

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JULY 6, 1998
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

CALL TO ORDER: Mayor Martin called the meeting to order at 9:02 p.m. and stated that the City Council held a study session regarding the Santa Monica Boulevard Rehabilitation project immediately prior to this meeting.

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 Records Management Coordinator Nunley.

PRESENTATIONS:

Councilmember Guarriello presented plaques to Herb Rifkin and Mark Skibinsky for their dedication to the installation of the traffic signal at Fountain and Fuller.

Mayor Martin presented a commendation to Stephanie Hart for her dedication and service on the Transportation Commission.

Mayor Martin presented plaques to the AIDS Project Los Angeles (Steed Mccord), City of Los Angeles AIDS Coordinators Office (Tirdad) and the Van Ness Recovery House (Cathy Watts) for their support of Crystal Meth Awareness Month.

1998-2000 PRELIMINARY BUDGET - PROPOSED RESOLUTION ADOPTING THE BUDGET FOR FISCAL YEAR 1998-99:

Paul Arevalo, Director of Finance, provided background information as outlined in the staff report dated July 6, 1998.

Councilmember KorteZ commented on the operation of the new service request center opposed to the old system.

Mayor Martin spoke on concerns regarding the Career Criminal Apprehension Grant and Vehicle Registration Fees.

Mayor Pro Tem Heilman, spoke regarding the shifting of responsibilities of the Advisory Boards from the Council offices and supports deleting the Academy Awards event from the work plan. He also made a request that the City remove \$25,000 from Information Systems department budget.

Councilmember Prang, supports staff's recommendation to move the Advisory Boards from the Council offices, but oppose the removal of \$25,000 from Information Systems department budget.

STEPHANIE ARELLANO, LOS ANGELES, from Local 660, spoke in support of the living wage provisions in the budget, and the proposed resolution denouncing the actions of violence against PRO-UFW workers.

CAROL B. RODRIGUEZ, WEST HOLLYWOOD, spoke in opposition of the proposal for the Academy Awards Party.

JEANNE DOBRIN, WEST HOLLYWOOD, commented that citizen's complaints should be directed to the City not the operators.

Motion: Reduce \$25,000 funding in the Information Systems Division proposed budget. Motion Mayor Pro Tem Heilman failed for lack of second.

ACTION: 1) Adopt Resolution No. 98-1928, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE BUDGET FOR FISCAL YEAR 1998-99" as specified in Attachment A, or as amended by the City Council; 2) Adopt the work plan presented in the Preliminary Budget; except for Items E.2 Year 2000 Celebration, Item E.4 Staffing of Commissions and Advisory Boards, and Item E.8 Academy Award Gala. 3) Direct staff to prepare a resolution for year two of the 1998-2000 Budget to be considered in May 1999; and 4) Direct staff to return to the City Council on work program issues.

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

The City Council recessed at 9:50 p.m. as the West Hollywood Community Development Commission and reconvened at 9:53 p.m.

PRESENTATIONS:

Mayor Martin proclaimed July 1998 as Parks and Recreation Month in the City of West Hollywood.

Mayor Martin proclaimed August 4, 1998 as National Night Out in the City of West Hollywood, and urged residents to turn on their outside lights and participate in the local National Night Out events.

Mayor Martin asked that the meeting be adjourned in memory of Mary Tyson.

1. CITIZEN COMMENTS:

J.W. MOORE IV, WEST HOLLYWOOD, stated his support of Community Policing and National Night Out. He also expresses concerns about the banning of alcohol in the City.

BARBARA HAMAKER, WEST HOLLYWOOD, stated her support of National Night Out and invited the City Council to their community block club gathering.

SEBASTIAN UIJTDEHAAGE, WEST HOLLYWOOD, spoke in support of the creation of West Hollywood Community Orchestra and the bicycle lanes along Santa Monica Boulevard.

SABATO FIORELLO, WEST HOLLYWOOD, thanked the City Council, staff and volunteers who participated in the Fourth of July celebration at Plummer Park.

MARIANGELA MALESPIN, WEST HOLLYWOOD, spoke in support of the creation of West Hollywood Orchestra.

GRACIELA IPARRAGUIRRE, WEST HOLLYWOOD, spoke in support of the bicycle lanes.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding to the banning of liquor.

EVAN ALNOUM, WEST HOLLYWOOD, spoke about the safety on Fountain Avenue.

CAROL B. RODRIGUEZ, WEST HOLLYWOOD, commented on the success of the Fourth of July celebration at Plummer Park.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello commented on the success of the Fourth of July celebration.

Councilmember Prang spoke about concerns regarding the operating status of Formosa Cafe.

Mayor Pro Tem Heilman encouraged citizen to take part in the Volunteer Program at West Hollywood Elementary School.

Councilmember KorteZ commented on the Fourth of July Celebration, he also thanked the Steering Committee for their hard work on the Santa Monica Boulevard project.

CITY MANAGER'S REPORT:

City Manager Makinney introduced Captain Odenthal, Sheriff's Department and Dave Petersen, Public Safety Administrator who updated the City Council on the Block Grant Funding/Sheriff's Security Officer Program. He also introduced Security Officer Peterson who will be working with the program and also providing security for City Hall on Friday lites.

Director Reynolds updated staff on the status of the Formosa Cafe occupancy permit and certificate of appropertness.

APPROVAL OF AGENDA:

Councilmember Guarriello asked that Item 2.K. be removed from the Consent Calendar for discussion.

Mayor Pro Tem Heilman pulled item 2.R from the Consent Calendar for discussion.

Councilmember Prang request that staff return to the City Council for a full progress report on Items 2.S Service Alternatives for Animal Control Services.

City Clerk Thompson stated that Councilmember Koretz has asked that the City Council consider adding an Item to the Consent Calendar as Item 2.Y regarding a proposed resolution denouncing the actions of violence against PRO-UFW workers and urging Coastal Berry to take responsibility for the actions. **ACTION: Make the finding that the Item came to the attention to City after the posting on the Agenda, there is an immediate need to hear the Item, and add the Item to the Consent Calendar as Item 2.Y. Motion Councilmember Koretz, seconded by Mayor Martin and unanimously carried.**

City Clerk Thompson stated that staff has requested Item 6.A be moved to the Consent Calendar as Item 2.Z.

Councilmember Prang has asked that his name be removed as a co-sponsor on Item 5.A. regarding Regulation and Maintenance of Health Clubs.

ACTION: Approve the July 6, 1998 Agenda as amended. Motion Councilmember Prang, seconded by Mayor Pro Tem Heilman, and unanimously carried.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Thompson stated that Fiscal Impact on the Consent Calendar for July 6, 1998 as amended \$562,350. in expenditures and \$17,100. in potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., G., H., I., J., L., M., N., O., P., Q., S., T., U., V., W., X., Y., and Z.

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, July 6, 1998 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, July 2, 1998.

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

2.B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of the regular meeting of June 15, 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. 369, RESOLUTION NO. 98-1929:

RECOMMENDATION: Approve Demand Register No. 369 and adopt Resolution No. 98-1929, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 369." **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORT:

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

2.F. ORDINANCE NO. 98-518 (2nd. Reading), AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SOLID WASTE AND RECYCLABLE COLLECTION AND DISPOSAL SERVICE FEE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

RECOMMENDATION: Waive further reading and adopt Ordinance No. 98-518, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SOLID WASTE AND RECYCLABLE COLLECTION

AND DISPOSAL SERVICE FEE AND AMENDING THE WETS HOLLYWOOD MUNICIPAL CODE.” **Approved as part of the Consent Calendar.**

2.G. ORDINANCE NO. 98-519 (2nd. Reading), AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING A TELECOMMUNICATIONS REGULATORY ORDINANCE AND AMENDING ARTICLE VI OF THE WEST HOLLYWOOD MUNICIPAL CODE BY ADDING A NEW CHAPTER X:

RECOMMENDATION: Waive further reading and adopt Ordinance No. 98-519, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING A TELECOMMUNICATIONS REGULATORY ORDINANCE AND AMENDING ARTICLE VI OF THE WEST HOLLYWOOD MUNICIPAL CODE BY ADDING A NEW CHAPTER X.” **Approved as part of the Consent Calendar.**

2.H. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

RECOMMENDATION: Receive and file Action Reports from the Transportation Commission of June 17, 1998; the Cultural Heritage Commission of June 22, 1998; the Planning Commission of June 18, 1998; the Fine Arts Commission of June 25, 1998; the Rent Stabilization Commission of June 25, 1998; and, the Public Safety Commission of June 8, 1998. **Approved as part of the Consent Calendar.**

2.I. APPROVAL OF RENT STABILIZATION COMMISSION RESOLUTION NUMBER RS 98-79 ESTABLISHING THE AMOUNT OF THE 1998 GENERAL ADJUSTMENT:

RECOMMENDATION: Approve Rent Stabilization Commission Resolution RS 98-79, “A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD ESTABLISHING THE AMOUNT OF THE GENERAL ADJUSTMENT FOR THE YEAR 1998-99.” **Approved as part of the Consent Calendar.**

2.J. PROFESSIONAL SERVICES AGREEMENTS WITH VARIOUS SOFTWARE AND HARDWARE MAINTENANCE PROVIDERS FOR FISCAL YEAR 1998-99 AND ANNUAL EXTENSIONS:

RECOMMENDATION: 1) Approve the five professional service agreements with the following vendors: Hewlett Packard Corporation, Informix Software, Sierra Computer Systems, Pentamation Enterprises, Inc. (PEI), and Siemens Business Communication System; and, 2) Authorize the City Manager to execute the annual maintenance agreements at a cost of \$107,960 for Fiscal Year 1998-99 and subsequent renewals for the useful

life of the products not to exceed the contractual inflation factors; and, 3) Authorize the City Manager to execute any amendments to these agreements not to be in excess of \$5,000 per contract. **Approved as part of the Consent Calendar.**

2.K. EXTENSION OF AGREEMENT FOR LEGAL ADVERTISING WITH LOS ANGELES INDEPENDENT NEWSPAPER GROUP:
This Item was removed from the Consent Calendar for discussion, and appears immediately following Item 5.A.

2.L. APPROVAL FOR FINAL TRACT MAP NO. 47946, FOR THE CONDOMINIUM PROJECT LOCATED AT 1145 HORN AVENUE:
RECOMMENDATION: 1) Approve Final Tract Map, No. 47946; 2) Make findings as follows: a) That this project will not violate any of the provisions of Sections 66427.1, 66474, 66474.1, and 66474.6 of the subdivision Map Act; b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the general plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code; and, 3) Instruct the City Clerk to endorse on the face of the map of the Tract Map No. 47946 the certificate that embodies the approval of said map. **Approved as part of the Consent Calendar.**

2.M. PROPOSED RESOLUTIONS FOR THE IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE):
RECOMMENDATION: 1) Adopt Resolution No. 98-1930, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 1998-99 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; 2) Adopt Resolution No. 98-1931, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 1998-99 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA"; and, 3) Adopt Resolution No. 98-1932, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY A CHARGE (ASSESSMENT) AGAINST HOTELS IN THE WEST HOLLYWOOD BUSINESS IMPROVEMENT

AREA FOR FISCAL YEAR 1998-99 AND SETTING A TIME AND PLACE OF A HEARING TO CONSIDER SUCH A CHANGE.”
Approved as part of the Consent Calendar.

2.N. AWARD OF CONSTRUCTION CONTRACT FOR CIP 9903, CONCRETE REPAIR PROGRAM:

RECOMMENDATION: 1) Accept the bid dated May 27, 1998 submitted by Lobana Engineering; 2) Authorize the City Manager to enter into a contract with Lobana Engineering in the amount of \$347,970 for the construction of CIP 9903, Concrete Repair Program; 3) Authorize the City Engineer to manage change orders for work on the construction contract in an amount not to exceed 25% of the contract amount; and, 4) Relieve the low bidder, LGT Enterprises, of their bid due to a mistake in the bid which qualifies for relief pursuant to Sections 5101 and 5103 of the California Public Contract Code. **Approved as part of the Consent Calendar.**

2.O. PROPOSED RESOLUTION OPPOSING EFFORTS TO RESCIND THE VEHICLE REGISTRATION FEE:

RECOMMENDATION: 1) Adopt Resolution No. 98-1933, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING EFFORTS TO RESCIND THE VEHICLE REGISTRATION FEE;” and, 2) Forward copies of this resolution to the appropriate State lawmakers. **Approved as part of the Consent Calendar.**

2.P. CALENDAR A STUDY SESSION TO REVIEW THE FUNCTION AND ROLE OF THE BUSINESS LICENSE COMMISSION:

RECOMMENDATION: Direct the City Clerk to schedule a Joint Study Session prior to the Regular City Council Meeting on October 5, 1998 from 6:30 PM to 7:30 PM. **Approved as part of the Consent Calendar.**

2.Q. CALENDAR A STUDY SESSION TO DISCUSS THE PROPOSED HISTORIC PRESERVATION PLAN/GENERAL PLAN ELEMENT:

RECOMMENDATION: Direct the City Clerk to schedule a Study Session prior to the City Council Regular Meeting on Monday, August 17, 1998 from 6:00 PM to 7:30 PM. **Approved as part of the Consent Calendar.**

2.R. AUTHORIZE ISSUANCE OF AN RFP FOR VEHICLE TOWING AND STORAGE SERVICES:

This Item was removed from the Consent Calendar for discussion, and appears immediately following Item 5.A.

2.S. SERVICE ALTERNATIVES FOR ANIMAL CONTROL SERVICES:

RECOMMENDATION: 1) Continue contracting with Los Angeles County Animal Care and Control for animal control services and with the SPCA-LA for sheltering services for the time being; and, 2) Direct staff to continue discussions with the Cities of Culver City and Beverly Hills concerning formation of a consortium to collectively deliver animal control services to the three cities. If the distance of Culver City proves to be too great a barrier, staff should continue to investigate a joint Beverly Hills/West Hollywood program. **Approved as part of the Consent Calendar.**

2.T. PROFESSIONAL SERVICES AGREEMENT RENEWAL WITH SPCA-LA FOR ANIMAL SHELTERING SERVICES:

RECOMMENDATION: Authorize the City Manager to sign the Agreement between the City of West Hollywood and SPCA-LA for Animal Sheltering Services. **Approved as part of the Consent Calendar.**

2.U. NATIONAL NIGHT OUT:

RECOMMENDATION: 1) Proclaim August 4, 1998 National Night Out; 2) Approve street closures for National Night Out block parties: a) Rugby Drive, between Westbourne and WESTMOUNT; b) Almont between Ranglely and Melrose, 1/2 block from the Melrose barricade north of Ranglely; c) the 8900 block of Lloyd between Elevado and Norma; d) the portion of the street between 8210 and 8221 DeLongpre between Sweetzer and Harper; e) the portion of the street in front of 7556 Hampton just east of Curson; f) the portion of the street in front of 7900 Norton just east of Laurel; 3) Serve as a sponsor for National Night Out events; and, 4) Waive all city fees associated with this city sponsored event. **Approved as part of the Consent Calendar.**

2.V. HEALTHY WEST HOLLYWOOD - CALIFORNIA HEALTHY CITIES PROJECT GRANT:

RECOMMENDATION: 1) Accept the \$25,000 grant from the CHCP/CPNS to create a project to introduce and increase the promotion of healthy eating and physical exercise among low and fixed income residents; and, 2) Instruct the Finance Division to increase Social Services Division revenues and expenditures by \$25,000. **Approved as part of the Consent Calendar.**

2.W. PROFESSIONAL SERVICES AGREEMENT WITH ASSOCIATED SOILS ENGINEERING, INC. FOR MATERIALS TESTING SERVICES FOR SEWER REPAIR AND REHABILITATION PROJECT, CIP 9705:

RECOMMENDATION: 1) Approve the professional services agreement with Associated Soils Engineering, Inc. in an amount not to exceed \$ 13,570 to provide materials testing services on the Sewer Repair and Rehabilitation Project, CIP 9705; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.X. APPROVAL OF CHANGE ORDER FOR SANCON ENGINEERING II, INC. FOR SEWER REPAIR AND REHABILITATION PROJECT, CIP 9705:

RECOMMENDATION: 1) Approve the change order to Sancon Engineering II, Inc. in an amount not to exceed \$66,000 to provide sand-cement slurry on the Sewer Repair and Rehabilitation Project, CIP 9705; and, 2) Authorize the City Engineer to issue the change order. **Approved as part of the Consent Calendar.**

2.Y. URGENCY ITEM -- PROPOSED RESOLUTION DENOUNCING THE ACTIONS OF VIOLENCE AGAINST PRO-UFW WORKERS AND URGING COASTAL BERRY TO TAKE RESPONSIBILITY FOR THESE ACTIONS:

RECOMMENDATION: 1) Adopt Resolution No. 98-1934, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENOUNCING THE ACTIONS OF VIOLENCE AGAINST PRO-UFW WORKERS AND URGING COASTAL BERRY TO TAKE RESPONSIBILITY FOR THESE ACTIONS; 2) Forward copies of this resolution to Coastal Berry and the United Farm Workers.

2.Z AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PROVISIONS PROHIBITING DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION AND ADDING GENDER IDENTITY AS A PROTECTED CATEGORY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

RECOMMENDATION: Introduce for first reading Ordinance No. 98-520, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PROVISIONS PROHIBITING DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION AND ADDING GENDER IDENTITY AS A PROTECTED CATEGORY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Listed on the Agenda as Item 6.A. moved and approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. VISTA GRANDE STREET PETITION FOR PREFERENTIAL PARKING:

City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on June 24, and July 1, 1998.

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated July 6, 1998.

Mayor Martin opened the Public Hearing and the following speakers addressed the City Council:

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of preferential parking along Vista Grande.

No further speakers coming forward the public hearing was closed.

ACTION: 1) Introduce on first reading Ordinance No. 98-521, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PREFERENTIAL PARKING PROVISIONS OF THE TRAFFIC CODE BY AMENDING PART B OF CHAPTER 2 OF ARTICLE III OF THE WEST HOLLYWOOD MUNICIPAL CODE BY IMPLEMENTING PREFERENTIAL PARKING REGULATIONS ON VISTA GRANDE STREET, BETWEEN HILLDALE AVENUE AND DOHENY DRIVE, AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE;" and, 2) Adopt Resolution No. 98-1935, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INSTITUTING TOW-AWAY REGULATIONS ON VISTA GRANDE STREET BETWEEN HILLDALE AVENUE AND DOHENY DRIVE, DURING THE HOURS PREFERENTIAL PARKING REGULATIONS ARE IN EFFECT, WITH AN EXEMPTION FOR VEHICLES WITH DISTRICT 5 PERMITS."

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

3.B. PROPOSED RESOLUTION REGARDING THE PROPOSED VACATION OF A PORTIONS OF PUBLIC RIGHT-OF-WAY ON WESTMOUNT DRIVE:

City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on June 17 and 24, 1998 and Posted on the subject property on June 18, 1998.

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated July 6, 1998.

As there were no public speakers, Mayor Martin closed the Public Hearing.

ACTION: 1) Make a finding that the subject five-foot wide strip of land on the frontage of 634 WESTMOUNT Drive is unnecessary for present or prospective public street purposes; 2) Adopt Resolution No. 98-1936, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ORDERING THE VACATION OF A PORTION OF WESTMOUNT DRIVE AT 634 WESTMOUNT DRIVE, IN THE CITY OF WEST HOLLYWOOD;" and, 3) Direct the City Clerk to submit certified copies of Resolution No.'s 98-1936 for recordation by the Office of the Recorder of the County of Los Angeles.

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

3.C. PROPOSED RESOLUTION REGARDING THE PROPOSED VACATION OF A PORTION OF PUBLIC RIGHT-OF-WAY ON WESTBOURNE DRIVE:

City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on June 17 and 24, 1998 and Posted on the subject property on June 18, 1998.

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated July 6, 1998.

As there were no public speakers, Mayor Martin closed the Public Hearing.

ACTION: 1) Make a finding that the subject five-foot wide strip of land on the frontage of 828 Westbourne Drive is unnecessary for present or prospective public street purposes; 2) Adopt Resolution No. 98-1937, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ORDERING THE VACATION OF A PORTION OF WESTBOURNE DRIVE AT 828 WESTBOURNE DRIVE, IN THE CITY OF WEST HOLLYWOOD;" and, 3) Direct the City Clerk to submit certified copies of Resolutions No.'s 98-1937 for recordation by the Office of the Recorder of the County of Los Angeles.

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

3.D. ZONING TEXT AMENDMENT 98-01, GENERAL PLAN AMENDMENT 98-01, SEISMIC HAZARDS AND ELECTRIC VEHICLE RECHARGING:

ACTION: Due to the length of the agenda for this meeting, continue the hearing to the meeting of July 20, 1998. **Move to Consent Calendar**

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

4. UNFINISHED BUSINESS:

4.A. NEIGHBORHOOD TRAFFIC CONTROL INSTALLATION ON HAVENHURST DRIVE:

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated July 6, 1998.

CAROL B. RODRIGUEZ, WEST HOLLYWOOD, spoke in opposition of the installation of speed bumps on Havenhurst, she also suggest that the City look at other alternatives.

Councilmember Heilmam, commented that he was not happy with the chokers.

ACTION: 1) Approve the Notice of Exemption for this project pursuant to California Environmental Quality Action Section 15301; and, 2) Adopt Resolution No. 98-1938, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DIRECTING THE INSTALLATION OF SPEED HUMPS ON HAVENHURST DRIVE BETWEEN SUNSET BOULEVARD AND FOUNTAIN AVENUE."

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

5. NEW BUSINESS:

5.A. REGULATION AND MAINTENANCE OF HEALTH CLUBS:

Mayor Pro Tem Heilman provided background information as outlined in the staff report dated July 6, 1998.

ACTION: 1) Refer Maintenance and Health Club standards issues to the Planning Commission; and 2) Direct Mayor Pro Tem Heilman and Mayor Martin to meet with the operators of 24 Hour Fitness to resolve issues.

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

EXCLUDED CONSENT CALENDAR ITEMS WERE HEARD AT THIS TIME:

2.R. AUTHORIZE ISSUANCE OF AN RFP FOR VEHICLE TOWING AND STORAGE SERVICES:

Parking Operations Manager, Penrose Vittatoe provided background information as outlined in the staff report dated July 6, 1998.

Councilmember Guarriello stated that it is to the City's best interest to continue the service with Johnson Tow.

Mayor Pro Tem Heilman stated that the City should be able to provide the public the best service possible.

Councilmember Prang stated that the City should allow local Tow services to bid in order to secure the best service and price.

Mayor Martin stated that the City has a great service relationship with Johnson Tow and that we should continue that relationship.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the City's decision to bypass the RFP process for vehicle towing and storage services.

ACTION: Direct staff to bypass an RFP, negotiate an agreement with Johnson Super Tow and return to the City Council for approval.

Motion Mayor Martin, seconded by Councilmember Koretz and carried noting the NO votes of Mayor Pro Tem Heilman and Councilmember Prang.

2.K. EXTENSION OF AGREEMENT FOR LEGAL ADVERTISING WITH LOS ANGELES INDEPENDENT NEWSPAPER GROUP:

City Clerk Thompson provided background information as outlined in the staff report dated July 6, 1998.

MICHAEL VILLAPANDO, LOS ANGELES, of Beverly Press News spoke in opposition to extending the agreement to Los Angeles Independent Newspaper.

MICHAEL LAXINETA, LOS ANGELES, of Independent Newspaper spoke in support of continuing the contract agreement with Los Angeles Independent Newspaper.

ACTION: 1) Approve Amendment No. 1 to the agreement dated June 17, 1996 with the Los Angeles Independent Newspaper group extending the agreement to June 30, 1999; and, 2) Authorize the City Manager to execute the agreement.

Motion Mayor Martin, seconded by Councilmember Koretz and unanimously carried noting the NO vote of Mayor Pro Tem Heilman.

5.B. CREATION OF A WEST HOLLYWOOD COMMUNITY ORCHESTRA:

Mayor Pro Tem Heilman provided background information as outlined in the staff report dated July 6, 1998.

SABATO FIORELLO, WEST HOLLYWOOD, spoke in support of the creation of a Community Orchestra.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the creation of a Community Orchestra.

ACTION: Direct staff working with Mayor Pro Tem John Heilman's office to create a West Hollywood Orchestra: a) Solicit local universities and colleges to identify a conductor who can lead the orchestra; b) After selecting a conductor, pick several dates for community auditions and assist the director in selecting musicians; c) Allocate up to \$5,000 as seed money for the purchase of music and other related supplies; d) Secure rehearsal space at a local park or auditorium; and, e) Solicit grant money to help fund the ongoing expenses of the orchestra.

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

5.C. REGULARLY SCHEDULED COUNCIL MEETINGS AT PLUMMER PARK:

Councilmember Prang provided background information as outlined in the staff report dated July 6, 1998.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to the scheduling of meeting at Fiesta Hall.

ACTION: 1) Direct the City Manager to report back on the costs and feasibility of holding one City Council meeting each month at Plummer Park; and, 2) If analysis proves that there is no significant cost increase,

begin scheduling the first meeting of each month at Fiesta Hall in Plummer Park.

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

EXCLUDED CONSENT CALENDAR: ITEMS HEARD IMMEDIATELY FOLLOWING ITEM 5.A

6. LEGISLATIVE:

6.A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PROVISIONS PROHIBITING DISCRIMINATION ON THE BASIS OF SEXUAL ORIENTATION AND ADDING GENDER IDENTITY AS A PROTECTED CATEGORY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

This Item was moved to the Consent Calendar as Item 2.Z.

REPORT OF THE CLOSED SESSION: Closed Session Canceled.

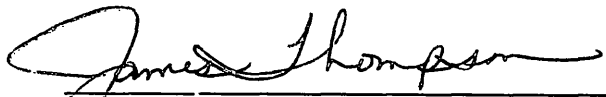
COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 11:57, in memory of Mary Tyson, to a Study Session on Monday, July 20, 1998 at 5:00 P.M. regarding Moratorium on Bed & Breakfasts followed by the regular meeting 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 20TH DAY OF JULY, 1998.


MAYOR

ATTEST:


City Clerk