

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, AUGUST 2, 1999
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting to order at 7:48 P.M. Prior to the Regular Meeting, the City Council held a Study Session with the West Hollywood convention and Visitors Bureau.

PLEDGE OF ALLEGIANCE: Carl Cronin led the Pledge.

ROLL CALL:

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

ABSENT: None.

ALSO PRESENT: City Manager Makinney, City Attorney Jenkins, City Clerk Thompson and Assistant City Clerk Bell.

Mayor Heilman requested that Item 2.S. be tabled to August 16, 1999.

Councilmember Koretz read into the record changed language on Item 2.L., classify remains and burial *grounds* as "unaffiliated when they come from the aboriginal territory of existing Nations; burial *grounds* which have been designated as "unaffiliated."

Staff requested that the City Council add an Urgency Item to the Consent Calendar as Item 2.U., **PROPOSED RESOLUTION ELECTING TO RECEIVE PAYMENTS PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 33607.5(a)(2) and (b).**

ACTION: Find that the Urgency Item came to the attention of the City after the Posting of the Agenda and that there is an immediate need to act on the Item, and add the Urgency Item 2.U. to the Consent Calendar. **Motion Martin, seconded by Councilmember Guarriello and carried on a Roll Call vote noting the ABSTENTION of Koretz.**

APPROVAL OF AGENDA:

ACTION: Approve the August 2, 1999 Agenda as amended. **Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.**

PRESENTATIONS:

Councilmember Guarriello presented a plaque to Mariangela Malespin for her service on the Fine Arts Commission.

Councilmember Guarriello presented a plaque to Dorothy Harper for her community service for over twenty-five years.

Mayor Pro Tem Prang presented a plaque to Judge Stephen Lachs, in honor of his many years of service and his impending retirement.

Councilmember Martin presented a commendation to James Bartholet of LA Nightlife for his cable access show of ten years and his community service.

Mayor Heilman presented a proclamation for Lesbian Visibility Month to Karen Mall and Nadia Sutton.

Brad Burlingame and Mayor Heilman presented a check for \$10,000 to Daniel Saxon for the Avenues of Art & Design to light their Sky Gallery banners.

PUBLIC COMMENT:

JOHN GOMEZ, TEMECULA, spoke in support of Item 2.L.

RAVEN LOPEZ WORKMAN, RIVERSIDE, spoke in support of Item 2.L.

CARIE LOPEZ, LOS ANGELES, spoke in support of Item 2.L.

MARK OLSEN, SANTA MONICA, Regional Manager of Southern California Edison, spoke in support of 2.S.

ANGEE BECKETT, WEST HOLLYWOOD, spoke about the ficus trees.

EFFIE REUVENI, WEST HOLLYWOOD, spoke in support of preserving the trees in West Hollywood.

MARIE LYONS, WEST HOLLYWOOD, spoke about the speed hump mitigation.

LEIF HAGEL, WEST HOLLYWOOD, spoke in support of Item 4.D.

LAURENCE ZAKSON, WEST HOLLYWOOD, presented the City Council with a video tape from a program regarding Campaign Reform. He also spoke in support of Item 2.L. as president of the Democratic Club. He also spoke in support of renewal of the Sheriff's contract. He suggested that this contract should come before the Public Safety Commission.

ROYCE MATHEW, WEST HOLLYWOOD, spoke about the Alternative Living of the Aging.

CAROL RODRIQUEZ, WEST HOLLYWOOD, spoke about the Summer Sound concerts.

TERESA ATKINSON, NORTHRIDGE, spoke in support of Item 6.A.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition of Item 2.T.

CYNTHIA RULLO, CULVER CITY, spoke in support of Item 6.A.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello commented on the Summer Sounds Concert. He spoke about the ficus trees.

Councilmember Koretz commented on the Santa Monica Boulevard Rehabilitation Project.

Mayor Pro Tem Prang commented on smoking at the Normandy Room. He asked the City Manager for clarification on cell phone costs for Code Compliance, for an update on securing the bungalows on San Vicente, information on the construction going on by The Gas Company on the Eastside and a report on the root problems caused by ficus trees in front of the French Market.

Councilmember Koretz asked the City Council to adjourn the meeting in memory of Gail Sakajian.

Mayor Heilman commented on the property located at Doheny and Santa Monica Boulevard.

CITY MANAGER'S REPORT: City Manager Makinney introduced Steve Barry as the new Public Safety Manager. He commented that he would look into the phone bill of the Code Compliance Department and he commented on the ficus trees in front of the French Market. Joan English, Director of Transportation and Public Works, reported on The Gas Company Construction.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Thompson stated the fiscal impact on the Consent Calendar of August 2, 1999, as amended, \$290,098 in expenditures and \$3,000 in potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., H., I., J., K., L., M., N., O., P., Q., R., T. and Urgency Item 2.U. Motion Councilmember Guarriello, seconded by Mayor Pro Tem Prang and unanimously carried.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, August 2, 1999 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, July 29, 1999.

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of the Regular Meeting of July 19, 1999. **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 claim of David E. Albanez and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. DEMAND REGISTER NO. 395, RESOLUTION NO. 99-2134:

ACTION: Approve Demand Register No. 395 and adopt Resolution No. 99-2134, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 395." **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

ACTION: Receive and file Action Reports from the Project Area Committee of June 1, 1999; and, the Transportation Commission of July 21, 1999. **Approved as part of the Consent Calendar.**

2.G. NOTICE OF COMPLETION FOR THE WEST HOLLYWOOD PARK POOL LOCKER ROOM RENOVATION PROJECT (C.I.P. #5050-99-01):

ACTION: 1) Accept the work completed by Sandalwood Construction of Long Beach, California; 2) Authorize filing a Notice of Completion by the City; 3) Authorize release of Payment and Performance Bonds posted for this project; and, 4) Authorize a retention payment not to exceed \$7,098.10 to Sandalwood Construction at the end of the 35 day lien period. **Approved as part of the Consent Calendar.**

2.H. PROPOSED RESOLUTION SUPPORTING THE MTA'S FISCAL YEAR 2000 TRANSPORTATION APPROPRIATIONS REQUEST IN H.R. 2084 (WOLF) AND OPPOSING "THE TRANSIT EQUITY PROVISION" IN S. 1143 (SHELBY):

ACTION: 1) Adopt Resolution No. 99-2135, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE MTA'S FISCAL YEAR 2000 TRANSPORTATION REQUEST IN H.R. 2084 AND OPPOSING THE "TRANSIT EQUITY PROVISION" IN S. 1143;" and, 2) Direct staff to inform appropriate Federal officials and MTA

staff of the City Council's decision. **Approved as part of the Consent Calendar.**

2.I. PROPOSED RESOLUTION IN SUPPORT OF ASSEMBLYMAN WALLY KNOX'S EMERGENCY PETITION TO THE CPUC TO RESCIND THE 310 OVERLAY AND MANDATORY 11-DIGIT DIALING:

ACTION: 1) Adopt Resolution No. 99-2136, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF ASSEMBLYMAN WALLY KNOX'S EMERGENCY PETITION TO THE CPUC TO RESCIND THE 310/424 OVERLAY AND MANDATORY 11-DIGIT DIALING AND RESCINDING RESOLUTION NO. 98-1900;" and, 2) Request Assemblyman Wally Knox to add the City of West Hollywood as a co-petitioner on his emergency petition to the CPUC. **Approved as part of the Consent Calendar.**

2.J. APPROVE AMENDMENT TO CONTRACT WITH WALKER PARKING CONSULTANTS FOR ADDITIONAL SERVICES IN COMPLETING THE PARKING MASTER PLAN:

ACTION: 1) Approve an amendment to the April 5, 1999 agreement with Walker Parking Consultants, in an amount not to exceed \$25,000 due to the expanded scope of work required to complete the Parking Master Plan;" and, 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

2.K. RATIFICATION OF ADDENDUM #1 TO AGREEMENT WITH WALKER PARKING CONSULTANTS TO PROVIDE DESIGN REVIEW SERVICES TO A TENANT WHO PROVIDES THEIR OWN ARCHITECT FOR TENANT IMPROVEMENTS AT THE MUNICIPAL PARKING STRUCTURE NO. 1 LOCATED AT 8383 KING'S ROAD:

ACTION: Ratify Addendum #1, dated October 25, 1995, to the June 7, 1994 Agreement with Walker Parking Consultants for design review services in an amount not to exceed \$15,000; and, 2) Authorize the City Manager to ratify the addendum. **Approved as part of the Consent Calendar.**

2.L. PROPOSED RESOLUTION IN SUPPORT OF THE NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT (NAGPRA/PUBLIC LAW 101-601):

ACTION: 1) Adopt Resolution No. 99-2137, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE NATIVE AMERICAN GRAVES PROTECTION AND REPATRIATION ACT (NAGPRA/PUBLIC LAW 101-601);" **AS AMENDED** and, 2) Send copies of this signed resolution to the California Democratic Council, CA Assemblyman Darrel Steinberg (9th AD, Select Committee on native American Repatriation), U.S. Senators Daniel Inouye, Barbara

Boxer, Dianne Feinstein, the U.S. Bureau of Indian Affairs and the NAGPRA Review Committee. **Approved as part of the Consent Calendar.**

2.M. PROPOSED RESOLUTION IN OPPOSITION TO THE PENALTIES FOR UNPAID LOCAL CONSTRUCTION CONTRACTS ACT OF 1999, AB 1410 (MARGETT), A BILL WHICH WOULD IMPOSE A PENALTY OF 2% FOR EVERY 30-DAY PERIOD THE PAYMENT IS LATE:

ACTION: 1) Adopt Resolution No. 99-2138, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE PENALTIES FOR UNPAID LOCAL CONSTRUCTION CONTRACTS ACT OF 1999, AB 1410 (MARGETT), A BILL WHICH WOULD IMPOSE A PENALTY OF 2% FOR EVERY 30-DAY PERIOD THE PAYMENT IS LATE;" and, 2) Direct staff to inform the League of California Cities and appropriate state officials of the Council's decision. **Approved as part of the Consent Calendar.**

2.N. PROPOSED RESOLUTION IN OPPOSITION TO THE PUBLIC CONTRACTS: PLANS AND SPECIFICATIONS ACT OF 1999, AB 1314 (PESCETTI), A BILL WHICH WOULD RELIEVE PUBLIC WORKS CONTRACTORS OF THE RESPONSIBILITY TO REPORT KNOWN ERRORS TO LOCAL HIRING ENTITIES:

ACTION: 1) Adopt Resolution No. 99-2139, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE PUBLIC CONTRACTS: PLANS AND SPECIFICATIONS ACT OF 1999, AB 1314 (PESCETTI), A BILL WHICH WOULD RELIEVE PUBLIC WORKS CONTRACTORS OF THE RESPONSIBILITY TO REPORT KNOWN ERRORS TO LOCAL HIRING ENTITIES;" and, 2) Direct staff to inform the League of California Cities and appropriate state officials of the Council's decision. **Approved as part of the Consent Calendar.**

2.O. DIRECT STAFF TO FORMULATE A POLICY ON "OPEN ACCESS":

ACTION: Direct the Finance Director convene the Technology Task Force to formulate a policy on Open Access for the internet. **Approved as part of the Consent Calendar.**

2.P. RESIGNATION OF KEVIN NOTRE FROM THE RENT STABILIZATION COMMISSION:

ACTION: 1) Accept with regret the resignation of Kevin Notre from the Rent Stabilization Commission; and, 2) Direct the City Clerk to post a notice of vacancy and accept applications. **Approved as part of the Consent Calendar.**

- 2.Q. SUPPLEMENTAL PROFESSIONAL SERVICES AGREEMENT WITH M.C.E. CORPORATION FOR STREET MAINTENANCE SERVICES TO REPAIR DAMAGED PAVEMENT AND REPAINT PAVEMENT MARKINGS ON SAN VICENTE BOULEVARD:**
ACTION: 1) Approve a supplemental professional services agreement with M.C.E. Corporation in an amount not to exceed \$90,000 for street maintenance services to repair damaged pavement and repaint pavement markings on San Vicente; and, 2) Authorize the City Manager to execute the supplemental agreement. **Approved as part of the Consent Calendar.**
- 2.R. PROFESSIONAL SERVICES AGREEMENT WITH ASSOCIATED SOILS, INC. FOR MATERIAL TESTING SERVICES FOR QUALITY CONTROL ON THE SANTA MONICA BOULEVARD REHABILITATION PROJECT:**
ACTION: 1) Approve a professional services agreement with Associated Soils, Inc. in an amount not to exceed \$150,000 to provide material testing services for quality control on Santa Monica Boulevard Rehabilitation Project; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**
- 2.S. REQUIREMENTS FOR ENERGY EFFICIENT AND ENVIRONMENTALLY SOUND DEVELOPMENT:**
Tabled to August 16, 1999.
- 2.T. ACCEPTANCE OF DONATIONS FOR THE SENIOR MILLENNIUM EVENT TO BE HELD ON DECEMBER 16, 1999:**
ACTION: 1) Accept the generous \$3,000 sponsorship and other forthcoming sponsorships for the Senior Millennium Event; and, 2) Increase Social Services "In-house Seniors Project" appropriation by said contributions. **Approved as part of the Consent Calendar.**
- 2.U Urgency Item. RESOLUTION ELECTING TO RECEIVE PAYMENTS PURSUANT TO CALIFORNIA HEALTH AND SAFETY CODE SECTION 33607.5 (a) (2) and (b):**
ACTION: Adopt Resolution No. 2140, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ELECTING TO RECEIVE PAYMENTS PURSUANT TO HEALTH AND SAFETY CODE SECTION 33607.5 (a) (2) and (b). **Approved as part of the Consent Calendar.**
- 3. PUBLIC HEARINGS:** None.
- 4. UNFINISHED BUSINESS:**

4.A. DEVELOPER SELECTION FOR SANTA MONICA/HANCOCK AVENUE CITY-OWNED PROPERTY:

Joan English, Director of Transportation and Public Works, provided background information as outlined in the staff report dated August 2, 1999.

MARK SPOHN, WEST HOLLYWOOD, spoke in support of Rich Development.

ROBERT CHAMPION, LOS ANGELES, spoke in support of Champion Development.

Councilmember Guarriello asked questions on parking requirements.

Ms. English stated that both developers met the minimum parking spaces requested.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke about the prospective tenants at the said location.

Mayor Pro Tem Prang commented that he supported the staff recommendation of Champion Development Group.

Mayor Heilman commented that both developers are well qualified and that he supported the staff recommendation.

Councilmember Martin commented that Rich seemed to understand what the community was and they demonstrated community sensibilities.

Councilmember Guarriello commented that Rich has offered more parking spaces than Champion.

Mayor Pro Tem Prang directed staff to have the chosen developer adjust their plans to include more parking spaces.

ACTION: 1) Approve the selection of Champion Development Group from the "short list" to develop the Santa Monica Boulevard/Hancock Avenue site; and, 2) Authorize the City Manager to enter into an Exclusive Right to Negotiate to develop the property located at 8759 Santa Monica Boulevard. **Motion Councilmember Mayor Pro Tem Prang, seconded by Mayor Heilman and carried on a roll call vote:**
AYES: Councilmembers Koretz, Prang, Heilman.
NOES: Councilmembers, Guarriello and Martin.

4.B. SUPPLEMENTAL PROFESSIONAL SERVICES AGREEMENT WITH JOHN L. HUNTER AND ASSOCIATES AND AMENDMENT TO THE

MEMORANDUM OF UNDERSTANDING WITH LOS ANGELES COUNTY CONCERNING EDUCATIONAL SITE VISITS TO FOOD SERVICE AND AUTOMOTIVE RELATED BUSINESSES:

John Jakupcak, Environmental Programs Specialist, provided background information as outlined in the staff report dated August 2, 1999.

Mayor Pro Tem Prang spoke in support of Hunter Associates.

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

ACTION: 1) Approve a supplemental professional services agreement with John L. Hunter and Associates in an amount not to exceed \$30,000 to ensure compliance with the requirements of the National Pollution Discharge Elimination System permit for the City of West Hollywood; 2) Authorize the City Manager to execute the supplemental professional services agreement; and, 3) Direct staff to initiate an amendment to the previously approved Memorandum of Understanding with Los Angeles County Department of Public Works regarding the requirement to conduct educational site visits to food service and automotive related businesses.

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

4.C. PROFESSIONAL SERVICES AGREEMENT WITH DEKRA-LITE FOR THE DESIGN AND INSTALLATION OF HOLIDAY DECORATIONS ALONG SANTA MONICA BOULEVARD LIGHTING DISTRICTS 1 AND 3:

Elana Buegoff, Economic Specialist II, provided background information as outlined in the staff report dated August 2, 1999.

Mayor Heilman asked if there will be only one design or will more design be added in the future.

Mayor Pro Tem Prang commented on the maintenance problems.

ERIC PETERSEN, President of Dekra-Lite, Inc., stated that these lights are brand new and there is a guarantee to have any repairs done within forty-eight hours.

ACTION: 1) Approve a three (3) year professional services agreement with Dekra-Lite, Inc. in an amount not to exceed \$232,177.63 for holiday lighting decorations for the 1999/2000, 2000/2001 and 2001/2002 holiday seasons; and, 2) Authorize the City Manager to execute the agreement.

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

4.D. SPEED REDUCTION POLICY ON RESIDENTIAL STREETS UTILIZING SPEED HUMPS AND STOP SIGNS:

Dennis Woods, Associate Transportation Planner, provided background information as outlined in the staff report dated August 2, 1999.

Joan English, Director of Transportation and Public Works, stated that staff will bring back to the City Council the recommendation for compensation with noise to the adjoining properties.

Mayor Heilman commented that the fifty signatures are required for a petition only to find out the consensus of the neighborhood.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on the noise mitigation and reimbursement process.

ACTION: Adopt Resolution No. 99-2141, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE SPEED REDUCTION POLICY UTILIZING SPEED HUMPS AND STOP SIGNS AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION AND PUBLIC WORKS TO IMPLEMENT THE SPEED REDUCTION POLICY AS PART OF THE CITY'S NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM." *Excluding sections 13 and 14 of the policy.*

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

4.E. WEST HOLLYWOOD 2000 CELEBRATION:

Curtis Brown, Recreation Services Administrator, provided background information as outlined in the staff report dated August 2, 1999.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on the cost of the Sheriff's to cover this event.

Mr. Brown stated that the Sheriff cost will be paid by the event sponsor and their participation will be limited. He also stated that there will be no alcohol served.

Mayor Heilman, with a consensus of the City Council, requested that the Item be put on hold since the promotor did not make an appearance.

ACTION: Tabled. Direct staff to come back to the City Council with another sponsor for the event if it is feasible due to the time constraints.

By a consensus of the City Council.

5. NEW BUSINESS:

5.A. SIX MONTH PUBLIC SAFETY ACTIVITIES REPORT:

City Manager Makinney provided background information as outlined in the staff report dated August 2, 1999.

Captain Odenthal reported on the transient and transsexual population along with crime in West Hollywood.

Mayor Pro Tem Prang commented on transients in West Hollywood.

Mayor Heilman commented that there is no visibility of the outreach by the Sheriff's Department concerning transients.

Councilmember Guarriello commented on patrolling the streets in a marked vehicle.

Councilmembers Koretz commented on "bandit" taxi cabs.

Mayor Pro Tem Prang stated that Joan English stated that she is going to give the City Council a report on this issue.

Leslie Isenberg, Neighborhood Specialist, provided background information on the Neighborhood Watch Program and the Volunteer Disaster Corp.

Mayor Pro Tem Prang commented that there should a more proactive program to solicit people to establish a Neighborhood Watch.

Mayor Heilman commented that the City should schedule the Neighborhood Watch meetings since the point is to meet your neighbors and invite City staff, Councilmembers and the Sheriffs.

Carl Cronin, Chair of the Disaster Volunteer Corp. stated that there are approximately eighty-five members.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on transients.

JOHN PAUL DRAYER, WEST HOLLYWOOD, Captain of Kings Road Neighborhood Watch, commented on his meetings.

ACTION: Receive, discuss and file the report and provide input on and endorse the goals, and strategies for the upcoming fiscal year.

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

5.B. RENEWAL OF LAW ENFORCEMENT CONTRACT WITH THE COUNTY OF LOS ANGELES:

Leslie Isenberg, Neighborhood Services Specialist II, provided background information as outlined in the staff report dated August 2, 1999.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the contract renewal.

ACTION: 1) Approve the attached City-County Law Enforcement Agreement between the City of West Hollywood and the County of Los Angeles for a five (5) year period through June of 2004; 2) Authorize the City Manager to execute the renewal agreement; and, 3) Adopt Resolution No. 99-2142, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING ADDITIONAL LAW ENFORCEMENT SERVICES WITHIN THE AREA OF THE CITY OF WEST HOLLYWOOD FROM THE LOS ANGELES COUNTY SHERIFF'S DEPARTMENT UNDER THE CITY-COUNTY LAW ENFORCEMENT AGREEMENT."

Motion Councilmember Guarriello, seconded by Councilmember Martin and carried, noting the abstention of Mayor Pro Tem Prang.

5.C. PROPOSAL TO CREATE A WEST HOLLYWOOD "TOY GUNS FOR PEACE TOYS" EXCHANGE PROGRAM:

Howard Jacobs, Deputy to Mayor Pro Tem Prang, provided background information as outlined in the staff report dated August 2, 1999.

ACTION: 1) Direct staff to develop educational events aimed at encouraging area schoolchildren to exchange their toy guns for peace-oriented playthings; 2) Direct staff to develop an age-adaptable lesson plan aimed at discouraging gun violence and the importance of gun safety and encourage area schools to utilize the lesson plan; and, 3) Direct the recommendation to the Public Safety and Human Services Commissions for input.

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

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT: None.

LEGISLATIVE:

6.A. PROPOSED ORDINANCE ENFORCING THE ANTI-SMOKING LAW IN BARS, TAVERNS AND OTHER ESTABLISHMENTS:

Howard Jacobs, Deputy to Mayor Pro Tem Prang, Scott Svonkin, Deputy to Councilmember Koretz and Brent Mullins, Code Enforcement Manager,

provided background information as outlined in the staff report dated August 2, 1999.

City Attorney Jenkins stated that the City Council can authorize Code Enforcement to site smokers in bars and nightclubs.

City Manager Makinney stated that the approach the City has taken has resulted in considerable voluntary compliance.

Mayor Heilman stated that he is not sure that the Code Enforcers will enforce the law.

ESTER SHILLER, NEWBURY PARK, consultant from BREATH, spoke in support of this item.

STEPHEN J. GALLEGOS, LOS ANGELES, Director of Public Advocacy for the American Heart Association spoke in support of this item.

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

Mayor Heilman commented that code enforcement does not need to give a warning.

Councilmember Martin commented that there needs to be more nighttime code enforcement. Staff come back in sixty days for funds for additional staff.

ACTION: 1) Introduce on first reading Ordinance No. 99-550, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT, AND AMENDING CHAPTER VI OF ARTICLE IV OF THE WEST HOLLYWOOD MUNICIPAL CODE; and; 2) Direct the Public Safety Division, Public Information Office and Code Compliance to publicize the ordinance to all appropriate businesses; and 3) Direct the City Manager, the Community Development Director and the Code Compliance Manager to return to the City Council with enforcement options and funding.

Motion Councilmember Koretz, seconded by Mayor Pro Tem Prang and unanimously carried.

COUNCILMEMBER COMMENTS: None.

REPORT OF CLOSED SESSION: The City Council reconvened at 11:28 P.M. and City Attorney Jenkins stated that the City Council recessed into Closed Session and a report is on file with the City Clerk authorizing participation in Amicus Brief.

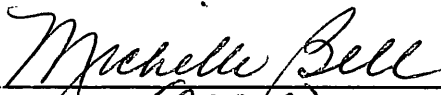
ADJOURNMENT: The City Council adjourned in memory of Gail Sakajian at 11:30 P.M., to their next regular meeting on Monday, August 16, 1999 at 6:30 PM for presentations at West Hollywood Park, 647 N. San Vicente Boulevard. The Regular Meeting will start at 7:00 P.M.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 7th DAY OF SEPTEMBER, 1999.



MAYOR

ATTEST:



City Clerk (ACTING)