

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, SEPTEMBER 15, 1997
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Guarriello called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE: Julie Summers led the Pledge.

ROLL CALL:

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

ABSENT: Councilmembers - None.

ALSO PRESENT: Acting City Manager Long, City Attorney Jenkins, City Clerk Love and Assistant City Clerk Thompson.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that at 6:00 p.m. the City Council called the meeting to order, and then recessed into Closed Session to discuss items contained on the Closed Session Agenda. The Closed Session adjourned at 6:20 p.m. and no reportable actions were taken.

APPROVAL OF AGENDA:

Mayor Guarriello asked the City Council to consider an Urgency Item be added to the Agenda as Item 5.G titled "DESIGNATION OF VOTING DELEGATES FOR NATIONAL LEAGUE OF CITIES ANNUAL BUSINESS MEETING."

ACTION: Add Item 5.G to the September 15, 1997 City Council Agenda. Motion Councilmember Heilman, seconded by Councilmember Prang and unanimously carried.

Mayor Guarriello asked that Item 6.B be heard immediately following the Consent Calendar.

Councilmember Prang requested that Item 2.E be removed from the Consent Calendar and heard at the same time as Item 5.D.

Councilmember Prang pulled item 2.I from the Consent Calendar and heard under Excluded Consent Calendar items.

Councilmember Heilman pulled Item 2.K, regarding United Airlines, from the Consent Calendar for discussion, and then Mayor Pro Martin requested the Item be removed from the agenda and tabled.

Motion to approve the agenda as amended Councilmember Heilman, seconded by Mayor Pro Tem Martin and unanimously carried.

PRESENTATIONS:

Councilmember Heilman and the City Council proclaimed the Week of October 18-26 as "Second Chance Week" and encouraged all residents and businesses to do their part in recycling.

John Jakupcak, West Hollywood Environmental Program Analyst, thanked the City Council and explained the purpose and activities of Second Chance Week.

Mayor Pro Tem Martin presented a plaque to Renee Rosenfeld, former Lesbian and Gay Advisory Council Member.

1. CITIZEN COMMENTS:

RUTH WILLIAMS, WEST HOLLYWOOD, spoke regarding Item 5.A, she stated her support of moving the Homeless Shelter to a new location.

BRAD SULLIVAN, WEST HOLLYWOOD, spoke in support of the Deputy Sheriffs request for a 5% pay raise. He stated the Deputies have not had a pay raise in several years and have been working without a contract for nine months.

DONNY CACY, WEST HOLLYWOOD, spoke regarding Item 5.A, he stated his support of moving the Homeless Shelter to a new location.

STAN LOTHRIE, WEST HOLLYWOOD, spoke regarding Palm Avenue property owned by the West Hollywood Community Housing Corporation, and their broken promise not to demolish the existing historical buildings.

STEVEN DAVIS, WEST HOLLYWOOD, member of Human Services Commission, spoke in support of Item 4.A, Grant with Los Angeles Gay and Lesbian Center Youth Program.

EFFIE REUVENI, WEST HOLLYWOOD, spoke regarding 2.L, asked that the City Council consider naming the Farmers Market after Ed Riney.

BRADLEY LAND, LONG BEACH, President of the Board of Directors Being Alive, spoke in favor of Item 4.B Social Services Grant with Being Alive for HIV Day Program Services.

JOHN STOUT, WEST HOLLYWOOD, spoke against expanding the hours of the Tom Kat Theater on Santa Monica Boulevard. He stated his support for Item 5.B Emergency Repair Program and his support for the West Hollywood Homeless Organization as the Foundation House staying in West Hollywood.

MICHAELJOHN HORN, WEST HOLLYWOOD, stated his support for a raise for the Sheriffs Deputies. He stated his support for the Foundation House relocation to Hollywood, although he asked for continued support.

SIEMEN VAN DER WOUDE, WEST HOLLYWOOD, stated he has been told that he is the only person who has complained about Sheriffs problems. He outlined other complaints regarding the Sheriff's Department.

MARTIN BEDOGNE, WEST HOLLYWOOD, spoke in support of Item 3.A the extension of the Moratorium on Bed and Breakfast's.

AMY ANDERSON, WEST HOLLYWOOD, spoke in support of the creation of a Task Force to look at conversion of affordable housing to commercial uses, and stated she is against the extension of the Moratorium on Bed and Breakfast's in residential areas.

DEREK WIDDISS, WEST HOLLYWOOD, spoke regarding the abandoned property located at 1145 North Horn Avenue, and he asked the City Council to address this issue.

RICHARD MAGGIO, WEST HOLLYWOOD, spoke regarding the property located at 1145 North Horn, and he asked for City Council assistance.

KEVIN NOTRE, WEST HOLLYWOOD, spoke regarding the property located at 1145 North Horn, and he asked for City Council assistance.

HOLLY ENGLEMAN, WEST HOLLYWOOD, spoke regarding the property located at 1145 North Horn, and she asked for City Council assistance.

JEROME WHITE, WEST HOLLYWOOD, spoke in support of the Task Force being created on commercial uses in residential zones. He stated his support regarding the extension of moratorium.

JUAN LEDESMA, LOS ANGELES, Gay and Lesbian Services Center, introduced two new staff members at the Center.

GEORGE ANTHONY BELL, WEST HOLLYWOOD, spoke regarding the property located at 1145 North Horn, and he asked for City Council assistance.

ANN GOLDMAN, WEST HOLLYWOOD, spoke regarding the property located at 1145 North Horn, she asked for City Council assistance.

JERRY CASTILLO, WEST HOLLYWOOD, spoke regarding the property located at 1145 North Horn, and he asked for City Council assistance.

COUNCILMEMBER COMMENTS:

Councilmember Prang asked the City Manager to abate the nuisance at 1145 North Horn, and asked for a status report. He stated his support for the Los Angeles County Sheriff's Deputies request for raise. He asked Joan English, Director of Transportation, for a report on the parking meter "wrap-arounds" on the East Side.

Councilmember Heilman asked Ray Reynolds, Director of Community Development Department for a status report on the 1145 North Horn Avenue. In addition he asked Transportation Director English for a status report on the "wrap-around" and re-striping on the East Side.

Director Reynolds stated the property at 1145 North Horn has been declared a nuisance and the Department will return to the City Council on October 20, 1997 for a Public Hearing to destroy the building.

Mayor Pro Tem Martin addressed the comments regarding the property located at 1145 North Horn Avenue, and the City Council is trying to be as responsive as possible under very strict property laws. He stated that Graduation was held from the Sheriff's Citizen Academy.

Mayor Guarriello addressed the comments on the removal of the historical buildings on Palm Avenue by the West Hollywood Community Development Corporation.

CITY MANAGER'S REPORT: Acting City Manager Long asked Joan English, Director of Transportation, and Peter Wolff, Associate Transportation Planner to address the traffic signalization on Sunset Boulevard.

Peter Wolff, Associate Transportation Planner briefed the City Council on traffic signalization on Sunset Boulevard, and stated the Department had hired a consultant and the Department was taking aggressive solutions to the problems. The Department is still in a monitor and adjustment mode.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Love stated the Fiscal Impact on the Consent Calendar for September 15, 1997, as amended, is \$34,525. in expenditures and zero potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A, B., C., D., F., G., H., J., L., M., and N. Motion Councilmember Prang, seconded by Councilmember Heilman and unanimously carried.

A. POSTING OF AGENDA:

The agenda for the meeting of Monday, September 15, 1997 was posted at City

Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, September 11, 1997.

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

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.**

C. CLAIMS ADMINISTRATION:

RECOMMENDATION: Deny the claims Natalie Galtieri and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

D. DEMAND REGISTER NO. 350, RESOLUTION NO. 97-1797:

RECOMMENDATION: Approve Demand Register No. 350 and adopt Resolution No. 97-1797, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 350" **Approved as part of the Consent Calendar.**

E. ORDINANCE NO. 97-504 (2nd Reading), CHANGE NAME OF FINE ARTS ADVISORY BOARD TO THE FINE ARTS COMMISSION:

This Item was removed from the Consent Calendar and heard at the same time as Item 5.D.

F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

RECOMMENDATION: Receive and file Action Report from the Women's Advisory Board and Fine Arts Advisory Board. **Approved as part of the Consent Calendar.**

G. CONTRACT APPROVAL FOR SHANNON QUIGLEY TO MANAGE THE REGIONAL USED MOTOR OIL RECYCLING PROGRAM FUNDED THROUGH USED OIL BLOCK GRANT FUNDS:

RECOMMENDATION: (1) Approve an agreement with Shannon Quigley to manage the Used motor Oil Recycling Program; and (2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

H. PROPOSED RESOLUTION APPROVING THE COUNTY OF LOS ANGELES' HOLLY HILLS STORM DRAIN UNIT 5:

RECOMMENDATION: Adopt Resolution No. 97-1798, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE COUNTY OF LOS ANGELES' HOLLY HILLS STORM DRAIN UNIT 5 AND AUTHORIZING THE LOS ANGELES COUNTY DEPARTMENT OF

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

I. CREATION OF STAFF ASSISTANT II POSITION IN RECREATION DIVISION TO ASSIST WITH FESTIVALS AND SPECIAL EVENT PERMITS:

This Item was removed from the Consent Calendar for separate discussion and appears following New Business.

J. ESTABLISHMENT OF A TASK FORCE ADDRESSING CONVERSION OF AFFORDABLE HOUSING TO COMMERCIAL AND NON-PROFIT USES:

RECOMMENDATION: (1) Direct the City Manager to assemble a Housing Conversion Task Force that has representatives from the Cultural Heritage Advisory Board, Rent Stabilization Commission, Planning Commission and culturally designated building owners and tenants; examine current City Code and cultural heritage incentives that allow housing conversions to determine ways that it may be adjusted to encourage cultural heritage preservation while preventing the loss of affordable housing units; report findings to the City Manager no later than November 1, 1997; not to exceed ten members; (2) Direct the City Manager to report the findings of the Housing Conversion Task Force to the City Council with recommendations for action. **Approved as part of the Consent Calendar.**

K. A RECOMMENDATION FROM THE WEST HOLLYWOOD LESBIAN AND GAY ADVISORY COUNCIL REQUESTING ACTION FROM THE CITY COUNCIL CONDEMNING UNITED AIRLINES FOR ITS PARTICIPATION IN A SUIT AGAINST THE CITY OF SAN FRANCISCO:

This item was tabled.

L. NAMING OF WEST HOLLYWOOD CERTIFIED FARMERS' MARKET IN RECOGNITION OF FORMER COUNCILMEMBER HELEN ALBERT:

RECOMMENDATION: Name the City of West Hollywood Farmers' Market in recognition of former Councilmember Helen Albert. **Approved as part of the Consent Calendar.**

M. PARTNERS ADULT DAY HEALTH CARE STATE LICENSE:

RECOMMENDATION: Approve Jewish Family Services' assumption of the Partners Adult Day Health Center state license effective September, 1997. **Approved as part of the Consent Calendar.**

N. PROPOSED RESOLUTION SUPPORTING THE EMPLOYMENT NON-DISCRIMINATION ACT AND URGING THE 105TH CONGRESS TO

TAKE ACTION IN PROTECTING GAYS AND LESBIANS FROM DISCRIMINATION IN THE WORKPLACE:

RECOMMENDATION: Adopt Resolution No. 97-1799, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE 105TH CONGRESS TO TAKE ACTION IN PROTECTING GAYS AND LESBIANS FROM DISCRIMINATION IN THE WORKPLACE BY PASSING THE EMPLOYMENT NON-DISCRIMINATION ACT." **Approved as part of the Consent Calendar.**

The City Council took Item 6.B out of order which was heard at this time.

6.B AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CONSOLIDATING REGULATIONS CONCERNING PURCHASES AND CONTRACTS INTO ONE CHAPTER AND ADDING REGULATIONS REGARDING THE PAYMENT OF A LIVING WAGE BY SERVICE CONTRACTORS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE:

Councilmember Koretz provided background information as outlined in the staff report dated September 15, 1997. He stated this Item also imposes restrictions on contracts with businesses who do business with Myanmar.

ACTION: Introduce for first reading Ordinance No. 97-505, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CONSOLIDATING REGULATIONS CONCERNING PURCHASES AND CONTRACTS INTO ONE CHAPTER AND ADDING REGULATIONS REGARDING THE PAYMENT OF A LIVING WAGE BY SERVICE CONTRACTORS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

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

3. PUBLIC HEARINGS:

A. EXTENSION OF MORATORIUM ON THE ESTABLISHMENT OF BED AND BREAKFAST INNS IN RESIDENTIAL ZONES:

City Clerk Love stated a 1/4 page Notice of Public Hearing was published in the West Hollywood Independent on September 3, 1997.

Jennifer Davis, Associate Planner, provided background information as outlined in the staff report dated September 15, 1997.

Mayor Guarriello opened the Public Hearing and the following persons addressed the City Council:

CONNIE SAMPERE, WEST HOLLYWOOD, spoke in support of extending the Moratorium.

JOHN JAKUPCAK, WEST HOLLYWOOD, spoke against extending the Moratorium, or at a minimum to shorten the Moratorium

SASHA MARCUS, WEST HOLLYWOOD, spoke in support of the Moratorium.

No further speakers coming forward, the public hearing was closed.

Councilmember Heilman discussed how broad the City Council should apply the Moratorium, and if the Moratorium should be placed on expansions. He stated he would be in favor of the Ordinance as presented in Exhibit B.

Mayor Pro Tem Martin stated his concerns on the expansions of existing Bed and Breakfasts, and stated he would like to see the Moratorium continue on the expansions as presented in Exhibit A.

Lisa Heep, Planning Manager outlined the two proposals that are being proposed by the current San Vicente Inn on San Vicente Boulevard.

Councilmember Heilman stated that perhaps the Council does not have enough information to exclude expansions of current facilities, and perhaps the ordinance presented in Exhibit A would be appropriate.

City Attorney Jenkins stated this is a land use issue and not a tenant protection issue.

ACTION: (1) Adopt Urgency Ordinance No. 97-506U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING AND EXTENDING THE MORATORIUM ON THE ESTABLISHMENT OF BED AND BREAKFAST INNS AND DECLARING THE URGENCY THEREOF" as presented in Exhibit A to the staff report dated September 15, 1997.

Motion Mayor Pro Tem Martin, seconded by Mayor Guarriello and unanimously carried on a Roll Call Vote.

B. REDIRECTION OF FUNDS FROM STATE COPS PROGRAM (CITIZENS' OPTIONS FOR PUBLIC SAFETY):

Kathryn Reynolds, Administrative Staff Assistant, provided background information as outlined in the staff report dated September 15, 1997.

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

Councilmember Heilman stated we are shifting the resources to equipment from actual policing activities for special community problems.

Ms. Reynolds stated that other Grant monies were being used for special community problems and stated \$6,300 was used for extra deployment this year.

Mayor Pro Tem Martin stated he shares Councilmember Heilman's concerns and an additional concern regarding Emergency preparedness.

Acting City Manager Long asked that we continue this Item until Captain Odenthal was hear to address these concerns.

ACTION: Continue this Item for October 20, 1997, if possible under the terms of the Grant. Schedule a special meeting if this Item needs to be heard prior to October 20, 1997.

Motion Councilmember Prang, seconded by Councilmember Heilman and unanimously carried on a Roll Call Vote.

4. UNFINISHED BUSINESS:

A. SOCIAL SERVICES GRANT WITH LOS ANGELES GAY AND LESBIAN CENTER YOUTH PROGRAM:

Daphne Dennis, Social Services Administrator, provided background information as outlined in the staff report dated September 15, 1997.

Councilmember Heilman stated this program has had a troubled history but he will consider the extension; however if the requirements are not met, he will recommend to terminate the program.

Mayor Pro Tem Martin stated that we are a General Law City under strict legal requirements for Social Service contracts, he added if the requirements are not met, he will not be in favor of continuing the program.

ACTION: (1) Approve a Social Services Contract with the Los Angeles Gay and Lesbian Center in the amount of \$17,333. for the Youth Program from October 1, 1997 to January 31, 1998, with probationary conditions and (2) Authorize the City Manager to execute the agreement.

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

B. SOCIAL SERVICES GRANT WITH BEING ALIVE FOR HIV DAY

PROGRAM SERVICES:

Daphne Dennis, Social Services Administrator, provided background information as outlined in the staff report dated September 15, 1997.

CHARLIE PRICE, LOS ANGELES, Executive Director Being Alive, Los Angeles, thanked the City of West Hollywood for being the first Government agency to grant funds to the Organization. He outlined the programs and spoke in support of the funding.

NAPOLEON LUSTRE, GLENDALE, Programs Coordinator, Being Alive, outlined the programs and spoke in support of the funding.

ANTHONY PENA, LOS ANGELES, Facilitator of Being Alive, outlined the programs and spoke in support of the funding.

PAUL STARK, WEST HOLLYWOOD, Board Member, spoke in support of the programs to be run through the Ron Stone Center and in support of the funding.

Councilmember Prang conferred with staff that this item did not go to the Human Services Commission, which is not customary. He stated his concerns that these items go before the Commission.

ACTION: (1) Approve a Social Services Contract with Being Alive in the amount of \$50,000. for day programming services for person living with HIV/AIDS at the Ron Stone Center and authorize staff to negotiate a scope of services and budget for the program; and (2) Authorize the City Manager to sign the agreement effective October 1, 1997 through September 30, 1998.

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

The City Council recessed at 8:55 p.m.
The City Council reconvened at 9:07 p.m.

5. NEW BUSINESS:

A. FOUNDATION HOUSE RELOCATION:

Daphne Dennis, Social Services Administrator, provided background information as outlined in the staff report dated September 15, 1997.

DAN FISHER, SYLMAR, Executive Director Foundation House, stated that Foundation House consistently operated at over 100% occupancy. He outlined the services and programs for the new location and asked for City Council support.

PAUL O'REILLY, LOS ANGELES, Board Member Foundation House, outlined the programs and asked for City Council support.

MELI C. ROSE, STUDIO CITY, Board Member Foundation house, outlined the programs and asked for City Council support.

JULIE SUMMERS, WEST HOLLYWOOD, President Foundation House, she stated that the currently facilities are unsafe and inadequate. She asked for City Council funding.

CRAIG RITCHIE, WEST HOLLYWOOD, stated his support for the shelter and support for continued funding.

BRUCE TRAUB, WEST HOLLYWOOD, congratulated Councilmember Heilman for his support of this Item, and he stated his support for the funding.

EFFIE REUVENI, WEST HOLLYWOOD, stated his support if this will be the last payment to the Shelter. He stated his support of the Shelter move.

DONALD DELUCCIO, WEST HOLLYWOOD, commended the City Council for the work they have done for the Homeless. Stated his support for the relocation of the Foundation House and the funding.

ROBERTA JOY DESIMONE, WEST HOLLYWOOD, stated that she thinks the residents in the facility will not be comfortable if the shelter is moved out of West Hollywood.

Councilmember Heilman conferred with staff regarding CRA \$250,000 funding from the City of Los Angeles. He asked staff to recall the comments years ago regarding the location of the shelter outside of West Hollywood. During the Social Services budget process we granted them \$460,000, and conferred that this \$500,000 is in addition to the regular operating grant, and the phase down of operating funds over the next five years to the City's support would be commensurate with the service the City is receiving. He asked staff where the funds would come from, an asked why was this not raised during the budget deliberations. He asked if the City would be using any Redevelopment funds.

Councilmember Koretz stated the Council has wanted this organization to be more self sufficient and regional and they have been successful. He outlined the original purpose of the programs, and asked that we continue to help this organization by supporting the move.

Mayor Pro Tem Martin stated the Foundation House has a clear visionary plan

and we should support the program. This program will be able to draw on several other funding sources. This is an opportunity to expand and do more wonderful programs, and continue funding for a much higher level of service.

Mayor Guarriello thanked Daphne Dennis for a great job and report, and stated his continued support of this program.

Councilmember Heilman stated he understood that the facility needs to move. This move was not handled well by the Executive Director, and that the City of Los Angeles is getting the benefit and West Hollywood is funding the project.

Councilmember Prang stated the City has invested a tremendous amount of money over the years. He stated that West Hollywood should commit funds for Homeless Services. He stated this is a regional problem and this program needs to be part of regional services with regional funding.

Mayor Pro Tem Martin stated that one million dollars has been invested in this building and its still cannot accommodate the programs.

ACTION: (1) Approve a \$500,000. grant to Foundation House Transition Group for renovation or relocation costs associated with the agency's move to 340 N. Madison, Hollywood to be amortized over five years by a service contract for increased, targeted outreach in the City of West Hollywood; (2) Direct staff to return to Council with a negotiated service contract and funding sources for the grant.

Motion Mayor Pro Tem Martin, seconded by Mayor Guarriello and carried on a Roll Call vote:

AYES: Councilmembers - Koretz, Prang, Martin and Mayor Guarriello.

NOES: Councilmembers - Heilman.

B. DIRECTION TO STAFF TO COORDINATE AN EMERGENCY CONTINGENCY PLAN TO PROVIDE SHELTER FOR CITY'S SENIORS, HOMELESS AND HOMEBOUND IN THE EVENT OF SEVERE WINTER STORMS CAUSED BY THE EXPECTED "EL NINO:"

Rich Ryan, Deputy to Mayor Pro Tem Martin, provided background information as outlined in the staff report dated September 15, 1997.

CRAIG RITCHIE, WEST HOLLYWOOD, commended the Council on this issue, and stated his support of this Item.

Mayor Pro Tem Martin thanked the Disaster Preparedness Volunteers and Rich Ryan for their work on this issue.

Councilmember Heilman asked that a letter be sent to Gov. Wilson stating the City's support in making State facilities available for these programs.

Rich Ryan asked that the Public Safety Commission be involved and added to Recommendation No. 2.

ACTION: (1) Direct the West Hollywood Sheriff's Department, the City Engineer, the Director of Human Services, the Director of Finance, and the Public Information Manager to coordinate a contingency plan to provide for the possible emergency shelter of the City's Seniors, Homeless and Homebound in the event of severe winter weather caused by the oncoming "El Nino;" (2) Direct City Staff to plan and carry out a public information campaign to help make the City's residents aware of the possibility of severe winter weather. In addition, ask staff to coordinate with the members of the Senior Advisory Council, the Disability Advisory Council, the Lesbian and Gay Advisory Council and the Public Safety Commission in formulating outreach to the City's residents; (3) Direct the Departments of Rent Stabilization and Community Development to contact property owners in case of the event of severe winter weather; (4) Direct City Staff to contact and coordinate their efforts with surrounding cities and government agencies; (5) Direct the City Manager and Director of Finance to research and bring back to City Council estimates for the possible fiscal impact in the event of an actual weather emergency, at which time Council can make a decision as to the amount of money that should be set aside for a contingency plan; and (6) Direct staff to send a letter to Gov. Wilson stating the City's support in using State Facilities for El Nino weather ramifications if needed.

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

C. BREAST CANCER "BREAST CAST INSTALLATION":

Rich Ryan, Deputy to Mayor Pro Tem Martin, provided background information as outlined in the staff report dated September 15, 1997.

SUZANNE GAGE, member Women's Advisory Council, stated her support of this Item.

ACTION: (1) Issue an official proclamation recognizing October as Breast Cancer Awareness Month; (2) Approve the Breast Cast Installation to be located in the median strip of Santa Monica Blvd., between Doheny and La Peer, between 6:00 a.m. and 9:00 p.m. on Saturday, October 18, 1997; (3) Waive the City's encroachment and special event permit fees; (4) Advise the Women's Advisory Council and ask for their help and participation, with direction to move the location of the Installation close to the prior City Hall and Starbucks for greater

foot traffic and visibility.

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

D. DIRECT THE CITY ATTORNEY TO DRAFT AN APPROPRIATE ORDINANCE(S) RE-DESIGNATING THE FINE ARTS ADVISORY BOARD AS THE FINE ARTS COMMISSION WITH A STRUCTURE AND MISSION CONSISTENT WITH OTHER CITY COMMISSIONS:

2.E . ORDINANCE NO. 97-504 (2nd Reading), CHANGE NAME OF FINE ARTS ADVISORY BOARD TO THE FINE ARTS COMMISSION:

Councilmember Prang provided background information as outlined in the staff report dated September 15, 1997.

REV. JOHN VONDOURIS, WEST HOLLYWOOD, stated the Disabilities Advisory Council need the same treatment and mandate as the Los Angeles Commission on Disabilities.

DONALD DELUCCIO, WEST HOLLYWOOD, spoke in support of the recommendations.

ACTION: Table Items 5.D and 2.E to November and direct the City Clerk to report as directed at an earlier meeting.

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

E. INCLUSION OF A "LEGAL ANALYSIS" SECTION ON SELECTED CITY COUNCIL AGENDA ITEMS:

Mayor Guarriello provided background information as outlined in the staff report dated September 15, 1997.

BRUCE TRAUB, WEST HOLLYWOOD, stated his support of the Item. He stated this type of Item would have helped us in past with the purchase of the median strip and the Westmount cul-de-sac.

EFFIE REUVENI, WEST HOLLYWOOD, stated we do not need a Fine Arts Advisory Board. He stated his support of this Item, and perhaps this would have saved or informed the residents on other projects such as the Saturday Night Special Ordinance.

Councilmember Koretz asked for a trigger mechanism. He also expressed concerns about flagging potential legal issues. He stated he is unaware of any

City that has this type of policy.

Councilmember Heilman stated that the City Attorney does provide legal advise when he prepares the Ordinances, before we take action. He has a concern about putting items on the open agenda, when some Items should be in Closed Session.

City Attorney Jenkins stated that this discussion has pin pointed some of the issues that every City faces. If litigation has not been threatened the item should not be discussed in Closed Session. He usually prepares a privileged informational document which discusses the risk, and that item never appears on the printed agenda, it would be incumbent for an individual Councilmember to raise those concerns.

Mayor Guarriello stated his concerns that some of these items are on the agenda and not discussed in Closed Session. His concerns are spending taxpayers dollars and these items should be discussed with the City Attorney before they are placed on the agenda.

ACTION: Table this item to the City Council retreat on October 6, 1997, and Direct the City Attorney to prepare a written report that provide suggestions on this Item.

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

F. PROPOSED ORDINANCE ESTABLISHING AN EMERGENCY REPAIR PROGRAM TO CORRECT CRITICAL HABITABILITY PROBLEMS IN RESIDENTIAL RENTAL HOUSING:

Councilmember Heilman provided background information as outlined in the staff report dated September 15, 1997.

YASMIN WARSUMA, WEST HOLLYWOOD, spoke regarding the problems she has had with her landlord and stated her support of this Item.

Councilmember Martin stated we have had consistence problems with elevators and front doors and they are included with the Ordinance and that the Rent Stabilization Department will return with a concise list.

ACTION: (1) Direct the Rent Stabilization staff and the City Attorney to develop an ordinance implementing an Urgent Repair Program for residential rental housing. The program should provide the means for the City to abate those critical and life threatening conditions once inspected and cited, following a 48 hours notification to landlords to correct such conditions; and (2) Develop a program to collect all associated costs from the landlord or their successors in

interest.

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

G. DESIGNATION OF VOTING DELEGATES FOR NATIONAL LEAGUE OF CITIES ANNUAL BUSINESS MEETING:

This item was added to the Agenda under Approval of the Agenda. The information was received after the posting of the Agenda, and the City Council must act on the Item before October 3, 1997.

Councilmember Heilman was nominated as the voting delegate. Councilmember Prang was nominated as the alternate voting delegate.

ACTION: Appoint Councilmember Heilman as the voting delegate, and Councilmember Prang as the alternate voting delegate.

Approved by a consensus of the City Council.

EXCLUDED CONSENT CALENDAR:

2.I CREATION OF STAFF ASSISTANT II POSITION IN RECREATION DIVISION TO ASSIST WITH FESTIVALS AND SPECIAL EVENT PERMITS:

Lloyd Long, Director of Human Services, provided background information as outlined in the staff report dated September 15, 1997.

Councilmember Prang asked if resources could come from else where, and if there is a decrease to the workload in the Planning Division who will no longer handle the Special Event permits.

Mayor Pro Tem Martin stated that Planning work is still be back logged and a new position is needed.

ACTION: (1) Approve the creation of a part time (1/2 FTE) regular position at the Staff Assistant II level to assist with the processing and administration of special event permits; (2) Allow Finance Manager to increase the Recreation Division salary account by \$16,566. from the undesignated reserves.

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

CITIZEN COMMENTS:

TOM SCHABARUM, WEST HOLLYWOOD, stated he was almost cited for having his dog off a leash in his front yard. He stated his problems regarding a problem tenant. He commented on the street lighting on his block and the cruising North of Santa Monica Boulevard near the Circus of Books.

COUNCILMEMBER COMMENTS:

Councilmember Prang addressed the concerns made by Tom Schabarum. He ask that staff be directed to address the issue of "no circling" North of Santa Monica Boulevard.

Councilmember Koretz stated the most complained about issued to his office is dog enforcement. He stated he is please to hear we are getting some enforcement.

6. LEGISLATIVE:

A. PROPOSED ORDINANCE AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE TO EXTEND THE PROVISIONS OF THE ADMINISTRATIVE REMEDIES AND CIVIL PENALTIES PROGRAM TO INCLUDE ADDITIONAL SECTIONS OF THE MUNICIPAL CODE AND AUTHORIZING COUNTY ANIMAL CONTROL OFFICERS TO ISSUE CITATIONS:

Greg Freeman, Administrative Staff Assistant, provided background information as outlined in the staff report dated September 15, 1997.

Councilmember Heilman stated that he would like to see a report at the time the Ordinance is brought back for adoption.

ACTION: (1) Introduce for first reading Ordinance No. 97-507, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE MUNICIPAL CODE TO EXTEND THE PROVISIONS OF THE ADMINISTRATIVE REMEDIES AND CIVIL PENALTIES PROGRAM TO INCLUDE ADDITIONAL SECTIONS OF THE MUNICIPAL CODE AND AUTHORIZING ANIMAL CONTROL OFFICERS TO ISSUE CITATIONS;" and (2) Direct staff to return with a report and analysis of the Administrative Remedies Program at the time the Ordinance is returned for adoption.

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

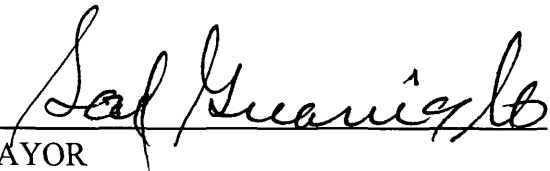
B. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CONSOLIDATING REGULATIONS CONCERNING PURCHASES AND CONTRACTS INTO ONE CHAPTER AND ADDING REGULATIONS REGARDING THE PAYMENT OF A LIVING WAGE BY SERVICE CONTRACTORS AND AMENDING THE WEST HOLLYWOOD

MUNICIPAL CODE:

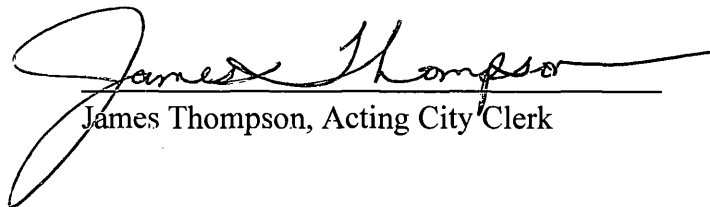
This Item was heard immediately following the Consent Calendar and appears above.

ADJOURNMENT: The City Council adjourned at 11:30 p.m. to a City Council Retreat on Monday, October 6, 1997. Their next regular BUSINESS meeting will be held on Monday, October 20, 1997 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 OCTOBER, 1997.


MAYOR

ATTEST:


James Thompson, Acting City Clerk