

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, OCTOBER 18, 1999  
FIESTA HALL - PLUMMER PARK**

**CALL TO ORDER:** Mayor Heilman called the meeting to order at 7:07 P.M

**PLEDGE OF ALLEGIANCE:** Barbara Hamaker and Craig Ritchie led the Pledge.

**ROLL CALL:**

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

**ABSENT:** None.

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

**REPORT OF CLOSED SESSION AGENDA:** City Attorney Jenkins stated that the City Council called the meeting to order and added three agenda items. Two matters of real estate negotiations for the lease of real property at 1037 N. Laurel Avenue and 8631 Santa Monica Boulevard and one personnel item. Direction was given but no action was taken. No reportable actions were taken on any previously agendized items.

**APPROVAL OF AGENDA:**

Mayor Heilman requested an Urgency Item be added to the Agenda as Item 2.V., Establishment of a West Hollywood Orchestra Donation Account.

**ACTION:** Make the finding that the Item came to the attention to the City after the posting of the Agenda, there is an immediate need to hear the Item and add the Item to the Consent Calendar as Item 2.V. Motion Mayor Pro Tem Prang, seconded by Councilmember Guarriello and unanimously carried.

Staff requested Item 5.E. Creation of Associate Plans Examiner Classification be moved to the Consent Calendar as Item 2.W.

Staff requested that Item 6.B., Rent Stabilization Ordinance Amendment to Renumber Sections be moved to the Consent Calendar as Item 2.X. Introduce for first reading Ordinance No. 99-552, "An Ordinance Of The City Of West Hollywood Relative to Rent Stabilization and Amending the West Hollywood Municipal Code."

Councilmember Koretz requested that Item 2.1. be pulled for separate discussion then at a later point added it back to the Consent Calendar.

Mayor Heilman requested that Items 2.K. and 2. T. be removed from the Consent Calendar.

Item 2.0 was tabled at the request of staff.

**ACTION:** Approve the October 18, 1999 Agenda as amended. Motion Councilmember Guarriello, seconded by Mayor Pro Tem Prang and unanimously carried.

**PRESENTATIONS:**

The City Council presented Assemblyman Wally Knox with a gold shovel for his assistance in obtaining Santa Monica Boulevard.

Mayor Heilman presented a commendation to the Association of Russian Engineers and Scientists.

Ray Reynolds, Director of Community Development Department, introduced a new business in West Hollywood, Dupars Restaurant.

**PUBLIC COMMENT:**

SHARON O'ROURKE, WEST HOLLYWOOD, spoke in support of Item 2.Q.

KATHERINE THULIN, WEST HOLLYWOOD, thanked the City Council for setting up a meeting so expeditiously regarding the noise nuisance at the Argyle Hotel. She also spoke about parking problems on DeLongpre Avenue.

CLINT TROUT, WEST HOLLYWOOD, spoke in support of the "No on Knight Campaign."

JAMES FUHRMAN, WEST HOLLYWOOD, spoke about the Astra Hotel being too large for the size of the lot.

PAUL TEPPER, LOS ANGELES, representing the West Hollywood Community Housing Corporation, spoke in support of Items 2.H., 2.1., and 4.A.

JEANNE DOBRIN, LOS ANGELES, spoke about San Diego being a "No Kill City" for animals and she spoke about West Hollywood doing the same.

JOHN PAUL DRAYER, WEST HOLLYWOOD, thanked the City Council for new trees and the reduced speed signs on Kings Road and he also spoke about budgeted amounts for Pride trips.

MARK E. LEHMAN, WEST HOLLYWOOD, spoke in support of Item 2.Q.

DON BRUHNKE, WEST HOLLYWOOD, thanked Mayor Heilman for writing letters to businesses to clean up their property; he thanked the City Council for weekend trash pickup; and he thanked Mayor Heilman for his response to an e-mail from a Sheriff in Lee County.

CAROL RODRIGUEZ, WEST HOLLYWOOD, spoke about the assistance the Social Services Department facilitated for her disabled friend.

**COUNCILMEMBER COMMENTS:**

Councilmember Martin commented on the towing on DeLongpre Avenue.

Councilmember Guarriello spoke about the City's aggressive enforcement of the Argyle Hotel.

Councilmember Koretz commented on the tow away on DeLongpre Avenue and he spoke about the new No Smoking signs which will be going up in restaurants and bars around the City. He also announced an event, Third Annual Bowling for Pets on Saturday, October 30th.

Mayor Pro Tem Prang thanked Interim City Manager Arevalo for his diligence in checking City Hall after the earthquake on Saturday, October 16, 1999. He commented that the Los Angeles Times made a mistake stating that the condom ordinance would be discussed at the October 18, 1999 City Council meeting. Mayor Pro Tem Prang commented on the "No on Knight" campaign and his walk in the AIDS Project Los Angeles campaign. Mayor Pro Tem Prang stated that Mayor Heilman has raised \$13,000 to run in the National AIDS Run. He requested that the City Council adjourn the meeting in memory of Jane Small.

Mayor Heilman commented on earthquake prevention and he congratulated the Public Safety Division for their award. He announced the Project Unity event Saturday, October 23, 1999. He thanked all those who have contributed to the AIDS run.

Councilmember Koretz requested that Item 2.I. be put back on the agenda.

**CITY MANAGER'S REPORT:** Interim City Manager Arevalo reported that the complaints regarding a business, Papers, Rock and Scissors has caused an ongoing investigation and he will have a report at the conclusion of the investigation. He also spoke about Item 2.Q. and stated that the staff has recognized the heightened need to focus on the reconstruction of Santa Monica Boulevard. He also thanked staff, Jeff Huffer, Vivian Love and Helen Goss for their support. He also announced that Halloween will take place in the City.

**FISCAL IMPACT ON CONSENT CALENDAR:** City Clerk Thompson stated the fiscal impact on the Consent Calendar of October 18, 1999, is \$539,516 in expenditures and \$0 in potential revenue.

**CONSENT CALENDAR:**

**ACTION:** Approve Items 2.A., B., C., D., E., F., G., H., I., L., M., N., P., Q., R., S., U., URGENCY Item V., W., and X. Motion Mayor Pro Tem Prang, seconded by Councilmember Guarriello and unanimously carried.

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

The agenda for the meeting of Monday, October 18, 1999 was posted at City Hall, Plummer Park, the Sheriffs Station and at the West Hollywood Library on Thursday, October 14, 1999.

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

**2.B. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:**

**ACTION:** Receive and file attendance records from the various appointed bodies for the period of June, July and August of 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 claims of Mark Schenkman, Horatio Bridges, Nekane Erro, Disneyland (Elizabeth McHale), Andrew Liebowitz, Ali Sabbaghzadeh, St. Paul Fire and Marine Insurance, Budget Rent-A-Car, Nathalie Fister and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

**2.E. DEMAND REGISTER NO. 400, RESOLUTION NO. 99-2185:**

**ACTION:** Approve Demand Register No. 400 and adopt Resolution No. 99-2185, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 400." **Approved as part of the Consent Calendar.**

**2.F. APPROVE THE PURCHASE OF SPECIAL EVENT COVERAGE FOR WEST HOLLYWOOD HALLOWEEN CARNAVAL:**

**ACTION:** 1) Approve purchase of special event coverage for the event at a premium currently estimated to start at \$20,000 and not to exceed \$35,000; and, 2) Authorize the Interim City Manager to decide which insurance coverage to obtain and execute the insurance coverage documents. **Approved as part of the Consent Calendar.**

**2.G. LEGISLATIVE TRACKING UPDATE:**

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

**2.H. EXTENSION OF THE TERM OF A PROMISSORY NOTE WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION FOR THE 8-UNIT AFFORDABLE HOUSING PROJECT LOCATED AT 1123 NORTH DETROIT STREET:**

**ACTION:** 1) Approve an amendment to the agreement with the West Hollywood Community Housing Corporation extending the term of the promissory note for an additional five (5) years for the property located at 1123 North Detroit Street; and, 2) Authorize the Executive Director to execute the amendment and any related loan documents. **Approved as part of the Consent Calendar.**

**2.1. ANNUAL REPORT AND APPROVAL OF FISCAL YEAR 1999 2000 SERVICE AGREEMENT WITH WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:**

**ACTION:** 1) Receive and file the Annual report of the West Hollywood Community Housing Corporation for Fiscal Year 1998-99; 2) Approve the Fiscal Year 1999-2000 Service Agreement with West Hollywood Housing Corporation in the amount of \$177,156 to provide operational support for WHCHC; and, 3) Authorize the Interim City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

**2.J. APPROVAL OF CONTRACT FOR TELECOMMUNICATIONS FEASIBILITY STUDY (PHASE 1):**

**ACTION:** 1) Approve a contract with Parsons Infrastructure and Technology Group for a Telecommunications Feasibility Study in an amount not to exceed \$49,869; 2) Authorize the Interim City Manager to execute the agreement; 3) Authorize the Interim Director of Finance and Technology Services to transfer \$36,576 from the Capital Improvement Fund (340) to the Computer Master Plan Fund. **Approved as part of the Consent Calendar.**

**2.K. DIRECT THE PUBLIC SAFETY MANAGER TO WORK WITH THE SHERIFF'S DEPARTMENT ON ESTABLISHING A GUN BUY-BACK PROGRAM:**

**Removed from the Consent Calendar for separate discussion. This item appears after New Business.**

**2.L. AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT, FIRST QUARTER REPORT:**

**ACTION:** Receive and file the quarterly report for the Avenues of Art and Design Business Improvement District for the quarter ending September 30, 1999. **Approved as part of the Consent Calendar.**

**2.M. RESIGNATION OF GEORGE BOISSONNAULT FROM THE PROJECT AREA COMMITTEE:**

**ACTION:** Accept with regret the resignation of George Boissonnault from the Project Area Committee and direct the City Clerk to post a notice of vacancy and accept applications. **Approved as part of the Consent Calendar.**

- 2.N. RESIGNATION OF DR. WILLIAM GRIFFIN, JR. AND PETER J. MACKLER FROM THE BUSINESS LICENSE COMMISSION:**  
**ACTION:** Accept with regret the resignations of Dr. William Griffin, Jr. and Peter J. Mackler from the Business License Commission. **Approved as part of the Consent Calendar.**
- 2.O. PROFESSIONAL SERVICES AGREEMENT WITH GOLDEN BEAR ARBORISTS, INC. FOR REMOVAL AND REPLANTING OF NINETEEN (19) MEXICAN FAN PALM TREES FOR THE IMPROVEMENT PROJECT AT THE SAN-FAIR CENTER (7853-7883 SANTA MONICA BOULEVARD):**  
**Tabled to November 1, 1999.**
- 2.P. AWARD OF PROFESSIONAL SERVICES AGREEMENT TO CONDUCT CUSTOMER SATISFACTION SURVEY:**  
**ACTION:** 1) Approve a professional services agreement with Crawford Multari Clark & Mohr in an amount not to exceed \$18,000 to conduct a customer satisfaction survey; and, 2) Authorize the Interim City Manager to execute the agreement. **Approved as part of the Consent Calendar.**
- 2.Q. SANTA MONICA BOULEVARD RECONSTRUCTION PROJECT COMMUNITY OUTREACH/PUBLIC INFORMATION PROGRAM:**  
**ACTION:** 1) Authorize the transfer of \$96,171 from Account No. 345-7040-9462 to salary, benefit and temporary employee Accounts in the Management Services Administration Division Account No. 345-2000-7001 to cover the cost of staffing the Santa Monica Boulevard Project Office for Fiscal Year 1999-2000; 2) Authorize the transfer of \$25,000 from Account No. 345-1010-9443 to Account No. 345-1011-9443 to cover the cost of the enhanced community outreach activities; 3) Authorize the Interim City Manager to enter into an agreement with the West Hollywood Chamber of Commerce for \$40,000 for Fiscal Year 1999-2000 to cover the cost of the Chamber's augmentation of the Santa Monica Boulevard Reconstruction Outreach Program (currently budgeted in Account No. 345-7040-9462); 4) Authorize the Interim Director of Finance to transfer the amount necessary to cover the second year staffing from Account No. 345-7040-9462 to Account No. 345-3060-9462 in order to reserve that amount until 2000/2001. The final amount cannot be determined until hiring is complete; and, 5) Authorize the Interim City Manager to enter into an agreement with AAA Flag and Banner for the fabrication and installation of 150 "Santa Monica Boulevard Reconstruction Project" banners for \$13,960.31 (currently budgeted in Account No. 345-7040-9462). **Approved as part of the Consent Calendar.**
- 2.R. 15-YEAR CITYHOOD CELEBRATION:**

**ACTION:** 1) Authorize the transfer of \$50,000 from the Management Services Department Account No. 100-2000-8107 to PIO/CATV Division Account No. 1000-1011-8107/Promotion and Publicity; 2) Authorize the Interim City Manager to enter into a facility usage agreement with the Pacific Design Center for \$7,991; and, 3) Authorize the Interim City Manager to enter into an agreement with Prime Time Productions for \$30,939.56 for catering, rentals and decorations for the Cityhood Celebration. **Approved as part of the Consent Calendar.**

**2.S. SELECTION OF AN EXECUTIVE SEARCH FIRM FOR THE RECRUITMENT OF AN INFORMATION SYSTEMS DIVISION MANAGER:**

**ACTION:** 1) Approve a professional services agreement with William Avery and Associates to conduct a recruitment for an Information Systems Division Manager; and, 2) Authorize the Interim City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

**2.T. PROPOSED RESOLUTION CERTIFYING SPEED LIMITS TO CONFORM WITH THE CALIFORNIA VEHICLE CODE:**

**Removed from the Consent Calendar for separate discussion. This item appears following New Business.**

**2.U. UPDATE ON CITY COUNCIL MEETING/SCHEDULE:**

**ACTION:** 1) Direct the City Clerk to schedule a Study Session with Rent Stabilization Staff from 6 PM to 7:15 PM on Monday, November 1, 1999 to be followed by the Regular Meeting beginning at 7:30 PM; and, 2) Direct the City Clerk to schedule a special meeting on Monday, November 29, 1999 to begin at 7 PM. **Approved as part of the Consent Calendar.**

**2.V. URGENCY ITEM ESTABLISHMENT OF A WEST HOLLYWOOD ORCHESTRA (WHO) DONATION ACCOUNT:**

**ACTION:** 1) Authorize the City to accept financial contributions to supplement the City's financial support of the West Hollywood orchestra; and, 2) Authorize the interim City Manager to establish a "West Hollywood Orchestra" donation account. **Approved as part of the Consent Calendar.**

**2.W. CREATION OF ASSOCIATE PLANS EXAMINER CLASSIFICATION:**

**ACTION:** 1) Adopt the new job specification for the Associate Plans Examiner position; and, 2) Approve the salary range of GE-EX-13 (\$47,736 - \$57,768 annually). **Listed on the Agenda as Item S.B. moved to and approved as part of the Consent Calendar.**

**2.X. RENT STABILIZATION ORDINANCE AMENDMENT TO RENUMBER SECTIONS:**



**ACTION:** Introduce for first reading Ordinance No. 99-552, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATIVE TO RENT STABILIZATION AND AMENDING THE WEST

**MUNICIPAL CODE." Listed on the Agenda as Item 6.B. moved to and approved as part of the Consent Calendar.**

THE CITY COUNCIL RECESSED AT 8:02 P.M. AS THE WEST HOLLYWOOD HOUSING AUTHORITY.

THE CITY COUNCIL RECONVENED AT 8:05 P.M.

**3. PUBLIC HEARINGS:**

**3.A. APPEAL OF CERTAIN CONDITIONS OF APPROVAL RELATED TO DEVELOPMENT PERMIT 99-06 INCLUDING AN ALTERNATIVE PLAN FOR THE DISTRIBUTION OF HEIGHTS IN AREA 7-C, CONDITIONAL USE 99-03 AND 99-15, MINOR CONDITIONAL USE PERMITS 99-07, 99-08 AND 99-09, VARIANCE 99-14, PARKING REDUCTION 99-03 AND ADOPTION OF A MITIGATED NEGATIVE DECLARATION FOR THE CONSTRUCTION OF A 189-ROOM HOTEL WITH THREE RESTAURANTS AND FOUR DWELLING UNITS ON PROPERTY LOCATED AT 8950 SUNSET BOULEVARD (HOTEL ASTRA):**

City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on September 8, 1999 and a Notice of Continued Public Hearing was posted on October 5, 1999.

John Keho, Senior Planner, provided background information as outlined in the staff report dated October 18, 1999.

Mayor Heilman continued the Public Hearing from October 4, 1999, and the following speakers came forward:

MARK LEHMAN, WEST HOLLYWOOD, spoke on behalf of Sunset Heights, the Applicant. He spoke in support of the draft resolution and the staff report. He commented on concern regarding the day spa referenced in section 21 (c) and requested a reduction in the parking requirement.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in opposition of any reduction of parking requirements.

DON BRUHNKE, WEST HOLLYWOOD, spoke in support of the project and the parking reductions.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the project, however she expressed concern about the noise of the outdoor dining.

Mayor Heilman stated that the Hotel should be required to keep a log of the persons attending the day spa and make it accessible to code enforcement officers.

Councilmember Koretz requested that there be one parking space for a charging station.

**ACTION:** 1) Adopt Resolution No. 99-2187, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, PARTIALLY APPROVING AN APPEAL OF THE PLANNING COMMISSION'S CONDITIONAL APPROVAL OF DEVELOPMENT PERMIT 99-06 INCLUDING AN ALTERNATIVE PLAN FOR THE DISTRIBUTION OF HEIGHTS IN AREA 7-C, CONDITIONAL USE PERMITS 99-03 AND 99-15, MINOR CONDITIONAL USE PERMITS 99-07, 99-08 AND 99-09, VARIANCE 99-14 AND PARKING REDUCTION 99-03 AND ADOPTS A MITIGATED NEGATIVE DECLARATION ON AN APPLICATION BY SUNSET HEIGHTS LLC, LOCATED AT 8950 SUNSET BOULEVARD, WEST HOLLYWOOD" amendments as follows, Section 21(c) The City Council denies the original request to reduce the number of parking spaces from 364 to 287, but approves the use of the health spa by up to 30 non-guest/residents per day between the hours of 10 a.m. and 7:00 p.m. without requiring any additional parking; 22(a) The City Council modified the design standards set forth in Section 9388.b (tandem parking) and 9388.c (compact parking) as follows: The percentage of tandem parking spaces allowed in this project is increased from fifty (50%) percent to seventy (70%) percent. **Motion Heilman, seconded by Mayor Pro Tem Prang and unanimously carried.**

**3.B. APPEAL OF TEMPORARY USE PERMIT 99-01 USE AS COMMERCIAL PARKING LOT 9056 SUNSET BOULEVARD:**

City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on June 23 and August 11, 1999 a Notice of Continued Public Hearing was posted on August 17 and September 8, 1999.

Tim Foy, Senior Planner, provided background information as outlined in the staff report dated October 18, 1999.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of denying the appeal of the appellant. She also suggested that the City Council approve a large sign stating that the lot will be closed at 10 P.M. and that their customers can retrieve their cars on the following day.

Councilmember Martin expressed concern about enforcing closing at 10:00 P.M. and stated that the time was not practical for the nightclub crowd.

Mayor Pro Tem Prang suggested allowing them to be open until midnight for six months on a trial basis.

Mayor Heilman stated that he did not want an undue impact on the neighborhood.

DANIEL SEPARZEDAH, Appellant, stated that he would prefer to have the lot open from 7:00 A.M. to 7:00 P.M. or until 2:00 A.M.

**ACTION:** Deny the Appeal. **Motion Councilmember Martin, dies for a lack of a second.**

**ACTION:** Grant the Appeal in part by allowing use to 2:00 AM on a six month trial basis, with the City Council to review after 6 months. **Motion Councilmember Koretz, seconded by Mayor Pro Tem Prang failed on a Roll Call vote:**

**AYES:** Councilmembers Koretz and Prang.

**NOES:** Councilmembers Guarriello, Martin, and Heilman.

**ACTION:** Approve the appeal in part by allowing the use until midnight on weekdays and 2:00 A.M. on weekends (Friday and Saturday) on a six month trial basis with a review by the Planning Commission in six months. **Motion Mayor Heilman, seconded by Councilmember Guarriello and carried on a Roll Call Vote.**

**AYES:** Councilmember, Guarriello, Koretz, Prang and Heilman.

**NOES:** Councilmember Martin.

#### **4. UNFINISHED BUSINESS:**

##### **4.A. REQUEST FOR ADDITIONAL FUNDING FOR THE DETROIT/LEXINGTON FAMILY HOUSING PROJECT:**

Allyne Winderman, Economic Development & Housing Manager, provided background information as outlined in the staff report dated October 18, 1999.

PAUL ZIMMERMAN, LOS ANGELES, spoke in support of additional funding.

DON BRUHNKE, WEST HOLLYWOOD, Project Area Community member, spoke in support of low income housing but he asked about plan B if the City Council said no.

BARBARA HAMAKER, WEST HOLLYWOOD, spoke in support of the plan and approval of the loan.

STEVE RHODES, WEST HOLLYWOOD, spoke in support of the projects and the approval of the loan.

J.W. MOORE, IV, WEST HOLLYWOOD, spoke about the 1200 block funding and stated his support for the project.

CHAD BLOUIN, WEST HOLLYWOOD, spoke in support of building the project which has already been funded and deny the funding for this project.

Councilmember Guarriello expressed his concern to have the West Hollywood Housing Corporation renovate existing buildings as designated in the General Plan.

Mayor Heilman acknowledged that the West Hollywood Housing Corporation has not done any rehabilitation projects lately but had in the pass. He also stated that the economy and the opportunity dictate the plan for the future.

**ACTION:** Direct staff to proceed with documentation to loan approximately \$375,000 in additional funds to the West Hollywood Community Housing Corporation for the Detroit/Lexington Family Housing Project located at 1151-1155 Detroit Street." **Motion Mayor Heilman, seconded by Mayor Pro Tem Prang and carried, noting the NO vote of Councilmember Guarriello.**

THE CITY COUNCIL RECESSED AT 9:07 P.M.

THE CITY COUNCIL RECONVENED AT 9:22 P.M.

**4.B. ADOPTION OF NEW CLASSIFICATION SPECIFICATION FOR PERMIT CLERKS:**

Vivian Love, Director of Administrative Services provided background information as outlined in the staff report dated October 18, 1999.

JOYCE ROONEY, WEST HOLLYWOOD employee, AFSCME President, spoke in support of classifying this position as a Grade 7.

LIZ BAR EL, WEST HOLLYWOOD employee, AFSCME Vice President, spoke in support of classifying this position as a Grade 7.

Mayor Pro Tem Prang stated his support for Grade 7 classification.

Councilmember Koretz stated that he supports Grade 7 classification.

Councilmember Guarriello stated that he supports the Grade 6 classification.

**ACTION:** 1) Adopt modified classification specifications for Permit Clerk (GE-06, salary range \$33,384 to \$40,404 annually); and, 2) Reclassify two (2) incumbents to new specifications and salary grade effective March 23, 1999. **Motion Councilmember Guarriello, seconded Mayor Heilman and carried on a Roll Call Vote.**

**AYES:** Councilmembers Guarriello, Martin, Heilman.

**NOES:** Councilmembers Koretz, Prang.

**4.C. CREATION OF STREET MAINTENANCE SUPERVISOR - CLASSIFICATION:**

Vivian Love, Director of Administrative Services provided background information as outlined in the staff report dated October 18, 1999.

JOYCE ROONEY, WEST HOLLYWOOD employee, AFSCME President, spoke in support of classifying the position as Grade 13 classification.

LIZ BAR EL, WEST HOLLYWOOD, employee, AFSCME Vice President, spoke in support of classifying the position as Grade 13 classification.

**ACTION:** Adopt the new job specification for the Maintenance Services Supervisor at a salary range of GE-13. **Motion Councilmember Koretz, seconded by Mayor Pro Tem Prang and failed on a Roll Call vote.**

**AYES:** Councilmember Koretz, Prang.

**NOES:** Councilmember Guarriello, Martin, Heilman.

Mayor Heilman stated that the position should be accepted at the salary grade in the staff report and that Ms. Pearlstein, City Engineer, supports the staffs recommendation.

Councilmember Martin stated that City Council should be supporting management.

Councilmember Guarriello stated that this is a new position and if it appears that the person is doing more than anticipated the position will be looked at again.

**ACTION:** 1) Adopt the new job specification for the Maintenance Services Supervisor; and, 2) Approve the salary range of GE-12 (\$45,324 - \$54,852 annually). **Motion Mayor Heilman, seconded by Councilmember Guarriello and carried noting the NO votes of Councilmember Koretz and Mayor Pro Tem Prang.**

**4.D. SOCIAL SERVICES GRANT WITH LOS ANGELES GAY AND LESBIAN CENTER YOUTH PROGRAM:**

Daphne Dennis, Social Services Manager, provided background information as outlined in the staff report dated October 18, 1999.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke in support of the grant.

GWEN BALDING, WEST HOLLYWOOD, spoke in support of the grant and talked about the programs of the Los Angeles Gay and Lesbian Center.

CHRIS BEHR, WEST HOLLYWOOD, Chief Financial Officer, spoke in support of the approval of the grant.

Mayor Heilman spoke of many administrative probations, considerable staff turnovers and he stated that the Los Angeles Gay and Lesbian Center is not living up to the partnership with the City of West Hollywood. He further stated that the Center does wonderful things however this particular program has not performed under the contract with the City.

Daphne Dennis stated that there is a new Director coming in and that the program is difficult to staff.

Mayor Pro Tem Prang requested whether the Center is meeting their goals. He stated that this program has been on probation since he became a Councilmember however he stated that he should support the new Director and the program since it is critical to West Hollywood.

Councilmember Martin stated that this program is critical to West Hollywood to provide a safe place for the youth to go and that he supports the grant.

Mayor Heilman stated that he thought the City should be looking at another provider and he supports providing for the youth that actually grow up in West Hollywood.

**ACTION:** 1) Approve funding of the Youth Services Program Contract for \$50,000 with probationary conditions noted (in staff report), effective October 5, 1999 through September 30, 2000; and, 2) Authorize the Interim City Manager to execute the contract extension. **Motion Councilmember Guarriello, seconded by Councilmember Koretz and carried, noting the NO vote of Mayor Heilman.**

**4.E. SELECTION OF AN EXECUTIVE SEARCH FIRM FOR THE RECRUITMENT OF CITY MANAGER:**

James Thompson, City Clerk, provided background information as outlined in the staff report dated October 18, 1999.

**ACTION:** 1) Approve an agreement with an DME Maximus for the recruitment of a City Manager, and authorize the Interim City Manager to execute the agreement; 3) Direct the Interim Finance Director to allocate \$25,000 to City Clerk Professional Services Account No. 100-2060-8501 from undesignated reserves; and, 4) Authorize the City Clerk to execute change orders in an amount not to exceed 15 percent for additional services if requested by the City Council. **Motion Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.**

THE CITY COUNCIL RECESSED AT 10:13 P.M. AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION

THE CITY COUNCIL RECONVENED AT 10:32 P.M. AS THE WEST HOLLYWOOD CITY COUNCIL

**5. NEW BUSINESS:**

**5.A. VOTER AWARENESS PROGRAMS:**

**ACTION:** Tabled to November, 1999. Direct the Councilmembers to express their concerns with specific items to the City Clerk. By consensus of the City Council.

**5.B. FINANCIAL REPORTING ACT OF 1999:**

Mayor Heilman provided background information as outlined in the staff report dated October 18, 1999.

DON BRUHNKE, WEST HOLLYWOOD, stated that the staff report is pretty open ended and superfluous legislation.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that evictions and bankruptcy should be included also.

Mayor Heilman stated that the item is directing the City Clerk and the City Attorney to come back to the City Council with an ordinance. The goal is to avoid the appearance of the possibility that someone is subject to undue influence in consideration with their own finances.

City Attorney Jenkins stated that generally speaking under Conflict of Interest Laws we can warrant some disclosure. He also stated that there is some suggestion that there is some unconstitutional requests.

Councilmember Martin stated that his business records should not be open to public disclosure.

Councilmember Koretz stated that the ordinance needs to be more specific.

Mayor Heilman stated that his concern is that the public needs to know whether the Councilmembers are competent to handle their own financial records.

**ACTION: Tabled to date uncertain. Direct the authors of the item to bring back a more focused item. By consensus of the City Council.**

**5.C. 1999 WEST HOLLYWOOD DOMESTIC PARTNER BENEFITS FOR EMPLOYEES OF CITY CONTRACTORS ACT:**

Scoff Svonkin, Deputy to Councilmember Koretz, provided background information as outlined in the staff report dated October 18, 1999.

Councilmember Martin suggested that the benefits be provided as the contracts become due.

Mayor Heilman clarified the staff report. He recommended that the City get their own employees covered first and review the legislation which has just passed and work with the City Attorney on how to move forward with this item.

**ACTION: 1) Draft an ordinance requiring City contractors to offer full benefits to domestic partners of their employees; 2) Notify City contractors of the pending contracting proposal and ask for their input; and, 3) Present the draft ordinance requiring contractors to provide domestic partner benefits to their own employees and the contractors' responses for Council consideration timeline to be determined, take into consideration PERS timeline for City employees. 3) Direct the City Manager and City Attorney to initiate a staff task force regarding this item. Motion Councilmember Martin seconded by Councilmember Koretz and unanimously carried.**



**5.D. CITY COUNCIL RETREAT:**

Paul Arevalo, Interim City Manager, provided background information as outlined in the staff report dated October 18, 1999.

JOHN P. RAYER, WEST HOLLYWOOD, recommended Kings Road Community Center.

**ACTION:** 1) Approve the proposed retreat agenda; 2) Set a date for the meeting (possible date December 8, 1999); and, 3) Approve the attached Proposed Plan for Sessions with West Hollywood. **By consensus of the City Council.**

**5.E. CREATION OF ASSOCIATE PLANS EXAMINER CLASSIFICATION:  
Moved to the Consent Calendar as Item 2.W.**

**5.F. DIRECT THE CITY ATTORNEY TO RESEARCH THE FEASIBILITY OF DRAFTING AN ORDINANCE REINSTITUTING THE BAN ON THE POSSESSION OF ASSAULT WEAPONS IN THE CITY OF WEST HOLLYWOOD:**

Scott Svonkin, Deputy to Councilmember Koretz, provided background information as outlined in the staff report dated October 18, 1999.

DON BRUNHKE, WEST HOLLYWOOD, spoke on a certain part of the proposed ordinance to ban any assault weapons in the City and stated that he is against assault weapons.

Mayor Heilman stated that the item is largely symbolic because the City of West Hollywood was sued because the ordinance to ban assault weapons was preempted by the state's ban on assault weapons. The City of West Hollywood was sued and agreed to repeal the law. He further stated that the City repealed the ordinance based on the City Attorney's advice and that the City should not risk liability.

Councilmember Koretz stated that the repeal was to avoid a nuisance lawsuit and to avoid a fight with the NRA and that the item should be researched by the City Attorney.

Mayor Heilman stated that there is a state law in place.

**ACTION:** Direct the City Attorney to prepare and present to the City Council within thirty (30) days, a report with his findings on the feasibility of drafting an ordinance that would ban the possession of assault weapons in the City of West Hollywood. Motion Councilmember Koretz, dies for lack of second. **NO ACTION TAKEN.**

**S.G. DIRECT THE CITY ATTORNEY TO PREPARE AN ORDINANCE THAT WOULD BAN THE SALE OF FIREARM AMMUNITION WITHIN THE BOUNDARIES OF THE CITY OF WEST HOLLYWOOD TO THE EXTENT PERMITTED BY LAW:**

Councilmember Koretz, provided background information as outlined in the staff report dated October 18, 1999.

DON BRUNKHE, WEST HOLLYWOOD, recommended to let Los Angeles spend funds and pass an ordinance banning ammunition.

Mayor Heilman spoke on the initial ban on assault weapons and he stated that he is not in favor of the City Attorney spending additional money on continuing research of an additional ordinance. He also stated there is not a need to introduce an additional ban since the state has since passed a ban.

**ACTION:** Table until the City of Los Angeles takes action. **Motion Councilmember Koretz, seconded by Councilmember Guarriello carried noting the NO votes of Councilmember Martin and Mayor Heilman.**

**5.H. DISCUSSION OF NEIGHBORHOOD COMPLAINTS REGARDING THE ARGYLE HOTEL, 8358 SUNSET BOULEVARD:**

Brent Mullins, Code Compliance Manager, provided background information as outlined in the staff report dated October 18, 1999. He confirmed that the hotel does not currently have the necessary license for entertainment and had informed the hotel of such in writing.

LESLIE CAREY, WEST HOLLYWOOD, Argyle Hotel, stated her efforts on working with the neighbors, the noise from recycling bins, amplified music from the patio, and general noise complaints. She stated that they have been complying with the noise complaints. She answered questions regarding permits for allowing dance and entertainment license.

NORMAN CHANG, WEST HOLLYWOOD, owner Argyle Hotel, apologized for the recent complaints. He stated that they have been trying to comply with the specific codes and would like to work out any problems.

DON BRUNHKE, WEST HOLLYWOOD, spoke on the mishandling of management of the hotel and recommends that their license be revoked for 60 days.

JEANNE DOBRIN, WEST HOLLYWOOD, questioned the incompetency of the management and that the City Council should shut down the hotel.

KATHERINE THULIN, WEST HOLLYWOOD, spoke on her disapproval of the hotel.

Mr. Mullins commented on the meeting with the city prosecutor regarding taking action on the past citations given to the hotel.

**ACTION:** Receive and file staff report. **By consensus of the City Council.**

**EXCLUDED CONSENT CALENDAR:**

**2.K. DIRECT THE PUBLIC SAFETY MANAGER TO WORK WITH THE SHERIFF'S DEPARTMENT ON ESTABLISHING A GUN BUY-BACK PROGRAM:**

Mayor Heilman requested input from the Sheriffs Department as to the cost and how much time this will take based on the population demographics and gun ownership in the community.

Scott Svonkin, Deputy to Councilmember Koretz, stated that he had spoken to Captain Odenthal and since the item is to direct Public Safety and the Sheriff s Department to confer and work through the Public Safety Commission he was supportive of looking at the issue. He further stated that the funds to perform the buy back are all federal funds with a deadline to appropriate the funds.

**ACTION:** 1) Direct the Public Safety Manager to work with the Sheriffs Department on establishing a gun buy-back program; 2) Seek funds from the White House, Department of Housing and Urban Development; and, 3) Once the plan is drafted, refer to the Public Safety Commission for input. **Motion Mayor Heilman, seconded by Councilmember Guarriello and unanimously carried.**

**2.T. PROPOSED RESOLUTION CERTIFYING SPEED LIMITS TO CONFORM WITH THE CALIFORNIA VEHICLE CODE:**

Joan English, Director of Transportation and Public Works Department, provided background information as outlined in the staff report dated October 18, 1999.

Mayor Heilman voiced his objection to the certain speed limits projected on Sweetzer, Larrabee, Olive and Palm, stating that the tickets will probably be given to the residents who live on those streets.

Mayor Pro Tem Prang stated his support of speed limits on residential streets and gave his support for the item as written.

**ACTION:** 1) Adopt Resolution No. 99-2186, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CERTIFYING SPEED LIMITS TO CONFORM WITH THE CALIFORNIA VEHICLE CODE." 2) Direct staff to bring the Items removed to the Transportation

Commission. 3) Remove Larrabee, Olive, Palm and Sweetzer from the Speed Survey Resolution. **By consensus of the City Council.**

**PUBLIC COMMENT:**

BRIAN MACK, WEST HOLLYWOOD, thanked the City Council for supporting the AIDS Walk.

KULANI JACKSON, WEST HOLLYWOOD, recommended a dinner to raise money for the "No On Knight" initiative.

**6. LEGISLATIVE:**

**6.A. PROPOSED INTERIM ORDINANCE ESTABLISHING CAMPAIGN CONTRIBUTION LIMITS AND UPDATE ON THE PROGRESS OF A CAMPAIGN FINANCE REFORM TASK FORCE:**

James Thompson, City Clerk, provided background information as outlined in the staff report dated October 18, 1999.

Mayor Heilman stated that there be a dollar amount included.

Councilmember Martin stated that there should be a limit on contributions.

**ACTION:** 1) Determine the maximum contribution amount to be \$1000 for this interim period; 2) Introduce on first reading Ordinance No. 99-553, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING INTERIM CAMPAIGN CONTRIBUTION LIMITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:" and, 3) Direct the City Clerk to notify all candidates, controlled committees and campaign filers of this ordinance. **Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.**

**6.B. RENT STABILIZATION ORDINANCE AMENDMENT TO RENUMBER SECTIONS:**

**Moved to the Consent Calendar as Item 2.X.**

**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 11:55 P.M., in memory of Jane Small, to a Study Session with the Rent Stabilization Staff on Monday, November 1, 1999 at

6:00 P.M. The regular Meeting will follow at 7:30 PM at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 29<sup>TH</sup> DAY OF NOVEMBER, 1999.

  
MAYOR

ATTEST:

  
CITY CLERK