

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MARCH 4, 1996
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting to order at 7:12 p.m.

PLEDGE OF ALLEGIANCE: Sue Crumpton led the pledge.

ROLL CALL:

PRESENT: Councilmembers - Guarriello, Land, Martin, Koretz and Mayor Heilman
ALSO PRESENT: City Manager Brotzman, City Attorney Jenkins, City Clerk Love and Assistant City Clerk Thompson.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that at approximately 6:30 p.m. the meeting was called to order and the City Council, by a 4/5 vote, added 4 matters to the Closed Session Agenda, which the need to take action arose after the agenda was posted. One item of threatened litigation in a letter from Craig Murdoh. One item relative to labor relations involving negotiations with the bargaining units. Two items of personnel relative to the Payroll Department and the Rent Stabilization Department. The City Council then recessed into a closed session. The closed session adjourned at 7:05 p.m. and there were no reportable actions.

APPROVAL OF AGENDA: Councilmember Land moved to add an urgency item condemning the terrorist bombing of Hamas as Consent Calendar Item 2.S., seconded Mayor Pro Tem Koretz and unanimously carried.

Consent Calendar Item 2.J. was tabled for two weeks at the request of staff. Councilmembers Land and Guarriello requested the removal of item 2.N.

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

Mayor Heilman announced that the meeting will be adjourned in memory of the chair of the Senior Advisory Council, Lester Hirsch and long time resident Tom Larkin.

PRESENTATIONS:

SUE CRUMPTON, L.A. SHANTI, spoke about the L.A. Shanti Hug Day on March 16, explaining the significance of "Hug Day" and thanked the Council for their support of item 2.M.

Councilmember Land presented a proclamation designating March as Women's History Month. She also outlined a number of activities being held during the month.

Councilmember Land announced a presentation for the Clean Cities Program presented by Southern California Association of Government to the City of West Hollywood.

Mayor Heilman thanked the Women's Advisory Council and Deanna Stevenson for their work on Women's History Month.

1. CITIZEN COMMENTS:

KEN NEWELT, AHORA, provided an update on the Unity Monument Plaza. He also indicated that founder Juan Carlos, West Hollywood resident passed away on January 31, 1996.

CHUCK SIFUENTES, AHORA, provided additional information on fundraising activities and additional work being done on the base of the monument.

MAL LAUER, MANAGER OF THE YUKON MINING RESTAURANT, commended the Sheriff's Department for their work. He expressed concern about the Checca Restaurant and the numerous problems they are having with customers of Checca. He asked for Council support in addressing this problem.

NORMAN BLOSS, WEST HOLLYWOOD, also spoke about the problems in the parking lot relative to Checca.

MICHAEL HARABIN, WEST HOLLYWOOD, spoke on behalf of the residents of Bonner Drive and requested emergency Council action to address the traffic on Bonner Drive as a result of Le Colonial.

HERB RIVKIN, LOS ANGELES, asked for a traffic signal to be placed on the corner of Fuller and Fountain. He indicated that this will be funded in the next budget so why can't it be installed earlier.

PETER DUDAR, WEST HOLLYWOOD, requested action by the City Council to help with the problems generated by the clubs on Sunset Strip.

SALLY MARR, WEST HOLLYWOOD, spoke about the problems generated by the clubs on Sunset Boulevard which are significantly impacting the residents. She also commented on the parking structure on Santa Monica Boulevard noting that she hopes it is for public use.

DON ZABINSKI, WEST HOLLYWOOD, lives near the Le Colonial Restaurant and indicated there has been many problems since they have opened. He requested City Council help in support of resident parking with towaway and the placement of emergency barriers.

ANDY GIVEN, WEST HOLLYWOOD, stated he was in support of the comments made by Michael Harabin and Don Zabinski. He requested an emergency barricade on the west end of Bonner Drive.

Mayor Heilman announced that he setup a meeting with the City Manager, the Transportation Department and the residents to immediately address the problems on Bonner Drive.

He also asked the representatives from Yukon Mining Company meet with the Council Deputies to set up a meeting with Yukon, Checca and the residents to address the problems with the parking lot.

Councilmember Land asked City Manager Brotzman to provide a report in two weeks regarding temporary solutions for Bonner Drive.

CITY MANAGER'S REPORT: City Manager Brotzman outlined the progress on the promoters' licensing. He has spoken with the Sheriff's Department requesting the name of any promoter which has caused problems as this will affect their permit. The ordinance should be fully in effect by mid-April. The most serious complaints seem to relate to certain promoters. He also indicated that the City has been looking very closely at Bonner Drive and the success of Le Colonial which has caused significant problems with parking and traffic.

Councilmember Guarriello asked Captain Odenthal about the parking of limousines on sidewalks at Checca.

Captain Odenthal stated that the clarification of the definition of street and roadway for West Hollywood, which is different than the Vehicle Code, will enable us to address the problems with Checca.

Councilmember Guarriello asked City Manager Brotzman about Le Colonial Restaurant being permitted to open with the necessary permits.

Ray Reynolds, Community Development Director, responded that Le Colonial Restaurant had been issued a temporary permit until the full details of their valet permit could be worked out.

Mayor Pro Tem Koretz announced the second place winner of the Animal Essay Contest, Karina Barron and presented her with a plaque. He announced the First Place winner, who was not in attendance, will receive a plaque and Savings Bond.

Karina Barron thanked the Council and indicated her essay was on Animal Rights.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Thompson stated the Fiscal Impact of the Consent Calendar of March 4, 1996 as amended is \$111,020 in expenditures and \$10,000 of potential revenue.

2. CONSENT CALENDAR:

ACTION: Approved Items 2.A, B, C, D, E, F, G, H, I, K, L, M, O, P, Q, R and Urgency Item S. **Motion Councilmember Land, seconded Councilmember Guarriello and unanimously carried.**

A. POSTING OF AGENDA: The agenda for the meeting of March 4, 1996 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, February 29, 1996.

RECOMMENDATION: Receive and file. **APPROVED AS PART OF THE CONSENT CALENDAR.**

B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of Monday, February 12, 1996 and Tuesday, February 20, 1996. **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. DEMAND REGISTER NO. 313, RESOLUTION NO. 96-1537:

RECOMMENDATION: Approve Demand Register No. 313 and adopt Resolution No. 96-1537, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 313." **APPROVED AS PART OF THE CONSENT CALENDAR.**

E. ORDINANCE NO. 96-460 (2nd Reading), PROPOSED ORDINANCE AMENDING THE TIME LIMITS FOR PASSENGER LOADING ZONES:

RECOMMENDATION: Waiver further reading and adopt Ordinance No. 96-460, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE TIME LIMITS FOR PASSENGER LOADING ZONES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **APPROVED AS PART OF THE CONSENT CALENDAR.**

F. PROFESSIONAL SERVICES CONTRACT FOR INSPECTION ON THE FISCAL YEAR 1996 STREET PAVEMENT REPAIR PROGRAM:

RECOMMENDATION: Authorize the City Manager to enter into a professional services contract with Associated Soils Engineering, Inc., in the amount of \$6,750. for construction inspection services. **APPROVED AS PART OF THE CONSENT CALENDAR.**

- G. AWARD OF CONTRACT FOR WEST HOLLYWOOD PARK PLAY EQUIPMENT PURCHASE AND INSTALLATION:**
RECOMMENDATION: (1) Accept the bid dated February 13, 1996, submitted by Malibu Pacific Tennis Courts, Inc., in the amount of \$43,270. in response to contract plans and specifications for the West Hollywood park Play Equipment Project; (2) Reject all other bids; and (3) Authorize the City manager to sign the agreement dated March 4, 1996. **APPROVED AS PART OF THE CONSENT CALENDAR.**
- H. PROPOSED RESOLUTION ADOPTING THE CURRENT STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION:**
RECOMMENDATION: Adopt Resolution No. 96-1538, "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 RESOLUTION AND PARTS OF RESOLUTION IN CONFLICT THEREWITH." **APPROVED AS PART OF THE CONSENT CALENDAR.**
- I. AWARD OF THE CONSTRUCTION CONTRACT FOR CIP 9607, TRAFFIC SIGNAL INSTALLATION, SANTA MONICA BOULEVARD AND KINGS ROAD:**
RECOMMENDATION: (1) Authorize the City Manager to enter into a contract with TDS Engineering, in the amount of \$59,000. for the construction of CIP 9607, Traffic Signal Installation Santa Monica Boulevard and Kings Road; (2) Reject all other bids; 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.**
- J. CODE ENFORCEMENT REORGANIZATION:**
THIS ITEM WAS TABLED UNTIL MARCH 18TH AT THE REQUEST OF STAFF.
- K. PROFESSIONAL SERVICES AGREEMENT - OMBUDSPERSON**
RECOMMENDATION: Authorize the City Manager to execute a professional services agreement with Bonnie Roberts for Ombudsperson services. **APPROVED AS PART OF THE CONSENT CALENDAR.**
- L. DECLARATION OF SURPLUS PROPERTY:**

RECOMMENDATION: (1) Declare Rolm 9751, Model 10 Switch and cards as surplus property; and, (2) Authorize the disposal via public sale to the highest bidder. **APPROVED AS PART OF THE CONSENT CALENDAR.**

M. A RESOLUTION DECLARING SATURDAY, MARCH 16, 1996 "L. A. SHANTI HUG DAY" IN WEST HOLLYWOOD:

RECOMMENDATION: Adopt Resolution No. 96-1539, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING SATURDAY, MARCH 16, 1996 'L. A. SHANTI HUG DAY' IN THE CITY OF WEST HOLLYWOOD" **APPROVED AS PART OF THE CONSENT CALENDAR.**

N. AUTHORIZATION FOR STAFF APPROVAL OF CHANGE ORDERS FROM PROJECT CONTINGENCY CONSTRUCTION BUDGET OF MUNICIPAL PARKING STRUCTURE 1, LOCATED AT 8383 SANTA MONICA BOULEVARD:

THIS ITEM WAS REMOVED AND APPEARS UNDER EXCLUDED CONSENT CALENDAR.

O. DESIGNATION OF "DRUG FREE ZONES" FOR WEST HOLLYWOOD PARK, HART PARK AND PLUMMER PARK:

RECOMMENDATION: (1) Direct the City Attorney to prepare and present an ordinance within 30 days designation West Hollywood Park, Hart Park, and Plummer Park as "drug free zones," pursuant to California Health and Safety Code Section 11380.5; and (2) Direct the West Hollywood Sheriff Station, the Department of Human Services, and the City Attorney to develop a plan for the number, location, and cost of signs needed to provide notice of the "drug free zones" and report back to the City Council in conjunction with the proposed ordinance within 30 days. **APPROVED AS PART OF THE CONSENT CALENDAR.**

P. AMEND THE EXISTING MEMORANDA OF UNDERSTANDING (MOU) BETWEEN THE CITY OF WEST HOLLYWOOD AND ITS EMPLOYEE BARGAINING UNITS

RECOMMENDATION: (1) Authorize the City Manager to sign amendments to the MOU's which extend the expiration dates from June 30, 1996 to June 30, 1998 with the conditions as outlined; (2) Authorize the City Manager to provide to non-represented employees, the same or an equivalent package of economic benefits as contained in the MOU's. **APPROVED AS PART OF THE CONSENT CALENDAR.**

Q. A RESOLUTION DEMANDING THAT THE JAPANESE GOVERNMENT STOP VIOLATING THE INTERNATIONAL WHALING AGREEMENTS:

RECOMMENDATION: (1) Adopt Resolution No. 96-1540, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DEMANDING THAT THE JAPANESE GOVERNMENT STOP VIOLATING THE INTERNATIONAL COMMERCIAL WHALING MORATORIUM AND THE SOUTHERN OCEAN WHALE SANCTUARY"; (2) Direct staff to send a copy of this resolution and a letter outlining the City's position on this matter to both President Clinton and Japan's Prime Minister Hashimoto; (3) Direct staff to contact local elementary schools to invite their students to write President Clinton to thank him for his recent action to help save the whales and to write to Japan's Prime Minister Hashimoto asking him to stop the slaughter of these great mammals. **APPROVED AS PART OF THE CONSENT CALENDAR.**

R. ESTABLISHMENT OF A TELECOMMUNICATIONS TASK FORCE:

RECOMMENDATION: Direct the City Manager to create a task force to make recommendations to staff on telecommunications issues. The task force should explore all issues concerning telecommunications except the issues involving our current cable franchise. **APPROVED AS PART OF THE CONSENT CALENDAR.**

S. URGENCY ITEM: PROPOSED RESOLUTION CONDEMNING THE TERRORIST BOMBINGS OF HAMAS AND DECLARING THE URGENCY THEREOF:

RECOMMENDATION: (1) Adopt Resolution No. 96-1541, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE TERRORIST BOMBINGS OF HAMAS AND DECLARING THE URGENCY THEREOF," (2) Direct staff to send a copy of this resolution to the Israeli Ambassador to the United Nations and to Secretary of State Warren Christopher. **APPROVED AS PART OF THE CONSENT CALENDAR.**

3. PUBLIC HEARINGS: None.

COUNCILMEMBER COMMENTS:

Councilmember Martin thanked the City Council for approval of item 2.Q demanding the Japanese Government to stop violating whaling agreements.

Councilmember Land thanked City Manager Brotzman for reporting on the promoters ordinance.

Mayor Heilman mentioned that a number of other Cities have contacted West Hollywood, wishing to meet with City representatives to review our Ordinance and to assist them in introducing similar ordinances for their cities.

4. UNFINISHED BUSINESS: None.

5. NEW BUSINESS:

A. ESTABLISHMENT OF CONVENTION CENTER TASK FORCE:

Mayor Heilman provided background information as outlined in the staff report dated March 4, 1996.

Councilmember Martin asked whether the Board of the Visitors and Convention Bureau should perhaps serve as the Task Force.

Mayor Heilman responded that he would not want to have the Board burdened with this task, although he would like to see their involvement. He envisions broad base participation.

ACTION: (1) Direct the City Manager to create a task force to make recommendations to city staff regarding a local meeting and convention facility; and (2) Direct the City Manager to evaluate the recommendations of the task force and report to the City Council. **Motion Councilmember Land, seconded Councilmember Martin and unanimously carried.**

B. ESTABLISHMENT OF A HEALTHY WEST HOLLYWOOD PROGRAM:

Mayor Heilman provided background information as outlined in the staff report dated March 4, 1996.

ACTION: (1) Direct the staff of the Social Service Division and Recreation Division to develop a Healthy West Hollywood program in conjunction with the Human Services Commission and return with detailed recommendations for City Council consideration. **Motion Councilmember Land, seconded Councilmember Guarriello and unanimously carried.**

C. ESTABLISHMENT OF OFF-STREET PARKING RATES FOR PUBLIC PARKING FACILITY LOCATED AT 8759 SANTA MONICA BOULEVARD:

Janis Rhodes, Parking Manager, introduced Oscar Delgado, Parking Analyst, who began working with the City on February 20, 1996. She also provided background information as outlined in the staff report dated March 4, 1996.

Councilmember Martin asked when the remainder of the fees would be back before the Council for approval.

Ms. Rhodes responded that there is a CEQA process which needs to be completed and she expects they will be back in April.

ACTION: Adopt Resolution No. 96-1542, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING OFF STREET PARKING RATES FOR THE PUBLIC PARKING FACILITY LOCATED AT 8759 SANTA MONICA BOULEVARD." **Motion Councilmember Guarriello, seconded Councilmember Land and unanimously carried.**

EXCLUDED CONSENT CALENDAR:

N. AUTHORIZATION FOR STAFF APPROVAL OF CHANGE ORDERS FROM PROJECT CONTINGENCY CONSTRUCTION BUDGET OF MUNICIPAL PARKING STRUCTURE 1, LOCATED AT 8383 SANTA MONICA BOULEVARD:

Janis Rhodes, Parking Manager, provided background information as outlined in the staff report dated March 4, 1996.

Councilmember Land expressed her concern about giving staff the authority for change orders in the amount of \$325,000. She asked about the type of change orders which would come before staff.

Ms. Rhodes responded that there would be sprinklers and sewer improvements. She also explained that the original \$212,000 for tenant improvements would be to do the basic "shell" and the additional monies would be use for enhancements which would draw higher rents. She indicated that staff is not requesting an additional \$325,000, as there are \$665,000 in cost savings accumulated for this project, she is asking for administrative clarification to expedite change orders.

Councilmember Guarriello indicated he would like to see additional clarification on the agenda for agenda items with such significant impact, so the public has a better understanding of what is being requested.

Mayor Heilman asked if there was a way for the Council to be made aware of the improvements and change orders.

ACTION: Authorize the City Manager to approve change orders to construction contracts for the construction of the Municipal Parking Structure I located at 8283 Santa Monica Boulevard from the contingency budget line item for an additional amount not to exceed \$325,000. in total and to notify City Council of the improvements and change orders as they occur. **Motion Councilmember Land, seconded Mayor Pro Tem Koretz and unanimously carried.**

CITIZEN COMMENTS: None.

6. LEGISLATIVE: None.

COUNCILMEMBER COMMENTS:

Councilmember Martin indicated that there will be a primary election on March 26, and if you have not received your sample ballot please contact the County Clerks Office.

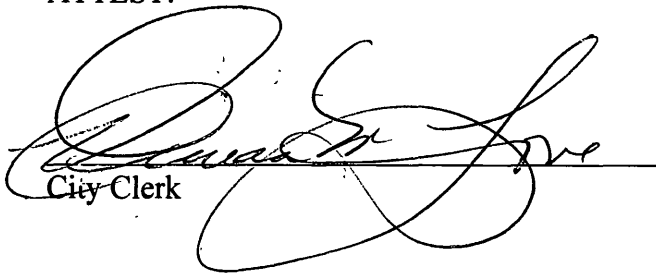
ADJOURNMENT: The City Council adjourned at 8:20 in memory of Lester Hirsch and Tom Larkin, to a **Special Joint Meeting with the Transportation Commission** on Monday, March 18, 1996 beginning at **6:00 p.m.** The regular City Council meeting will begin at **7:30 p.m.** at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 18TH DAY OF MARCH, 1996.



MAYOR

ATTEST:



City Clerk