

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, JUNE 16, 1997  
WEST HOLLYWOOD PARK**

**CALL TO ORDER:** Mayor Guarriello called the meeting to order at 7:04 p.m.

**PLEDGE OF ALLEGIANCE:** David Lippen led the Pledge.

Mayor Guarriello asked that the meeting be adjourned in memory of Ann Polsky, longtime resident of West Hollywood and member of the Senior Advisory Council.

**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 6:30 p.m. the City Council called the meeting to order and recessed into Closed Session to discuss items contained on the Closed Session Agenda. The Closed Session adjourned at 7:00 p.m. and no reportable actions were taken.

**APPROVAL OF AGENDA:**

Mayor Guarriello asked that Item 5.C be heard immediately following the Consent Calendar.

Councilmember Heilman removed Item 2.X and 2.BB from the Consent Calendar for separate discussion.

Councilmember Koretz removed Item 2.B from the Consent Calendar for separate discussion.

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

**PRESENTATIONS:**

Mayor Guarriello presented a commendation to Gina Thomas for her commitment to the City of West Hollywood by saving a group of Gardner Street School children from being hit by an automobile.

Mayor Guarriello presented a plaque to Zina Shusterman for her dedicated volunteer service to the Public Information Office and the City of West Hollywood.

Councilmember Martin stated his intent to appoint Zina Shusterman to the Human Services Commission, later in the meeting.

Mayor Guarriello stated the City's Finance Department received an Outstanding Achievement Award, for excellence in Financial Reporting.

Mayor Pro Tem Martin presented a Rainbow Key award to Eugene Alper for his efforts on behalf of the Lesbian and Gay Community.

Councilmember Heilman presented a commendation to Ron Celona for activities during Senior's Month, May 1997.

Mayor Guarriello and the City Council presented pins to the following employees for ten years of service: Aspet Amirkhanian, Brian Wolfson, Curtis Brown, Clarke Ireland, Michael Bursztin, Moonyeen Gatanela, Marney Hull, Melode Rose, Patrick Depew, Sharon Jackson, Sue Wilcox, Walter Davis, Michelle Harris and Conrad Corral.

**1. CITIZEN COMMENTS:**

HALEY POWERS, BURBANK, spoke in support of item 2.O Hotel Marketing Benefit Zone.

DENNIS DOPH, WEST HOLLYWOOD, spoke in support of item 2.R HIV Day Services at the Ron Stone Center.

GRANT SELTZER, spoke in support of Item 2.P Avenues of Art and Design, he stated the BID gives 400 small businesses a voice in the community.

DAVID COOLEY, representing the Abbe, spoke in opposition to 6.B proposed ordinance to restrict the content of advertising with regard to tobacco and alcohol.

NITA CASAR, spoke in support of social services programs and the Economic Development Division.

LINDA BLIELER, LOS ANGELES, representing Women Helping Women, spoke in support of social services programs.

STELLA EZROS, WEST HOLLYWOOD, spoke in support of the Russian Community Center and its funding.

LILIYA NASSER GANI, WEST HOLLYWOOD, spoke in support of the Russian Community Center and social services.

RAFAIL ZHILOVETSKY, WEST HOLLYWOOD, spoke in support of the Russian Community Center.

HELEN LEVIN, WEST HOLLYWOOD, representing the Russian Community Center, spoke in support of continued funding for the Russian Community Center.

DANIEL SAXON, WEST HOLLYWOOD, Chairman Board of Directors of the Avenues of Art and Design, representing the Daniel Saxon Gallery, spoke in support of the Avenues of Art and Design Business Improvement District.

DON SAVOIE, WEST HOLLYWOOD, representing the West Hollywood Chamber of Commerce, spoke in support of Item 2.O and Item 2.P Hotel Marketing Benefit Zone and Avenues of Art and Design Business Improvement District.

Daniel Dusterberg and Don Savoie noted Councilmember Prang's Birthday, and wished him a Happy Birthday.

DAVID FROST, WEST HOLLYWOOD, stated his concern over the Department of Transportation and their programs. He stated he has had no response from the Department regarding the traffic study in his area at Rugby and Westbourne.

ANDREA WAGNER, representing WHEST, stated her support for continue funding of the West Hollywood Employment Services. She outlined the WHEST employment program on June 3 for persons with AIDS.

JOHN DURAN, WEST HOLLYWOOD, spoke in support of social service funding.

JACQUELINE BALOUGH, WEST HOLLYWOOD, spoke against cuts in Social Services programming.

NORMA KEMPER, WEST HOLLYWOOD, stated La Jolla has turned in their petitions for permit parking in her neighborhood. She asked that La Jolla Avenue be included with the Havenhurst permit parking discussions. She stated her support for the social service programs.

JOHN STONE, WEST HOLLYWOOD, spoke in opposition to cuts in Social Services and Bus Transit Services and suggested alternatives.

HARRY PRONGUE, WEST HOLLYWOOD, commented regarding relocation fees for persons renting an apartment for home office use only.

MICHAEL YATES, representing Christopher Street West (CSW), stated his opposition to Christopher Street West cost recovery proposal in the Fiscal Year 1997-98 Budget. He invited all to attend the festival and parade this weekend.

SABATO FIORELLO, WEST HOLLYWOOD, thanked the City Council for the Summer Sounds Concerts and funding for the Arts.

EDWARD ZAVORA, WEST HOLLYWOOD, spoke regarding the feral cat problem in his neighborhood. Stated his disappointment regarding Task Force members comments.

STANLEY SPECHT, Los Angeles County Commissioner on HIV Services. He spoke in support for funding for the HIV Ron Stone Center.

**COUNCILMEMBER COMMENTS:**

Councilmember Heilman asked the speakers regarding the HIV Ron Stone Center programming to speak to Tom West. He stated the City's intent is to continue with the program. Councilmember Heilman directed the City Manager and staff to research the Relocation Fee concerns.

Councilmember Prang asked staff to research Norma Kemper's issues of permit parking.

Councilmember Koretz clarified Item 6.B, which will be discussed later this evening. He commented on the Preliminary Budget to be discussed later this evening.

Mayor Pro Tem Martin stated his support for Norma Kemper's issues of permit parking on La Jolla. He commented on the process of developing the Preliminary Budget and the community input.

Mayor Guarriello commented on the Preliminary Budget and the rumors in the community.

**CITY MANAGER'S REPORT:** No report.

**FISCAL IMPACT ON CONSENT CALENDAR:** City Clerk Love stated the Fiscal Impact for the Consent Calendar as amended is \$1,983,495. in expenditures and \$353,740. in potential revenues.

**2. CONSENT CALENDAR:**

**ACTION:** Approve Items 2.A, C, D, E, F, G, H, I, J, K, L, M, N, O, P, Q, R, S, T, U, V, W, Y, Z, AA, CC, DD, EE. Motion Councilmember Heilman, seconded by Mayor Pro Tem Martin and unanimously carried.

**A. POSTING OF AGENDA:**

The agenda for the meeting of Monday, June 16, 1997 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Friday, June 13, 1997.

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

**B. APPROVAL OF MINUTES:**

This item was removed from the Consent Calendar and appears following New Business Items.

**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. CLAIMS ADMINISTRATION:**

RECOMMENDATION: Deny the claims of Edward Salm and David Whiting and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

**E. DEMAND REGISTER NO. 344, RESOLUTION NO. 97-1752:**

RECOMMENDATION: Approve Demand Register No. 344 and adopt Resolution No. 97-1752, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 344." **Approved as part of the Consent Calendar.**

**F. TREASURER'S REPORT MARCH, 1997:**

RECOMMENDATION: Receive and file the Treasurer's Report for March 1997. **Approved as part of the Consent Calendar.**

**G. PROPOSED RESOLUTION APPROVING COVERAGE OF ALL OFFICERS AND EMPLOYEES UNDER ONE MASTER FAITHFUL PERFORMANCE BOND:**

RECOMMENDATION: Waive further reading and adopt Resolution No. 97-1753, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING COVERAGE OF ALL OFFICERS AND EMPLOYEES UNDER ONE MASTER FAITHFUL PERFORMANCE BOND." **Approved as part of the Consent Calendar.**

**H. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF SAN GABRIEL 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 San Gabriel, for \$189,000. West Hollywood General Funds in exchange for \$300,000. City of San Gabriel Prop A Funds; and (2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

**I. EXTENSION AGREEMENT WITH JEWISH FAMILY SERVICE FOR THE ADMINISTRATION OF THE TAXI COUPON/LIFT VAN SUBSIDY PROGRAM:**

RECOMMENDATION: (1) Approve the agreement extension with Jewish Family Services (JFS) for an amount not to exceed \$685,000 for the Administration of the Taxi Coupon/Lift Van Subsidy Program effective July 1, 1997 through June 30, 1998; and (2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

**J. APPROVAL OF A SUPPLEMENTAL AGREEMENT FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) DATA COLLECTION SERVICES AND DEVELOPMENT OF AN INVENTORY MAINTENANCE SYSTEM:**

RECOMMENDATION: Approve a supplemental agreement with Psomas and Associates in an amount not to exceed \$46,920. to provide GIS data collection services and to develop and deliver an inventory maintenance system for the collected field data and authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

**K. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT FOR CONSTRUCTION ADMINISTRATION AND CONSTRUCTION OBSERVATION SERVICES FOR CIP 9708, TRAFFIC SIGNAL INSTALLATION, FOUNTAIN AVENUE AND FULLER AVENUE:**

RECOMMENDATION: Approve an agreement with Willdan Associates, in amount not to exceed \$10,950, for the construction administration and construction observation services for CIP 9708, Traffic Signal installation, Fountain Avenue and Fuller Avenue. **Approved as part of the Consent Calendar.**

**L. AWARD OF THE CONSTRUCTION CONTRACT FOR CIP 9708 TRAFFIC SIGNAL INSTALLATION, FOUNTAIN AVENUE AND FULLER AVENUE:**

RECOMMENDATION: (1) Approve an agreement with Fischback & Moore, Inc., in the amount of \$46,092. for the construction of CIP 9708, Traffic Signal Installation, Fountain Avenue and Fuller Avenue, reject all other bids, and authorize the City Manager to execute the, and (2) Authorize the City Engineer to manager change orders on this project in an amount not to exceed 25% of the contract. **Approved as part of the Consent Calendar.**

**M. AWARD OF THE CONSTRUCTION CONTRACT FOR CIP 9709, TRAFFIC SIGNAL MODIFICATION TO OFFSET INTERSECTIONS ON SANTA MONICA BOULEVARD:**

RECOMMENDATION: (1) Authorize the City Manager to enter into a contract with C T & F, in the amount of \$106,998. for the construction of CIP 9709, Traffic Signal Modification to Offset Intersections on Santa Monica Boulevard, and reject all other bids; (2) Authorize the City Engineer to manage change orders on this project in an amount not to exceed 25% of the contract; (3) Authorize the Finance Department to Transfer \$10,000. from savings on the Fountain/Fuller Traffic Signal Installation Project (CIP 9708) to the budget for CIP 9707; and (4) Authorize the Finance Department to increase budget revenue and expenditures by \$13,740. from the Caltrans State and Local Transportation Partnership grant. **Approved as part of the Consent Calendar.**

**N. APPROVAL OF MUNICIPAL CODE CODIFICATION, SUPPLEMENT AND ELECTRONIC PUBLICATION SERVICES:**

RECOMMENDATION: (1) Accept the proposal dated April 14, 1997 from Pro Code for Municipal Code Codification, and Electronic Publication Services in an amount not to exceed \$31,000. (\$25,000. for Codification and related services and \$6,100. for software and related Internet services.); (2) Authorize the City Manager to execute an agreement upon review and approval of the City Attorney; and (3) Approve the "on-going" Supplement services and Electronic Supplement services at the per unit costs as specified in the proposal. **Approved as part of the Consent Calendar.**

**O. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1898 (HOTEL MARKETING BENEFIT ZONE):**

RECOMMENDATION: (1) Adopt Resolution No. 97-1754, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 1997-98 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA;

(2) Adopt Resolution No. 97-1755, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 1997-98 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA; and

(3) Adopt Resolution No. 97-1756, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY A CHARGE (ASSESSMENT) AGAINST HOTELS IN THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA FOR FISCAL YEAR 1997-98 AND SETTING A TIME AND PLACE OF A HARING TO CONSIDER SUCH A CHARGE.” **Approved as part of the Consent Calendar.**

**P. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT:**

RECOMMENDATION: (1) Adopt Resolution No. 97-1757, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 1997-98 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT;”

(2) Adopt Resolution No. 97-1758, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 1997-98 IN CONNECTION WITH THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT; and

(3) Adopt Resolution No. 97-1759, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 1997-98 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO.” **Approved as part of the Consent Calendar.**

**Q. TRAFFIC SIGNAL BEVERLY BOULEVARD AT GEORGE BURNS ROAD:**

RECOMMENDATION: Authorize the City Manager to execute agreements with the County of Los Angeles, the City of Los Angeles and Cedars-Sinai Medical Center, which would provide for the City of Los Angeles to design, at its cost, a traffic signal at the intersection of Beverly Boulevard and George Burns Road and maintain this signal at the expense of the City of West Hollywood; for the County of Los Angeles, at its cost, to put the project out to bid and manage the construction; for the City of West Hollywood to pay construction costs of the signal, not to exceed \$80,000. and for Cedars-Sinai Medical Center to reimburse the City of West Hollywood for half of the construction costs. **Approved as part of the Consent Calendar.**



**R. AUTHORIZE A REQUEST FOR PROPOSALS (RFP) FOR HIV DAY SERVICES AT THE RON STONE CENTER:**

RECOMMENDATION: (1) Direct staff to issue a Request for Proposal (RFP) for a \$50,000 contract, for day programming services for persons living with HIV/AIDS at the Ron Stone Center, and (2) Direct staff to hire a consultant to supervise/coordinate day programming services at the Center during the interim period between contractors. **Approved as part of the Consent Calendar.**

**S. APPROVAL OF ANNUAL AGREEMENT FOR STREET MAINTENANCE SERVICES:**

RECOMMENDATION: (1) Authorize the City Manager to enter into a professional services agreement with MCE Corporation to provide street maintenance services for Fiscal Year 1997-98, in an amount not to exceed \$450,000.; and (2) Authorize the City Engineer to manage Service Requests for modification to the street maintenance work program in an amount not to exceed 25% of the street maintenance contract budget. **Approved as part of the Consent Calendar.**

**T. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH ASL CONSULTING ENGINEERS FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES ON THE CITY'S SEWER REHABILITATION PROJECT CIP 9705:**

RECOMMENDATION: Authorize the City Manager to enter into a professional services agreement with ASL Consulting Engineers in an amount not to exceed \$32,275. for construction Management and inspection services on Sewer Rehabilitation Project CIP 9705. **Approved as part of the Consent Calendar.**

**U. APPROVAL ON A SUPPLEMENTAL PROFESSIONAL SERVICES AGREEMENT WITH CONSOLIDATED WASTE INDUSTRIES FOR EMERGENCY HAZARDOUS MATERIAL CLEAN UP AND DISPOSAL SERVICES:**

RECOMMENDATION: Authorize the City Manager to enter into a supplemental professional services contract with Consolidated Waste Industries, Inc. in an amount not to exceed \$7,500. for emergency clean-up and disposal of hazardous waster materials. **Approved as part of the Consent Calendar.**

**V. LEVY OF THE ANNUAL ASSESSMENT FOR THE 1991 LIGHTING AND LANDSCAPING ASSESSMENT DISTRICT:**

RECOMMENDATION: (1) Adopt Resolution No. 97-1760, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENT WITHIN THE 1991 LIGHTING AND LANDSCAPING

ASSESSMENT DISTRICT FOR THE 1997-98 FISCAL YEAR AND ORDERING THE ENGINEER TO PREPARE A REPORT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE;”

(2) Adopt Resolution No. 97-1761, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ENGINEER FOR THE 1997-98 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN 1991 LIGHTING AND LANDSCAPING ASSESSMENT DISTRICT;”

(3) Adopt Resolution No. 97-1762, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE 1991 LIGHTING AND LANDSCAPING ASSESSMENT DISTRICT FOR THE 1997-98 FISCAL YEAR PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE, AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO;” and

(4) Hold a public meeting on Monday, July 7, 1997 and a public hearing on Monday, July 21, 1997 to formally present the engineers report and receive public comment. **Approved as part of the Consent Calendar.**

**W. MODIFICATION IN SCOPE OF SERVICES OF THE JEWISH FAMILY SERVICES DISABILITY PROGRAM:**

RECOMMENDATION: Authorize staff to negotiate modifications in the scope of services of the Jewish Family Services (JFS) Disability Program. **Approved as part of the Consent Calendar.**

**X. TRANSIT BUS ADVERTISING POLICY:**

This item was removed from the Consent Calendar and appears following New Business Items.

**Y. LIVING WAGE LEGISLATION REVIEW:**

RECOMMENDATION: Direct staff to finalize analysis of the potential impacts of requiring City contractors to pay a “living wage” to employees and present it to the City Council on July 7, 1997. **Approved as part of the Consent Calendar.**

**Z. AWARD OF PROFESSIONAL SERVICES CONTRACT FOR INSPECTION SERVICES ON CIP 9704, FISCAL YEAR 1996-97 STREET PAVEMENT REHABILITATION PROGRAM:**

RECOMMENDATION: (1) Accept the proposal dated May 27, 1997 submitted by Associated Soils Engineering, Inc.; and (2) Authorize the City Manager to enter into a professional services contract with Associated Soils Engineering, Inc. in the amount of \$29,016. for the inspection of CIP 9704, Fiscal Year 1996-97 Street Pavement Rehabilitation Program. **Approved as part of the Consent Calendar.**

**AA. AWARD OF PROFESSIONAL SERVICES CONTRACT FOR MATERIALS TESTING SERVICES ON CIP 9704, FISCAL YEAR 1996-97 STREET PAVEMENT REHABILITATION PROGRAM:**

RECOMMENDATION: (1) Accept the proposal dated June 10, 1997 submitted by Converse Consultants West; and (2) Authorize the City Manager to enter into a contract with Converse Consultants West in the amount of \$10,000. for materials testing services on CIP 9704, Fiscal Year 1996-97 Street Pavement Rehabilitation Program. **Approved as part of the Consent Calendar.**

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

This item was removed from the Consent Calendar and appears following New Business Items.

**CC. 1996-97 SOCIAL SERVICES CONTRACTS -- MID-YEAR REVIEW:**

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

**DD. AWARD OF CONSTRUCTION CONTRACT FOR CIP 9704, FISCAL YEAR 1996-97 STREET PAVEMENT REHABILITATION PROGRAM:**

RECOMMENDATION: (1) Accept the bid dated June 9, 1997 submitted by Sully-Miller Contracting Company; (2) Authorize the City Manager to enter into a contract with Sully-Miller Contracting Company in the amount of \$188,744.16 for the construction of CIP 9704 Fiscal Year 1996-97 Street Pavement Rehabilitation Program; and (3) Authorize the City Engineer to manage change orders on this project in an amount not to exceed 25% of the contract. **Approved as part of the Consent Calendar.**

**EE. PERFORMANCE AUDIT OF INFORMATION SYSTEMS DIVISION:**

RECOMMENDATION: (1) Approve a professional services agreement with Arroyo Associates in an amount not to exceed \$20,000. to conduct a performance audit of the City's Information Systems Division. **Approved as part of the Consent Calendar.**

ITEM 5.C WAS TAKEN OUT OF ORDER AND HEARD AT THIS TIME.

**5.C LAW ENFORCEMENT BLOCK GRANT:**

City Manager Makinney provided background information as outlined in the staff report dated June 16, 1997.

BELLA OZERAN, spoke in support of staff's recommendation.

DOROTHY LANK, WEST HOLLYWOOD, member of the Public Safety Task Force, spoke in support of the public kiosk programs.

DEPUTY RICHARD LUCUS, West Hollywood Sheriffs Station, spoke in support of the public kiosk programs.

DAVID BERNSTEIN, WEST HOLLYWOOD, spoke in support of the public kiosk programs, he suggested the Deputy's who work the kiosk's speak Russian or have a Russian translator and he spoke in support of the Bike and Foot patrols.

Councilmember Heilman asked if this program is a duplication of the mobile unit. He stated his concerns of the appearance of the kiosks.

City Manager Makinney stated the Mobile Unit will be used in conjunction with this program. He stated the design of the kiosks will come back to the City Council for approval.

Councilmember Prang conferred with City Manager Makinney that this is not a renewable Grant.

Councilmember Koretz asked that the two Eastern kiosks be staffed by someone fluent in Russian and English.

**ACTION:** Accept Staff's Recommendations for the Programs and Funding of the Law Enforcement Block Grant as outlined in Exhibit A in the staff report dated June 16, 1997. Direct staff to return to the City Council for kiosk design review and recommendations for continued funding of this program.

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

**3. PUBLIC HEARINGS:**

**A. ZONING TEXT AMENDMENT 96-02 CLEAN-UP AMENDMENTS WITH MINOR CHANGES IN PERMITTED USES:**

City Clerk Love stated a Notice of Continued Public Hearing was posted in all places as required by West Hollywood Municipal Code Section 2300.

Tim Foy, Associate Planner, provided background information as outlined in the staff report dated June 16, 1997.

Lisa Heep, Planning Manager, stated the City is currently taking inventory of all non-conforming uses.

Mayor Guarriello opened the public hearing and the following person addressed the City Council:

SHARON O'ROURKE, District Manager Southern California Gas Company, stated the uses of the Gas Company property. She stated the uses are strategically placed to respond to emergencies in the surrounding the communities.

No further speakers coming forward, Mayor Guarriello closed the public hearing.

Councilmember Heilman confirmed that passing this Ordinance would not affect their current operations, this Ordinance only limits expansions. He asked for clarification on the residential density by changing the lot sizes.

Mayor Pro Tem Martin conferred with staff that the text amendment would not affect the Log Cabin lot on Robertson used for storage by the City of Beverly Hills.

Councilmember Heilman suggested that the item be divided between the zoning inconsistencies and the land use changes and the amortization issues.

Councilmember Koretz stated that we have tried to assist in the relocation of the Gas Company, but were unable to find a logical place to relocate it.

City Attorney Jenkins stated that this ordinance applies City Wide. He stated that either utility uses are permitted in commercial zones or they are not. Under the provisions of this Ordinance the current uses would continue to be permitted, but no new uses would be allowed.

Tim Foy stated that the City would need Public Utilities Commission approval to force the Gas Company out of this location.

Ray Reynolds, Director of Community Development, stated the Planning Commission and the City Council would hear the amortization of uses at the time the Zoning Code is recodified.

Sharon O'Rourke stated the Gas Company is currently using the lot for parking. They acquired the lot through eminent domain.

**ACTION:** Introduce for first reading Ordinance No. 97-495, AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING TEXT AMENDMENT 96-02." and direct staff to return to the City Council with the amortization language allowing the current uses. Direct staff to meet with the Gas Company with options for the parking lot.

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

The City Council recessed at 8:55 p.m.

The City Council reconvened at 9:10 p.m.

**B. PROPOSED ORDINANCE CREATING PREFERENTIAL PARKING DISTRICT NO. 9:**

City Clerk Love stated a Notice of Public Hearing was published in the West Hollywood Independent on June 4 and June 11, 1997.

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated June 16, 1997. Donald Korotsky stated La Jolla residents have submitted a petition, he recommends that we table this item for two weeks to include the La Jolla residents.

Mayor Guarriello opened the public hearing and the following persons addressed the City Council:

ANDREW COLEMAN, WEST HOLLYWOOD, resident on Croft Avenue, stated 100% of the residents signed the petition, he spoke in support of the ordinance.

LESLIE SACHS, WEST HOLLYWOOD, resident on Croft Avenue, stated her support and asked the regulations be enforced 24 hours a day.

MICHAEL GREENSPON, WEST HOLLYWOOD, spoke in support of the ordinance and asked for 24 hour restrictions.

Councilmember Prang conferred with staff regarding metered spaces and asked staff to investigate the red zone on the East Side of Croft near Santa Monica.

**ACTION:** By consensus of the City Council tabled this Item to July 7, 1997; direct staff to return to include La Jolla Avenue; and provide additional analysis regarding longer restricted hours.

**C. PROPOSED FEE RESOLUTION SCHEDULE FISCAL YEAR 1997-98:**

City Clerk Love stated a Notice of Public Hearing was published in the West Hollywood Independent on May 28 and June 4, 1997, and provided background information as outlined in the staff report dated June 16, 1997.

Paul Arevalo, Director of Finance, corrected the net fiscal impact of adopting the Fee Resolution Schedule. If adopted, the net increase to the General Fund would be \$190,000.

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

Councilmember Heilman conferred with staff the effects of increased fees for Community Garden's by \$20. per year per person. He asked the uses of park facilities, moving the fees from Recreation to Special Events and asked for clarification that the charge is not per person, but per acre.

Mayor Pro Tem Martin conferred with staff the cost of the towing fees, the fee is in addition to the fee charged by the contractor, and is to compensate for the time of the Officer and paperwork fees.

Councilmember Heilman asked that staff investigate accepting credit cards at City Hall and at Johnson's tow yard.

**ACTION:** Adopt Resolution No. 97-1763, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF WEST HOLLYWOOD AND REPEALING RESOLUTION NO. 96-1585."

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

**4. UNFINISHED BUSINESS:**

**A. FISCAL YEAR 1997-98 PRELIMINARY BUDGET:**

Paul Arevalo, Director of Finance, provided background information as outlined in the staff report dated June 16, 1997.

Mayor Pro Tem Martin conferred with staff the cost of \$180,000. or \$220,000. to fully fund the Social Service programs.

Councilmember Heilman outlined the fiscal impacts and suggested the following resources be added: the current surplus of \$140,000 as outlined by Director Arevalo, implementation of the parking enforcement programs as outlined in Item 5.A, implementation of the Bus Line Advertising as outlined in Item 2.X, increase parking fines by \$1.00, increase parking meter fees on Sunset and in the Avenues of Art and Design, implementation of the fee increases outlined in Item 3.C, enforcement on code re-inspection fees.

Councilmember Heilman asked that \$75,000. be removed from the resource list and not require full cost recovery of the Christopher Street West.

Councilmember Heilman outlined the fiscal impact and suggest the following social service expenditures be funded: restore the proposed 5% reduction, homeless shelter funding, crystal meth program, night-time shuttle, bus pass subsidy, crossing guard, youth funding, needs assessment funding and the intern program.

Councilmember Heilman outlined the fiscal impact and suggest the following community service restorations be funded: Internet access, winter pool program, Sunday and evening park office, CHAB funding and training, Santa Monica Boulevard Visioning, Code Compliance staffing, business attraction, tree trimming and grates, roof repairs, dog waste and animal control, carpet replacement, painting, right-of-way cleanup.

Mayor Pro Tem Martin asked that we look at re-inspection fees. He suggested eliminating the advertising in the Transportation Department. He stated he is not in favor of an increase to the cost of parking tickets, but would be in favor of increased cost of meters in the Avenues of Art and Design Area to \$1.00 per hour to be consistent with the City of Los Angeles.

Councilmember Prang asked staff asked for clarification on the overhead calculations such as telephone costs and postage, and recommended a decrease of \$25,000.

Councilmember Koretz conferred with staff regarding the transfer of Environmental Services to the Department of Transportation and the reduction of services to only state mandated environmental issues, and funding the remainder of the half time position funding.



DON SAVOIE, WEST HOLLYWOOD, West Hollywood Chamber of Commerce, commented on some of the revenue enhancements and expressed concern of raising the cost of parking meters on Melrose. He asked for restorations of the Economic Development Budget, and relinquishment of Santa Monica Boulevard. He asked the City Council to consider legalizing billboards as a revenue enhancement.

JACQUILINE BALOUGH, WEST HOLLYWOOD, thanked the City Council for the restoration of Social Service programs.

SONYA DOMOROS, WEST HOLLYWOOD, asked the City Council to restore funding for the Alternative Living for the Aging programs.

EUGENE CASTILLO, Member of the Fine Arts Advisory Board, spoke in support of funding for the Arts and for the Summer Sounds program.

MANANGELA MALESPIN, Member of the Fine Arts Advisory Board, spoke in favor of funding for the Summer Sounds programs and her support of the eleven member Fine Arts Advisory Board.

ROBERTA JOY DESIMONE, WEST HOLLYWOOD, thanked the City Council for the restoration of Social Service programs.

DOUG ROUTH, WEST HOLLYWOOD, spoke in support of continued funding of Social Services, and commended the process.

PATRICK PRINSTER, WEST HOLLYWOOD member of the Fine Arts Advisory Board, spoke in favor of continued funding of the Arts programs and the Summer Sounds program.

SUE CRUMPTON, WEST HOLLYWOOD, spoke in support of funding for the Social Service programs.

CHRIS PATROUCH, WEST HOLLYWOOD, asked the City Council not to cut the Shuttle and thanked the City Council.

Councilmember Koretz conferred with staff that Santa Monica Boulevard was not included in this budget, but would be addressed in the Summer of 1997. He asked for increase funding for additional social services for programs like PAWS LA.

Councilmember Heilman conferred with staff that the continued source of private funds for the free Summer Sounds programs.

Councilmember Prang stated his discomfort to increasing the parking meters fees and parking fines.

**ACTION:** Restore funding for the Night-time Shuttle.

**Motion Councilmember Heilman, seconded by Councilmember Koretz failed on a Roll Call vote:**

AYES: Councilmembers - Heilman and Koretz.

NOES: Councilmembers - Prang, Martin and Mayor Guarriello.

**ACTION:** Adopt Resolution No. 97-1764, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE BUDGET FOR FISCAL YEAR 1997-98, as amended by the City Council:

ADDITIONAL RESOURCES:

Allocate the current identified undesignated amount of	\$140,000.
Implement the parking enforcement programs outlined in Item 5.A	225,000.
Implement the Bus Line Advertising as outlined in Item 2.X	90,000.
Increase parking fines by \$1.00 per citation	100,000.
Increase parking meter fees on Sunset & Ave. of Art & Design surrounding area (implementing 2 hour meters in those areas)	298,000.
Implement the fee increases as outlined in Item 3.C	190,000.
Aggressive Collection of Code Re-Inspection Fees	40,000.

REMOVED RESOURCES:

Full Cost Recovery of Christopher Street West (direct staff to work with CSW for a commitment of additional City staff participation at the Board Level)	\$ 75,000.
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SOCIAL SERVICES ADDITIONAL FUNDING:

Eliminate the proposed 5% reduction	\$ 87,900.
Restore Homeless Shelter	75,000.
Crystal Meth Program	12,000.
Bus Pass Subsidy	74,000.
Crossing Guard	5,000.
Youth Funding	5,000.
Needs Assessment	20,000.
Intern Program	5,000.
Additional undesignated Funding for Programs to be determined	30,000.

COMMUNITY SERVICES ADDITIONAL FUNDING:

Internet Access	\$ 20,000.
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Winter Pool Program	28,000.
Sunday and Evening Park Office	7,200.
CHAB Training and Outreach	12,000.
Santa Monica Visioning	20,000.
Code Compliance Staffing	50,000.
Business Attraction	15,000.
Tree Trimming and Grates	25,000.
Roof Repairs	13,000.
Dog Waste and Animal Control	20,000.
Carpet Replacement	10,000.
Painting	10,000.
Right-of-Way Clean-up	25,000.

EXPENDITURE REDUCTIONS:

Internal Telephone and Postage	25,000.
Transportation Department Advertising (Prop A \$40,000. reduction and a corresponding General Fund reduction of \$25,000.)	25,000.

ADDITIONAL ITEMS AND FUNDING:

Santa Monica Boulevard Traffic Signal (add to CIP or use savings from this year)	75,000.
Return to Solid Waste Fund (NOT to be allocated at this time, but reserved and discussed at the public hearing for the assessment)	100,000.
Eliminate fee for Mills Act, phase in property tax rebate	0.
Next year create a two year budget and budget cycle.	

**Motion Councilmember Heilman, seconded by Mayor Pro Tem Martin and  
unanimously carried on a Roll Call vote.**

**The City Council recessed at 11:48 p.m. as the West Hollywood Community Development  
Commission.**

**The City Council reconvened at 11:49 p.m.**

- B. DIRECT APPOINTMENT TO THE HUMAN SERVICES COMMISSION:**  
**ACTION:** Mayor Pro Tem Martin appointed Zina Shusterman to the Human  
Services Commission as a direct appointment to fill the unexpired term ending  
May 31, 1999.

**5. NEW BUSINESS:**

**A. PARKING ENFORCEMENT DEPLOYMENT STUDY AND RELATED CONTRACT AMENDMENTS FOR ENFORCEMENT:**

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated June 16, 1997.

**ACTION:** (1) Receive and file the Executive Summary prepared by PRWT Services regarding West Hollywood's Parking Enforcement Services; (2) Approve a contract amendment with JL Services for an additional \$122,100. to implement the following stage 1 staffing increases beginning August 1997 for the first year (Fiscal Year 1997-98) and \$133,200 for subsequent years: a) Project Analyst to perform on-going analyses of officer activity and overall enforcement effectiveness, and b) Three additional Parking Enforcement Officers: one officer designated for permit parking enforcement 7:00 PM to 3:00 AM, one officer for street cleaning and special assignments, and one officer for tow detail; and (3) Approve and adopt recommendations of the Transportation Commission regarding the establishment of a City policy for "last minute meter feeders" so that an individual may deposit meter fees provided the citation has not already been written.

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

**B. APPROVAL OF TRANSFER OF CHARGES FOR REDEVELOPMENT EXPENSES FROM GENERAL FUND TO REDEVELOPMENT FUND:**

Allyne Winderman, Economic Development and Housing Manager provided background information as outlined in the staff report dated June 16, 1997.

**ACTION:** (1) Authorize the Finance Director to: increase the appropriation for Redevelopment Fund 360-7040-8504, Redevelopment Planning Project by \$21,045.32; decrease the appropriation for General Fund account 100-7040-8544 East Side Revitalization by \$16,045.32 and 100-7040-8129, Business Retention and Attraction Strategy, by \$5,000.; (2) Authorize the City Manager to send a demand letter for \$21,045.32 to the West Hollywood Community Development Commission for these funds to be repaid from future tax increment; and (3) Authorize the Finance Director to: Increase the appropriation for General Fund 100-7040-8129, Business Retention and Attraction Strategy by \$7,570.26. The City has already sent a demand letter to the Commission for the loan of these funds.

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

**C. LAW ENFORCEMENT BLOCK GRANT:**

Item 5.C was taken out of order and is listed immediately following the Consent Calendar.

**EXCLUDED CONSENT CALENDAR:**

**2.B APPROVAL OF MINUTES:**

Councilmember Koretz asked that Minutes of Monday May 19, 1997 be amended. The Action for Item 4.D should read: ACTION: Appropriate an additional \$180,730. from the unallocated Proposition "C" reserve funds for the purchase of five transit vehicles.

**ACTION:** Approve the minutes of the Regular Meetings on May 5, 1997, May 19, 1997 (as amended) and June 2, 1997.

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

**2.X TRANSIT BUS ADVERTISING POLICY:**

Councilmember Prang provided background information as outlined in the staff report dated June 16, 1997.

Councilmember Heilman stated his concerns regarding the content of the advertising, and suggested contacting the movie and entertainment studios regarding "full sponsorship" of a bus.

Mayor Pro Tem Martin asked that we exclude tobacco and alcohol ads on the busses.

**ACTION:** Direct the City Manager to develop a program that allows CityLine busses and other vehicles as necessary be used for advertising.

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

**2.BB APPROVAL OF AN AGREEMENT FOR THE INSTALLATION OF AN ELECTRIC VEHICLE CHARGING STATION:**

Councilmember Heilman suggested a heavier utilized location, for the installation, perhaps West Hollywood Park rather than City Hall, however he was informed the conduit is pre-installed at City Hall.

**ACTION:** 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 City Hall, 8300 Santa Monica Boulevard. Direct staff to draft an ordinance to demand charging stations be installed for new qualified development.

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

**CITIZEN COMMENTS:** None.

**6. LEGISLATIVE:**

**A. POSTING OF TEMPORARY NO PARKING/TOW-AWAY ZONES:**

**ACTION:** Introduce on first reading 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."

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

**B. PROPOSED ORDINANCE TO RESTRICT THE CONTENT OF BILLBOARD ADVERTISING AND LIGHT POLE AND MEDIAN STRIP BANNERS WITH REGARD TO TOBACCO AND ALCOHOL ADVERTISING:**

Councilmember Koretz provided background information as outlined in the staff report dated June 16, 1997.

DON SAVOIE, WEST HOLLYWOOD, West Hollywood Chamber of Commerce, stated these companies fund our social services and special events.

MARK BATES, representing Revolver, stated there are several bars and nightclubs in the community, and the employees of those establishments will be impacted.

BONNIE KINGRY, representing Regency Outdoor Advertising, spoke in opposition to this proposal. This proposal would signal companies they are not welcome here.

ED DATO, representing Eller Media Company, spoke in opposition to this proposal. He stated this is a first amendment issue.

CATHERINE DUNNAM, representing Outdoor Systems, spoke in opposition to this proposal.

ROBERTA SPONSLER, representing Outdoor Systems, spoke in opposition to this proposal.

BRIAN KENNEDY, representing Regency Outdoor Advertising, spoke in opposition to this proposal.

Councilmember Prang stated his concerns for litigation, and the non-profit agencies who derive funds from these industries.

Councilmember Heilman stated his personal views regarding the excessive use of alcohol and tobacco and stated commercial speech can be limited and regulated. He stated his support of the Banner regulations, however expressed reservations on the Billboard side of this recommendation. He stated he would be interested in requiring a full Conditional Use Permit (CUP) of companies who sell tobacco related products.

Mayor Pro Tem Martin suggested we wait for the City of Los Angeles recommendations before we proceed. However, he would support the Banner portion of the recommendation. He give direction to ban tobacco and alcohol on City Bus Benches.

**ACTION:** (1) Direct the City Attorney to draft an ordinance that forbids outdoor advertising of tobacco and alcohol products; and (2) Direct staff to develop a plan to limit the size of tobacco and alcohol sponsor's names on light poles and median strip banners, and bring it before the City Council for approval.

**Motion Councilmember Koretz failed due to a lack of a second.**

**ACTION:** (1) Direct staff to develop a plan to limit the size of tobacco and alcohol sponsor's names on light poles, median strip banners, CityLine vehicles and bus bench shelters and bring it before the City Council for approval; (2) Direct staff to investigate requiring a full CUP process for establishments that deal mainly with tobacco products; (3) table any action regarding the regulation of billboards and direct the City Attorney to investigate the Code of Conduct adopted by the City of Long Beach and the status of the proposed ordinance by the City of Los Angeles.

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

**COUNCILMEMBER COMMENTS:** None.

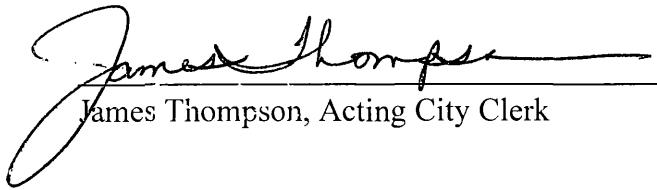
**ADJOURNMENT:** The City Council adjourned at 11:40 p.m., in memory of Ann Polsky, to their next regular meeting on Monday, July 7, 1997 at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS  
18TH DAY OF AUGUST, 1997.



MAYOR

ATTEST:



James Thompson, Acting City Clerk