

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, AUGUST 4, 1997**

**CALL TO ORDER:** Mayor Guarriello called the meeting to order at 7:05 p.m.

**PLEDGE OF ALLEGIANCE:** City Clerk Vivian Love led the pledge.

**ROLL CALL:**

**PRESENT:** Councilmembers Heilman, Koretz, Prang, Martin and Mayor Guarriello  
**ALSO PRESENT:** City Manager Makinney, City Attorney Jenkins, City Clerk Love and Deputy Clerk Lucero.

**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. He also stated that there were no reportable actions taken.

**APPROVAL OF AGENDA:** By consensus of the City Council, items 2.L, 2.S and 2.U were removed from the consent calendar.

**PRESENTATIONS:** The City Council made presentations to the following groups:

The proprietors of Mirabella Restaurant for their contributions to the community as a long-standing West Hollywood business.

Garry Shay, Former Transportation Commissioner for over ten years of dedicated service to the City as a commissioner.

Posthumous Lifetime Rainbow Key Award and plaque to Edward S. Gould, received by his partner Fred Nelson.

Commendations to members of the Los Angeles Association of Russian Veterans of World War II.

Commendation to "Get Challenged," yachting organization, received by Robert Hudson, Executive Director.

Councilmember Prang condemned the recent KCBS report on the supposed voluntary nature of sexual orientation. The televised report was shown.

**1. CITIZEN COMMENTS:**

SIEMEN VAN DER WOUDE, commented on policy choices made by the Council with regard to the feral cat issue.

JOHN DURAN, WEST HOLLYWOOD, speaking on behalf of the Coalition for Economic Survival, supports the moratorium on bed & breakfasts.

JACQUELINE BALOGH, WEST HOLLYWOOD, supports the moratorium on bed & breakfasts and feels there is a housing shortage within the City.

ADELE G. KLATE, WEST HOLLYWOOD, protested the City's regulation of feral cats.

RUTH WILLIAMS, WEST HOLLYWOOD announced the formation of Clean Safe Santa Monica Blvd., a group that advocates support of the City take-over of the Boulevard.

TIM PERRY, WEST HOLLYWOOD, supports the moratorium on bed & breakfasts.

CAROL B. RODRIGUEZ, WEST HOLLYWOOD, protests the solid waste assessment.

BOB BURKE, WEST HOLLYWOOD, would like the funding maintained for Alternative Living for the Aging (ALA).

MARY FETCHER, WEST HOLLYWOOD, client of ALA, praises the efforts of the agency.

SONYA DOMOROS, WEST HOLLYWOOD, also spoke in support of ALA.

DONALD DELUCCIO, WEST HOLLYWOOD, announced National Night Out to be held at the Almont cul-de-sac. He also praised former Transportation Commissioner Garry Shay.

ANDREA WAGNER, WEST HOLLYWOOD, urges the passage of the social services budget.

JULIE JASKOL, WEST HOLLYWOOD, of the L.A. Free Clinic, urges the passage of the social services budget.

MARY BETH DOLAN, WEST HOLLYWOOD, spoke in support of the moratorium on bed & breakfasts.

JIM KEY, WEST HOLLYWOOD, also condemned the KCBS presentation on the supposed voluntary nature of sexual orientation.

CHARLES PRICE, of Being Alive, urges the passage of the recommendations of the Human Services Commission and would appreciate the continued support of the Council.

ANSON SNYDER, supports the moratorium on bed and breakfasts within the City.

JUAN LEDESMA, Director of Social Services of the L.A. Gay & Lesbian Center, urges the passage of the social service contracts.

**COUNCILMEMBER COMMENTS:**

Councilmember Koretz requested that the meeting be adjourned in memory of Sunny Sunshine. He asked the Sheriff's Department to work in conjunction with the Beverly Hills Police Department to further investigate the murder of John Simmons and its possible connection to the Andrew Cunanan investigation. He also announced that an injured gray cat is missing near Hilldale Avenue.

Mayor Pro Tem Martin condemned the unbalanced nature of the presentation which appeared on KCBS. He also clarified that rents throughout the City will be allowed to increase by 15% in 1998 but only upon vacancy.

Councilmember Prang praised Charlotte and Dick Banta for their work in conjunction with National Night Out. He also suggested a future resolution condemning the KCBS presentation.

Councilmember Heilman spoke in favor of National Night Out and apologized for not specifically thanking Charlotte and Dick Banta at the last meeting.

Mayor Guarriello announced that tomorrow is National Night Out and asked for the support of the community.

**CITY MANAGER'S REPORT:** City Manager Makinney introduced Sam Baxter who stated that tree trimmings are placed along California freeways as part of a mulching program. He also stated that the tree trimmings are shipped to an alternative fuel center.

City Manager Makinney also introduced Brent Mullins who provided an update on issues regarding the abandoned building at 1145 N. Horn Avenue including; additional sweeping of the building, securing the first floor, receipt of Health Department report, cleaning of property, preparing a letter of costs, preparing declaration of public nuisance, received letter from mortgage holder regarding foreclosure, and expected receipt of ownership within six months.

City Manager Makinney also announced the go-ahead to repaint Sheriff patrol cars with the colorful new City logo.

**FISCAL IMPACT ON CONSENT CALENDAR:** City Clerk Love stated the Fiscal Impact of the Consent Calendar, as amended is \$285,993 in expenditures and \$195,861 in potential revenues.

**2. CONSENT CALENDAR:**

**ACTION:** Approve Consent Calendar items 2.A., B, C, D, E, F, G, H, I, J, K, M, N, O, P, Q, R, T, and V.

**Motion Councilmember Heilman seconded Mayor Pro Tem Martin and unanimously carried.**

**A. POSTING OF AGENDA:**

**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. DEMAND REGISTER NO. #347, RESOLUTION NO. 97-1780:**

**RECOMMENDATION:** Approve Demand Register No. 347 and adopt Resolution No. 97-1780, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 347." **Approved as part of the Consent Calendar.**

**D. ORDINANCE NO. 97-498 (2nd Reading), PROPOSED FERAL CAT ORDINANCE:**

**RECOMMENDATION:** Waive further reading and Adopt Ordinance No. 97-498, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD DEFINING AND REGULATING FERAL CATS AND FERAL CAT COLONIES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

**E. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**

**RECOMMENDATION:** Receive and file reports from the Fine Arts Advisory Board, Planning Commission, Rent Stabilization Commission and Transportation Commission. **Approved as part of the Consent Calendar.**

**F. AUTHORIZATION TO APPROVE THE "ROCK AND ROLL 5K/10K RUN-WALK" IN HONOR OF TOM PROCTOR AND BENEFITING FOUNDATION HOUSE, OASIS, PROJECT ANGEL FOOD:**

**RECOMMENDATION:** (1) Approve the "Rock N Roll 5K/10K Run-Walk on Sunday, October 5, 1997; (2) Approve street closures: San Vicente, Melrose,

Robertson, Almont, Beverly, Rosewood, West Knoll and Santa Monica Boulevard between the hours of 6:00 a.m. and 12:00 noon; (3) Approve use of the City's parking lot at 8759 Melrose Avenue for volunteer parking; (4) Approve the closure of West Hollywood Park between the hours of 6:00 a.m. and 4:00 p.m. for race registration, award ceremony and post-event community health fair; (5) Direct staff to request that the Pacific Design Center parking structure open at 6:00 a.m. on Sunday, October 5, 1997; (6) Direct staff to notify Cal Trans that the City accepts liability for traffic re-routing cause by the partial closure of Santa Monica Boulevard; (7) Authorize the City Manager to enter into an agreement with hard Rock Cafe, and (8) Waive all City fees associated with this City sponsored event. **Approved as part of the Consent Calendar.**

**G. APPROVAL OF MEMORANDUM OF UNDERSTANDING WITH WEST HOLLYWOOD RECYCLING SERVICES:**

RECOMMENDATION: Approve the agreement with West Hollywood Recycling Services contained in the Memorandum of Understanding and authorize the City Manager to sign the document. **Approved as part of the Consent Calendar.**

**H. AUTHORIZATION FOR DIVINE DESIGN '97 BANNER INSTALLATION:**

RECOMMENDATION: (1) Authorize the installation of banners on Santa Monica Boulevard (East of La Cienega), San Vicente Boulevard, and Melrose Avenue from November 1, through December 9, 1997; (2) Direct staff to work with Divine Design '97 to promote the event. **Approved as part of the Consent Calendar.**

**I. LLOYD PLACE AND WILLEY LANE - REQUEST FOR STOP CONTROL INTERSECTION:**

RECOMMENDATION: Adopt Resolution No. 97-1781, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING THE INTERSECTION OF LLOYD PLACE AND WILLEY LANE AS A STOP-CONTROLLED INTERSECTION." **Approved as part of the Consent Calendar.**

**J. PUBLIC SAFETY KIOSK PROGRAM:**

RECOMMENDATION: Authorize the Finance Department to increase revenues and expenditures in the Public Safety Division (Account No. 100-4000) by \$177,951, the amount of the Federal Local Block Grant. **Approved as part of the Consent Calendar.**

**K. DISTRIBUTION OF FREE LOW-FLOW TOILETS AND SHOWER HEADS TO WEST HOLLYWOOD PROPERTY OWNERS THROUGH**

**THE WEST BASIN MUNICIPAL WATER DISTRICT'S DROUGHT PROOF 2000 PROGRAM AND WAIVER OF FEES:**

RECOMMENDATION: (1) Direct the Engineering Division to organize the City's participation in the West Basin Municipal Water District's Drought Proof 2000 program by giving away 500 free low-flow toilets and shower heads to West Hollywood property owners; (2) Designate West Hollywood's Sheriffs Activity League to provide volunteers to work the program; (3) Direct the Code Compliance Manager to waive the Plumbing Permit fee for participants in the Drought Proof 2000 program. **Approved as part of the Consent Calendar.**

**L. NEIGHBORHOOD TRAFFIC CONTROL INSTALLATION ON HAVENHURST DRIVE:**

Removed from the Consent Calendar for separate discussion. This item was heard under Excluded Consent Calendar.

**M. ACCEPTANCE OF GRANT FROM OFFICE OF TRAFFIC SAFETY FOR EVALUATION OF EXPERIMENTAL CROSSWALK WARNING DEVICE:**

RECOMMENDATION: Direct the Finance Department to add \$47,500 in revenues from the Office of Traffic Safety and \$47,500 in expenditures to the EXPERIMENTAL CROSSWALK WARNING DEVICE PROGRAM IN THE CURRENT YEAR BUDGET. **Approved as part of the Consent Calendar.**

**N. AUTHORIZATION TO CONTRACT WITH RIKKI POULOS TO REDESIGN SHERIFF'S CARS:**

RECOMMENDATION: (1) Authorize the City Manager to execute a professional service agreement with Rikki Poulos not to exceed \$10,000; and , (2) Appropriate \$10,000 from the unobligated reserve fund to the Public Safety Division account #100-4000-8409. **Approved as part of the consent calendar.**

**O. PROPOSED RESOLUTION CONDEMNING THE ACTIONS OF THE UNITED STATES ARMY AND THE DEFENSE DEPARTMENT REGARDING THE CASE OF LIEUTENANT COLONEL STEVE LOOMIS:**

RECOMMENDATION: (1) Adopt Resolution No. 97-1783, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE U.S. ARMY AND DEFENSE DEPARTMENT FOR THE RECENT ACTIONS TAKEN TO DISCHARGE LT. COLONEL STEVE LOOMIS UNDER 'OTHER THAN HONORABLE' CONDITIONS"; (2) Send copies of this resolution along with a letter of condemnation to the Secretary of Defense, President Bill Clinton, Vice-President Al Gore and all other appropriate elected officials and civil rights organizations. **Approved as part of the Consent Calendar.**

- P. RENT STABILIZATION COMMISSION ANNOUNCEMENT OF INTEREST RATES TO BE PAID ON SECURITY DEPOSITS EFFECTIVE JANUARY 1, 1998:**  
RECOMMENDATION: Receive and file the report of the Rent Stabilization Commission's announcement of the interest rates to be paid on security deposits effective January 1, 1998. **Approved as part of the Consent Calendar.**
- Q. CREATION OF TWO NON-PROFIT CORPORATIONS TO ASSIST IN FUNDRAISING FOR ARTS PROGRAMS AND DEVELOPMENT OF A NEW PUBLIC LIBRARY FACILITY:**  
RECOMMENDATION: Authorize the City Attorney to proceed with establishment and registration of two not-for-profit corporations to assist in fundraising for arts programs and the development of a new Public Library facility, and to apply for qualification of the corporations under Section 501 (c)(3) of the Internal Revenue Code. **Approved as part of the Consent Calendar.**
- R. CREATION OF RECORDS MANAGEMENT COORDINATOR POSITION IN THE CITY CLERK'S DIVISION:**  
RECOMMENDATION: (1) Adopt the new classification specification for the Records Management Coordinator position; (2) Approve the classification of the Records Management Coordinator position at grade ACE-09. **Approved as part of the Consent Calendar.**
- S. SOCIAL SERVICES CONTRACT PROGRAMS - 1997-98:**  
Removed from the Consent Calendar for separate discussion. This item was heard under Excluded Consent Calendar.
- T. PROPOSED ORDINANCE REGULATING THE SALE OF PERSONAL PROPERTY IN RESIDENTIAL ZONES:**  
RECOMMENDATION: (1) Direct staff to develop a plan to mitigate the number of "Garage Sales" or "Yard Sales" of personal items on private property within the borders of West Hollywood; and (2) Direct staff to include in this plan an analysis of the ordinance from the City of Lynwood which allows only one weekend per quarter for these types of sales. **Approved as part of the Consent Calendar.**
- U. RECOMMENDATIONS FOR ACTION ON FAMILIES AND COMMUNITIES PROGRAMMING FOR 1997-98:**  
Removed from the Consent Calendar for separate discussion. This item was heard under Excluded Consent Calendar.
- V. CONSTRUCTION OF NEW FIRE STATION #7:**

RECOMMENDATION: Direct the City Manager to advise the Fire Department that: (1) The City does not intend to commit any additional funds to the construction of the new fire station and will not pledge the proceeds from the sale of the Hancock station for this purpose; (2) In keeping good faith efforts on behalf of the City, Fire Department and neighborhood residents in planning for the new fire station on Cynthia Street, Fire Department personnel should consult with the neighborhood and Planning Commission Design Review Committee before making a final decision on substituting roofing materials. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**A. PROPOSED RESOLUTION ORDERING THE LEVY AND COLLECTION OF ASSESSMENT WITHIN THE 1991 LIGHTING AND LANDSCAPING ASSESSMENT DISTRICT FOR FISCAL YEAR 1997-98 PURSUANT TO THE PROVISION OF PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND ARTICLE XIII D OF THE CALIFORNIA CONSTITUTION:**

City Clerk Love stated that a Notice of Public Hearing was published on July 9th and July 23rd in the *West Hollywood Independent*. Also, notices and ballots were mailed to all persons within the assessment district on June 20, 1997.

Paul Arevalo, Finance Director, provided background information as outlined in the staff report dated August 4, 1997.

Mayor Guarriello opened the public hearing.

JOEL MOGUL, WEST HOLLYWOOD, spoke adamantly in opposition to the proposed assessment district.

RICHARD BANTA, WEST HOLLYWOOD, also spoke in opposition to the proposed assessment.

I.H. MOGUL, LOS ANGELES, also spoke in opposition to the Lighting and Landscape District.

There being no further speakers, the public hearing was closed.

Paul Arevalo, Finance Director, stated that because property owners must vote, the business owners are not necessarily the ones voting because the business owners may not own the property where they are located.



City Clerk Love stated that there were 103 "no" votes cast with a value of \$39,583 and 45 "yes" votes cast for a value of \$33,774. The proposed assessment district is defeated.

**ACTION:** None. The proposed assessment district failed.

**B. PUBLIC HEARING AND REPORT TO REVIEW THE SOLID WASTE AND/OR RECYCLABLE COLLECTION AND/OR DISPOSAL SERVICE FEE:**

City Clerk Love stated that a Notice of Public Hearing was published on July 9th, July 23rd and July 30th in the *West Hollywood Independent*. A notice of public hearing was mailed to all persons within the assessment district on June 18, 1997.

John Jakupcak, Environmental Programs Analyst provided background information as outlined in the staff report dated August 4, 1997.

Councilmember Prang asked if there is a different process involved with this assessment.

Councilmember Koretz inquired on the number of written protests.

City Clerk Love announced that there were no written protests received before tonight's meeting.

Mayor Guarriello cautioned the audience regarding the amount of garbage produced by the City and opened the public hearing.

DONALD DELUCCIO, President of West Hollywood West Residents Association, stated that the Association has not taken a side on this issue but is concerned about homeowners on fixed incomes.

RICHARD BANTA, WEST HOLLYWOOD, read from a notice which stated that in the past he was not billed under this assessment and is in opposition to the assessment.

BRUCE TRAUB, WEST HOLLYWOOD, spoke against additional increases.

NINA PARKINSON, WEST HOLLYWOOD, feels the increase targeted at homeowners is excessive.

BARBARA FINCHAM, WEST HOLLYWOOD, spoke against the increase.

JOHN VIZZARD, WEST HOLLYWOOD, believes that the increase is drastic.

MARTY STRUDLER, feels that this increase is unreasonable when coupled with other recent increases.

JEAN SCHERRER, WEST HOLLYWOOD, commented that the almost 70% fee increase is unreasonable and would like the City to disclose what the new revenue will be used to fund.

EFFIE REUVENI, WEST HOLLYWOOD, feels that the residents cannot afford more taxes.

KAY CANTIN, WEST HOLLYWOOD, believes that she is already paying too much in taxes and spoke against the assessment.

There being no further speakers, the public hearing was closed.

Mayor Pro Tem Martin inquired if the fund is depleted.

Paul Arevalo answered that the fund is in fact depleted.

Councilmember Heilman requested a written analysis to be sent to homeowners explaining the increase. He stated that during the budget process there were reserves provided to help ameliorate this type of increase.

Mayor Pro Tem Martin does not feel that we should dip into the general fund to support an amelioration of the proposed increase.

**ACTION:** (1) Make a finding that there is no majority protest by property owners subject to the increased fee; (2) Direct the Director of Finance to place the new City Solid Waste and/or Recyclable Collection and/or Disposal Service fee on the property tax bill for Fiscal Year 1997-98; (3) Adopt Ordinance No. 97-499U, "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 AND DECLARING THE URGENCY THEREOF"; (4) Introduce for first reading Ordinance No. 97-500, "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," *as modified to reflect \$140 instead of \$175*; and, 5) Direct staff to prepare an analysis regarding the franchise fee.

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

**C. PUBLIC HEARING AND REPORT TO REVIEW THE SEWER SERVICE CHARGE FOR FISCAL YEAR 1997-98:**

City Clerk Love stated that a Notice of Public Hearing was published on July 9th, 23rd and 30th in the *West Hollywood Independent*. A Notice of Public Hearing was mailed to each person within the assessment district on June 18, 1997.

Sharon Perlstein, City Engineer provided background information as outlined in the staff report dated August 4, 1997.

Councilmember Prang asked if there were any written protests.

City Clerk Love stated that she only received one written protest in the City Clerk's Office.

Mayor Guarriello opened the public hearing.

BRUCE TRAUB, WEST HOLLYWOOD, feels that the ratification process is undemocratic.

There being no further speakers the public hearing was closed.

City Attorney Jenkins stated that Proposition 218 makes it extremely difficult for local governments to raise revenue. However, he emphatically elaborated that the City is complying with all limitations imposed by this referendum.

Mayor Pro Tem Martin commented that Proposition 218 is itself undemocratic.

**ACTION:** (1) Make a finding that there is no majority protest by property owners within the assessment area; (2) Order the Director of Finance to place the City Sewer Service Charge on the property tax bill for Fiscal Year 1997-98; (3) Adopt Ordinance No. 97-501U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SEWER SERVICE CHARGE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF"; and, (4) Introduce for first reading Ordinance No. 97-502, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SEWER SERVICE CHARGE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

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

**4. UNFINISHED BUSINESS:**

**A. CONDITION OF APPROVAL OF PARKING USER PERMIT 95-09 FOR OFF-SITE PARKING AND REQUEST FOR REDUCTION OF PARKING REQUIREMENT FOR THE WEST HOLLYWOOD ALCOHOL AND DRUG CENTER LOCATED AT 8206-08 SANTA MONICA BOULEVARD:**

**ACTION:** By consensus of the City Council, this item was continued to September 2, 1997.

**B. SOCIAL SERVICES CONTRACTS FOR PAWS LA AND VAN NESS RECOVERY HOUSE:**

Daphne Dennis, Social Services Administrator, provided background information as outlined in the staff report dated August 4, 1997.

NADIA SUTTON, Executive Director of PAWS LA thanked the Council for their funding of the organization.

DAVID REISS, WEST HOLLYWOOD, spoke in favor of funding for Van Ness Recovery House.

KATHY WATT, WEST HOLLYWOOD, Executive Director of Van Ness Recovery House thanked the Council.

JIM BRYAN, Boardmember of Van Ness Recovery House, praised the Council for their support of the facility.

Councilmember Heilman commented on the contributions these two organizations have made to the community.

Mayor Pro Tem Martin suggests that there may be ongoing funding for Van Ness House.

Councilmember Koretz stated that both programs are under-funded and suggested an additional \$5,000 for PAWS LA.

Councilmember Prang feels that these two programs are very worthy of funding.

**ACTION:** (1) Authorize a contract for \$5,000 with PAWS-LA, effective October 1, 1997 to September 30, 1998 for services and authorize the City Manager to sign; (2) Authorize a contract for \$25,000 for Van Ness Recovery House effective October 1, 1997 to September 30, 1998 for a pilot substance abuse treatment

program and authorize the City Manager to sign; and, 3) Direct staff to return at a date uncertain with any cost savings and determine, with the input of the Human Services Commission, how any cost savings should be allocated.

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

**C. ZONING TEXT AMENDMENT 96-02 CLEAN-UP AMENDMENT, WITH MINOR CHANGES IN PERMITTED USE:**

Tim Foy, Associate Planner, provided background information as outlined in the staff report dated August 4, 1997.

LINDA JARAMILLO, of The Gas Company, speaking on behalf of Sharon O'Rourke, appreciates the City's professionalism and is in favor of this proposed ordinance.

DON SAVOIE, Executive Director of the West Hollywood Chamber of Commerce, stated his support for this item and praised the Community Development Department's staff.

**ACTION:** Re-introduce for first reading Ordinance No. 97-495, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ZONING TEXT AMENDMENT 96-02."

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

**D. DISABILITIES ADVISORY COUNCIL APPOINTMENTS:**

Councilmember Prang nominated Kathryn Cushman, Tom Pavich, David Gold, Hugh Hallenberg and Howard Jacobs.

**ACTION:** Appoint Hugh Hallenberg, David Gold, Tom Pavich, Howard Jacobs and Kathryn Cushman to the Disabilities Advisory Council for two year terms expiring May 31, 1999.

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

**E. WOMEN'S ADVISORY COUNCIL APPOINTMENTS:**

Councilmember Heilman nominated Gretchen Fine, Linda Feinholz, Judith R. Mayo, Ph.D. and Mary Beth Dolan.

**ACTION:** Appoint Judith R. Mayo, Ph.D., Mary Beth Dolan, Linda Feinholz and Gretchen Fine to the Women's Advisory Council for terms expiring May 31, 1999.

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

**F. TRANSPORTATION COMMISSION APPOINTMENT:**

**ACTION:** Councilmember Prang directly appointed Elaine G. Mutchnik to the Transportation Commission, effective August 4, 1997, to fill an unexpired term ending May 31, 2001.

**5. NEW BUSINESS:**

**A. PROPOSED RESOLUTION SUPPORTING THE PASSAGE OF ASSEMBLY BILL 760, A BILL THAT MANDATES AN INDEPENDENT REVIEW FOR WOMEN WITH BREAST CANCER WHO ARE DENIED AUTOLOGOUS BONE MARROW TRANSPLANT TREATMENT BY THEIR HMO:**

Councilmember Prang, provided background information as outlined in the staff report dated August 4, 1997.

**ACTION:** (1) Adopt Resolution No. 97-1784, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE PASSAGE OF ASSEMBLY BILL 760, A BILL THAT MANDATES AND INDEPENDENT REVIEW TO WOMEN WITH BREAST CANCER WHO ARE DENIED AUTOLOGOUS BONE MARROW TRANSPLANT TREATMENT BY THEIR HMO"; (2) Direct staff to communicate the Council's resolution to Assemblywoman Migden and State Controller Kathleen Connell.

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

**EXCLUDED CONSENT CALENDAR:**

**2.L. NEIGHBORHOOD TRAFFIC CONTROL INSTALLATION ON HAVENHURST DRIVE:**

Lucy Dyke, provided background information as outlined in the staff report dated August 4, 1997.

Mayor Pro Tem Martin suggested continuing this item..

Councilmember Heilman is concerned that once speed humps are approved here, then a number of residents will request them on their streets.

Ms. Dyke stated that the humps may always be removed, however removal is costly.

Councilmember Koretz is in favor of the choker.

Councilmember Prang commented on positive and negative implications of humps. He feels that excessive speed on residential streets is a compelling issue for residents.

**ACTION:** (1) Approve the Notice of Exemption for this project pursuant to California Environmental Quality Act Section 15301; (2) Adopt Resolution No. 97-1782, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE INSTALLATION OF ROADWAY DESIGN FEATURES INCLUDING SPEED HUMPS AND A TEMPORARY CHOKER ON HAVENHURST DRIVE BETWEEN FOUNTAIN AVENUE AND SUNSET BOULEVARD"; and, 3) Direct staff to implement choker first and report back in three months with a subsequent evaluation before installing speed humps.

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

**2.S. SOCIAL SERVICES CONTRACT PROGRAMS - 1997-98:**

Daphne Dennis, Social Services Administrator, provided background information as outlined in the staff report dated August 4, 1997.

STEVEN DAVIS, WEST HOLLYWOOD, speaking on behalf of the Human Services Commission, commented on funds being spent by the Center for Community Outreach & Development. He also stated that he would like the youth program's funding to continue for six months under scrutiny from City staff and the Commission.

Councilmember Prang commented on the unreasonableness of the Gay & Lesbian Center's youth services program being on probation for the last two years.

Ms. Dennis stated that the program has administrative problems but it is the only provider of this particular social service.

Mayor Pro Tem Martin feels that this program provides a very valuable service.

Councilmember Heilman agrees with Councilmember Prang and suggests holding off on funding for the youth services program.

**ACTION:** Approve the 1997-98 Social Services Contract Extensions for current programs with the exception of the HIV Day Program and Los Angeles Gay and Lesbian Center's Community Outreach and Education Program which will be brought to the City Council at a later date; (2) Direct staff to negotiate budgets and scopes of service effective and authorize the City Manager to sign agreements effective October 1, 1997 to September 30, 1998 with the exception of the Gay & Lesbian Center's youth services program which is to be evaluated by the Human Services Commission at their upcoming study session and direct staff to return by September 15th with further recommendations.

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

**2.U. RECOMMENDATIONS FOR ACTION ON FAMILIES AND COMMUNITIES PROGRAMMING FOR 1997-98:**

Daphne Dennis, Social Services Administrator, provided background information as outlined in the staff report dated August 4, 1997.

**ACTION:** (1) Approve an agreement with Steinberg and Associates in the amount of \$8,000. for dispute resolution and peer mediation training at three schools; (2) Approve contracts in the amount of \$11,000. each to two schools for on-campus after-school programs; (3) Approve an agreement with Berger-Kaye Associates in the amount of \$6,000 to establish service learning and community service programs at two schools; and, (4) Authorize the City Manager to execute all of the approved agreements.

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

**CITIZEN COMMENTS:**

BRUCE TRAUB, WEST HOLLYWOOD, commented on Councilmember Koretz's earlier suggestion of further investigating the John Simmons murder.

**6. LEGISLATIVE:**

**A. ESTABLISHING AN URGENCY MORATORIUM ON THE ESTABLISHMENT OF BED AND BREAKFAST INNS IN RESIDENTIAL ZONES:**



Lisa Heep, Planning Manager provided background information as outlined in the staff report dated August 4, 1997.

BERNARD HOFFMAN, WEST HOLLYWOOD, asks that the moratorium not be applied to his real property.

JEROME WHITE, WEST HOLLYWOOD, thanked the Council for their support of the moratorium.

MARTIN BEDOGNE WEST HOLLYWOOD, also thanked the Council for initiating the moratorium.

MARY BETH DOLAN, WEST HOLLYWOOD, spoke in support of the moratorium and the Council's rapid response to this issue.

Councilmember Heilman inquired on the written comments submitted by the owner of the San Vicente Inn. He asked if the moratorium could just be applied to conversions not new construction.

City Attorney Jenkins stated that there are overlapping issues with regard to conversions and new construction and that those issues may be analyzed.

**ACTION:** (1) Adopt Urgency Ordinance 97-503U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A MORATORIUM ON THE ESTABLISHMENT OF BED AND BREAKFAST ZONES AND DECLARING THE URGENCY THEREOF"; (2) Direct staff to reexamine the application of the moratorium and schedule a public hearing within 45 days.


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

**COUNCILMEMBER COMMENTS:**

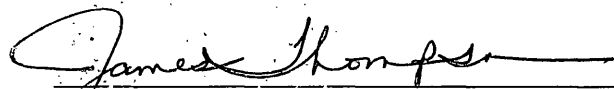
Councilmember Koretz responded to Bruce Traub's comment regarding the John Simmons murder.

**ADJOURNMENT:** The City Council adjourned in memory of Sunny Sunshine at 11:12 p.m. to their next regular meeting on Monday, August 18, 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  
18TH DAY OF AUGUST, 1997.

  
\_\_\_\_\_  
MAYOR

ATTEST:

  
\_\_\_\_\_  
James Thompson, Acting City Clerk