

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, OCTOBER 19, 1998
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Martin called the meeting to order at 7:20 P.M.

PLEDGE OF ALLEGIANCE: Oscar Delgado led the Pledge.

ROLL CALL:

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

ABSENT: Councilmembers - None.

ALSO PRESENT: Acting City Manager Ray Reynolds, City Attorney Jenkins, City Clerk Thompson and Deputy Clerk Lucero.

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. Two reportable actions were as follows: joining an *amicus* brief prepared by the League of California Cities on behalf of the City of Los Angeles and approval of an employment claim of Ray Riley. The Closed Session adjourned at approximately 7:10 P.M.

APPROVAL OF AGENDA:

City Clerk Thompson stated that staff has requested Item 2.J, Professional Services Contract with Hilton Farnkopf and Hobson to Perform a Travel Study to Verify Rate Increases to the Solid Waste Program, be removed from the Agenda and continued to a date uncertain.

Councilmember Koretz requested that Item 2.E, Proposed Ordinance Regulating Tobacco Billboards, be removed from the Agenda and continued to a date uncertain. He stated his abstention from Item 2.T and his No vote on Item 2.S.

Mayor Pro Tem Heilman requested that Item 2.U, Council Schedule for Final Consideration of Santa Monica Blvd. and La Brea Gateway Project Issues, be removed from the Consent Calendar for separate discussion. He stated his abstention from Item 2.S.

ACTION: Approve the October 19, 1998 Agenda as amended. Motion Councilmember Prang, seconded by Mayor Pro Tem Heilman and unanimously carried.

PRESENTATIONS:

Councilmember Guarriello presented a plaque to Bea Fitzsimmons who has volunteered tirelessly for the Department of Transportation.

Naomi Hyman, of the Association of Retired Teachers, presented a donation on behalf of Retired Councilmember Helen Albert.

PUBLIC COMMENT:

MORRIS KIGHT, LOS ANGELES, spoke in support of Item 2.G, Resolution Condemning the Hate Crime Murder of Matthew Shepard.

CHARLES EDWARDS, LOS ANGELES, commended the Council for supporting Item 2.G.

HARRIET BARON, LOS ANGELES, speaking on behalf of Caring for Babies with AIDS, announced their upcoming event in West Hollywood Park and commended City staff for their support.

ALAN PYEATT, WEST HOLLYWOOD, spoke in support of Item 2.S, Resolution in Support of Proposition 5, the Indian Gaming Initiative.

JOHN GURROLA, HAWTHORNE, also spoke in support of Item 2.S and thanked the Council for their support.

HOWARD ARMISTEAD, WEST HOLLYWOOD, spoke in support of Senator Barbara Boxer's reelection campaign.

JIM LION, WEST HOLLYWOOD, requested that a backboard be replaced at a basketball court in West Hollywood Park.

BEAN MILLER, WEST HOLLYWOOD, also requested that a backboard be replaced at a basketball court in West Hollywood Park.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that she will vote against Proposition 5, the Indian Gaming Initiative. She also spoke in support of L.A. County Sheriff Sherman Block.

CAROL B. RODRIGUEZ, WEST HOLLYWOOD, commented on the Breast Cancer Awareness month activities.

JOYCE ROONEY, WEST HOLLYWOOD, President of WeHoME, stated that she is hopeful that contract negotiations between the City and her labor organization will be resolved.

J.W. MOORE, IV, WEST HOLLYWOOD, commented that the City should place more emphasis on disaster preparedness.

COUNCILMEMBER COMMENTS:

Mayor Pro Tem Heilman requested that staff repair the backboard at the basketball court in West Hollywood Park. He requested that Dave Peterson, Public Safety Manager, review the procedure

for disaster volunteers to inspect first aid supplies at West Hollywood Park. He announced a reception on behalf of Disabilities Awareness Month on October 21st. He also commended Morris Kight on his advocacy over the years and cited a decline in hate crimes in West Hollywood in recent years.

Councilmember Prang requested that the meeting be adjourned in memory of Matthew Shepard. He also announced the "Models of Pride" event at Occidental College and an open house on the future design of Santa Monica Boulevard. He also announced the upcoming East Side Project Area Committee and Santa Monica Boulevard Steering Committee meetings.

Councilmember Koretz commended Morris Kight for his work on behalf of the gay & lesbian community. He also spoke against Proposition 5, the Indian Gaming Initiative. He requested that staff review complaints regarding heavy equipment that has been parked on the baseball field in West Hollywood Park.

Councilmember Guarriello supports SB 1529, the pending Federal hate crimes legislation mentioned by Morris Kight.

Mayor Martin stated that the murder of Matthew Sheppard was unfortunately not an aberration. He commented on trash in the streets and sidewalks, particularly in the MTA lot. He also introduced Hugh Hallenberg, Chair of the Disabilities Advisory Board, to announce the upcoming Disabilities Advisory Month reception.

CITY MANAGER'S REPORT: Acting City Manager Ray Reynolds introduced Lieutenant Steven Johnson who provided the details of a recent shooting that took place on Hilldale Avenue. The incident is being evaluated as a hate crime.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Thompson stated the fiscal impact on the Consent Calendar of October 19, 1998, as amended, is \$30,076 in expenditures and \$2,500 in potential revenues.

2. CONSENT CALENDAR:

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

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, October 19, 1998 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday October 15, 1998.

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

2.B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of Monday, October 5, 1998.
Approved as part of the Consent Calendar.

2.C. WAIVER OF FURTHER READING:

RECOMMENDATION: 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. 376, RESOLUTION NO. 98-1971:

RECOMMENDATION: Approve Demand Register No. 376 and adopt Resolution No. 98-1971, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 376." **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 98-527 (2nd Reading), REGULATING TOBACCO BILLBOARDS:

This Item was continued to a date uncertain.

2.F. ORDINANCE NO. 98-528 (2nd Reading), REGARDING LATE CONTRIBUTIONS AND INDEPENDENT EXPENDITURES IN CONNECTION WITH ELECTION CAMPAIGNS IN THE CITY OF WEST HOLLYWOOD:

RECOMMENDATION: Waive further reading and adopt Ordinance No. 98-528 "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING LATE CONTRIBUTIONS AND INDEPENDENT EXPENDITURES IN CONNECTION WITH ELECTION CAMPAIGNS IN THE CITY OF WEST HOLLYWOOD AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

2.G. PROPOSED RESOLUTION CONDEMNING THE HATE CRIME MURDER OF MATTHEW SHEPARD:

RECOMMENDATION: 1) Adopt Resolution No. 98-1972, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE HATE CRIME MURDER OF MATTHEW SHEPARD AND URGING THE WYOMING GOVERNOR AND STATE LEGISLATURE TO CONDEMN HATE CRIMES AND TO ENACT AN URGENCY LAW AGAINST HATE CRIMES DIRECTED SPECIFICALLY TOWARD GAY AND LESBIAN CITIZENS"; 2) Direct staff to send a copy the Resolution to the Governor of Wyoming, the Wyoming State Legislature and to the Shepard family along with the City's condolences; and 3) Direct staff to send a copy of the

Resolution to all appropriate Federal legislators and the Hate Crimes Division of the Department of Justice urging a thorough and speedy Federal review and action in this case. **Approved as part of the Consent Calendar.**

2.H. PROPOSED RESOLUTION IN SUPPORT OF PROPOSITION 1A, THE CLASS SIZE REDUCTION KINDERGARTEN-UNIVERSITY PUBLIC EDUCATION FACILITIES BOND ACT OF 1998:

RECOMMENDATION: Adopt Resolution No. 98-1973, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF PROPOSITION 1A, THE CLASS SIZE REDUCTION KINDERGARTEN-UNIVERSITY PUBLIC EDUCATION FACILITIES BOND ACT OF 1998."
Approved as part of the Consent Calendar.

2.I. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

RECOMMENDATION: Receive and file Action Reports from the Project Area Committee meeting of September 28, 1998; and the Fine Arts Commission meeting of October 1, 1998. **Approved as part of the Consent Calendar.**

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

This Item was continued to a date uncertain.

2.K. AUTHORIZATION TO ACCEPT \$2,500 CONTRIBUTION FROM CENTURY COMMUNICATIONS CORPORATION:

RECOMMENDATION: 1) Accept the generous \$2,500 donation from Century Communications Corporation to support Project Unity programming; 2) Direct the City Clerks Office to send an official thank you on behalf of the City Council to William J. Rosendahl, Senior Vice President of Operations; and 3) Authorize the Finance Department to increase budgeted revenues and expenditures by \$2,500. **Approved as part of the Consent Calendar.**

2.L. PURCHASE OF EDUCATION MATERIALS FOR PROJECT 10:

RECOMMENDATION: Authorize the City Manager to execute an agreement with Project 10 to provide \$2,500 for the purchase of educational materials. **Approved as part of the Consent Calendar.**

2.M. PROPOSED RESOLUTION APPROVING THE COUNTY OF LOS ANGELES' HOLLY HILLS STORM DRAIN UNIT 6A:

RECOMMENDATION: Adopt Resolution No. 98-1974, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE COUNTY OF LOS ANGELES' HOLLY HILLS STORM DRAIN UNIT 6A, AND AUTHORIZING THE LOS ANGELES COUNTY DEPARTMENT

OF PUBLIC WORKS TO PROCEED WITH THE CONSTRUCTION PROJECT." **Approved as part of the Consent Calendar.**

2.N. AWARD OF CONTRACT FOR PRINTING THE RECREATION ACTIVITY BROCHURE:

RECOMMENDATION: 1) Waive any irregularities in any bid; 2) Accept the bid dated September 28, 1998 from Ben-Wal Printing Inc. of Pomona, California, in the amount of \$25,376 for printing of two issues of the Recreation Activity Brochure; 3) Authorized the City Manager to execute the associated contract agreement; and 4) Reject all other bids. **Approved as part of the Consent Calendar.**

2.O. PROPOSED RESOLUTION OPPOSING THE CALIFORNIA DEFENSE OF MARRIAGE ACT INITIATIVE:

RECOMMENDATION: 1) Adopt Resolution No. 98-1975, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE CALIFORNIA DEFENSE OF MARRIAGE ACT INITIATIVE"; and 2) Direct the Public Information Office to inform City residents of the City Council's position and direct staff to send a copy of this Resolution to the Initiative proponents. **Approved as part of the Consent Calendar.**

2.P. LOAN AGREEMENTS WITH THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION FOR DETROIT STREET HOUSING TO ASSIGN EXISTING LOANS TO NEW PARTNERSHIPS FOR SCATTERED-SITE HOUSING DEVELOPMENT ON DETROIT STREET:

RECOMMENDATION: Approve loan agreements with Detroit Senior Limited Partnership in the amount of \$268,780 for 1212 North Detroit Street and with Detroit Lexington Limited Partnership in the amount of \$403,171 for 1151-55 North Detroit Street and authorize the City Manager to execute the Agreements. **Approved as part of the Consent Calendar.**

2.Q. DISADVANTAGED BUSINESS ENTERPRISE GOAL FOR FEDERALLY FUNDED HIGHWAY PROJECTS:

RECOMMENDATION: Adopt Resolution No. 98-1976 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING A GOAL FOR PARTICIPATION OF DISADVANTAGED BUSINESS ENTERPRISES ON FEDERAL-AID HIGHWAY PROJECTS AND REPEALING ALL RESOLUTIONS AND PARTS OF RESOLUTIONS IN CONFLICT THEREWITH." **Approved as part of the Consent Calendar.**

2.R. PROPOSED RESOLUTION IN SUPPORT OF CARING FOR BABIES WITH AIDS' 1998 STROLL-A-THON:

RECOMMENDATION: 1) Adopt Resolution No. 98-1977, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF CARING FOR BABIES WITH AIDS' 1998 'STROLL-A-THON AND KIDFEST' TO BE HELD ON SUNDAY, NOVEMBER 8TH AT WEST HOLLYWOOD PARK"; and 2) Direct City Staff to assist in the promotion of this event. **Approved as part of the Consent Calendar.**

2.S. RESOLUTION IN SUPPORT OF PROPOSITION 5, KNOWN AS THE INDIAN GAMING INITIATIVE:

RECOMMENDATION: Adopt Resolution No. 98-1978, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF PROPOSITION 5, THE CALIFORNIA INDIAN GAMING INITIATIVE." **Approved as part of the Consent Calendar, noting the No vote of Councilmember Koretz and the Abstention of Mayor Pro Tem Heilman.**

2.T. RESOLUTION UPHOLDING THE APPEAL OF CREATIVE SIGN PERMIT 97-15 FOR THE WHISKY A-GO-GO 8901 SUNSET BOULEVARD, WEST HOLLYWOOD:

RECOMMENDATION: Reverse the Planning Commission's decision, approve the Appeal of Mario and Mikeal Maglieri and the Whisky A-Go-Go, and Adopt Resolution No. 98-1979, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OVERTURNING THE PLANNING COMMISSION'S DECISION AND APPROVING CREATIVE SIGN PERMIT 97-15 FOR THE PROPERTY LOCATED AT 8901 SUNSET BOULEVARD (WHISKY A GO-GO) IN WEST HOLLYWOOD, CALIFORNIA." **Approved as part of the Consent Calendar noting the abstention of Councilmember Koretz.**

2.U. COUNCIL SCHEDULE FOR FINAL CONSIDERATION OF SANTA MONICA BOULEVARD AND LA BREA GATEWAY PROJECT ISSUES:

This Item was removed from the Consent Calendar for separate discussion and appears under Excluded Consent Calendar.

3. PUBLIC HEARINGS: None.

4. UNFINISHED BUSINESS: None.

5. NEW BUSINESS:

5.A. HOLIDAY ENFORCEMENT OF PARKING METERS:

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated October 19, 1998.

DON SAVOIE, WEST HOLLYWOOD, Executive Director of the West Hollywood Chamber of Commerce, stated that he supports the program.

ACTION: Adopt Resolution No. 98-1980, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUSPENDING ENFORCEMENT OF WEST HOLLYWOOD MUNICIPAL CODE SECTION 15.64.470 REGARDING PARKING METERS," which exempts parking regulations on December 23rd, 24th and 26th of each year.

Motion Councilmember Guarriello seconded by Councilmember Prang and unanimously carried.

Mayor Pro Tem Heilman directed staff to look into halting parking enforcement during Rosh Hashanah and Yom Kippur.

5.B. OPERATION OF SURFACE PARKING LOT AT 8300 SANTA MONICA BOULEVARD:

Oscar Delgado, Parking Analyst, provided background information as outlined in the staff report dated October 19, 1998.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that the City may be libel if parking is allowed in the surface lot behind City Hall.

Mayor Pro Tem Heilman requested that the item be continued.

Mayor Martin directed staff to provide an inventory of staff members who are currently parking behind City Hall.

ACTION: Continue the Item to a date uncertain.

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

5.C. CREATION OF A PIO/PRODUCTION ASSISTANT POSITION:

Kevin Fridlington, Human Resources Manager, provided background information as outlined in the staff report dated October 19, 1998.

JOYCE ROONEY, President of WeHoME, spoke in support of the new position.

ACTION: 1) Adopt the classification specification for the PIO/Production Assistant; and 2) Approve the salary range of GEPT-8 (Non-Exempt), working approximately 24 hours per week.

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

5.D. CITY COUNCIL POSITION ON NOVEMBER 3, 1998 STATEWIDE BALLOT INITIATIVES:

Mayor Pro Tem Heilman provided background information as outlined in the staff report dated October 19, 1998.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the Council's positions on ballot initiatives for the November 3, 1998 election.

ACTION: 1) Direct the City Clerk to modify the Resolution, as presented, by adding Support for Proposition 5 and Opposition to Proposition 9; 2) Adopt Resolution No. 98-1981, as amended, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING CITY COUNCIL POSITIONS ON STATEWIDE BALLOT INITIATIVES FOR THE STATEWIDE ELECTION TO BE HELD ON NOVEMBER 3, 1998"; and, 3) Direct the Public Information Office to inform City residents on all Propositions and Ballot Measures on the November 3rd ballot for which the West Hollywood City Council has taken a formal stand.

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

EXCLUDED CONSENT CALENDAR:

2.U. COUNCIL SCHEDULE FOR FINAL CONSIDERATION OF SANTA MONICA BOULEVARD AND LA BREA GATEWAY PROJECT ISSUES:

Mayor Pro Tem Heilman expressed concern that the proposed schedule is too ambitious.

Councilmember Prang stated that the schedule may be altered if necessary.

ACTION: Approve the schedule as presented:

Monday, October 26, 1998: Special City Council Meeting at 6:00 PM Closed Session and 6:30 PM Regular Meeting, Consent Calendar, One New Business Item and Study Session for Santa Monica Boulevard.

Monday, November 2, 1998: Regular City Council Meeting at 6:00 PM Closed Session and 7:00 PM regular agenda and to receive a status report on PAC Deliberations over La Brea Gateway Developer Selection.

Monday, November 9, 1998: Cancel a previously scheduled Special Meeting with the Business License Commission due to City Holiday.

Monday, November 16, 1998: Regular City Council Meeting 6:00 PM Closed Session, 7:00 PM Regular Meeting with an abbreviated Agenda including Approval MOU with Cal-Trans, approval of Santa Monica Boulevard design scheme, adopt Financing Package (if not already approved) and Reception.

Monday, December 7, 1998: 6:00 PM Closed Session for discussion with Real Property Negotiator on La Brea Gateway Project, 7:00 PM Regular Meeting.

Monday, December 21, 1998: 6:00 PM Closed Session (if needed), 7:00 PM Regular Agenda (Approval Selection of Developer for La Brea Gateway Project.)

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

THE CITY COUNCIL RECESSED AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION AT 8:50 P.M.

THE CITY COUNCIL RECONVENED AT 10:54 P.M.

PUBLIC COMMENT: None.

6. LEGISLATIVE: None.

COUNCILMEMBER COMMENTS: None.

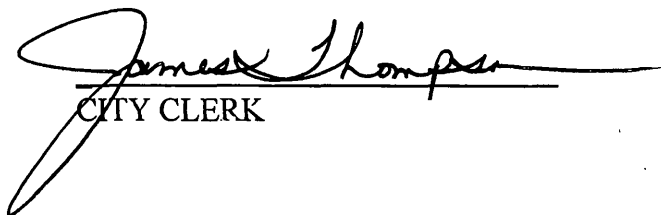
ADJOURNMENT: The City Council adjourned at 10:54 P.M., in memory of Matthew Shepard, to a Special Meeting on Monday, October 26, 1998 at 6:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard. The next regular meeting of the City Council will be on Monday, November 2, 1998 at 7:00 P.M.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 2ND DAY OF NOVEMBER, 1998.



MAYOR

ATTEST:



CITY CLERK