

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JULY 7, 1997
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Guarriello called the meeting to order at 7:02 p.m.

PLEDGE OF ALLEGIANCE: Alicia Deren 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, 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 6:50 p.m. and no reportable actions were taken.

APPROVAL OF AGENDA:

Mayor Guarriello requested the tabling of Item 2.S. for two weeks. Councilmember Prang asked to pull Item 2.H. and 2.AA. and table for two weeks. The City Clerk's Office requested the tabling of Item 2.B. for two weeks to confer with the Finance Department. Councilmember Koretz requested a correction regarding Electric Vehicle Charging Stations which should reflect one rather than two stations behind City Hall in the minutes of June 16th. Councilmember Heilman requested the removal of Item 2.BB for separate discussion.

Motion to approve the agenda as amended Councilmember Heilman, seconded by Councilmember Prang and unanimously carried.

PRESENTATIONS:

Mayor Guarriello presented a commendation to Gina Thomas for volunteering with Gardener Street Elementary School and recently saving a group of children from being hit by an out of control automobile.

Mayor Guarriello presented Rent Stabilization Mediator Alicia Deren a commendation for her dedication over the last ten (10) years in the Rent Stabilization Department.

Mayor Pro Tem Martin presented a plaque to Congregation Kol Ami, Rabbi Denise Eger in honor of the five year anniversary of Congregation Kol Ami.

Mayor Pro Tem Martin presented a Proclamation which designated the week of July 6-12, 1997 as Pedro Zamora week in the City of West Hollywood. He announced the Grand Opening of the Pedro Zamora Foundation's National Headquarters at the Pacific Design Center on July 10, 1997. Brian Quintana accepted the proclamation on behalf of the foundation.

1. CITIZEN COMMENTS:

JEAN GILPIN, WEST HOLLYWOOD, stated her support for item 2.Z. which would establish guidelines for Economic Sanctions against Myanmar.

MADONG KIM SHINE, stated his support for Item 2. Z.

LOUISA CRAIG, stated her support for Item 2.Z.

CAROL RICHARDS, stated her support for Item 2.Z.

NORMA KEMPER, WEST HOLLYWOOD, spoke on Item 2.I. She asked for consideration of a signal at Havenhurst which would help the flow of traffic if La Jolla is closed as proposed.

MARK OLSON, SANTA MONICA, spoke about an undergrounding project which is in process. He also provided an update on Street Lights and encouraged residents to report lights which are out at (800) 655-4555

JOHN DURAN, WEST HOLLYWOOD, thanked the City Council for restoring Social Services when adopting the budget. He spoke in support for Item 6.A. which would require residency of the Transportation Commission. He suggested expanding the residency requirement to all commissions.

LUCY CAMPOS, HOLLYWOOD, indicated her support for a traffic signal and pedestrian crossing at Santa Monica Blvd. and La Jolla.

RUTH WILLIAMS, WEST HOLLYWOOD, suggested that Century Cable does not recognize West Hollywood on bills. Thanked 'Good Neighbors' for the July 4th Celebration. She thanked Fatburger, Ralphs on La Brea, Warner Hollywood, Raleigh Enterprises, Dony Casey at 7-11, Smart & Final, Captain Richard Odenthal, and the all the Deputies and Firefighters, West Hollywood Mens Chorale, the children's groups from the Russian Center, the Karate Kids, Mike Atkins performed above and beyond the call of duty, the entire staff and teen volunteers, Mayor Guarriello, Councilmember Heilman, Councilmember Prang, Mayor Steve Martin and Council Deputies Rich Ryan and Daniel Dusterberg, and numerous others.

BRUCE TRAUB, WEST HOLLYWOOD, commented about a notice which was left on June 19 and complained about an event which took place on Huntley.

LAURENCE ZAKSON, WEST HOLLYWOOD, spoke in support of Item 4.A. , A Living Wage Ordinance. He also supported Item 2.M.

JOHN STOUT, WEST HOLLYWOOD, spoke about the reconfiguration of Santa Monica Blvd. stating his concerns.

RICHARD MAGGIO, WEST HOLLYWOOD, spoke about the building at 1145 Horn which is not completed. He stated it is a fire hazard and the homeless have found a way to get in. He understands the building is in escrow and has some questions he would like answered by Ray Reynolds and the Community Development staff.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on statements made by Dave Lipin of the West Hollywood Independent.

URSULA BOWER, WEST HOLLYWOOD, spoke about agenda item 2.I. and supports comments made by Norma Kemper.

SIEMEN VAN DER WOUDE, WEST HOLLYWOOD, apologized for his previous comments and asked Council to work with the residents on the feral cat issue.

COUNCILMEMBER COMMENTS:

Councilmember Prang requested the Transportation Department to take into consideration comments made by Norma Kemper. He also asked City Manager Makinney to contact Century Cable and ask them to acknowledge the City in their billing practices.

Councilmember Heilman stated he also would like to request that the Transportation Department take Norma Kemper comments into consideration and agreed with comments made by Councilmember Prang regarding Century Cable. Councilmember Heilman directed staff to get back to Mr. Maggio with answers to his questions about the Horn problem and responded to the comments made regarding the disposition of the median stating that there have been no decisions made. He also asked City Staff take a stronger position on last minute special events.

Councilmember Koretz thanked the people who came out to speak on the Myanmar issue. He also asked the City Attorney to forward a memo to the Council offices about the City's options.

Mayor Pro Tem Martin commented about the event on Saturday of the CSW event. He encouraged participation in the visioning workshops on Santa Monica Blvd. He also outlined the process for the installation of the light on Santa Monica Blvd.

Mayor Guarriello asked Richard Maggio to talk to Brent Mullins, Code Compliance Manager regarding 1145 Horn. He also announced the 'Meet the Mayor' event on Monday, July 14, 1997 from 9:00 - 10:30 a.m. at Plummer Park.

Councilmember Heilman announced five vacancies on the Women's Advisory Council.

Mayor Pro Tem Martin thanked Ruth Williams for her work on the 'Good Neighbors' event.

CITY MANAGER'S REPORT: City Manager Makinney provided background information regarding the last minute event and indicated it was not a permitted event as the proposed organizers were unable to provide liability insurance. He provided an update regarding 1145 Horn and the actions he has directed. He introduced Captain Odenthal who provided information on the Community Academy which begins July 16th at 7:00 p.m.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Thompson stated the Fiscal Impact for the Consent Calendar as amended is \$850,578. in expenditures and \$1,405,400 in potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A, C, D, E, F, G, I, J, K, L, M, N, O, P, Q, R, T, U, V, W, X, Y, Z, CC. Motion Councilmember Heilman, seconded by Mayor Guarriello and unanimously carried.

A. POSTING OF AGENDA:

The agenda for the meeting of Monday, July 7, 1997 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, July 3, 1997.

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

B. APPROVAL OF MINUTES:

This item was tabled for two weeks.

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.**

D. DEMAND REGISTER NO. 345, RESOLUTION NO. 97-1765:

RECOMMENDATION: Approve Demand Register No. 345 and adopt Resolution No. 97-1765, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 345." **Approved as part of the Consent Calendar.**

E. ORDINANCE NO. 97-496 (2nd Reading), POSTING OF TEMPORARY NO PARKING/TOW-AWAY ZONES:

RECOMMENDATION: Waive further reading and adopt Ordinance No 97-496, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE NOTICE PERIOD FOR POSTING TEMPORARY PARKING RESTRICTIONS IN COMMERCIAL AREAS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

- F. COMMISSION AND ADVISORY BOARD ATTENDANCE REPORTS:**
RECOMMENDATION: Receive and file March through May, 1997 attendance reports for the Business License Commission, Cultural Heritage Advisory Board, Fine Arts Advisory Board, Human Services Commission, Planning Commission, Public Safety Commission, Rent Stabilization Commission, Transportation Commission, Disabilities Advisory Council, Lesbian and Gay Advisory Council, Senior Advisory Council, and Women's Advisory Council. **Approved as part of the Consent Calendar.**
- G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:**
RECOMMENDATION: Receive and file reports from the Cultural Heritage Advisory Board, Rent Stabilization Commission, Fine Arts Advisory Board, Human Services Commission. **Approved as part of the Consent Calendar.**
- H. PARKING INCENTIVE PROGRAM FOR MUNICIPAL PARKING STRUCTURE NO. 1, LOCATED AT 8383 SANTA MONICA BOULEVARD:**
This item was tabled for two weeks.
- I. DIRECTION TO HOLD A PUBLIC HEARING ON THE IMPLEMENTATION OF A TRAFFIC SIGNAL AND PEDESTRIAN CROSSING AT SANTA MONICA BOULEVARD AND LA JOLLA AND/OR HAVENHURST AVENUES:**
RECOMMENDATION: (1) Direct the West Hollywood Transportation Commission and City Transportation Staff to hold a public hearing and study session on the implementation of a traffic signal and pedestrian crossing at either Santa Monica Boulevard and La Jolla and/or Santa Monica Boulevard and Havenhurst; (2) Direct the West Hollywood Transportation Commission and City Staff to report back to the City Council with recommendations for the implementation of a traffic signal and pedestrian crossing at Santa Monica Boulevard and La Jolla and/or Santa Monica Boulevard and Havenhurst. **Approved as part of the Consent Calendar.**
- J. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF HAWTHORNE AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS:**

RECOMMENDATION: (1) Approve a Prop. A fund trade agreement with the City of Hawthorne, for \$640,000. West Hollywood General Funds in exchange for \$1,000,000. of Hawthorne Pro A Funds; and (2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

K. CABLE POSITIVE GRANT AWARD:

RECOMMENDATION: Accept grant award of \$5,000. from Cable Positive to produce local programming on AIDS related issues and instruct the Finance Department to increase revenues and expenditures by \$5,000. **Approved as part of the Consent Calendar.**

L. PROPOSED RESOLUTION IN SUPPORT OF THE FEDERAL TRADE COMMISSION'S DECISION TO BAN JOE CAMEL FROM ADVERTISEMENTS ON BILLBOARD AND IN MAGAZINES:

RECOMMENDATION: Adopt Resolution No. 97-1766, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE FEDERAL TRADE COMMISSION'S DECISION TO BAN JOE CAMEL FROM ADVERTISEMENTS ON BILLBOARDS AND IN MAGAZINES." **Approved as part of the Consent Calendar.**

M. DOMESTIC PARTNER BENEFITS LEGISLATION ON CITY CONTRACTORS:

RECOMMENDATION: Direct staff to finalize analysis of the potential impacts of requiring City contractors to offer domestic partner benefits to employees and present it to the City Council on or before August 4, 1997. **Approved as part of the Consent Calendar.**

N. REAL ESTATE AGENT PARKING PERMIT PILOT PROGRAM:

RECOMMENDATION: Adopt Resolution No. 97-1767, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A PILOT PROGRAM FOR THE SALE OF REAL ESTATE AGENT PARKING PERMITS." **Approved as part of the Consent Calendar.**

O. PROPOSED RESOLUTION IN SUPPORT OF H.R. 836 "THE FILIPINO VETERANS EQUITY ACT OF 1997."

RECOMMENDATION: (1) Adopt Resolution No. 97-1768, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H.R. 836, THE FILIPINO VETERAN'S EQUITY ACT OF 1997;" and (2) Send copies of this Resolution along with a letter of support to all appropriate members of Congress. **Approved as part of the Consent Calendar.**

P. PROPOSED RESOLUTION IN RECOGNITION OF THE WALT DISNEY COMPANY'S DEDICATION TO POLICIES OF DIVERSITY AND NON-DISCRIMINATION:

RECOMMENDATION: (1) Adopt Resolution No. 97-1769, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN RECOGNITION OF THE WALT DISNEY COMPANY'S DEDICATION TO POLICIES OF DIVERSITY AND NON-DISCRIMINATION;" and (2) Send copies of this Resolution along with a letter of support to the Board of Directors' of the Walt Disney Company. **Approved as part of the Consent Calendar.**

Q. APPROVAL OF THE RENT STABILIZATION COMMISSION RESOLUTION RS 97-56 ESTABLISHING THE AMOUNT OF THE GENERAL ADJUSTMENT:

RECOMMENDATION: Approve Rent Stabilization Commission Resolution RS 97-56 "A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD ESTABLISHING THE AMOUNT OF THE GENERAL ADJUSTMENT FOR THE YEAR 1997-98." **Approved as part of the Consent Calendar.**

R. APPROVAL OF AN AGREEMENT FOR THE INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION:

RECOMMENDATION: Direct the City Manager to enter into a contract with Edison EV and General Motors Corporation for the installation of two EV charging stations at West Hollywood Municipal Parking Structure No. 1, 8383 Santa Monica Boulevard. **Approved as part of the Consent Calendar.**

S. PROPOSED RESOLUTION IN SUPPORT OF THE MERGER OF PACIFIC ENTERPRISES AND ENOVA CORPORATION:

This item was tabled for two weeks.

T. RESIGNATION FROM THE DISABILITIES ADVISORY COUNCIL:

RECOMMENDATION: Accept with regret the resignation of Tippi Kelley. **Approved as part of the Consent Calendar.**

U. PROPOSED RESOLUTION SUPPORTING THE FLUORIDATION OF THE DEPARTMENT OF WATER AND POWER (DWP) AND THE METROPOLITAN WATER DISTRICT (MWD) WATER SUPPLIES:

RECOMMENDATION: Adopt Resolution No. 97-1770, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE FLUORIDATION OF THE DEPARTMENT OF WATER AND POWER (DWP) AND THE METROPOLITAN WATER DISTRICT (MWD) WATER SUPPLIES." **Approved as part of the Consent Calendar.**

V. APPROVAL OF AN AGREEMENT TO RON DILIBERTO FOR HIV PROGRAM DIRECTOR SERVICES:

RECOMMENDATION: (1) Approve an agreement with Ron Diliberto for HIV Program Director Services in an amount not to exceed \$8,400; and (2) Authorize

the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

W. INCREASE IN PARKING METER RATES AT VARIOUS STREET LOCATIONS:

RECOMMENDATION: Adopt Resolution No. 97-1771, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REVISING PARKING METER RATES AT VARIOUS COMMERCIAL LOCATIONS AND AMENDING RESOLUTION 97-1763 ESTABLISHING FEES AND CHARGES FOR CERTAIN SERVICES." *noting the no vote of Councilmember Prang.* **Approved as part of the Consent Calendar.**

X. ADDENDUM TO AGREEMENT FOR PARKING METER COLLECTION SERVICES WITH THE CITY OF BEVERLY HILLS:

RECOMMENDATION: (1) Approve an addendum to the agreement for parking meter coin collection services with the City of Beverly Hills in an amount not to exceed \$62,250 for the 1997-98 budget year; \$65,520 for the 1998-99 budget year and \$68,796.63 for the 1999-2000 budget year; (2) Approve an extension of the agreement from July 1, 1997 to June 30, 2000; and (3) Authorize the City Manager to sign the Addendum to the Agreement. **Approved as part of the Consent Calendar.**

Y. INCREASING THE CIVIL PENALTIES FOR PARKING VIOLATIONS:

RECOMMENDATION: Adopt Resolution No. 97-1772, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INCREASING THE PENALTY AMOUNT FOR ALL PARKING CITATIONS BY ONE DOLLAR (\$1.00) AND AMENDING RESOLUTION NO. 93-1156." **Approved as part of the Consent Calendar.**

Z. PROPOSED ORDINANCE ESTABLISHING GUIDELINES FOR ECONOMIC SANCTIONS AGAINST MYANMAR:

RECOMMENDATION: Direct the City Attorney to draft an ordinance that would prohibit the City of West Hollywood from entering into contracts for personal services with those doing business in Myanmar and would prohibit the purchase of commodities produced in Myanmar or provided by those who do business in Myanmar and/or with the military government of Myanmar. **Approved as part of the Consent Calendar.**

AA. DISABILITIES ADVISORY COUNCIL MEMBERSHIP:

This item was tabled for two weeks.

BB. BUSINESS LICENSE COMMISSION BUDGET INCLUSION:

This item was removed from the Consent Calendar and appears under Excluded Consent Calendar.

CC. AWARD OF BID TO RYDIN DECAL, INC. FOR FABRICATION OF PERMIT PARKING MATERIALS:

RECOMMENDATION: Approve the issuance of a purchase order in an amount not to exceed \$28,160. to Rydin Decal for the production of parking permits.
Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

A. PROPOSED ORDINANCE CREATING PREFERENTIAL PARKING DISTRICT NO. 9:

Assistant City Clerk Thompson stated that a Notice of Public Hearing was published in the West Hollywood Independent on June 25 and July 2, 1997. A Notice of Continued Public Hearing was posted on June 17, 1997 in all places as required by law.

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated July 7, 1997.

Mayor Guarriello opened the public hearing.

NORMA KEMPER, WEST HOLLYWOOD, stated her support for this item and provided an explanation of her request for special times. She requested restricted times on one side of the street and unrestricted time on the other side of the street.

URSULA BOWER, WEST HOLLYWOOD, stated her support for the item. She asked for the restricted parking to begin at 6:00 p.m.

TOM BOWER, WEST HOLLYWOOD, stated his support for comments made by Ursula Bower and Norma Kemper. He thanked the Council and staff for getting this far.

LARRY GOMEZ, WEST HOLLYWOOD, stated his support for this item and supports comments made by his neighbors especially relative to late day parking.

JEANNE DOBRIN, WEST HOLLYWOOD, it is too bad this permit area has to happen but it is needed.

There being no further speakers the public hearing was closed.

Councilmember Heilman inquired whether or not there was a request for daytime restrictions. He stated his concern about imposing daytime restrictions when there has been no notice to the residents and businesses. He asked if staff could be directed to go back and look at two hour restrictions on one side?

Mr. Korotsky indicated that there was not a problem with meters during the day rather people tend to use the free spaces in front of the residential area.

Mayor Guarriello commented about the lack of parking in the area.

Councilmember Koretz asked that the review take place earlier than usual and have the request for early evening restrictions be part of the review process in 3-4 months.

ACTION: Introduce on first reading Ordinance No. 97-497, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PREFERENTIAL PARKING PROVISION OF THE TRAFFIC CODE BY CREATING PREFERENTIAL PARKING DISTRICT NO. 9, ESTABLISHING PARKING REGULATIONS FOR HAVENHURST DRIVE, CROFT AND LA JOLLA AVENUE, AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." *with the additional direction for the review to take place in 3-4 months and include the request for additional restrictions.*

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

B. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE):

Assistant City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on June 25, 1997 and no letters of protest were received regarding the proposed assessment.

Alison Maxwell, Economic Development Specialist, provided background information as outlined in the staff report dated July 7, 1997.

Mayor Guarriello opened the public hearing.

DON SAVOIE, WEST HOLLYWOOD, spoke in support of this item.

JIM MCEVOY, MANAGER OF HYATT WEST HOLLYWOOD, spoke in support of this item.

ELAINE MUNCHNIK, WEST HOLLYWOOD, stated her support and outlined the benefits of the Convention and Visitors Bureau.

There being no further speakers the public hearing was closed.

Mayor Pro Tem Martin requested a joint meeting with the Board and the Council within the next six months. He also indicated he would like to see the reserve expand to \$100,000.

ACTION: Adopt Resolution No. 97-1773, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD LEVYING A CHARGE (ASSESSMENT) IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA FOR FISCAL YEAR 1997-98 AND CONFIRMING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 1997-98." *including the direction to consider an increase in the reserve to \$100,000. and direct Allyne Winderman to return with options of either a joint meeting with the Convention and Visitors Bureau and/or an Economic Summit.*

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

C. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT, AND APPROVAL OF CONTRACT WITH THE WEST HOLLYWOOD CHAMBER OF COMMERCE TO ADMINISTER THE 1997-98 AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT ASSESSMENT FUNDS FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:

Assistant City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on June 25, 1997 and no letters of protest were received regarding the proposed assessment.

Allyne Winderman, Economic Development and Housing Manager, provided background information as outlined in the staff report dated July 7, 1997.

Mayor Guarriello opened the public hearing.

DON SAVOIE, WEST HOLLYWOOD CHAMBER OF COMMERCE, stated his support for this assessment district. He reiterated the direction which was given last year to embark on an aggressive outreach to the community. The outreach efforts have slowed down progress but have resulted in a better product.

DIANE MERRICK, WEST HOLLYWOOD, stated she would support the assessment if she knew what it was for.

DANIEL SAXON, BUSINESS OWNER, stated he is delighted to be here. He serves as the President of the Board of the BID and would be delighted to spend some time with Ms. Merrick explaining what the BID does for the businesses.

DINO BAGLIONI, BUSINESS OWNER ON ROBERTSON, stated his support for the Business Improvement District.

WARRICK SIMS, OWNER OF THE GLASS GARAGE, stated he has not seen tangible results and understands that bureaucracy moves slowly but ensures the Council and Ms. Merrick that things are about to happen.

WANDA WEN, CO-OWNER OF TWO BUSINESSES, stated her support for the Avenues of Art and Design BID.

SCOTT YASGOOD, FABRIC ALLEY, stated his support for the BID.

GINA MACIAS, AVENUES OF ART AND DESIGN COORDINATOR, she outlined the achievements of the BID and encouraged the approval of the BID.

STEVE SIELER, GRAPHIC DESIGNER, spoke against the BID. He objects to the way the assessment is levied and did not agree with the flags, etc.

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

Councilmember Heilman indicated he has not been satisfied with the results of the BID during this last year. He noted that there were a number of tasks which were supposed to be completed last year which were not done. He stated he is willing to support this for one more year but will not support it if they are not completing the items which are in their work program.

Allyne Winderman responded to Councilmember Heilman's question regarding why more items were not completed.

Mayor Pro Tem Martin stated that the BID does belong to the businesses. He stated his concern about it becoming a city program if the staffing was brought in-house.

Councilmember Koretz stated he is not surprised that some of the items are not done but this is not a failure by any stretch of the imagination.

Councilmember Heilman indicated he supports the resolution but not necessarily the contract of the Chamber of Commerce.

MOTION: Adopt Resolution No. 97-1774, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD MODIFYING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 1997-98, CONFIRMING THE REPORT AS SO MODIFIED, AND LEVYING AN

ASSESSMENT FOR FISCAL YEAR 1997-98 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT;”

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

MOTION: Approve a contract with the West Hollywood Chamber of Commerce to administer the 1997-98 Avenues of Art and Design Business Improvement District assessment funds for the Avenues of Art and Design Business Improvement District and authorize the City Manager to execute the agreement; and

Motion Councilmember Prang, seconded by Councilmember Koretz and carried on a roll call vote:

**AYES - Koretz, Prang, Martin
NOES -Heilman, Guarriello**

MOTION: Approve the advancement of fifty percent (50%) of the proposed BID budget, to begin the implementation of the 1997-98 Avenues of Art and Design BID work program.

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

4. UNFINISHED BUSINESS:

A. AN ORDINANCE PERTAINING TO PROVISION OF LIVING WAGES FOR EMPLOYEES OF CITY CONTRACTORS:

Leah Archibald, Council Deputy provided background information as outlined in the staff report dated July 7, 1997.

Mayor Guarriello asked if the City Attorney has been asked if there is the potential of litigation.

City Attorney Jenkins indicated that it may be challenged by either a contractor or the public. Although it is arguable it is not pre-empted by the State.

Mayor Pro Tem Martin thanked Councilmember Koretz and Leah Archibald for bringing this forward. He stated his support.

Mayor Guarriello asked whether this would affect any of the current contracts.

Ms. Archibald indicated that the proposal does not require the re-opening of contract negotiations. However, it is the Council prerogative as to whether they would like to issue a notice to quit and renegotiate.

Councilmember Heilman suggested passing the direction to the City Attorney tonight but inform the contractors that this is the intent and allow them to

ACTION: Direct the City Attorney to draft a "living wage" ordinance that follows the guidelines set forth in the staff report dated July 7, 1997 and *notify the contractors of this direction and allow them to phase it in at contract renewal.*

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

B. APPOINTMENT(S) TO THE FINE ARTS ADVISORY BOARD:

Councilmember Prang nominated Richard Kaleh and Elena Del Rio.

Councilmember Heilman nominated James Bartola and Charles Jones.

Mayor Guarriello nominated Sandy Shire and Richard Kaleh.

ACTION: Appointed Richard Kaleh and Elena Del Rio to the Fine Arts Advisory Board effective July 7, 1997, to fill an "at-large" term expiring May 31, 1999.

C. APPOINTMENT(S) TO THE LESBIAN AND GAY ADVISORY COUNCIL:

Nancy Cohen, Roger Davis, and David Fisher were nominated for reappointment for terms ending May 31, 1999.

ACTION: Reappoint Nancy Cohen, Roger Davis and David Fisher for "at-large" terms ending May 31, 1999.

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

Barry Greenfield was appointed for "at-large" term ending May 31, 1999 by consensus of the City Council.

Leslie Hull was appointed for an "at-large" term ending May 31, 1999 by consensus of the City Council .

D. APPOINTMENT(S) TO THE SENIOR ADVISORY COUNCIL:

ACTION: Appoint Sophia Gelman, Ric Rickles and Ronald Wright to the Senior Advisory Council for terms ending August 15, 1998.

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

RECESS AT 9:37 P.M.

RECONVENE AT 9:47 P.M.

E. CONTRACT WITH CARLSON & COMPANY FOR AVENUES OF ART AND DESIGN DISTRICT SIGNAGE PROJECT FUNDED BY ECONOMIC DEVELOPMENT ADMINISTRATION:

Lester Burg, Economic Development and Housing Specialist, and Allyne Winderman, Economic Development and Housing Manager, provided background information as outlined in the staff report dated July 7, 1997.

Councilmember Heilman requested that in the future prototypes should be shown to the City Council.

ACTION: (1) Approve an agreement with Carlson & Company in the amount of \$40,000. for shop drawings, fabrication, painting, delivery and supervision of installation of 30 banner frames in the Avenues of Art and Design Business Improvement District; (2) Authorize the City Manager to execute the agreement.

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

5. NEW BUSINESS:

A. APPROVAL OF ANNUAL SERVICE AGREEMENT FOR FISCAL YEAR 1997-98 WITH THE WEST HOLLYWOOD HOUSING COMMUNITY CORPORATION (WHCHC):

Allyne Winderman, Economic Development and Housing Manager, provided background information as outlined in the staff report dated July 7, 1997.

ANSON SNYDER, PRESIDENT OF THE WHCHC, requested approval of the agreement. He also invited everyone to the groundbreaking at Palmview at 980 Palm Avenue.

Councilmember Heilman emphasized the importance of quarterly reports and encouraged the WHCHC to attend more City Council meetings. He suggested a joint meeting with the WHCHC.

ACTION: (1) Approve the Fiscal Year 1997-98 Service Agreement with the West Hollywood Community Housing Corporation in the amount of \$177,156. to provide operational support; and (2) Authorize the City Manager to execute the agreement, and (3) *schedule a joint meeting with the WHCHC.*

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

B. APPOINT THE TEMPORARY PUBLIC ART SELECTION COMMITTEE TO REVIEW PROPOSALS FOR TEMPORARY ART INSTALLATION ON SANTA MONICA BOULEVARD:

Lester Burg, Development Specialist, provided background information as outlined in the staff report dated July 7, 1997.

ACTION: Accept the recommendation of the Fine Arts Advisory Board and appoint Merry Norris, Marc Pally, Thomas Rhoades, Mariangela Malespin, and Sabato Fiorello to the Temporary Public Art Selection Committee, for a one year term ending July 31, 1998.

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

C. COMMUNITY CODE ENFORCEMENT CORPS, NEIGHBORHOOD CODEWATCH:

Daniel Dusterberg, Deputy to Councilmember Prang, provided background information as outlined in the staff report dated July 7, 1997.

Councilmember Prang stated that this program is one which he is borrowing from Los Angeles and other communities. This is not a program to write citations or confront code violators. This is simply to bring these issues to the attention of the City staff. The City would provide training which would include observation and reporting and no interaction with violators.

Mayor Guarriello asked if they would have any identification.

Councilmember Prang responded that it is the intent not to engage with the violators.

Councilmember Heilman asked how this would be different than what we are already doing.

Councilmember Prang responded that this is a way to get individual blocks and neighborhoods more involved.

Councilmember Koretz stated his support for this issue. He indicated that this could be very successful.

BRUCE TRAUB, WEST HOLLYWOOD, stated his neutrality to this item. He also encouraged the City Council to use the results of the Citizen Input Survey as a tool.

JEANNE DOBRIN, WEST HOLLYWOOD, stated she supports this item and agrees that individuals should not, in any way, approach violators.

Councilmember Prang stated that this item was not in any way intended to be a negative against the Code Enforcement Division. This is a way to empower people and for staff to take a look at this item.

Councilmember Heilman asked if existing neighborhood watch groups could be utilized via education and training with this program.

ACTION: Direct the City Manager to look into alternative code enforcement plans that could augment our current code compliance programs with a community-based volunteer element which utilizes neighborhood watch groups.

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

D. VACANT LOT CLEAN UP:

Councilmember Prang requested that this item be tabled for two weeks.

BUD KOPPS, WEST HOLLYWOOD, indicated that this is a duplication of effort.

ACTION: Table this item.

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

EXCLUDED CONSENT CALENDAR

2. BB. BUSINESS LICENSE COMMISSION BUDGET INCLUSION:

Councilmember Heilman indicated that this item was deliberately left out of the budget discussion since they haven't met in over a year and these duties and responsibilities could be incorporated into one of the other commissions.

BRENT MULLINS, CODE COMPLIANCE MANAGER, indicated

RECOMMENDATION: (1) Authorize the reallocation of undesignated general fund reserves in the amount of \$2,150. to Account No. 100-7003-7000 for the Business License Commission. (2) Direct staff to return with options regarding this Commission.

Motion Councilmember Heilman, seconded Councilmember Prang and unanimously carried.

CITIZEN COMMENTS:

JEANNE DOBRIN, WEST HOLLYWOOD, the place to start with training for Code Compliance is with City Staff.

BUD KOPPS, WEST HOLLYWOOD, indicated he had a discussion with Joan English regarding the Fire Station 7 and it is time to put pressure on the County.

6. LEGISLATIVE:

A. PROPOSED ORDINANCE MODIFYING THE REQUIREMENTS TO BE A MEMBER OF THE TRANSPORTATION COMMISSION:

Jim Sweeney, Deputy to Mayor Guarriello, provided background information as outlined in the staff report dated July 7, 1997.

Mayor Guarriello stated that a several of the Commissions do have residency as a qualification. Human Services Commission does not and perhaps this should also be reviewed.

RICHARD MAGGIO, WEST HOLLYWOOD, stated his support for this item and indicated all appointments should be residents or business owners in the community.

BUD KOPPS, WEST HOLLYWOOD, indicated he started this issue by questioning Councilmember Prang.

BRUCE TRAUB, WEST HOLLYWOOD, stated that the two most important Commissions are the Planning Commission and the Transportation Commission. The requirements should be the same.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that the eligibility requirements are flawed. These rules should be tightened up. She requested this item be tabled.

Councilmember Prang stated that this issue has a great deal of merit. If there are questions about eligibility then those issues should be reviewed. All

Commissions should be reviewed by the City Attorney and staff to look at eligibility requirements. He stated he supports a process that looks at those issues.

Councilmember Koretz indicated that he does not feel that there is really a problem. He also stated that not every City has a residency requirement for all boards and commissions.

Councilmember Heilman indicated that a great deal of time and energy has been spent on this issue which does not really do anything that directly affects the residents. He indicated this is a good way to look at all the requirements of the Commissions and Advisory Boards. He stated he would be in support of this issue but not prospectively. He indicated this should be referred back to staff and ask them to come back with eligibility requirements.

Mayor Pro Tem Martin concurred with Councilmember Heilman's suggestion. The expectation of City Council, staff and Commission has changed along with the City. Although this issue shouldn't be about personality, but it is. He suggested that this be referred back to staff and the commissions.

MOTION: Direct staff and commissions to look at eligibility requirements.

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

GARRY SHAY, TRANSPORTATION COMMISSIONER, resigned from the Transportation Commission, effective immediately.

COUNCILMEMBER COMMENTS:

Councilmember Prang wished his sister, Mary Prang, a Happy Birthday.

Councilmember Koretz apologized that the previous item compelled him to resign his position. He indicated he wished he would reconsider his resignation.

Mayor Pro Tem Martin thanked Garry Shay for his service to the City.

ADJOURNMENT: The City Council adjourned at 10:59 p.m. to their next regular meeting on Monday, July 21, 1997 at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

