

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
TUESDAY, JANUARY 21, 1997
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Koretz called the meeting to order at 7: 15 p.m. and stated that this meeting was immediately preceded by a City Council study session on Cable Television Franchise.

PLEDGE OF ALLEGIANCE: Sgt. Tony Ward led the Pledge.

ROLL CALL:

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

ABSENT: Councilmembers - None.

ALSO PRESENT: Interim City Manager Makinney, City Attorney Jenkins, City Clerk Love, and Assistant City Clerk.

APPROVAL OF AGENDA:

Assistant City Clerk Thompson stated that tonight's meeting will be adjourned to the Joint Meeting with the Planning Commission on Monday, January 27, 1997 at 6:30 PM regarding Zoning. The next regular meeting of the City Council is Monday, February 3, 1997.

Mayor Pro Tem Guarriello requested placing Item 4.E. on the Consent Calendar as Item 2. P. Staff requested the removal of Item 2.L from the Agenda. Councilmember Heilman asked that Item 2.K. and 2.O. be placed under Excluded Consent Calendar.

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

PRESENTATIONS:

Councilmember Land requested the meeting be adjourned in memory of Sylvia Borland, long time east side resident, Edie Del Rubio, member of the Del Rubio Triplets. Councilmember Martin asked the meeting to be adjourned in memory of Helen Fiorello. He also introduced Sharon O'Rourke as the new President of the Chamber of Commerce.

1. CITIZEN COMMENTS:

MARK OLSON, SOUTHERN CALIFORNIA EDISON, provided an update of the recent upgrades to the lighting throughout the City. He also provided an 800 number for complaints. Councilmember Heilman inquired about a number of sites which had problems and took an inordinate amount of time to resolve.

LOIS SIDNEY, WEST HOLLYWOOD, read Marcy Miller's statement regarding the Cuervo Sculpture. Ms. Sydney stated she could not get any information regarding the progress of the removal Cuervo Sculpture.

SIBYL ZADEN, WEST HOLLYWOOD, inquired when the re-striping of Melrose, Holloway, Fountain and Santa Monica was going to take place. Spoke in favor of Item 5.C Purchase of new vehicles for City Line, and stated the new vehicles should be more attractive than the current vehicles.

DON SCOTTI, WEST HOLLYWOOD, a member of the West Hollywood Chorale. He requested consideration of City funding in next years budget.

JULIE KANE, WEST HOLLYWOOD, stated her support for funding for the West Hollywood Chorale.

DONALD DELUCCIO, WEST HOLLYWOOD, highlighted some items in the West Hollywood West newsletter. He requested information about when the Cuervo sculpture will be taken down. The West Hollywood West organization has not taken an official stand on the Melrose Avenue Improvements. He encouraged the City to continue to move forward on improvements.

BARBARA NEWMAN, spoke about the problems with her property across from City Hall. She asked for an extension of time regarding the Grandfathered parking regulations, so they can sell or lease the property. (8279 Santa Monica Boulevard)

ELAINE NEWMAN, she provided pictures for the Council to review as well as a list of the number of people who have looked at the 8279 Santa Monica Boulevard property and rejected it.

DON SAVOIE, WEST HOLLYWOOD, Executive Director of the Chamber of Commerce, Chamber is co-sponsoring a candidates forum on Saturday, February 22nd, 3:00 p.m. at West Hollywood Park.

PAUL LAMB, WEST HOLLYWOOD, Chairperson of the Board of Directors of the Van Ness Recovery House. He stated his support for the approval of agenda item 4.D.

JIM BRYAN, WEST HOLLYWOOD, spoke in support of the Van Ness Recovery House and Item 4.D.

HOWARD ARMISTEAD, WEST HOLLYWOOD, spoke about pedestrian safety. He noted that West Hollywood had the highest pedestrian death rate per capita than any other city in the state. He stated a mailing of traffic and walking rules should be made in Russian and perhaps signs need to be posted in Russian. He also noted problems with a Section 8 building at 1142 N. Fuller Avenue.

KEN SAVAGE, WEST HOLLYWOOD, spoke about the Cuervo project. He stated he feels the art work is an advertisement for Cuervo.

MIKE KRAUT, WEST HOLLYWOOD, spoke about Nancy Greenstein noting her involvement in developing public safety over the last 10 1/2 years. He congratulated her on her new job at UCLA.

BRUCE TRAUB, WEST HOLLYWOOD, spoke about Cuervotivity stating the City should incur the cost of moving the statue.

JOHN STOUT, WEST HOLLYWOOD, stated his support of the City's Core Values and the Melrose Improvements. He stated the Melrose Improvements support the Core Values. He surveyed his neighbors and they were in support of the Melrose Improvements. He noted that there is a small group of people that are in not happy and would remove all the improvements.

COUNCILMEMBER COMMENTS:

Mayor Pro Tem Guarriello thanked the City Staff and members of the community that extended their sympathies.

Councilmember Heilman commented that Mr. Armistead's suggestions are some good ones. He noted that Nancy Greenstein was instrumental in obtaining a grant to allow us to do that. He provided an update on the removal of the Cuervo Statue.

Councilmember Martin commented that Fran Solomon, Deputy to Councilmember Heilman, has worked very hard in negotiations with both Heublein and other locations to resolve the removal of the art work.

Mayor Koretz indicated that he is committed not to expend any City funds for the removal of the statue.

CITY MANAGER'S REPORT: Interim City Manager Makinney stated that there was no report.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Thompson stated the Fiscal Impact on the Consent Calendar, as amended, for January 21, 1997 is \$52,561. in expenditures and \$168,400. in potential revenues.

2. CONSENT CALENDAR:

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

A. POSTING OF AGENDA:

The agenda for the meeting of Tuesday, January 21, 1997 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, January 16, 1997.

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

B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of January 6, 1997. **Approved as part of the Consent Calendar.**

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 claim of Bernice L. Cibener and refer to the City's Claims Adjuster for action. **Approved as part of the Consent Calendar.**

E. DEMAND REGISTER NO. 334, RESOLUTION NO. 97-1684:

RECOMMENDATION: Approve Demand Register No. 334 and adopt Resolution No. 97-1684, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 334." **Approved as part of the Consent Calendar.**

F. TREASURER'S REPORT, JULY, 1996:

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

G. ADOPTION OF THE CURRENT EDITION OF THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION:

RECOMMENDATION: Adopt Resolution No. 97-1685, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGULATING MATERIALS OF CONSTRUCTION AND THEIR USE IN THE ERECTION, INSTALLATION, ALTERATION, REPAIR, REMOVAL, CONVERSION, DEMOLITION, AND CONSTRUCTION OF PUBLIC WORKS IMPROVEMENTS IN THE CITY OF WEST HOLLYWOOD; PROVIDING FOR THE ADMINISTRATION OF CONTRACTS AS WELL AS PERMITS ISSUED IN CONNECTION WITH SUCH IMPROVEMENTS; AND REPEALING ALL RESOLUTIONS AND PARTS OF RESOLUTIONS IN CONFLICT THEREWITH." **Approved as part of the Consent Calendar.**

- H. APPROVAL OF PROGRAM SUPPLEMENT NO. 007 OF THE STATE-LOCAL MASTER AGREEMENT FOR STATE SHARE FUNDS ON THE FY-96 NEIGHBORHOOD STREET IMPROVEMENT PROJECT (CIP 9604):**
RECOMMENDATION: 1) Adopt Resolution No. 97-1686, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PROGRAM SUPPLEMENT NO. 007 FOR STATE SHARE FUNDS ON PROJECT SB 97-5440(005), CLINTON AVE. ET AL (CIP 9604)." 2) Authorize the Interim City Manager to sign the Program Supplement; and, 3) Direct the City Clerk to submit two copies of the signed Agreement and a copy of the resolution to Caltrans' Local Assistance Branch. **Approved as part of the Consent Calendar.**
- I. FUND FOR THE ARTS EXPENDITURE RECOMMENDATIONS:**
RECOMMENDATION: Authorize staff to execute letters of agreement with eight local schools to use the Fund for the Arts for a variety of arts programs as follows: Gardner Street School, \$2250; Laurel Street School, \$600; Melrose Avenue School, \$2600; Rosewood Avenue School, \$4965; West Hollywood School, \$2100; and, Los Angeles County Music Center for programs at Laurel Children's Center, Rosewood Children's Center and the West Hollywood Pre-School, \$3200. **Approved as part of the Consent Calendar.**
- J. 1995-96 YEAR END REPORT - SOCIAL SERVICE CONTRACTS:**
RECOMMENDATION: Receive and file report. **Approved as part of the Consent Calendar.**
- K. SENIOR ADVISORY COUNCIL MEMORIAL PLAQUE:**
This Item was pulled for separate discussion and appears under Excluded Consent Calendar.
- L. CITY MANAGER SEARCH:**
This Item was tabled at the request of staff.
- M. PROPOSITION A DISCRETIONARY INCENTIVE GRANT PROGRAM MEMORANDUM OF UNDERSTANDING:**
RECOMMENDATION: 1) Authorize the Interim City Manager to execute an MOU with the MTA for 25% reimbursement of net operating expenses of the taxi coupon/lift van subsidy program. **Approved as part of the Consent Calendar.**
- N. JOINT EXERCISE OF POWERS AGREEMENT BETWEEN THE CITIES OF WEST HOLLYWOOD AND LAKE FOREST FOR THE CREATION OF A CALIFORNIA INVESTMENT AUTHORITY:**

RECOMMENDATION: 1) Adopt Resolution No. 97-1687," A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A JOINT EXERCISE OF POWERS AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE CITY OF LAKE FOREST." and, 2) Appoint the Council Sub-Committee to serve on the board of the Investment Authority. **Approved as part of the Consent Calendar.**

O. COMMEMORATIVE PLAQUE FOR PAST CITY COUNCILMEMBERS:
This Item was pulled for separate discussion appears under Excluded Consent Calendar.

P. GREENACRE AVENUE PERMIT PARKING:
RECOMMENDATION: Re-introduce for first reading Ordinance No. 97-480, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING IN ITS ENTIRETY THE PREFERENTIAL PARKING PROVISIONS OF THE TRAFFIC CODE AND ESTABLISHING PREFERENTIAL PARKING DISTRICT 8 AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

A. APPROVAL OF FY 1997-98 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT AND COST SUMMARY:

Assistant City Clerk Thompson stated a Notice of Public Hearing was published in the West Hollywood Independent on January 8 and January 15, 1997.

Bee Wilkening, Economic Development Specialist, provided background information as outlined in the staff report dated January 21, 1997.

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

Councilmember Heilman thanked Ms. Wilkening for her work behind the scenes.

Councilmember Martin requested the tree program to include the community.

Councilmember Land stated the money put away for East Side revitalization be directed toward the project and not let it get eaten up by little things.

ACTION: 1) Direct staff to submit the attached CDBG Project and Cost Summary for approval to the Los Angeles County CDC based on the public hearing and staff recommendations; and, 2) Approve an allocation of any

additional funds (or decrease in funds) to the City Budget for use in any of the City's CDBG programs.

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

4. UNFINISHED BUSINESS:

A. SIX MONTH REPORT AND ESTABLISHMENT OF PRIORITIES FOR THE SHERIFF'S DIRECTED PATROL AND SPECIAL PROBLEMS UNIT (SPU):

Nancy Greenstein, Public Safety Administrator, provided background information as outlined in the staff report dated January 21, 1997.

Sgt. Tony Ward provided an overview of the Special Problems Unit.

Councilmember Land thanked Nancy for all her work and welcomed back Tony Ward. She also noted there were illegal vendor activities which is something that perhaps the SPU unit should consider.

Mayor Pro Tem Guarriello thanked Nancy for all her work. He also noted the following problems jaywalking, vehicles not stopping for pedestrians, gay bashing and drunk driving.

Mayor Koretz noted that he had witnessed an assault in front of his home on Sunday.

Ms. Greenstein noted that assaults were down 102 incidents from last year.

Councilmember Martin noted that the one issue which is not on the list is the residential speeding.

Councilmember Heilman reiterated some of the other comments. He wanted to make sure that Gay Bashing is still a priority. Also motorcycle noise is a chronic problem especially on Sunset and he would like to see it addressed. He thanked Nancy for all her work.

ACTION: 1) Receive and file the Sheriff's Department SPU report for the period of May - December 1996; and 2) Continue current SPU and Directed Patrol priorities for the period of January - June 1997 and add or monitor the items discussed: illegal vendor activities, jaywalking, vehicles yielding right of way, gay bashing, drunk driving, residential speeding, motorcycle noise.

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

Councilmember Land asked for information about how someone notifies the Sheriff's Department regarding a domestic violence crime or gay bashing.

Captain Odenthal stated that victims must contact the Sheriff's Department as soon as possible and get a patrol out to take a report.

B. STATUS REPORT ON THE NEGOTIATION PROCESS WITH CALTRANS FOR RELINQUISHMENT OF SANTA MONICA BLVD.:

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated January 21, 1997.

Mayor Pro Tempore Guarriello asked for a status report of the old railroad tracks along and under Santa Monica Boulevard.

Councilmember Martin asked about median repairs at Westbourne/Santa Monica and La Cienega/Santa Monica.

Councilmember Heilman thanked Ms. Perlstein for keeping on top of this and understands that Caltrans can be difficult.

Councilmember Land thanked Ms. Perlstein and Joan English, Transportation Director, for their continued negotiations with Caltrans. She supports the third party mediator through this process.

ACTION: 1) Direct staff to proceed with further negotiations with Caltrans for relinquishment of Santa Monica Blvd.; and, 2) Direct staff to return with a report on the final negotiated terms and conditions for the relinquishment and to schedule a public hearing on the matter.

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

C. TRANSIT SHELTERS:

Sam Baxter, Buildings and Landscape Manager, provided background information as outlined in the staff report dated January 21, 1997.

Mayor Pro Tem Guarriello does not want to see any billboards with alcohol and cigarettes in the Santa Monica/Doheny area, and anywhere near a school.

DENNIS KUHL, GENERAL MANAGER OF OUTDOOR SYSTEMS, thanked the City Council for providing an opportunity for them to re-propose. He is available to answer any questions.

JOHN HALL, PUBLIC RELATIONS OUTDOOR SYSTEMS, commended staff for their diligence on the negotiations. He outlined other aspects of the contract agreement.

Councilmember Heilman stated he feels the City should go out to bid on this whole issue.

Councilmember Land stated that this company is not preempted from submitting a proposal. The potential of additional revenue should be seriously considered.

Mayor Koretz stated he feels the alternative proposed by staff is the fair action to show good faith in the negotiation process, and add additional revenue in the future.

Councilmember Martin stated he does not want information kiosks.

ACTION: 1) Approve assignment of the transit shelter license agreement dated August 21, 1986 to Outdoor Systems Advertising; 2) Reject a five (5) year extension of the existing license agreement as requested by Outdoor Systems Advertising; 3) Authorize the preparation and issuance of a Request for Proposal for streetscape furnishings, including transit shelters; and, 4) Authorize a month to month extension of the current license agreement until such time that a vendor is selected through the Request for Proposal process.

Motion Councilmember Heilman, seconded by Councilmember Land and failed on a roll call vote:

AYES: Councilmembers - Heilman, Land.

NOES: Councilmembers - Martin, Guarriello, Koretz.

ACTION: Approve the proposed five year License Agreement extension in its' current form as well as direct staff to prepare and solicit responses to an RFP for streetscape furnishing amenities including additional transit shelters. Upon the expiration of the extension, the 19 existing transit shelters would revert to the vendor selected through the RFP process.

Motion Mayor Koretz, seconded by Councilmember Martin and carried on a roll call vote.

AYES: Councilmembers - Martin, Guarriello, Koretz.
NOES: Councilmembers - Heilman, Land.

Councilmember Land stated that Council will need to give staff direction if they want sidewalk kiosks so that we do not go out to RFP for something, if a majority of the Council does not want them.

Lloyd Long, Director of Human Services, stated that they will bring an RFP back to Council, and any other direction can be given at that time.

Councilmember Heilman asked to bring prototypes of kiosks.

D. APPROVAL OF SOCIAL SERVICES CONTRACT WITH VAN NESS RECOVERY HOUSE TO PROVIDE AIDS EDUCATION:

Tom West, Program Specialist, provided background information as outlined in the staff report dated January 31, 1997.

KATHY WATT, outlined some of the work the Van Ness Recovery House has provided.

Mayor Koretz asked if there are any doubts relative to the Van Ness House being able to meet the expectations of the CORE program.

ACTION: Approve funding of \$33,246 for Van Ness Recovery House to provide AIDS education street outreach for the period of February 1, 1997 to September 30, 1997 and authorize staff to negotiate the scope of services and budget.

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

E. GREENACRE AVENUE PERMIT PARKING:

This item was moved as 2.P and approved as part of the Consent Calendar.

The City Council recessed at 9:13 p.m.

The City Council reconvened at 9:21 p.m.

5. NEW BUSINESS:

A. REVIEW OF INITIAL IMPLEMENTATION OF MELROSE AVENUE WALKING DISTRICT IMPROVEMENTS:

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated January 21, 1997.

DON SAVOIE, WEST HOLLYWOOD, stated the angled parking has been a great asset to the area. The change to one single lane has improved the traffic. He suggested taking the improvements one at a time versus as a package.

EFFIE REUVENI, WEST HOLLYWOOD, stated the residents were never consulted and they have problems with it. He suggested angled parking on San Vicente.

BRUCE TRAUB, WEST HOLLYWOOD, commented on the safety of Melrose Avenue and the inadequacy of the angled parking. He suggested the candidates address this issue.

LOIS SIDNEY, WEST HOLLYWOOD, read the statements from two residents on Norwich Drive regarding the angled parking on Melrose, curb extensions and other safety issues.

HOWARD ARMISTEAD, WEST HOLLYWOOD, spoke about the angled parking on Melrose and is not in support of it, he asked the Council to put safety in front of revenue. He also mentioned a problem with panhandling.

DAVID VASQUEZ, WEST HOLLYWOOD, as a bicycle rider he spoke in favor of the curb extensions and the improvements to Melrose Avenue. He spoke of a personal driving experience in a similar area in Glendale.

GINA MACIAS, WEST HOLLYWOOD, Avenue of Art and Design Business Improvement District Coordinator, indicated the Avenues of Art and Design Businesses support the Melrose Avenue improvements.

LEE YOUKELES, WEST HOLLYWOOD, indicated she was not aware of any survey that was made in the area. She does not support additional pedestrian improvements.

Mayor Pro Tem Guarriello stated he does not support the angled parking on Melrose or the bollards. He stated his anger that the public had no input on the bollards.

Councilmember Land stated that when this was approved it was noted that people were not included. The Council has acknowledged the problem and has given direction to include the neighbors. She also stated that the bollards seems to be an area which has been very divisive.

Councilmember Heilman stated he agrees with comments made by Councilmember Land. There are some problems. The curb extensions may be

too long in places. The big issue is the bollards. Councilmember Land's suggestion that the Avenues of Art and Design and residents get together to revisit the bollards, is a good one.

Councilmember Martin stated that he has some concerns about the angled parking. He stated he believes it should be kept as a pedestrian friendly area. The curb extensions and the bollards need to be revisited. In particular, the curb extensions especially at the Southeast corner of San Vicente and Melrose. He supports the removal of the bollards and the curb extensions and a move to painted crosswalks.

Mayor Koretz indicated the outreach program has been the biggest problem. He stated these public input and process mistakes cannot continue to happen. As far as the actual action itself, the angled parking is good on Melrose. He is not in support of angled parking on San Vicente. He supports the removal of the bollards and possibly the removal of the curb extensions.

Councilmember Heilman stated the removal of certain curb extension, the length of the extensions, and the removal of parking spaces should be referred to the Transportation Commission.

Mayor Koretz asked staff if they had safety concerns in the areas that the Council is suggesting removal of the curb extensions.

Ms. Dyke stated all of the extensions were designed and constructed to protect pedestrians, and since they have been installed there have been no accidents related to pedestrians in the unmarked crosswalks. Before the installation we had an average of one accident every year, but not enough time has elapsed for complete study. The curb extensions were also designed as a buffer for the angled parking, she would be concerned about the safety and viability of the angled parking if the curb extensions were completely removed.

ACTION: Ask the Transportation Commission to review the angled parking in 6 months. Remove the curb extensions on the east side of San Vicente and Melrose and points east; along with the bollards. Reaffirm keeping this area as a pedestrian oriented area and direct staff to come back with recommendations on the curb extension on the southeast corner of San Vicente.

Motion Councilmember Martin, seconded by Mayor Koretz and carried on a roll call vote.

AYES: Councilmembers - Martin, Guarriello, Koretz.
NOES: Councilmembers - Heilman, Land.

B. ECONOMIC DEVELOPMENT ADMINISTRATION GRANT REIMBURSABLE CONTRACT:

Lester Burg, Economic Development Specialist, provided background information as outlined in the staff report dated January 21, 1996.

Councilmember Heilman asked about the painting of the sidewalk and indicated he is more concerned with people not recognizing this is a crosswalk. He asked staff to work with the transportation department to ensure that vehicles understand this is a crosswalk. He also indicated that these banners are difficult to see at night and perhaps some type of up-lighting or a change of color should be considered.

ACTION: 1) Approve an agreement with the Los Angeles County Community Development Commission in the amount of \$84,474 for reimbursable EDA grant funds; and, 2) Authorize the Interim City Manager to execute the agreement.

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

C. SELECTION OF VEHICLES FOR THE CITYLINE SERVICE:

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated January 21, 1997.

Councilmember Martin inquired if this was Prop A funds.

Ms. Dyke responded that this money will be used from Prop A unobligated reserve.

Councilmember Heilman asked that staff investigate advertising opportunities at least inside the vehicles.

ACTION: Authorize the Interim City Manager to execute an agreement with Creative Bus Sales in an amount not to exceed \$264,063. for acquisition of five 14 passenger vehicles to be used on the CityLine local circulator; 2) Authorize the City Finance Officer to approve the terms of a municipal lease program with interest not to exceed 5.27% and annual payments for three years not to exceed \$88,021 per year; and, 3) Appropriate an additional \$4,698 to cover the cost of the lease payment for this fiscal year.

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

EXCLUDED CONSENT CALENDAR:

2. K. SENIOR ADVISORY COUNCIL MEMORIAL PLAQUE:

RECOMMENDATION: Authorize the Social Services division to order a plaque that honors and memorializes former SAC members who have passed away and install in an appropriate place at City Hall.

2. O. COMMEMORATIVE PLAQUE FOR PAST CITY COUNCILMEMBERS:

RECOMMENDATION: Direct staff to purchase the commemorative plaque; and, 2) Direct staff to place Helen Albert's name as the first name on the plaque.

Councilmember Heilman suggested that perhaps the plaques be all inclusive and include all former Councilmembers and Commissioners. He stated he does support something individual for Helen Alpert. He also suggested that if the Farmers Market is moved it be named in her honor.

ACTION: Approve the staff recommendations for both items 2.K. and 2.O. with the additional direction to look at recognizing all members of Council and Commissions and a special recognition for Helen Albert if the Farmer's Market is moved that it be named in her honor.

Motion Councilmember Heilman, seconded Councilmember Land and unanimously carried.

CITIZEN COMMENTS: None.

6. LEGISLATIVE:

A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTIONS 6413(i) and 6414(d) OF THE MUNICIPAL CODE PROHIBITING TENANT HARASSMENT:

Mayor Koretz provided background information as outlined in the staff report dated January 21, 1997.

JEFF PRANG, WEST HOLLYWOOD, stated his support for the ordinance.

ACTION: Introduce for first reading Ordinance No. 97-482, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTIONS 6413 (i) AND 6414 (d) OF THE MUNICIPAL CODE PROHIBITING TENANT HARASSMENT."

Councilmember Martin stated that the ordinance no longer requires proof of intent, which was the major problem of harassment complaints. He also asked that reasonable attorney's fees being included.

City Attorney Jenkins stated we are requiring a different and lower standard, not requiring malice or intent. He added that the City has no authority to create an attorney fee remedy.

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

B. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING THE CITY FROM ENTERING INTO CONTRACTS, OR OTHER AGREEMENTS, WITH ANY CONTRACTOR THAT DISCRIMINATES IN THE PROVISION OF BENEFITS BETWEEN EMPLOYEES WITH DOMESTIC PARTNERS AND EMPLOYEES WITH SPOUSES, AND/OR BETWEEN THE DOMESTIC PARTNERS AND SPOUSES OF EMPLOYEES:

Mayor Koretz provided background information as outlined in the staff report dated January 21, 1997.

Councilmember Land indicated that she has a concern that we are not in compliance.

Councilmember Heilman indicated he has the same concern as Councilmember Land. He would like staff to return with exactly what benefits we offer to employees. He would like to see how this would impact our current contracts, in particular, the Social Service providers.

Councilmember Martin indicated he would like to look at the feasibility as there are many benefits that are not provided to our own employees. He would like to see the various impacts on our budget.

ACTION: Direct staff to study the feasibility of requiring contractors to offer the domestic partners of their employees benefits comparable to those offered to the spouses of their employees.

Motion Mayor Koretz, seconded by Councilmember Land and unanimously carried.

COUNCILMEMBER COMMENTS: None.


RECESS TO CLOSED SESSION: City Council recessed into Closed Session at 10:45 p.m.

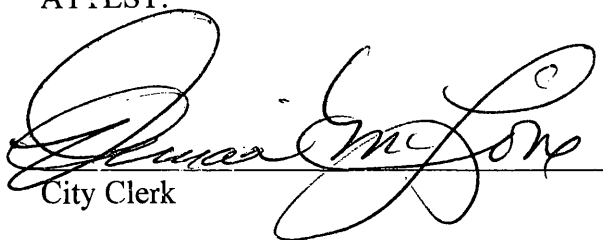
RECONVENE: The City Council reconvened at 11:36 p.m.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that the City Council adjourned to a Closed session to discuss items contained on the Closed Session Agenda. The City Council made one reportable action, and a written report is on file the City Clerk.

ADJOURNMENT: The City Council adjourned in memory of Sylvia Borland, Edie Del Rubio, and Helen Fiorello, to a Joint Meeting with the Planning Commission on Monday, January 27, 1997 at 6:30 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard. The next regular meeting will be Monday, February 3, 1997 at 7:00 p.m.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 3RD DAY OF FEBRUARY, 1997.


MAYOR

ATTEST:

City Clerk