

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

CALL TO ORDER: Mayor Guarriello called the meeting to order at 7:08 p.m.

PLEDGE OF ALLEGIANCE: Carol Rodriguez led the Pledge.

ROLL CALL:

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

ABSENT: Councilmembers - None.

ALSO PRESENT: City Manager Makinney, City Attorney Jenkins, Assistant City Clerk Thompson, Deputy Clerk Lucero, Administrative Staff Assistant Bursztin.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that at 6:45 p.m. the City Council called the meeting to order and by a unanimous vote added one Item to the Closed Session Agenda under Government Code Section 54957 PUBLIC EMPLOYEE DISCIPLINE/DISMISSAL/RELEASE. The City Council recessed into Closed Session to discuss items contained on the Closed Session Agenda. The Closed Session adjourned at 7:05 p.m. and no reportable actions were taken.

APPROVAL OF AGENDA:

Councilmember Heilman removed Items 2.G and 2.H from the Consent Calendar for separate discussion.

Assistant City Clerk Thompson asked the City Council to move Item 6.A Proposed Ordinance renaming the Cultural Heritage Advisory Board to the Cultural Heritage Commission to the Consent Calendar as Item 2.Q. He asked that Item 6.B Proposed Ordinance renaming the Fine Arts Advisory Board to the Fine Arts Commission to the Consent Calendar as Item 2.R.

ACTION: Approve the Agenda of February 2, 1998 as amended. Motion Councilmember Martin, seconded by Councilmember Prang and unanimously carried.

PRESENTATIONS:

Mayor Guarriello proclaimed February 14-21, 1998 as Demand Safer Sex Now week in conjunction with National Condom Week.

Mayor Pro Tem Martin proclaimed 1998 as "Year of the Healthy Children."

Councilmember Heilman introduced Nancy Cohen, Chair of the Lesbian and Gay Advisory Board, who presented a Rainbow Key commendation to Steve Tyler.

Mayor Pro Tem Martin requested that the meeting be adjourned in memory of John Parks.

1. CITIZEN COMMENTS:

RUTH WILLIAMS, WEST HOLLYWOOD, speaking on behalf of the Public Safety Commission, stated that the Sheriff's Department has been very responsive to the community's needs and expressed that item 2.G is merely an innocuous contractual review.

SUSAN PINKUS, WEST HOLLYWOOD, invites residents of the City to an Open House of Kings Road Park site on Saturday, February 7, 1998.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in opposition to item 5.B and feels that it will not be a revenue generating mechanism.

CAROL RODRIGUEZ, WEST HOLLYWOOD, stated that she was amongst several residents who attended the second budget study session.

COUNCILMEMBER COMMENTS:

Mayor Guarriello commended Sharon O'Rourke on her excellent report and service to the West Hollywood Chamber of Commerce. He stated he attended the installation of the first Historical Plaque at the First Baptist Church.

Councilmember Prang commended the City Clerk's Office on the new set-up for the City Council Meeting. He thanked the Cultural Heritage Advisory Board and Jennifer Davis for the plaque installation and ceremony at the First Baptist Church. He indicated that perhaps security is needed at some Commission meetings and Advisory Board meetings.

Councilmember Koretz and Mayor Pro Tem Martin agreed that the historical plaque is not large enough.

CITY MANAGER'S REPORT: City Manager Makinney called on Lucy Dyke who reported on behalf of the Department of Transportation and Public Works Westside Summit draft Regional Transportation Plan.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Thompson stated the Fiscal Impact on the Consent Calendar for February 2, 1998, as amended is \$32,450. in expenditures and \$31,965. in lost revenues.

2. CONSENT CALENDAR:

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

2.A. POSTING OF AGENDA:

The agenda for the meeting of Tuesday, February 2, 1998, was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on January 29, 1998.

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

2.B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of January 17, 1998; and January 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 Richard LaBrecque, K.L. Schoonover, Scott Swanson and refer to the City's claims adjuster. Approved as part of the Consent Calendar.

2.E. DEMAND REGISTER NO. 359, RESOLUTION NO. 98-1838:

RECOMMENDATION: Approve Demand Register No. 359 and adopt Resolution No. 98-1838, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 359." Approved as part of the Consent Calendar.

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

RECOMMENDATION: Receive and file Action Reports from the Human Services Commission of January 13, 1998; Planning Commission of January 15, 1998; Fine Arts Advisory Board of January 22, 1998; Senior Advisory Board of January 14, 1998; Transportation Commission of January 21, 1998; Rent Stabilization Commission of January 22, 1998; Disabilities Advisory Board of January 14, 1998; Lesbian & Gay Advisory Council of January 8, 1998; Women's Advisory Board of November 20, 1997; and, Public Safety Commission of January 12, 1998. Approved as part of the Consent Calendar.

2.G. TECHNICAL REVIEW OF WEST HOLLYWOOD'S LOS ANGELES COUNTY SHERIFF'S DEPARTMENT (LACSD) CONTRACT FOR POLICE SERVICES:

Removed from the Consent Calendar for separate discussion. This Item was heard and is listed under Excluded Consent Calendar Items immediately following new business.

2.H. PROPOSED RESOLUTION APPROVING THE INSTALLATION OF PARKING METERS AND TOW-AWAY NO STOPPING RESTRICTIONS SHERBOURNE DRIVE:

Removed from the Consent Calendar for separate discussion. This Item was heard and is listed under Excluded Consent Calendar Items immediately following new business.

2.I. WEST WEEK PARKING AND CIRCULATION PLAN:

RECOMMENDATION: 1) Authorize the closure of San Vicente Boulevard between Melrose Avenue and Santa Monica Boulevard from 6:00 a.m., Wednesday, March 18, 1998 to 3:00 p.m., Friday, March 20, 1998; 2) Waive the City encroachment and special event permit fees; and, 3) Authorize staff to contact Cedars-Sinai Medical Center to request use of the lot located at 365 North San Vicente Boulevard for West Week parking. **Approved as part of the Consent Calendar.**

2.J. PROPOSED RESOLUTION IMPLEMENTING ADDITION OF PARKING RESTRICTIONS TO FIVE METERED SPACES ON HOLLOWAY DRIVE:

RECOMMENDATION: Adopt Resolution No. 98-1840, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IMPLEMENTING TOW-AWAY PARKING RESTRICTIONS DURING PEAK TRAFFIC HOURS AT FIVE METERED PARKING SPACES ON HOLLOWAY DRIVE AND DIRECTING STAFF TO ERECT APPROPRIATE SIGNS AND MARKINGS." **Approved as part of the Consent Calendar.**

2.K. PROPOSED RESOLUTIONS IN SUPPORT OF THE WOMEN'S AND FAMILY LEGISLATION:

RECOMMENDATION: 1) Adopt Resolution No. 98-1841, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF LEGISLATION OPPOSING VIOLENCE AGAINST WOMEN"; 2) Adopt Resolution No. 98-1842, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF LEGISLATION IMPROVING FAMILY LAW"; and, 3) Adopt Resolution No. 98-1843, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST

HOLLYWOOD IN SUPPORT OF LEGISLATION PROTECTING REPRODUCTIVE RIGHTS.” **Approved as part of the Consent Calendar.**

2.L. PROPOSED RESOLUTION IN SUPPORT OF HR 950, THE JOB CREATION AND RESTORATION ACT OF 1997:

RECOMMENDATION: Adopt Resolution No. 98-1844, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF HR 950, THE JOB CREATION AND RESTORATION ACT OF 1997.” **Approved as part of the Consent Calendar.**

2.M. PROPOSED RESOLUTION PROCLAIMING FEBRUARY 12, 1998 “NATIONAL FREEDOM TO MARRY DAY” IN WEST HOLLYWOOD:

RECOMMENDATION: Adopt Resolution No. 98-1845, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROCLAIMING FEBRUARY 12, 1998 ‘NATIONAL FREEDOM TO MARRY DAY’ IN WEST HOLLYWOOD.” **Approved as part of the Consent Calendar.**

2.N. PROPOSED AGREEMENT FOR PROFESSIONAL SERVICES WITH MCE CORPORATION TO RECONFIGURE THE LA JOLLA/HAVENHURST COUNTY PARKING LOT:

RECOMMENDATION: 1) Approve the professional services agreement with MCE Corporation to reconfigure the parking lot located at 1042 Havenhurst Drive in an amount not to exceed \$30,000; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.O. PROPOSED RESOLUTION IN SUPPORT OF SENATE BILL #1394, WHICH WOULD REQUIRE LANDLORDS OF BUILDINGS WITH SIXTEEN OR MORE UNITS TO PROVIDE LIGHTING IN HALLWAYS, PARKING AREAS, WALKWAYS, STAIRWAYS AND MAIN ENTRANCES:

RECOMMENDATION: Adopt Resolution no. 98-1846, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SENATE BILL #1394, WHICH WOULD REQUIRE LANDLORDS OF BUILDINGS WITH SIXTEEN OR MORE UNITS TO PROVIDE LIGHTING IN HALLWAYS, PARKING AREAS, WALKWAYS, STAIRWAYS AND MAIN ENTRANCES.” **Approved as part of the Consent Calendar.**

2.P. PROPOSED RESOLUTION AND COOPERATIVE AGREEMENT TO PARTICIPATE IN LOS ANGELES COUNTY MORTGAGE CREDIT CERTIFICATE PROGRAM FOR FIRST TIME HOMEBUYERS:

RECOMMENDATION: 1) Adopt Resolution No. 98-1847, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PARTICIPATION IN THE MORTGAGE CREDIT

CERTIFICATE PROGRAM ADMINISTERED BY LOS ANGELES COUNTY AND AUTHORIZE AN APPLICATION TO THE CALIFORNIA DEBT LIMIT ALLOCATION COMMITTEE IN 1998, 1999 AND 2000 FOR MORTGAGE CREDIT CERTIFICATES"; and, 2) Authorize the City Manager to execute a Cooperative Agreement between the City and County of Los Angeles to enable City participation in the Mortgage Credit Certificate Program. **Approved as part of the Consent Calendar.**

2.Q. RENAMING OF THE CULTURAL HERITAGE ADVISORY BOARD TO THE CULTURAL HERITAGE COMMISSION:

RECOMMENDATION: Introduce for first reading Ordinance No. 98-513, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE II, CHAPTER IX, PART H OF THE WEST HOLLYWOOD MUNICIPAL CODE RENAMING THE CULTURAL HERITAGE ADVISORY BOARD TO THE CULTURAL HERITAGE COMMISSION." **Approved as part of the Consent Calendar.**

2.R RENAMING OF THE FINE ARTS ADVISORY BOARD TO THE FINE ARTS COMMISSION:

RECOMMENDATION: Re-introduce for first reading Ordinance No. 97-504, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE II, CHAPTER IX, PART E AND ARTICLE IX, SECTIONS 9502 AND 9507 OF THE WEST HOLLYWOOD MUNICIPAL CODE RENAMING THE FINE ARTS ADVISORY BOARD TO THE FINE ARTS COMMISSION." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPROVAL OF FISCAL YEAR 1998-99 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG) PLANNING SUMMARY:

Assistant City Clerk Thompson stated a Notice of Public Hearing was posted as required by W.H.M.C. Section 2300.

Bee Wilkening, Development Specialist, provided background information as outlined in the staff report dated February 2, 1998.

Mayor Guarriello opened the public hearing and no speakers coming forward the public hearing was closed.

Councilmember Heilman inquired if a new code compliance officer will be hired and stated the funds may be better spent on revitalization project rather than more enforcement. He stated the City needs to be more aggressive with sign

enforcement, and if business owners are not up keeping the signs per the grant agreement, the City needs to “call” the grant.

Allyne Winderman, Housing and Economic Development Manager, stated that a new officer will be hired and one-half of the funds will be from CDBG and the other half will be Redevelopment. She stated that there are specific problems with regard to signage violations which compromise the quality of life and current code compliance officers are overwhelmed.

Mayor Pro Tem Martin feels that more code compliance maybe necessary. He asked that the focus be on signage and the residential areas. He stated the signage problem may have a cultural issues. He stated he agrees with Councilmember Heilman regarding the enforcement of sign agreements.

Councilmember Koretz supports increased code compliance and feels that an emphasis should be in residential areas.

Councilmember Heilman feels that increased code compliance should be paid out of the general fund and not out of CDBG funds. CDBG funds are set aside specifically for revitalization purposes in blighted areas.

Mayor Pro Tem Martin stated that the quality of life will be improved from increased code compliance.

Ray Reynolds, Director of Community Development, stated that one half of the cost of the new code compliance officer will be provided by Redevelopment funds. He indicated that code enforcement is just one tool that the Community Development Department will use in revitalization of the East Side.

ACTION: 1) Direct staff to submit the Community Development Block Grant (CDBG) Program Planning Summary for approval to the Los Angeles County Community Development Commission based on the public hearing and staff recommendations; and 2) Modify the City’s allocation and direct staff to make the necessary changes to the City’s Budget for use in any of the City’s CDBG programs.

Motion Councilmember Martin, seconded by Councilmember Prang and carried on a Roll Call vote:

AYES: Councilmembers - Koretz, Prang, and Martin.

NOES: Councilmembers - Heilman and Mayor Guarriello.

4. UNFINISHED BUSINESS:

4.A. PUBLIC FACILITIES COMMISSION RESIGNATION AND DIRECT APPOINTMENT:

ACTION: 1) Accept with regret the resignation of Michael Sausser; and 2) Councilmember Prang appointed David Gold to the Public Facilities Commission, effective February 2, 1998 to fill an unexpired term ending May 31, 2001.

4.B. DISABILITIES ADVISORY BOARD APPOINTMENT:

Steve Weltman and Kenneth Lawrence were nominated.

ACTION: Appoint Steve Weltman as an "at large" member to the Disabilities Advisory Board for a term expiring May 31, 1999.

4.C ADVERTISING ON CITYLINE:

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated February 2, 1998.

Councilmember Heilman suggested tabling the item in order to provide the opportunity to contact local businesses who may want to purchase advertising.

Mayor Pro Tem Martin does not favor delaying passage of the staff recommendation. He stated we should try to get the program off the ground and running, and start generating revenues.

Councilmember Prang stated that the revenue projections were somewhat unrealistic.

Councilmember Heilman suggested a 30 day cancellation clause in the agreement, which would allow the City to give the opportunity to local businesses who wish to sponsor an entire bus for a long term period of time.

ACTION: 1) Accept the proposal submitted by TDI, Inc., to allow TDI to lease advertising space on CityLine vehicles and give the City 50% of the net revenues generated and authorize the City Manager to sign an agreement upon review and approval of other terms by the City Attorney; 2) Direct staff to pursue potential sponsors for "Event" buses which would generate as much net revenue as average per bus receipts from TDI, Inc., and 3) Direct staff to include a 30 day cancellation clause in the agreement.

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

5. NEW BUSINESS:

5.A. HOLOCAUST SURVIVORS' INSURANCE ISSUES:

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

ACTION: 1) Direct the Public Information Office to publicize the efforts of the Insurance Commissioner's Office to City residents; and, 2) Direct Human Services staff to work with constituents and local agencies to ensure that residents who may have an unpaid insurance claim are correctly routed to the State of California Insurance Commissioner's Office.

Motion Councilmember Koretz seconded by Mayor Guarriello and unanimously carried.

5.B. APPROVAL TO SET THE DATE FOR CITY COUNCIL TO HEAR THE APPEAL OF THE PLANNING COMMISSION'S DENIAL OF PERMIT 97-35 AND 97-16 FOR TWO-SIDED BILLBOARDS AT 8789 AND 8782 SUNSET BOULEVARD:

Mayor Pro Tem Martin provided background information as outlined in the staff report dated February 2, 1998.

BONNIE KINGRY, REGENCY OUTDOOR ADVERTISING, distributed various photographs to the Council and stated that two-sided billboards are more aesthetic and spoke in favor of the appeal.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that advertising companies are only interested in increased revenue and any increased revenue to the City would be minuscule. She is opposed to increased billboard advertising.

Ray Reynolds, Director of Community Development, stated that there must be a zoning text amendment to allow this to occur.

Councilmember Heilman inquired if the Sunset Specific Plan addressed this situation.

Mr. Reynolds stated that the plan does not clearly address this issue.

ACTION: Set the date of April 6, 1998 to hear an appeal of the denials of permits 97-35 and 97-16 for 8789 Sunset Boulevard and 8782 Sunset Boulevard.

Motion Councilmember Koretz seconded by Councilmember Heilman and unanimously carried.

5.C AGREEMENT FOR PROFESSIONAL SERVICES WITH JOHN L. HUNTER AND ASSOCIATES, INCORPORATED TO PROVIDE CONSULTING SERVICES FOR MANAGEMENT OF MUNICIPAL NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT REQUIREMENTS:

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated February 2, 1998.

Councilmember Prang provided further background and the impact of storm drains.

Councilmember Heilman thanked Sharon Perlstein for her assistance and exceptional work.

ACTION: 1). Approve the professional services agreement for John L. Hunter and Associates, Inc., for consulting services in regards to requirements of the Municipal National Pollution Discharge Elimination System (NPDES) permit for Fiscal Year 1997-98; and, 2) Authorize the City Manager to execute a professional services agreement with John L. Hunter and Associates Inc., in an amount not to exceed \$30,000 for NPDES services.

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

EXCLUDED CONSENT CALENDAR:

2.G. TECHNICAL REVIEW OF WEST HOLLYWOOD'S LOS ANGELES COUNTY SHERIFF'S DEPARTMENT (LACSD) CONTRACT FOR POLICE SERVICES:

City Manager Makinney provided background information as outlined in the staff report dated February 5, 1998.

Councilmember Heilman suggested this item be tabled and referred to the Public Safety Commission for their input and recommendations. He was concerned that there are other areas that these funds could be better spent.

Mayor Pro Tem Martin also suggested the Public Safety Commission review and input. He indicated his support of the item, as the City spends a good percentage of its budget on the Sheriffs contact, and stated it should be reviewed and not become a "sacred cow."

Mayor Guarriello wanted assurance that by postponing the audit for Public Safety Commission review, that the audit would still be done in time, to be a tool and provide the Council with input and guidance for the upcoming budget sessions.

Councilmember Heilman stated he was under the impression that our new Public Safety Manager would perform this type of audit and make recommendations to the City Council. At this time, he stated he objects to hiring outside contractor, who may not understand the community and special law enforcement needs in West Hollywood.

ACTION: Table and continue to date uncertain. Refer to the Public Safety Commission for review and comment.

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

2.H. PROPOSED RESOLUTION APPROVING THE INSTALLATION OF PARKING METERS AND TOW-AWAY NO STOPPING RESTRICTIONS SHERBOURNE DRIVE:

Lucy Dyke, Transportation Manager provided background information as outlined in the staff report dated February 2, 1998.

Councilmember Heilman expressed concerns that if meters are installed in the area, that patrons will assume they are allowed to park at the meters at any time. He asked Ms. Dyke to explain the actions the Department will be taking to ensure patrons will park and hence be ticketed and towed during the restricted "no parking" hours.

Ms. Dyke indicated that a warning only period will be in place, the meters will allow for additional signage on the meter post itself, and the valet operator will be responsible for physically blocking the spaces during the restricted "no parking" hours

ACTION: Adopt Resolution No. 98-1839, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INSTALLING TWO NEW PARKING METERS 307 AND 309 AND PROHIBITING STOPPING AND INSTITUTING TOW-AWAY REGULATIONS BETWEEN THE HOURS OF 6 PM AND 6 AM, THURSDAY THROUGH MONDAY AT PARKING METERS 307, 309, 316 AND 318 ON SHERBOURNE DRIVE."

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

CITIZEN COMMENTS: None.

6. LEGISLATIVE:

6.A. RENAMING OF THE CULTURAL HERITAGE ADVISORY BOARD TO THE CULTURAL HERITAGE COMMISSION:

This item was moved to the Consent Calendar as Item 2.R.

6.B. RENAMING OF THE FINE ARTS ADVISORY BOARD TO THE FINE ARTS COMMISSION:

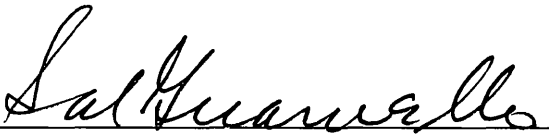
This item was moved to the Consent Calendar as Item 2.Q.

COUNCILMEMBER COMMENTS:

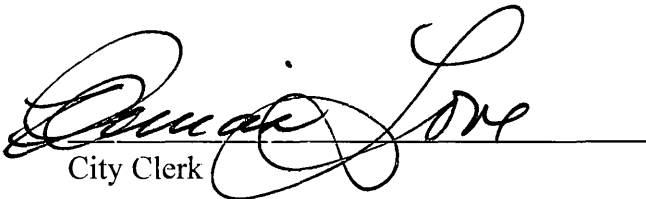
Mayor Pro Tem Martin commented on a recent incident at a Rent Stabilization Commission meeting.

ADJOURNMENT: The City Council adjourned at 8:40 p.m., in memory of John Parks, to their next regular meeting on TUESDAY, February 17, 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 17TH DAY OF FEBRUARY, 1998.


MAYOR

ATTEST:


City Clerk