANCE OF THE SANTA MONICA BOULEVARD BRANDING MASTER PLAN: Moved to the Consent Calendar as item 2.FF.

4.B. DRAFT HOUSING ELEMENT POLICIES, PROGRAMS, SITES, AND ACCOMPLISHMENTS: Moved to the Consent Calendar as item 2.GG.

4.C. SUNSET BOULEVARD UPDATE:

Richard Odenthal, Public Safety Manager and Ray Reynolds, Director of Community Development, provided background information as outlined in the staff report dated December 18, 2000.

MINDY BRADISH, WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke in support of the Town Hall meeting.

JULIA HUNTER, LOS ANGELES, spoke in support of the Town Hall meeting and the City's efforts to resolve some of the issues of the residents.

DOUGLAS HUNTER, LOS ANGELES, spoke in support of a Town Hall meeting.

DAN SILVER, WEST HOLLYWOOD, spoke in opposition to this item, stating that it is a waste of funding and that the City should hold the Sheriff's department responsible for their lack of resolution to certain issues of the residents.

KEVIN T. MCCARNEY, BURBANK, West Hollywood Business owner spoke in support of this item, also that the city should bring in a professional to coordinate this effort.

CHUCK TOVER, LOS ANGELES, spoke in support of this item.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of this item. He also had some concerns regarding the deployment of the special enforcement units (Sheriff's Department) and the closure of Alta Loma.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition of the creation of the Town Hall meeting, stating that we need to change the policy.

NICK SHAFFER, WEST HOLLYWOOD, spoke in support of this item.

Councilmember Martin spoke in support of the Town Hall meeting and the efforts of staff to work with the residents in resolving issues.

Mayor Prang spoke about the need to create a balance so that the residents and visitor's will benefit from the uniqueness of the City.

Councilmember Guarriello spoke in support of the Town Hall meeting.

Mayor Pro Tem Heilman spoke about the structure of the Town Hall meeting and that the business owners need to be more responsible.

ACTION: 1) Receive and file the Sunset Boulevard Update as presented by staff; 2) Direct staff to convene a Sunset boulevard Town Hall Meeting on Saturday, January 27, 2001; and, 3) Designate \$125,000 from the Undesignated General Fund Reserves to proceed with the formation of a Sunset Boulevard Town Hall Meeting. **Motion Mayor Pro Tempore**

Heilman seconded by Councilmember Guarriello and unanimously carried.

4.D. CONSIDERATION OF ALTERNATIVES FOR FILING A CITY COUNCIL VACANCY.

Mayor Pro Tempore Heilman, provided background information as outlined in the staff report dated December 18, 2000.

STAN LOTH RIDGE, WEST HOLLYWOOD, spoke in opposition of filling this vacancy and that the citizen should have the right to vote on this issue.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of filling the vacancy on the Council.

JEANNE DOBRIN , WEST HOLLYWOOD, spoke in opposition of filling of the vacant seat on City Council.

ACTION: 1) Allow the vacancy to remain until the General Municipal Election, March 6 2001. **Motion Mayor Prang, seconded by Councilmember Guarriello and unanimously carried.**

5. NEW BUSINESS:

5.A. APPOINTMENT OF INTERIM MAYOR PRO TEM:

No staff report was provided.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of the appointment but had some issues with the rotation process.

Mayor Prang spoke about the rotational process for appointing Mayor Pro Tempore. He also spoke about the senior person being appointed as Mayor Pro Tempore.

Councilmember Martin spoke about the rotational process and the next in line for the position would be Councilmember Guarriello. He also nominated himself for the position.

Councilmember Guarriello spoke about the rotational process and his decline from the nomination.

ACTION: Elect an interim Mayor pro Tem for the remainder of the term. Motion to allow Mayor Pro Tem Heilman to continue in the position as Mayor Pro Tem. **Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.**

5.B APPEAL OF PLANNING COMMISSION DENIAL OF CREATIVE BILLBOARD 2000-33 TO EXTEND CBB 99-64 FOR A TEMPORARY "CUBE" BILLBOARD AT 8300 SUNSET BLVD:

Liz Bar-El, Associate Planner, provided background information as outlined in the staff report dated December 18, 2000.

BOB BURICH, Representative for the Appellant stated that the appellant did adhere to some of the code compliance issues due to complaints of residences and that they have adjusted the signs so they should be allowed an extension.

PATRICK, KIBBY, WEST HOLLYWOOD Chamber of Commerce, spoke in support of this item.

GARY MOORE, WEST HOLLYWOOD, spoke in support of this item, stating that the "CUBE" Billboard is an asset to the Sunset Strip.

MICHAEL HAIBACH, WEST HOLLYWOOD, spoke in support of this item.

JAMES GILDEN, WEST HOLLYWOOD, spoke in support of this item.

JERRIE HESLOV, WEST HOLLYWOOD, spoke in support of the appeal.

GEORGE LAKES, WEST HOLLYWOOD, spoke in support of the appeal.

TODD DICKEY, WEST HOLLYWOOD, spoke in support of the appeal.

CLIFF TESTON, WEST HOLLYWOOD, spoke in support of this item, stated that as a business owner he supports any thing that my improve property value.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the Commissions decision to deny the billboards permit.

G.G. VERONE, LOS ANGELES, spoke in support of the Planning Commission's decision to deny the extension of Creative Billboard's Cube billboard.

KEVIN DAVIS, WEST HOLLYWOOD, spoke in support of the appeal.

JACK WISHARED, LOS ANGELES, spoke in support of the Commission's decision.

AL, RANTEL, WEST HOLLYWOOD, spoke in support of the Planning Commission decision to deny the extension.

ERIK BRAVERMAN, WEST HOLLYWOOD, spoke in support of the appeal.

NEAL ZASLASKY, WEST HOLLYWOOD, spoke in support of the appeal.

SID SMITH, WEST HOLLYWOOD, spoke in support of the Planning Commission decision to deny the extension of Creative Billboards

BRAD TORGAN, WEST HOLLYWOOD, Planning Commission spoke in support of the commission's decision to deny the extension.

JEREMY WINDALE, LOS ANGELES, lighting designer, spoke about the lighting and illumination of the sign and support the Commissions decision to deny an extension of Creative Billboards.

KELLY RISTUCCIA, LOS ANGELES, spoke in support of the appeal, and asks the Council grant Creative Billboard the extension.

JEFFERY SMITH, WEST HOLLYWOOD, spoke in support of the Planning Commissions decision to deny an extension to creative billboard CUBE sign.

JAMES LITZ, WEST HOLLYWOOD, spoke in support of the appeal.

LYNNE SEGALL, LOS ANGELES, spoke is support of the commission decision to deny the extension to the creative billboard CUBE permit.

PAMELA WISHARD, WEST HOLLYWOOD, spoke in support of the Planning Commission decision to deny the extension of creative billboards CUBE permit.

BOB BURICH, LOS ANGELES, Representative for the Appellant spoke about the concerns of Mr. & Mrs. Wishard, asking that Council come to some sort of compromise and extend the permit an additional 6 months and then the sign will come down.

Motion to approve the Appellants appeal and extend the CUP for another six months as long as all rules and regulations where upheld, with restriction that the appellant reduce the lighting another 10 percent, prohibit the cutting or trimming of trees adjacent to the sign, and that the printing on the sign should not be any lighter them it is now.

Motion: Councilmember Martin, seconded by Councilmember Guarriello and carried noting the NO vote of Mayor Pro Tempore Heilman.

**5C. PROPOSED RESOLUTION RESCINDING RESOLUTION 85-0083,
THEREBY WITHDRAWING ENDORSEMENT FOR THE GRAPE
BOYCOTT OF 1985:**

Mayor Pro Tempore Heilman, provided background information as outlined in the staff report dated December 18, 2000

ACTION: 1) Adopt Resolution No. 00-2433, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD RESCINDING RESOLUTION 85-0083, THEREBY WITHDRAWING ENDORSEMENT FOR THE FRESH GRAPE BOYCOTT OF 1985;" and, 2) Send signed copies of the resolution of Arturo S. Rodriguez, President of the United Farm Workers of America. **Motion Mayor Pro Tempore Heilman, seconded by Councilmember Martin and unanimously carried.**

**5.D. PROHIBIT STAFF FROM ISSUING ENCROACHMENT PERMITS TO
TOUR BUSES ON SAN VICENTE BOULEVARD:**

Mayor Pro Tempore Heilman provided background information as outlined in the staff report dated December 18, 2000.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke opposition of this item, with concerns regarding the alternative locations.

NICK SCHAFFER, WEST HOLLYWOOD, spoke in opposition to this item.

ACTION: 1) Direct staff to stop issuing encroachment permits for tour buses to park on San Vicente Boulevard between Melrose Avenue and Beverly Boulevard; and, 2) Direct Staff to come back to the City Council within 90 days with alternative sites within the City for tour bus/limousine parking. **Motion Mayor Prang, seconded by Councilmember Guarriello and unanimously carried.**

**5.E. WOMEN'S ADVISORY APPOINTMENT:
Tabled to the meeting of January 8, 2001.**

EXCLUDED CONSENT CALENDAR:

**2.V. DIRECTION TO STAFF TO SUSPEND ENFORCEMENT OF THE CITY'S
CRAMPED WHEEL ORDINANCE:
Tabled to the meeting of January 8, 2001.**

PUBLIC COMMENT:

JEROME NASH, WEST HOLLYWOOD, spoke about the removal of item 2.M. from the Consent Calendar.

6. LEGISLATIVE:

**6.A. PROPOSED ORDINANCE AMENDING THE MUNICIPAL CODE TO
PROVIDE STORM WATER POLLUTION CONTROL FOR PLANNING**

AND CONSTRUCTION OF NEW DEVELOPMENT AND REDEVELOPMENT PROJECTS: This Item was moved to the Consent Calendar as item 2HH and approved.

COUNCILMEMBER COMMENTS:

Councilmember Martin encouraged everyone to conserve electrical energy during this Holiday Season.

Mayor Pro Tempore Heilman spoke about the removal of Item 2.M., Cultural Resource Designation and Mills Act for property location 8415-8423 Fountain Ave.

CITY ATTORNEY REPORT OF CLOSED SESSION: City Attorney Jenkins reported that there were four items added to the agenda; existing litigation, threatening litigation and no reportable actions.

ADJOURNMENT: The City Council adjourned at 11:37 PM. to their next regularly scheduled meeting, which will be on Monday, January 8, 2001 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 FEBRUARY, 2001.


MAYOR

ATTEST:

VIVIAN LOVE, INTERIM CITY CLERK