

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, AUGUST 17, 1998
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

CALL TO ORDER: Mayor Martin called the meeting to order at 7:33 P.M.

PLEDGE OF ALLEGIANCE: The Pledge was led by Andy Harlen.

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 Deputy Clerk Lucero.

APPROVAL OF AGENDA: City Clerk Thompson stated that Staff has requested that Item 4.C, Community Code Enforcement Corps, Neighborhood Code Watch and Item 6.A, Proposed Ordinance Amending the West Hollywood Municipal Code Regarding the Regulation of Taxicabs, be removed from the Agenda and continued to dates uncertain.

Mayor Pro Tem Heilman requested that a fourth recommendation be added to the action on Item 2.O, Authorization to Host E-The People's Grass Root Express Bus, to waive any special event or additional encroachment permit fees.

ACTION: Approve the August 17, 1998 Agenda as amended. Motion Councilmember Guarriello, seconded by Mayor Martin and unanimously carried.

PRESENTATIONS:

Mayor Martin introduced Harvey Gobas of the American Public Works Association who presented the City with an Excellence Award for the street paving program. The award was presented to Alan Pyeatt who was the project engineer for the street paving program. Joan English, Director of Transportation and Public Works also commended Sharon Perlstein, City Engineer.

The City Council presented commendations to the following staff members in recognition of ten years of service to the City: Tom Benedetti, Code Compliance Officer; Councilmember Paul Koretz; John Jakupcak, Environmental Programs Specialist; Alan Pyeatt, Assistant Civil Engineer; Sam Taylor, Rent Stabilization Hearings Enforcement Officer; Mario Turcios-Gonzalez, Recreation Leader; and, Tom West, Lead Social Services Program Specialist.

Mayor Pro Tem Heilman presented a commendation to Linda Choi, former City Council Intern who is returning to UCLA to acquire her Ph.D. in Political Science.

Mayor Martin also praised the work of Ms. Choi.

1. CITIZEN COMMENTS:

HOWARD ARMISTEAD, WEST HOLLYWOOD, cited recent developments in HIV/AIDS research. He requested the Council to fund research to investigate the effectiveness of aspirin in combating HIV.

ELAINE MUTCHNIK, WEST HOLLYWOOD, supports a Veterans Memorial at the Holloway Triangle location.

DON BRUHNKE, WEST HOLLYWOOD, was appalled at the ingratitude of Michael Weinstein of the AIDS Healthcare Foundation for having received \$20,000 from the City.

JAMES LITZ, WEST HOLLYWOOD, announced that August 22nd, the City will be hosting a first-time homebuyers' seminar.

JEANNE DOBRIN, WEST HOLLYWOOD, cited recent favorable HIV/AIDS statistics. She also stated that occupants of 858 N. Doheny Drive are not fulfilling all inspection requirements.

BARBARA HAMAKER, WEST HOLLYWOOD, praised the work of Linda Choi in the City Council Offices, especially with regard to the Women's Advisory Board.

AMY ANDERSON, WEST HOLLYWOOD, announced that the Cultural Heritage Commission has a slide show of historically significant structures which is available to any community organization.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello commended City staff for organizing the memorial service for James "Jimbo" Carvalho.

Mayor Pro Tem Heilman announced that August 26, 1998 will be declared Women's Equality Day in the City of West Hollywood. This date will commemorate the 78th anniversary of women's suffrage.

Mayor Pro Tem Heilman also commended staff for organizing the memorial service for Jimbo Carvalho. He also announced the arrival of the E-The People's Grass Root Express Bus in West Hollywood.

Councilmember Guarriello commended City Manager Makinney for hosting a bon voyage party for City Council Deputy Leah Archibald.

Councilmember Koretz also expressed his condolences and commended Staff for organizing the memorial for Jimbo Carvalho.

Councilmember Prang commented on the President's address to the nation this evening and called for an end to the investigation by Independent Counsel Kenneth Starr.

Mayor Martin expressed his thanks to Larissa Fooks and Linda Choi for lending support during the absence of his deputy, Rich Ryan.

CITY MANAGER'S REPORT: City Manager Makinney stated that there is no report.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Thompson stated the Fiscal Impact of the Consent Calendar, as amended, is \$208,760 in expenditures and \$33,285 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A, B, C, D, E, F, G, H, I, J, K, L, M, N, O (as amended) and P. Motion Mayor Pro Tem Heilman, seconded by Councilmember Prang and unanimously carried.

2.A. POSTING OF AGENDA:

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

2.B. 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.C. DEMAND REGISTER NO. 372, RESOLUTION NO. 98-1949:

RECOMMENDATION: Approve Demand Register No. 372 and adopt Resolution No. 98-1949, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 372." **Approved as part of the Consent Calendar.**

2.D. TREASURER'S REPORT:

RECOMMENDATION: Receive and file the Treasurer's Report for the month of June, 1998. **Approved as part of the Consent Calendar.**

2.E. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

RECOMMENDATION: Receive and file Action Report from the Cultural Heritage Commission Meeting of July 27, 1998. **Approved as part of the Consent Calendar.**

2.F. DONATION FROM WEST HOLLYWOOD CONVENTION AND VISITORS BUREAU:

RECOMMENDATION: 1) Accept the \$5,000 donation from the West Hollywood Convention & Visitors Bureau; and, 2) Direct Finance Director to increase revenue line item 100-7010 (Historic Preservation) by \$5,000. **Approved as part of the Consent Calendar.**

2.G. 1998 HALLOWEEN CARNAVAL:

RECOMMENDATION: 1) Approve the closure of Santa Monica Boulevard between La Cienega Boulevard and Doheny Drive from 3:00 P.M., Saturday, October 31, 1998 through 6:30 A.M., Sunday, November 1, 1998; 2) Approve the closure of Robertson Boulevard between Melrose Avenue and Santa Monica Boulevard from 5:00 P.M., Saturday, October 31 through 7:00 A.M., Sunday, November 1, 1998; 3) Approve the closure of San Vicente Boulevard between Cynthia Street and Melrose Avenue from 5:00 P.M., Saturday, October 31 through 7:00 A.M., Sunday, November 1, 1998; 4) Approve the closure of the La Peer turn lane on Santa Monica Boulevard from 7:00 A.M., Saturday, October 31, 1998 through 7:00 A.M., Sunday, November 1, 1998; 5) Direct staff to notify Cal Trans that the City accepts liability for traffic re-routing caused by the closure of Santa Monica Boulevard; 6) Direct staff to request that the Pacific Design Center parking structure remain open until 4:00 A.M., Sunday, November 1, 1998; 7) Waive permit parking between the hours of 7:00 P.M., October 31 through 7:00 A.M., November 1, 1998; 8) Authorize the use of twenty (20) parking spaces in the Hancock Avenue parking lot for VIP and vendor parking; 9) Authorize a link between the City's web page and the web page of KIIS 102.7 FM (the media co-sponsor of the event), between October 1 - 31, 1998; 10) Waive all City fees associated with this City sponsored event; and, 11) Waive all film permit fees for radio co-sponsors. **Approved as part of the Consent Calendar.**

2.H. PROPOSED RESOLUTION AUTHORIZING THE MODIFICATION OF OFF-STREET PARKING RATES FOR MUNICIPAL PARKING STRUCTURE NO. 1 LOCATED AT 8383 SANTA MONICA BOULEVARD AND APPROVING AN ADDENDUM TO THE PROFESSIONAL SERVICES AGREEMENT WITH AMPCO SYSTEM PARKING:

RECOMMENDATION: 1) Adopt Resolution No. 98-1950, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD MODIFYING OFF-STREET PARKING RATES FOR MUNICIPAL PARKING STRUCTURE NO. 1 LOCATED AT 8383 SANTA MONICA BOULEVARD

AND REPEAL RESOLUTION NO. 98-1874;" 2) Approve an addendum to the professional services agreement with Ampco System Parking in order to restore their original management fees for Municipal Parking Structure No. 1 and the City owned parking lot located at 8759 Santa Monica Boulevard; and, 3) Authorize the City Manager to execute the addendum. **Approved as part of the Consent Calendar.**

2.I. PROPOSED RESOLUTION IN SUPPORT OF LOWER MILK PRICES:

RECOMMENDATION: 1) Adopt Resolution No. 98-1951, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF LOWER MILK PRICES;" and, 2) Forward copies of this resolution to the appropriate State elected officials. **Approved as part of the Consent Calendar.**

2.J. PROJECT UNITY UPDATE:

RECOMMENDATION: 1) Receive and file; and, 2) Review the suggestions made by the participants at the first event and endorse the following future activities: a) Develop a festival which promotes the principles of Project Unity; b) Promote cultural and educational events in the City; c) Work with Social Services Staff to develop a volunteer program; d) Expand cable programming to promote unity; and, e) Develop and sponsor a Borscht Cookoff Contest. **Approved as part of the Consent Calendar.**

2.K. DISABILITIES AWARENESS MONTH:

RECOMMENDATION: 1) Proclaim October, 1998 as Disabilities Awareness Month in the City of West Hollywood; and, 2) Direct Social Services staff to work with the Disabilities Specialist and a liaison from the Disabilities Advisory Board on event planning, and to promote those events through appropriate City venues. **Approved as part of the Consent Calendar.**

2.L. PROPOSED RESOLUTION IN SUPPORT OF THE 14TH ANNUAL INTERNATIONAL COASTAL CLEANUP DAY ON SATURDAY, SEPTEMBER 19, 1998:

RECOMMENDATION: Adopt Resolution No. 98-1952, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE 14TH ANNUAL INTERNATIONAL COASTAL CLEANUP DAY ON SATURDAY, SEPTEMBER 19, 1998." **Approved as part of the Consent Calendar.**

2.M. CONSTRUCTION ADMINISTRATION AND INSPECTION SERVICES FOR SEWER REPAIR AND REHABILITATION PROJECT, CIP 9705:

RECOMMENDATION: Authorize the City Manager to enter into a supplementary agreement with ASL Consulting Engineers in an amount not to

exceed \$45,000 on the Sewer Repair and Rehabilitation Project, CIP 9705.
Approved as part of the Consent Calendar.

2.N. ADDENDUM TO AGREEMENT WITH GOLDEN BEAR ARBORISTS, INC. TO PROVIDE ADDITIONAL TREE TRIMMING SERVICES FOR THE PARKING DIVISION:

RECOMMENDATION: 1) Approve an addendum to the agreement for tree trimming services with Golden Bear Arborists, Inc. in an amount not to exceed \$15,160 per year; and, 2) Authorize the City Manager to sign the addendum.
Approved as part of the Consent Calendar.

2.O. AUTHORIZATION TO HOST E-THE PEOPLE'S GRASS ROOT EXPRESS BUS ON SUNDAY, AUGUST 23, 1998:

RECOMMENDATION: 1) Approve the request to host the E-The People's Grass Root Express Bus on Sunday, August 23, 1998 from 4:00 P.M. to 7:00 P.M.; 2) Waive encroachment permit fees for parking the E-The People's Bus on San Vicente Boulevard (near the Pacific Design Center); 3) Grant approval to link the City's website to the E-The People's website; and, 4) Waive any special event permit fees or additional encroachment permit fees. **Approved as part of the Consent Calendar.**

2.P. AUTHORIZATION TO ACCEPT \$5,000 CONTRIBUTION FROM UNIVERSAL STUDIOS' "BOWFINGER'S BIG THING":

RECOMMENDATION: 1) Accept the generous \$5,000 donation from Universal Studio's "Bowfinger's Big Thing;" to establish an Anti-Domestic Violence Education Program in the City's Community Services and Public Safety Division budget; 2) Direct the City Clerk's Office to send an official Thank You on behalf of the City Council to the producers of Universal Studios' "Bowfinger's Big Thing;" and, 3) Authorize the Finance Department to increase budgeted revenues and expenditures by \$5,000. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. PROPOSED RESOLUTION ON COMPLIANCE WITH LOS ANGELES COUNTY TRANSPORTATION COMMISSION CONGESTION MANAGEMENT PLAN:

City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood *Independent* August 5 and August 12, 1998.

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated August 17, 1998.

Mayor Martin opened the Public Hearing.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that all future developments should be required to have parking on site or adjacent to the site.

As no further public speakers came forward, the Public Hearing was closed.

ACTION: Adopt Resolution No. 98-1953, "A RESOLUTION OF THE CITY COUNCIL FINDING THE CITY TO BE IN COMPLIANCE WITH THE CONGESTION MANAGEMENT PROGRAM (CMP) AND ADOPTING THE CMP LOCAL IMPLEMENTATION REPORT, IN ACCORDANCE WITH CALIFORNIA GOVERNMENT CODE SECTION 65089."

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

4. UNFINISHED BUSINESS:

4.A. UPDATE OF THE EXISTING PROFESSIONAL SERVICES AGREEMENT WITH WILLDAN ASSOCIATES TO CONTINUE TO PROVIDE BUILDING & SAFETY AND PLANNING SERVICES:

Brent Mullins, Code Compliance Manager, provided background information as outlined in the staff report dated August 17, 1998.

ACTION: 1) Approve the updated professional service agreement with Willdan Associates; 2) Authorize the City Manager to execute the professional services agreement; 3) Authorize the Finance Director to appropriate \$41,850 from undesignated reserves to account 100-7060-8561 to cover 1997-98 contract activity; 4) Authorize the Finance Director to transfer \$18,150 from account 100-7060-7001 to account 100-7060-8561; and, 5) Authorize expenditures for additional professional services from account 100-7060-8561 to cover 1998-99 contract activity.

Motion Councilmember Guarriello, seconded by Councilmember Prang and carried noting the No vote of Mayor Pro Tem Heilman.

4.B. REPORT FROM VETERANS MEMORIAL COMMITTEE:

John Chase, Urban Designer; Lester Burg, Development Specialist III; and, Jim Sweeney, Deputy to Councilmember Guarriello, provided background information as outlined in the staff report dated August 17, 1998.

ANDY HARLEN, WEST HOLLYWOOD, stated that this memorial is a product of veterans of many wars and will be a highlight of the City.

Mayor Pro Tem Heilman clarified that the Veteran's Memorial Committee voted for the Crescent Heights location; however, the Holloway location is also to be considered by the Public Facilities Commission and the Santa Monica Boulevard Steering Committee. He also directed Staff to explore the possibility that grant funding may have to be repaid if the Crescent Heights location is chosen.

Mayor Martin reiterated Mayor Pro Tem Heilman's concern regarding the Crescent Heights location.

ACTION: 1) Receive and file; and, 2) Direct staff to present the recommendations to the Public Facilities Commission and the Santa Monica Boulevard Advisory Steering Committee for comment.

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

4.C. COMMUNITY CODE ENFORCEMENT CORPS, NEIGHBORHOOD CODE WATCH:

At the request of Staff, this Item was continued to a date uncertain.

5. NEW BUSINESS:

5.A. PROGRESS TOWARD MAKING WEST HOLLYWOOD A "PARKING FRIENDLY" CITY:

Vit Vittatoo, Parking Manager, provided background information as outlined in the staff report dated August 17, 1998.

Councilmember Prang praised the efforts of Mr. Vittatoo.

Mayor Pro Tem Heilman also praised the efforts of the Transportation and Public Works Department.

JEANNE DOBRIN, WEST HOLLYWOOD, disagrees with the decision to eliminate multiple parking citations.

Councilmember Koretz stated that parking signs may be too far apart.

Mayor Martin stated that specifically, "curbing of wheels" signs may not be placed with adequate frequency.

He also suggested painting curbs red within 15 feet of a fire hydrant.

ACTION: Receive and file. Motion Councilmember Guarriello, seconded by Mayor Pro Tem Heilman and unanimously carried.

5.B. DESIGNATION OF VOTING DELEGATE FOR LEAGUE ANNUAL CONFERENCE:

James Thompson, City Clerk, provided background information as outlined in the staff report dated August 17, 1998.

ACTION: 1) Appoint Mayor Martin as voting delegate and Councilmember Prang as a voting alternate for the League of California Cities 1998 Annual Conference; and, 2) Direct the City Clerk to submit the required forms to the League of the Appointments. Motion Mayor Pro Tem Heilman, seconded by Councilmember Koretz and unanimously carried.

5.C. COMMUTER CENTER AGREEMENT:

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated August 17, 1998.

ACTION: 1) Direct the Finance Department to revise the revenue estimate to include an additional \$108,000 in Proposition C grant funds, including \$48,793 for Fiscal Year 1999 and \$59,207 for Fiscal Year 2000; 2) Revise the two-year budget to include an appropriation of \$48,793 for Fiscal Year 1999 and \$59,207 for Fiscal Year 2000 in Proposition C grant funds in the Transportation Division Budget (8030); 3) Approve the agreement with the Chamber of Commerce in an amount not to exceed \$84,200 and authorize the City Manager to execute the agreement; and, 4) Direct the Chamber of Commerce to advertise the position as, "West Hollywood residents and persons with disabilities are encouraged to apply."

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

EXCLUDED CONSENT CALENDAR: None.

CITIZEN COMMENTS: None.

6. LEGISLATIVE:

6.A. PROPOSED ORDINANCE AMENDING ARTICLE III, CHAPTER II, PART A-1, SECTIONS 3203 THROUGH 3209, OF THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING THE REGULATION OF TAXICABS:

At the request of Staff, this Item was continued to a date uncertain.

6.B. PROPOSED ORDINANCE AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE RELATIVE TO MOTION PICTURE, TELEVISION AND PHOTOGRAPHIC PRODUCTION:

Helen Goss, PIO/CATV Manager, provided background information as outlined in the staff report dated August 17, 1998.

ACTION: Introduce on first reading Ordinance No. 98-524, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE RELATIVE TO MOTION PICTURE, TELEVISION AND PHOTOGRAPHIC PRODUCTION."

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

COUNCILMEMBER COMMENTS:

Councilmember Prang announced that the local soccer team, the Eclipses won the Gold Medal at the Gay Games in Amsterdam.

Mayor Pro Tem Heilman stated that the local volleyball team and several local swimmers also won gold medals.

Mayor Pro Tem Heilman directed the City Manager to explore the necessary level of liability insurance required of vendors contracting with the City.

City Manager Makinney stated that he would report back to the City Council on this issue.

ACTION: Add an item to the Closed Session Agenda; Update on the Ombudsperson Position.

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

ACTION: Add an item to the Closed Session Agenda; Appointment of Council Deputy.

Motion Mayor Pro Tem Heilman, seconded by Councilmember Guarriello. The motion required a 2/3 vote and failed due to the No votes of Councilmembers Prang and Koretz.

ACTION: Add one item to the Closed Session Agenda under Potential Litigation; Homeowner's Balcony Enclosure at 1100 N. Alta Loma Road.

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

THE CITY COUNCIL RECESSED TO CLOSED SESSION AT 8:47 P.M.

THE CITY COUNCIL RECONVENED TO ITS REGULAR MEETING AT 9:10 P.M.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that the City Council recessed into a Closed Session to discuss Items on the Closed Session Agenda. No reportable actions were taken.


ADJOURNMENT: The City Council adjourned at 9:10 P.M. to a special meeting on Monday, August 31, 1998 at 6:00 P.M. at Plummer Park, Fiesta Hall, 7377 Santa Monica Boulevard. The next regular City Council Meeting will be on Tuesday, September 8, 1998 at 7:00 P.M. at the West Hollywood Park Auditorium, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 31ST DAY OF AUGUST, 1998.



MAYOR

ATTEST:



City Clerk