

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MAY 4, 1998
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Martin called the meeting to order at 7:05 P.M. and stated that immediately prior to the Regular Meeting the City Council held a Study Session to discuss a Telecommunication Ordinance.

PLEDGE OF ALLEGIANCE: John Chiang led the Pledge.

ROLL CALL:

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

ABSENT: Councilmembers - None.

ALSO PRESENT: Acting City Manager English, City Attorney Jenkins, City Clerk Love, Assistant City Clerk Thompson and Deputy Clerk Lucero.

APPROVAL OF AGENDA:

ACTION: Approve the Monday, May 4, 1998 Agenda as presented. Motion Councilmember Guarriello seconded by Councilmember Prang and unanimously carried.

REPORT OF CLOSED SESSION: City Attorney Jenkins stated that the Council voted unanimously to discuss a request for an *amicus* brief. The brief is to be filed in the case of S.M. Morgan Co. v. David Arias, Case No. 98U00201. A report is on file in the Office of the City Clerk. The Closed Session adjourned at 6:45 P.M.

PRESENTATIONS:

Mayor Martin requested that the meeting be adjourned in memory of Victor Rozman, Senior Advisory Member and Ken Washington of the Community College Board.

Mayor Martin proclaimed the week of May 3 through May 9, 1998 as Goodwill Industries Week in West Hollywood.

Mayor Pro Tem Heilman proclaimed the week of May 4 through May 8, 1998 as Public Service Recognition Week in West Hollywood.

Mayor Martin proclaimed May 9, 1998 as Fire Service Day in West Hollywood. Lieutenant Levitt of the L.A. County Fire Department accepted the proclamation.

Mayor Martin presented a plaque to Gary Gradinger for his service on the Rent Stabilization Commission.

Mayor Pro Tem Heilman and Gretchen Fine of the Women's Advisory Board presented a commendation to artist Marilyn Sunderman. The artist presented her portrait of Golda Mayer.

Councilmember Prang presented a commendation to John Chiang of the State Board of Equalization.

Councilmember Kortez also praised Mr. Chiang.

1. CITIZEN COMMENTS:

MARK OLSON, of California Edison, stated that he would like to work with the City to develop the best standards regarding the telecommunications issues.

SUSAN WILLIAMS-GUERRA of The Gas Company, stated that her organization would like to be a part of the process.

DAVID LASH, LOS ANGELES, Executive Director of Bet Tzedek Legal Services, elaborated on the scope of services of his organization.

YELLENA ORLOFF, LOS ANGELES, Bet Tzedek, stated that she works mainly with Russian immigrants regarding government benefits, restitution and landlord/tenant issues.

TOM CARMICHAEL, LOS ANGELES, President of L.A. Frontrunners, spoke in support of Item 2.M., the 1998 Run/Walk for Gay and Lesbian Pride.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello relayed a public safety incident that occurred last Tuesday evening and praised the efforts of neighborhood watch groups. He also commended staff for coordinating the installation of a traffic signal at the intersection of Fuller Ave. and Santa Monica Blvd.

Councilmember Koretz expressed his best wishes to Gus Gardner of the Senior Advisory Board, who is currently hospitalized.

Councilmember Prang announced that his deputy, Daniel Dusterberg was selected as a staff member to assist during the President's visit to Los Angeles.

Mayor Pro Tem Heilman announced the May 11th re-dedication of the Farmer's Market in honor of former Councilmember Helen Albert. He also stated that the Gay Men's Chorus is performing a memorial event on May 31st.

Mayor Martin commended City Clerk Love on having received the City Clerk's Association of California 1998 President's Award of Distinction.

CITY MANAGER'S REPORT: Acting City Manager English stated that today is the last day to register to vote for the June primary. She also introduced Brent Mullins, Building and Safety Manager, who provided an update on the property located at 1145 N. Horn Ave.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Thompson stated the Fiscal Impact on the Consent Calendar for Monday, May 4, 1998 is \$552,013 in expenditures and \$1,710 decrease in revenues.

2. CONSENT CALENDAR:

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

2.A. POSTING OF AGENDA:

The agenda for the meeting of Monday, May 4, 1998 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, April 30, 1998.

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

2.B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of April 20, 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. CLAIMS ADMINISTRATION:

RECOMMENDATION: Deny the claims of J. Michael Schaefer and Aleksandr Frenkel and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. DEMAND REGISTER NO. 365, RESOLUTION NO. 98-1885:

RECOMMENDATION: Approve Demand Register No. 365 and adopt Resolution No. 98-1885, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE

PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 365." Approved as part of the Consent Calendar.

2.F. TREASURER'S REPORT:

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

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

RECOMMENDATION: Receive and file Action Reports from the Fine Arts Commission. **Approved as part of the Consent Calendar.**

2.H. PROFESSIONAL SERVICES AGREEMENT WITH ACCUTEK FOR DATA COLLECTION SERVICES:

RECOMMENDATION: 1) Approve a professional services agreement with Accutek in an amount not to exceed \$24,000 for data collection services; and 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.I. PROPOSED RESOLUTION IN SUPPORT OF PROTECTING GRAY WHALE NURSERIES:

RECOMMENDATION: 1) Adopt Resolution No. 98-1886, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF PROTECTING GRAY WHALE NURSERIES;" and, 2) Send copies of this resolution to the President of Mitsubishi and the President of Mexico. **Approved as part of the Consent Calendar.**

2.J. SETTING THE DATE AND LOCATION FOR A PUBLIC HEARING REGARDING THE PROPOSED VACATION OF A PORTION OF WESTMOUNT DRIVE IN THE VICINITY OF 634 WESTMOUNT DRIVE:

RECOMMENDATION: Adopt Resolution No. 98-1887, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO VACATE WESTMOUNT DRIVE AT 634 WESTMOUNT DRIVE IN THE CITY OF WEST HOLLYWOOD AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON." **Approved as part of the Consent Calendar.**

2.K. SETTING THE DATE AND LOCATION FOR A PUBLIC HEARING REGARDING THE PROPOSED VACATION OF A PORTION OF WESTBOURNE DRIVE IN THE VICINITY OF 828 WESTBOURNE DRIVE:

RECOMMENDATION: Adopt Resolution No. 98-1888, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING

ITS INTENTION TO VACATE WESTBOURNE DRIVE AT 828 WESTBOURNE DRIVE IN THE CITY OF WEST HOLLYWOOD AND SETTING A TIME AND PLACE FOR A PUBLIC HEARING THEREON." **Approved as part of the Consent Calendar.**

2.L. PROFESSIONAL SERVICES AGREEMENT FOR PARTICIPATION IN A JOINT CITY PROJECT TO ESTABLISH PUBLIC RIGHT OF WAY STANDARDS FOR UTILITY INSTALLATIONS:

RECOMMENDATION: Authorize the City Manager to enter into a professional services agreement with Lorick Associates Consulting, Inc. in an amount not to exceed \$16,000 for the City of West Hollywood's share of a joint city project to prepare right of way standards for utility installations. **Approved as part of the Consent Calendar.**

2.M. AUTHORIZATION TO THE FRONTRUNNERS RUN/WALK FOR GAY AND LESBIAN PRIDE:

RECOMMENDATION: 1) Authorize the use of Santa Monica Boulevard between Doheny Drive and Crescent Heights Boulevard; 2) Allow Frontrunners to use the parade barricades and cones to implement the request street closures; 3) Allow Frontrunners to borrow the Recreation Division stage for use at the awards ceremony; 4) Allow Frontrunners access to the pool showers between 10:00 AM and 11:45 AM; 5) Approve the use of Santa Monica Boulevard for the Run/Walk from 8:00 AM - 10:30 AM on Sunday, June 28, 1998; 6) Authorize the Festival and Event Specialist to notify Cal Trans about the event; and, 7) Waive City permit fees including the major temporary event and building and safety permit fees. **Approved as part of the Consent Calendar.**

2.N. PROPOSED RESOLUTION IN SUPPORT OF HANDGUN LEGISLATION AB23 AND SB1500:

RECOMMENDATION: Adopt Resolution No. 98-1889, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF HANDGUN LEGISLATION, AB23 AND SB1500." **Approved as part of the Consent Calendar.**

2.O. SCHEDULING OF THE 1998-2000 PRELIMINARY BUDGET STUDY SESSION AND PUBLIC HEARING:

RECOMMENDATION: 1) Schedule the Budget Study Session for Monday, May 18, 1998 from 6:00 PM to 7:30 PM preceding the regularly scheduled Council Meeting; 2) Schedule the Budget Public Hearing for Monday, June 1, 1998; and, 3) Direct staff to have the formal budget resolutions prepared for adoption at the June 15, 1998 Council Meeting. **Approved as part of the Consent Calendar.**

2.P. PROFESSIONAL SERVICES AGREEMENT WITH GOLDEN BEAR ARBORISTS, INC. TO PROVIDE IRRIGATION AND LANDSCAPE FOR THE LA JOLLA/HAVENHURST COUNTY PARKING LOT, AND APPROVE AN INCREASE TO MCE CORPORATION TO ADD PEDESTRIAN WALK-WAYS AND PLANTERS TO THE APPROVED RECONFIGURATION PLAN:

RECOMMENDATION: 1) Approve a professional services agreement with Golden Bear Arborists, Inc. to provide irrigation and landscape for the La Jolla/Havenhurst County Parking Lot located at 1042 Havenhurst Drive in an amount not to exceed \$13,250 and authorize the City Manager to execute the agreement; and, 2) Authorize an increase of \$7,000. to MCE Corporation's "not to exceed" amount to allow them to add pedestrian friendly walk-ways and planters to the initial reconfiguration plan. **Approved as part of the Consent Calendar.**

2.Q. APPROVAL OF CHANGE ORDERS FOR SEWER REPAIR AND REHABILITATION PROJECT, CIP 9705:

RECOMMENDATION: Authorize the City Engineer to issue change orders to Sancon Engineering II, Inc. in the amount of \$449,012.50 to replace sewer pipes on the Sewer Repair and Rehabilitation Project, CIP 9705. **Approved as part of the Consent Calendar.**

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

RECOMMENDATION: Authorize the City Manager to enter into a supplementary agreement to ASL Consulting Engineers in an amount not to exceed \$32,500. to provide additional construction administration and inspection on the Sewer Repair and Rehabilitation Project, CIP 9705. **Approved as part of the Consent Calendar.**

2.S. AWARD OF LEASE AGREEMENT TO OCÉ-USA, INC. TO REPLACE CURRENT PHOTOCOPYING EQUIPMENT:

RECOMMENDATION: 1) Approve a five-year lease agreement with OCÉ-USA, Inc. in an amount not to exceed \$82,000 per year for six photocopiers, maintenance, software license and related supplies; and, 2) Authorize the City Manager to execute the lease agreement upon review and approval of the City Attorney. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF PLANNING COMMISSION'S APPROVAL OF DEVELOPMENT PERMIT 97-20, CREATIVE SIGN PERMIT 97-09, AND

VARIANCES 97-19, 97-24, 97-25, 97-32 AND 97-33 LOCATED AT 8410 SUNSET BOULEVARD:

Assistant City Clerk Thompson stated a 1/4 page Notice of Public Hearing was published in the *West Hollywood Independent* on April 22, 1998.

ACTION: Continue the Public Hearing to Monday, June 1, 1998. **Motion Councilmember Prang, seconded by Mayor Pro Tem Heilman and unanimously carried.**

4. UNFINISHED BUSINESS:

4.A. WOMEN'S ADVISORY BOARD APPOINTMENT(S):

ACTION: Continue appointments to the Women's Advisory Board to Monday, May 18, 1998. **Motion Councilmember Koretz seconded by Mayor Pro Tem Heilman.**

4.B. RESIGNATION FROM THE DISABILITIES ADVISORY BOARD:

ACTION: Accept with regret the resignation of Kate Jacobs and continue an appointment to the Disabilities Advisory Board to May 18, 1998. **Motion Councilmember Prang seconded by Mayor Pro Tem Heilman and unanimously carried.**

4.C. DIRECT APPOINTMENT TO THE RENT STABILIZATION COMMISSION BY MAYOR MARTIN:

ACTION: Mayor Martin appointed J. Stephen Lewis to the Rent Stabilization Commission, effective May 4, 1998, to fill an unexpired term ending May 31, 1999.

4.D. PROFESSIONAL SERVICES AGREEMENT WITH KONING-EIZENBERG ARCHITECTURE, INC. FOR PLUMMER PARK COMMUNITY/SENIOR/TEEN CENTER PROJECT:

Lloyd Long, Director of Human Services, provided background information as outlined in the staff report dated May 4, 1998.

ACTION: 1) Approve an agreement with Koning-Eizenberg Architecture, Inc. of Santa Monica, California in an amount not to exceed \$341,874 for design of the Plummer Park Community/Senior/Teen Center Project; 2) Approve an amount not to exceed \$23,600 for reimbursable expenses; and, 3) Authorize the City Manager to execute the agreement. **Motion Councilmember Guarriello seconded by Mayor Pro Tem Heilman and unanimously carried.**

4.E. AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT, THIRD QUARTER REPORT:

Jeb Baird of the Avenues of Art and Design Business Improvement District outlined the programs and goals of the District over the last three months.

ACTION: Receive and file the Avenues of Art and Design Business Improvement District report ending March, 1998. **Motion Councilmember Guarriello seconded by Mayor Pro Tem Heilman and unanimously carried.**

5. NEW BUSINESS:

5.A. REPORT ON FILMING IN WEST HOLLYWOOD:

Helen Goss, Public Information Officer/CATV Manager, introduced Terry House, Film Liaison, who provided background information as outlined in the staff report dated May 4, 1998.

Councilmember Guarriello praised the work of the Public Information Division.

Councilmember Prang expressed that the low level of complaints associated with filming in the City is very commendable.

Mayor Martin commended residents for being aware that the entertainment industry is an important revenue source for the City.

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

5.B. MOBILE ANIMAL ADOPTION PROGRAM:

Councilmember Koretz provided background information as outlined in the staff report dated May 4, 1998.

Mayor Martin inquired if this program would have a fiscal impact.

Councilmember Koretz stated that the main cost would be additional staff time.

Mayor Pro Tem Heilman commented that he would not like existing City events to be overwhelmed by this new program.

ACTION: Direct staff to work with Los Angeles County Animal Control to coordinate mobile pet adoptions at regularly scheduled City events, such as the quarterly "Yard Sale in the Park." **Motion Mayor Pro Tem Heilman seconded by Councilmember Guarriello and unanimously carried.**

5.C. PROPOSED RESOLUTION OPPOSING AB1617 - THE RELIGIOUS FREEDOM PROTECTION ACT:

Councilmember Prang provided background information as outlined in the staff report dated May 4, 1998.

ACTION: Adopt Resolution No. 98-1890, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING AB1617, THE RELIGIOUS FREEDOM PROTECTION ACT;" and, 2) Direct staff to notify relevant Assemblymembers, State Senators, The Senate Judiciary Committee and the California League of Cities. Additionally, the City's State Lobbyist should be notified of the Council's position and directed to act on the City's behalf if necessary.

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

5.D PROPOSED RESOLUTION SUPPORTING "LA CONVENTION 2000" AND THEIR BID TO HOST THE 2000 DEMOCRATIC NATIONAL CONVENTION:

Councilmember Prang provided background information as outlined in the staff report dated May 4, 1998.

RECOMMENDATION: 1) Adopt Resolution No. 98-1891 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING 'LA CONVENTION 2000' AND THEIR BID TO HOST THE 2000 DEMOCRATIC NATIONAL CONVENTION;" 2) Direct staff to notify Brad Burlingame, President of the West Hollywood Convention and Visitors Bureau, and Don Savoie, Executive Director of the West Hollywood Chamber of Commerce, of our support; 3) Identify ways the City's business leaders and other interested parties can become involved in LA Convention 2000; and, 4) Notify Los Angeles Mayor Richard Riordan, Los Angeles City Council President John Ferraro and the leadership of LA Convention 2000 of our support. **Motion Councilmember Guarriello seconded by Mayor Pro Tem Heilman and unanimously carried.**

EXCLUDED CONSENT CALENDAR: None.

CITIZEN COMMENTS:

CAROL RODRIGUEZ, WEST HOLLYWOOD, provided an overview of a number of historical sites throughout the City.

6. **LEGISLATIVE:** None.

COUNCILMEMBER COMMENTS:

Councilmember Prang congratulated Urban Epicuria and China Restaurant, two new West Hollywood businesses, on their recent openings.

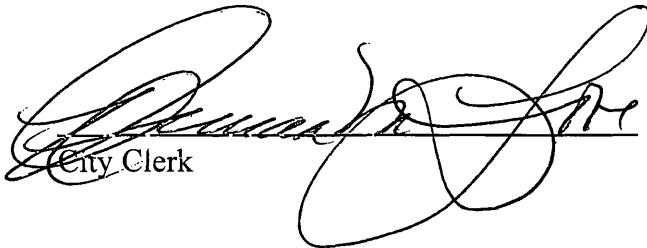
ADJOURNMENT: The City Council adjourned at 8:13 P.M., in memory of Victor Rozman and Ken Washington to a Budget Study Session on Monday, May 18, 1998 at 6:00 P.M. immediately followed by their next regular meeting at 7:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 18TH DAY OF MAY, 1998.



MAYOR

ATTEST:



City Clerk