

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, NOVEMBER 2, 1998
WEST HOLLYWOOD PARK
WEST HOLLYWOOD PARK AUDITORIUM**

CALL TO ORDER: Mayor Martin called the meeting to order at 7:03 P.M.

PLEDGE OF ALLEGIANCE: Peter Kreysa led the Pledge.

ROLL CALL:

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

ABSENT: Councilmembers - None.

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

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that at 6:00 P.M. the City Council called the meeting to order. The Council then recessed into Closed Session to discuss items on the Closed Session Agenda. The Closed Session adjourned at 6:55 P.M. and no reportable actions were taken.

APPROVAL OF AGENDA:

City Clerk Thompson stated that staff requested Item 2.I. **PROFESSIONAL SERVICES CONTRACT WITH HILTON FARNKOPF AND HOBSON TO PERFORM A TRAVEL STUDY TO VERIFY 1997 RATE INCREASES TO THE CITY'S SOLID WASTE PROGRAM**, to be removed from the agenda.

Councilmember Prang requested that Item 6.A. **PROPOSED ORDINANCE TO REQUIRE THAT LOCAL RESTAURANTS INSPECTED BY THE COUNTY OF HEALTH DEPARTMENT POST THEIR GRADES AS ISSUED BY THE DEPARTMENT'S NEWLY IMPLEMENTED GRADING SYSTEM** be heard immediately before Public Hearings.

Councilmember Koretz requested that the City Council add an URGENCY Item to the agenda, **"RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF "THE METROPOLITAN TRANSPORTATION AUTHORITY (MTA) REFORM AND ACCOUNTABILITY ACT OF 1998"**, as URGENCY Item 5.B.

ACTION: Add URGENCY Item 5.B. **RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF "THE METROPOLITAN**

TRANSPORTATION AUTHORITY (MTA), REFORM AND ACCOUNTABILITY ACT OF 1998”.

Motion Councilmember Guarriello, seconded by Mayor Pro Tem Heilman and unanimously carried.

Mayor Martin requested that Item 4.C. **WEHO LOUNGE EXTENSION TO PARKING REQUIREMENTS** be moved to the Consent Calendar as Item 2.M.

ACTION: Approve the November 2, 1998 agenda as amended.

Motion Mayor Martin, seconded by Councilmember Koretz and unanimously carried.

PRESENTATIONS:

Mayor Pro Tem Heilman congratulated City Clerk Thompson for his achievement of Certified Municipal Clerk (CMC).

Councilmember Prang presented a plaque to his deputy Daniel Dusterberg for his service.

Councilmember Guarriello requested that the City Council adjourn in memory of Sheriff Sherman Block. A moment of silence was observed in his honor.

Mayor Martin requested that the City Council adjourn in memory of Budd Kops.

Councilmember Prang requested that the City Council adjourn in memory of Miriam Pinkus.

Mayor Martin presented a proclamation commemorating American Recycles Day to John Jakupcak, Environmental Programs Specialist.

1. PUBLIC COMMENT:

DAN SILVER, WEST HOLLYWOOD, spoke in support of Item 2.K. RESOLUTION TO ENDORSE “SMART GROWTH PRINCIPLES” OF CALIFORNIA.

CHARLIE GILLMAN, LOS ANGELES, spoke regarding the condition of the playing field at West Hollywood Park.

ARIS ANAGNOS, LOS ANGELES, member of the Southern California Chapter of Democratic Action, commented on recent campaign literature.

BENJAMIN CLAVIN, WEST HOLLYWOOD, spoke in support of Item 4.A., Kings Road Park Site Development and 4.B., Plummer park Community/Senior Teen Center.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on the death of Sheriff Sherman Block and the recent campaign literature.

BARBARA HAMAKER, WEST HOLLYWOOD, commented on the recent campaign literature and on the La Brea Gateway Project.

NORMAN CHRAMOFF, WEST HOLLYWOOD, commented on the recent campaign literature.

DANIEL KOVATCH, WEST HOLLYWOOD, commented on the La Brea Gateway Project and stated that he opposes Costco or Target at that location.

COUNCILMEMBER COMMENTS:

Mayor Martin commented on Halloween and receiving the recent campaign literature against Peter Kreysa.

Councilmember Koretz commented on the recent campaign literature and he also commented on the death of Sheriff Sherman Block.

Councilmember Prang congratulated staff on the Halloween Event. He also commented on the recent campaign literature and the death of Sheriff Sherman Block.

Mayor Pro Tem Heilman commented on the death of Sheriff Sherman Block. He thanked staff for the Halloween event and he thanked Daniel Dusterberg.

Mayor Martin thanked Daniel Dusterberg and he thanked the staff for the Halloween event. He also spoke in support of Peter Kreysa.

CITY MANAGER'S REPORT: City Manager Makinney asked Lt. Steve Johnson to give a public safety report on the Halloween event. City Manager Makinney announced the appointment of Michelle Bell to Assistant City Clerk. City Clerk Thompson announced the opening of the nomination period for Councilmember.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Thompson stated the fiscal impact on the Consent Calendar of November 2, 1998, is \$100 in expenditures and \$100 in potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., H., J., K., L. and URGENCY Item 2.M.

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

2.A. POSTING OF AGENDA:

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of Monday, October 19, 1998. **Approved as part of the Consent Calendar.**

2.C. WAIVER OF FURTHER READING:

ACTION: Reading waived. **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

ACTION: Deny the claims of Connie Dobson, Rakhie Dubinsky, Catherine B. Halley, Steve Cohen, Jack P. Harris, and George Kanakis and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. DEMAND REGISTER NO. 377, RESOLUTION NO. 98-1985:

ACTION: Approved Demand Register No. 377 and adopted Resolution No. 98-1985, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 377.". **Approved as part of the Consent Calendar.**

2.F. PROPOSED RESOLUTION ORDERING THE CANVASS OF THE MARCH 2, 1999 ELECTION BE MADE BY THE CITY CLERK:

ACTION: Adopted Resolution 98-1986, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ORDERING THE CANVASS OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 2, 1999 BE MADE BY THE CITY CLERK." **Approved as part of the Consent Calendar.**

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

ACTION: Received and filed Action Reports from the Project Area Committee meetings of October 6, 1998 and October 20, 1998; and the Rent Stabilization Commission meeting of October 22, 1998. **Approved as part of the Consent Calendar.**

2.H. APPROVAL OF EMPLOYEE GROUP DENTAL PLAN WITH UNITED CONCORDIA COMPANIES, INC.:

ACTION: Approved a one-year agreement with United Concordia Companies, Inc. to provide the employee group dental plan effective January 1, 1999. **Approved as part of the Consent Calendar.**

2.I. PROFESSIONAL SERVICES CONTRACT WITH HILTON FARNKOPF AND HOBSON TO PERFORM A TRAVEL STUDY TO VERIFY 1997 RATE INCREASES TO THE CITY'S SOLID WASTE PROGRAM:

ACTION: This item was continued to a date uncertain.

2.J. EXTENSION OF AGREEMENT FOR PROFESSIONAL SERVICES WITH GRUBB & ELLIS FOR THE EXCLUSIVE LISTING OF THE MUNICIPAL PARKING STRUCTURE NO. 1 RETAIL SPACE LOCATED AT 8383 SANTA MONICA BOULEVARD:

ACTION: 1) Approve the extension of the agreement with Grubb & Ellis Commercial Real Estate Services; and 2) authorize the City Manager to execute the extension to the agreement. **Approved as part of the Consent Calendar.**

2.K RESOLUTION TO ENDORSE "SMART GROWTH PRINCIPLES" OF CALIFORNIA:

ACTION: 1) Adopt Resolution No. 98-1987, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD TO ENDORSE THE 'SMART GROWTH PRINCIPLES' OF CALIFORNIA"; and 2) Directed staff to notify the Local Government Commission of the Council's endorsement. **Approved as part of the Consent Calendar.**

2.L. AUTHORIZATION TO ACCEPT \$100 DONATION FROM GOLDEN BEAR ARBORISTS:

ACTION: 1) Accept the generous \$100 donation from Golden Bear Arborists, Inc. to fund the anti-domestic violence education program in the City's Community Services and Public Safety Division; 2) Direct the City Clerk's Office to send an official 'Thank You' on behalf of the City Council to Golden Bear Arborists, Inc., and 3) Authorize the Finance Department to increase budgeted revenues and expenditures by \$100. **Approved as part of the Consent Calendar.**

2.M. WEHO LOUNGE EXTENSION TO PARKING REQUIREMENTS:

Councilmember Koretz provided background information as outlined in the staff report dated November 2, 1998.

ACTION: Extend the grace period for an additional ninety (90) days. This Item was listed as Item 4.C. on the agenda and moved and **approved as part of the Consent Calendar.**

THE CITY COUNCIL RECESSED AT 7:52 P.M. AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION.

THE CITY COUNCIL RECONVENED AT 7:53 P.M.

6.A. This was heard out of order.

PROPOSED ORDINANCE TO REQUIRE THAT LOCAL RESTAURANTS INSPECTED BY THE COUNTY OF HEALTH DEPARTMENT POST THEIR GRADES AS ISSUED BY THE DEPARTMENT'S NEWLY IMPLEMENTED GRADING SYSTEM:

Councilmember Prang provided background information as outlined in the staff report dated November 2, 1998.

DON SAVOIE, WEST HOLLYWOOD, spoke in support of this ordinance.

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

ACTION: 1) Direct the City Attorney to draft an ordinance requiring that food service operators inspected by the County Department of Health post inspection grades issued by the Department in high visibility locations as prescribed by law; and 2) Include in the ordinance that restaurants will only be required to permit posting of their grades upon re-inspection by County health officials.

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

2. PUBLIC HEARINGS:

3.A. ZONING TEXT AMENDMENT 98-02; SUNSET SPECIFIC PLAN AMENDMENT 98-01, PROPOSAL TO ALLOW COVERAGE OF WINDOWS AND ALLOWING WINDOW AREA TO BE INCLUDED IN ESTABLISHING MINIMUM REQUIRED AREA FOR "TALL WALL" CREATIVE BILLBOARDS:

Elizabeth Bar-El, Acting Associate Planner, provided background information as outlined in the staff report dated November 2, 1998.

City Clerk Thompson stated that a Notice of Public Hearing was published in the West Hollywood *Independent* on November 7, 1998.

Mayor Martin opened the public hearing and the following speakers addressed the City Council:

ROBERTA SPONSLER, GLENDALE, spoke in support of the tall wall billboards.

RICK ROBINSON, LOS ANGELES, spoke in support of tall wall billboards.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of raising taxes on Billboards.

TOM JONES, WEST HOLLYWOOD, spoke against the scrimming on Tall Wall Billboards.

No further speakers came forward, Mayor Martin closed the Public Hearing.

Councilmember Prang stated that this item should go back to the Planning Commission for further review.

ACTION: 1) Introduce on first reading Ordinance No. 98-529, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING TEXT AMENDMENT 98-02 AND SUNSET SPECIFIC PLAN AMENDMENT 98-01 (WALL BILLBOARDS)." **Motion Mayor Pro Tem Heilman, seconded by Councilmember Koretz and carried on a roll call vote:**

AYES: Councilmembers Koretz, Heilman and Martin.

NOES: Councilmembers Guarriello and Prang.

3.B. ZONING TEXT AMENDMENT 98-03, CITYWIDE R4 ZONES, ALLOW USE OF WIRELESS TELECOMMUNICATIONS FACILITIES ON BUILDINGS OVER 80 FEET IN HEIGHT:

Elizabeth Bar-El, Acting Associate Planner, provided background information as outlined in the staff report dated November 2, 1998.

City Clerk Thompson stated that a Notice of Public Hearing was published in the West Hollywood *Independent* on November 7, 1998.

MARK E. LEHMAN, WEST HOLLYWOOD, Representing Sierra Towers, spoke in support of the wireless telecommunication facility.

FRANCESCA DANIELS, WEST HOLLYWOOD, spoke in support of facilities in R4 zones.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of televised meetings for residents of West Hollywood.

Mayor Martin closed the public hearing.

Mayor Pro Tem Heilman asked Helen Goss, PIO/CATV Manager to use some of her influence to get Century Cable to utilize this new technology.

ACTION: 1) Introduce on first reading Ordinance No. 98-530, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING TEXT AMENDMENT 98-03 (WIRELESS TRANSMISSION FACILITIES IN R4 ZONES)."

Motion Mayor Pro Tem Heilman, seconded by Councilmember Guarriello and unanimously carried.

3.C. RESOLUTION REGULATING CABLE TELEVISION BASIC TIER RATES, AS WELL AS EQUIPMENT RENTAL AND INSTALLATION RATES, TO BE CHARGED BY CENTURY SOUTHWEST CABLE TELEVISION:

City Clerk Thompson stated that a Notice of Public Hearing was posted as required by § 2300 of the West Hollywood Municipal Code.

Helen Goss, PIO/CATV Manager, provided background information, as outlined in the staff report dated November 2, 1998.

No speakers coming forward, the public hearing was closed.

ACTION: 1) Adopt Resolution No. 98-1988, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGULATING CABLE TELEVISION BASIC TIER RATES AS WELL AS EQUIPMENT RENTAL AND INSTALLATION RATES TO BE CHARGED BY CENTURY SOUTHWEST CABLE TELEVISION."

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

4. UNFINISHED BUSINESS:

4.A. BID AWARD KINGS ROAD PARK SITE DEVELOPMENT PROJECT, LOCATED AT 1000 NORTH KINGS ROAD C.I.P. NO. 5050-98-02:

Sam Baxter, Landscape & Building Maintenance Manager, provided background information as outlined in the staff report dated November 2, 1998.

ACTION: 1) Accept the bid dated October 19, 1998 submitted by M.D. Construction and Management Company of Beverly Hills, California, in the amount of \$326,600 for the Kings Road Park Site Development Project, C.I.P. No. 5050-98-02; 2) Authorize the expenditure of an amount not to exceed \$34,000 for contingencies as approved by the Director of the Human Services Department; 3) Authorize the expenditure of \$60,000 in discretionary funds from the Los Angeles County Park and Open Space District Grant funding and appropriate this amount to account 340-5050-9241; 4) Adopt Resolution No. 98-1989, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE LOS ANGELES COUNTY REGIONAL PARK AND OPEN SPACE DISTRICT PER PARCEL DISCRETIONARY GRANT PROGRAM FOR THE KINGS ROAD PARK SITE DEVELOPMENT PROJECT"; 5) Authorize the City Manager to sign the associated contract agreement; and 6) Reject all other bids.

Motion Mayor Pro Tem Heilman seconded by Councilmember Guarriello and unanimously carried.

4.B. PLUMMER PARK COMMUNITY/SENIOR/TEEN CENTER PROJECT – SCHEMATIC DESIGN:

Sam Baxter, Landscape & Building Maintenance Manager provided background information as outlined in the staff report dated November 2, 1998.

Julie Eisenberg of the architectural firm of Koning Eisenberg presented the schematic design.

Mayor Pro Tem Heilman expressed his concerns about the parking area in the design and the subterranean parking would allow more park space.

Mayor Martin stated that underground parking in the next phase of the masterplan on the north end.

Councilmember Guarriello expressed concerns of public safety with underground parking.

Biggest public comment was about safety and security.

Councilmember Prang supported the idea of underground parking at the north end.

Mayor Martin stated that the City has committed to a huge Fire Station, King's Road Park, City Hall Parking Structure, talked about expanding the Library and this project. He stated that the City won't be able to maintain with more spending by putting in underground parking at additional costs. Mayor Martin expressed that underground parking would create demands for upkeep such as elevators, ventilator shafts, staff time, security and maintenance costs.

Mayor Pro Tem Heilman stated that the additional cost of underground parking is worthwhile considering the additional park space to be gained.

Councilmember Koretz expressed financial concerns and did not want to commit to additional costs for underground parking

Mayor Martin expressed concerns of the substantial increase involved in putting in underground parking , public safety issues and operational costs

Councilmember Guarriello stated that he wanted to see everything on the table , all capital projects for the next thirty years.

DONALD DELUCCIO, WEST HOLLYWOOD stated that the committee had security concerns of underground parking and rejected the idea.

ACTION: This item was continued until December 7, 1998.

Motion Mayor Pro Tem Heilman, seconded by Councilmember Guarriello and unanimously carried.

4.C. WEHO LOUNGE EXTENSION TO PARKING REQUIREMENTS:

This Item was moved to the Consent Calendar and appears as Item 2.M.

5. NEW BUSINESS:

5.A. DISPOSAL OF CITY OWNED PROPERTY:

Councilmembers Prang and Guarriello provided background information as outlined in the staff report dated November 2, 1998.

ACTION: 1) Direct staff to report back on the procedures for disposal of surplus, redundant or obsolete City property; 2) Direct staff to report back what options are available to the City for ensuring that our community groups and social service organizations may receive the property either by donation or at significantly reduced prices; 3) Direct staff to report back the potential cost of property donations and discounting; and 4) Direct staff to create and maintain a list of "no longer needed property" so that agencies may review and bid on the items.

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

5.B.. URGENCY ITEM

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF "THE METROPOLITAN TRANSPORTATION AUTHORITY (MTA) REFORM AND ACCOUNTABILITY ACT OF 1998"

MOTION: Adopt Resolution , "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE METROPOLITAN TRANSPORTATION AUTHORITY (MTA) REFORM AND ACCOUNTABILITY ACT OF 1998":

Failed by the following vote:

AYES: Councilmember Koretz and Mayor Martin.

NOES: Councilmember Guarriello and Mayor Pro Tem Heilman.

ABSTAIN: Councilmember Prang.

EXCLUDED CONSENT CALENDAR: None.

PUBLIC COMMENT:

JEANNE DOBRIN, WEST HOLLYWOOD called for assurances that candidates who run for City Council are really residents of West Hollywood.

6. LEGISLATIVE:

6.A. PROPOSED ORDINANCE TO REQUIRE THAT LOCAL RESTAURANTS INSPECTED BY THE COUNTY OF HEALTH DEPARTMENT POST THEIR GRADES AS ISSUED BY THE DEPARTMENT'S NEWLY IMPLEMENTED GRADING SYSTEM:

This item was discussed just before Public Hearings.

6.B. PROPOSED ORDINANCE REGARDING DOMESTIC PARTNERSHIP REGISTRATION PROGRAM:

City Clerk Thompson provided background information as outlined in the staff report dated November 2, 1998.

ACTION: Introduce for first reading Ordinance No. 98-531, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING DOMESTIC PARTNERSHIPS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

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

COUNCILMEMBER COMMENTS:

Councilmember Guarriello asked City Manager Makinney to investigate if sidewalks could be steam cleaned after major events in the City.

Mayor Martin announced that November will be Veterans Month in the City of West Hollywood.

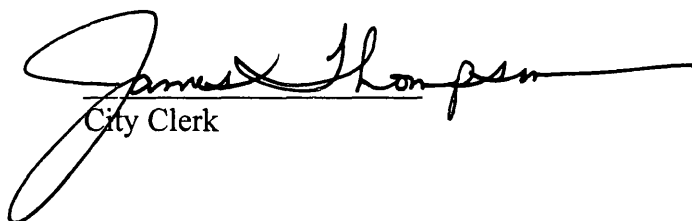
ADJOURNMENT: The City Council adjourned at 9:45 P.M. in memory of Sheriff Sherman Block, Bud Kopps and Miriam Pinkus to their next regular meeting on Monday, November 16, 1998 at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 21ST
DAY OF DECEMBER, 1998.



MAYOR

ATTEST:



City Clerk