

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, FEBRUARY 5, 1996
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

CALL TO ORDER: Mayor Heilman called the meeting to order at 7:20 p.m.

PLEDGE OF ALLEGIANCE: Mike Krause led the Pledge.

ROLL CALL:

PRESENT: Councilmembers-Guarriello, Martin, Koretz and Mayor Heilman
ABSENT: Councilmember - Land
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 6:00 p.m. the meeting was called to order and the City Council recessed into a closed session for discussion of the items on the posted closed session agenda. No actions were taken requiring a report at this time and the session adjourned at 7:10 p.m.

APPROVAL OF AGENDA: Mayor Heilman removed item 4.A. at the request of staff.
ACTION: Approve the agenda as amended by consensus of the City Council.

SET DATE FOR CITY COUNCIL WORKSHOP (MARCH)

The meeting was tentatively scheduled for April 8, 1996 for the workshop by consensus of the City Council to begin at 5:30 p.m. with the understanding of beginning earlier if possible.

PRESENTATIONS:

Mayor Heilman requested the meeting to be adjourned in memory of Violet Altschuler. In addition, the City Council adjourned in memory of Audrey Meadows.

Mayor Heilman presented a commendation to the organization Good Neighbors for the work done in the community throughout the year.

1. CITIZEN COMMENTS:

ENISE SIEFRIED, LOGISTICS DIRECTOR OF CALIFORNIA AIDS RIDE, spoke in support of agenda item 2.Q. for California Aids Ride 3.

RUTH WILLIAMS, PUBLIC SAFETY COMMISSION, urged Council to immediately close Plummer Park at 10:00 p.m. She submitted letters of support of this item by the Curson Crusaders Neighborhood Watch and the Vista Street Neighborhood Watch.

ACTION: Mayor Pro Tem Koretz requested the removal of agenda item 2.Q. for discussion under Excluded Consent Calendar. **Approved by consensus of the City Council.**

IRAM RASHADA, CHECKER CAB COMPANY, requested placement of the Checker Cab appeal on the February 20th agenda.

JEANNE DOBRIN, WEST HOLLYWOOD, suggested getting in contact with Sybil Zaden regarding the bicycle racks. She pointed out that the Chamber is holding a number of meetings at the Hotel Sofitel, which is not located in West Hollywood.

MARTIN STRUDLER, WEST HOLLYWOOD, TRANSPORTATION COMMISSIONER, stated his support for agenda item. 2.O.

CITY MANAGER'S REPORT: City Manager Brotzman stated that there will be an event at the Chasen's site and there will be a number of well-known political figures present. He acknowledged there was a problem with 'no parking' posting, which was done by other agencies.

FISCAL IMPACT ON CONSENT CALENDAR: Assistant City Clerk Thompson stated that the fiscal impact for February 5, 1996 is \$213,679 in expenditures and \$102,361 of potential lost revenue.

2. CONSENT CALENDAR:

ACTION: Approve items 2.A, B, C, D, E, F, G, H, I, J, K, L, M, N, O, P, R and S. **Motion Mayor Pro Tem Koretz , seconded Councilmember Martin and unanimously carried with Councilmember Guarriello voting no on item 2.I.**

A. POSTING OF AGENDA:

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

B. APPROVAL OF MINUTES:

RECOMMENDATION: Approve the minutes of Monday January 2, 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. CLAIMS ADMINISTRATION:

RECOMMENDATION: Deny the claim of Roxanne Zieger without comment and refer to the City's claims adjuster. **APPROVED AS PART OF THE CONSENT CALENDAR.**

E. DEMAND REGISTER NO. 311, RESOLUTION NO. 96-1525:

RECOMMENDATION: Approve Demand Register No. 311 and adopt Resolution No. 96-1525, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 311." **APPROVED AS PART OF THE CONSENT CALENDAR.**

F. APPROVAL OF AN AGREEMENT TO BE A CONTRIBUTING MEMBER OF A CONSORTIUM TO EVALUATE EFFECTIVENESS OF DEVICES TO CONTROL POLLUTANT'S IN STORM DRAIN CATCH BASINS:

RECOMMENDATION: (1) Authorize the City Manager to enter into an agreement for the City of West Hollywood to be a contributing member of a multi-jurisdictional consortium to evaluate the effectiveness of existing and prototypical practices and devices for controlling the pollutant load in storm drain catch basins; (2) Authorize financial participation in the multi-jurisdictional consortium in an amount not to exceed \$10,000. **APPROVED AS PART OF THE CONSENT CALENDAR.**

G. PROPOSED RESOLUTION OPPOSING AB 7 (CONROY), WHICH WOULD ALLOW THE WHIPPING OF JUVENILE OFFENDERS:

RECOMMENDATION: Adopt Resolution No. 96-1526, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO AB 7 (CONROY), WHICH WOULD ALLOW THE WHIPPING OF JUVENILE OFFENDERS WITH A HALF INCH THICK WOODEN PADDLE." **APPROVED AS PART OF THE CONSENT CALENDAR.**

H. PROPOSED RESOLUTION IN OPPOSITION TO AB 244 REPEAL EXISTING HELMET LAWS:

RECOMMENDATION: (1) Adopt Resolution No. 96-1527, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO AB 244, WHICH WOULD REPEAL EXISTING SAFETY HELMET LAWS IN CALIFORNIA;" and (2) Direct staff to mail the Resolution

to appropriate Legislators. **APPROVED AS PART OF THE CONSENT CALENDAR.**

I. APPROVAL OF AGREEMENT WITH THE WEST HOLLYWOOD CHAMBER OF COMMERCE TO ADMINISTER THE AVENUES OF ART AND DESIGN BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 1995-96:

RECOMMENDATION: (1) Approve and agreement with the West Hollywood Chamber of Commerce to administer the 1995-96 Avenues of Art and Design Business Improvement District (BID); and (2) Authorize the City Manager to execute the agreement. **APPROVED AS PART OF THE CONSENT CALENDAR WITH COUNCILMEMBER GUARRIELLO VOTING NO.**

J. AWARD OF CONTRACT WITH UNIVERSAL SPECIALTY VEHICLES, INC. FOR A PUBLIC SAFETY MOBILE UNIT:

RECOMMENDATION: (1) Approve an agreement with Universal Specialty Vehicles, Inc. in the amount of \$103,579. for the construction of a public safety mobile unit; and (2) Authorize the City Manager to execute the agreement. **APPROVED AS PART OF THE CONSENT CALENDAR.**

K. AUTHORIZATION TO PURCHASE "ACADEMY AWARD" BANNERS FOR SUNSET BOULEVARD:

RECOMMENDATION: (1) Authorize the purchase of Academy Award Banners in an amount not to exceed \$15,000. from the Academy of Motion Picture Arts and Sciences. **APPROVED AS PART OF THE CONSENT CALENDAR.**

L. CREATION OF A MORE USER-FRIENDLY CITY HALL MAIN LOBBY:

RECOMMENDATION: (1) Direct staff to investigate and recommend ways to better display brochures and information for all city and city-sponsored programs; (2) Direct staff to investigate options for City hall lobby furniture and plants and return to Council with recommendations and bid documents if appropriate; and (3) Direct staff to evaluate whether additional public notice signs can be located front of City Hall. **APPROVED AS PART OF THE CONSENT CALENDAR.**

M. PROPOSED RESOLUTION URGING ALTERNATIVES TO THE USE OF OLD GROWTH TEMPERATE RAINFOREST TIMBER RESOURCES FOR TELEPHONE DIRECTORIES:

RECOMMENDATION: Adopt Resolution No. 96-1528, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING

ALTERNATIVES TO THE USE OF OLD GROWTH TEMPERATE
RAINFOREST TIMBER RESOURCES FOR TELEPHONE DIRECTORIES.”
APPROVED AS PART OF THE CONSENT CALENDAR.

**N. MODIFICATION OF PROPOSITION A TRADE WITH CITY OF
WALNUT:**

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

**O. IMPLEMENTATION OF IMPROVEMENTS ON BONNER DRIVE AND
AT THE INTERSECTION OF BEVERLY BOULEVARD AND
SHERBOURNE DRIVE:**

RECOMMENDATION: (1) Determine that the project is categorically exempt
pursuant to CEQA Section 15301, and direct staff to file an appropriate notice;
(2) Approve the replacement of “T” markings on Bonner Avenue with painted
red curbs at each driveway approach; (3) Approve the installation of “Use
Crosswalk” signs at the intersection of Sherbourne Drive and Beverly Boulevard;
(4) Approve the removal of three parking meters on Sherbourne Drive at Beverly
Boulevard and replace with red painted curbs; and (5) Approve a “No Left Turn”
at the exit of the City parking lot located at the west end of Bonner Drive.

APPROVED AS PART OF THE CONSENT CALENDAR.

**P. CHRISTOPHER STREET WEST GAY AND LESBIAN PRIDE PARADE
AND FESTIVAL:**

RECOMMENDATION: (1) Approve the use of West Hollywood Park and City
property for the 1996 Gay and Lesbian Pride Festival, and authorize the City
Manager to enter into an agreement permitting said use; (2) Authorize the use of
Santa Monica Boulevard between Fairfax and Doheny for the 1996 Gay and
Lesbian Pride Parade; (3) Authorize the use of San Vicente between Santa
Monica Boulevard and Melrose Avenue for the 1996 Gay and Lesbian Pride
Festival; (4) Authorize CSW to sell beer and wine during the festival; (5)
Authorize the Pacific Design Center to charge up to \$8.00 for parking, based on
negotiations with CSW; (6) Waive all City permit fees; (7) Waive permit
parking in the City from 8:00 p.m. on Friday, June 21 through 7:00 a.m. on
Monday, June 24, 1996; and (8) Agree that the City will serve as an official
sponsor for both events. **APPROVED AS PART OF THE CONSENT
CALENDAR.**

Q. CALIFORNIA AIDS RIDE 3:

This item was removed and appears under Excluded Consent Calendar.

R. PROPOSED RESOLUTION IN OPPOSITION TO AB 638, A BILL TO INCREASE THE AVAILABILITY OF CONCEALED WEAPONS PERMITS:

RECOMMENDATION: (1) Adopt Resolution No. 96-1529, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO AB 638, A BILL TO INCREASE THE AVAILABILITY OF CONCEALED WEAPON PERMITS," and (2) Inform legislators in the State Assembly and Senate of this Resolution. **APPROVED AS PART OF THE CONSENT CALENDAR.**

S. PROPOSED RESOLUTION IN SUPPORT OF AB 1841 (FIGUEROA) REGARDING HEALTH CARE COVERAGE:

RECOMMENDATION: (1) Adopt Resolution No. 96-1530, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1841 (FIGUEROA) REQUIRING HEALTH COVERAGE FOR INPATIENT CARE OF A MOTHER AND HER NEWBORN CHILD;" (2) Direct staff to send a copy of this Resolution to the leadership of the Senate and House in Sacramento. **APPROVED AS PART OF THE CONSENT CALENDAR.**

3. PUBLIC HEARINGS:

A. APPROVAL OF FISCAL YEAR 1996-97 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT AND COST SUMMARY (CBDG):

Assistant City Clerk Thompson stated that a notice of public hearing was published in the *West Hollywood Independent* on January 24 and January 31, 1996.

Allyne Winderman, Economic Development and Housing Manager, provided background information as outlined in the staff report dated February 5, 1996.

Councilmember Martin asked if the Home Secure Program provides funds that allow motion lighting.

Ms. Winderman responded that it did not. She outlined a number of security improvements which will be part of a new program called "Lights on Crime" program.

Mayor Heilman opened the public hearing.

As there were no speakers, the public hearing was closed.

Councilmember Guarriello asked if these funds could be used for projects like Movie Town Plaza, or a group of storefronts, or larger projects.

Ms. Winderman responded affirmative.

Mayor Heilman indicated he is comfortable with that direction and is supportive of doing larger project areas.

ACTION: (1) Instruct staff to submit the attached CDBG Project and Cost Summary for approval to the CDC based on the public hearing and staff recommendations; (2) Approve an allocation of any additional funds received to the Residential Rehabilitation Program and the West Hollywood Homeless Organization. **Motion Councilmember Guarriello, seconded Mayor Pro Tem Koretz and unanimously carried.**

COUNCILMEMBER COMMENTS:

Mayor Heilman indicated two items have come up. He responded to a comment by Ms. Dobrin regarding the use of Hotel Sofitel by the Chamber of Commerce for their luncheons. He indicated that they are a member of the Chamber and it is the Chamber policy to rotate locations among members. He suggested Ms. Dobrin approach Elaine Mutchnik.

Secondly, in response to the request by Checker Cab for their hearing on February 20, 1996.

ACTION: By consensus the Council agreed to hear the appeal on February 20, 1996.

Mayor Pro Tem Koretz commented on the item 2.R. which would support the increase in availability of concealed weapons. The telephone number for Senator Knight 805-947-3367.

4. UNFINISHED BUSINESS:

A. AWARD OF CONTRACT FOR PURCHASE AND INSTALLATION OF BICYCLE LOCKERS:

This item was removed by staff.

B. FISCAL YEAR 1995-96 MIDYEAR BUDGET REPORT AND REVISIONS:

Paul Arevalo, Finance Director, provided background information as outlined in the staff report dated February 5, 1996.

Councilmember Martin inquired about the \$11,000 for the security at the Esprit building.

Mr. Arevalo responded that this money is for an actual security person at the site from the date of opening until the parking structure is completed.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the one-time expenditure for the zoning ordinance. She commended Lisa Heep, Planning Manager for such good work.

Councilmember Martin inquired about the temporary position and whether it would be advertised.

City Manager Brotzman responded affirmatively.

ACTION: Adopt Resolution No. 96-1531 , "A RESOLUTION OF THE CITY COUNCIL OF THE OF WEST HOLLYWOOD AMENDING THE BUDGET FOR FISCAL YEAR 1995-96 THEREBY AMENDING RESOLUTION NO. 95-1461 WHICH ADOPTED THE BUDGET." **Motion Mayor Pro Tem Koretz, seconded Councilmember Guarriello and unanimously carried.**

5. NEW BUSINESS:

A. COMMUNITY CONCERNS ABOUT CLUB 8240 AND THE SUNSET ROOM:

Mayor Heilman provided background information as outlined in the staff report dated February 5, 1996.

Councilmember Martin indicated he appreciated Mayor Heilman bringing these up before the Council and is in support of the recommendation.

Mayor Pro Tem Koretz indicated he would still like to extend a moratorium on nightclubs.

CHARLES TOVAR, WEST HOLLYWOOD, he indicated he is responsible for representing 8240 specifically. He outlined the changes they have made since they met with City Manager Brotzman and Capt. Odenthal. He submitted a letter outlining the actions they have taken. They have added security and gotten new promoters. He requested a 90-day window of opportunity to clean up their act.

PAULA REDDISH ZINNEMANN, REPRESENTING 1471 HAVENHURST, stated her support of the Council recommendation.

DR. LARRY GOSENFELD, WEST HOLLYWOOD, lives just north of the 8240 Sunset property. He spoke against the properties and is in support of the Council recommendation.

BETTY WAGNER, WEST HOLLYWOOD, commented about the noise, especially from midnight on. She indicated her support for the recommendation.

JEANNE DOBRIN, WEST HOLLYWOOD, commented on some of the activities of a particular promoter. She indicated her support of the Council recommendation.

Mayor Heilman stated he is not against clubs and confirmed that it is impossible to run a Club without problems. However, when there is problems and the City tries to get in touch with the owner and they fail to respond, that kind of business is not one that we want operating unless they clean up their act. This item is to force the Clubs to clean up their act or to shut down. He indicated he is not precluding Mr. Tovar from cleaning up the problems and hopes that he does.

Councilmember Martin indicated that if Mayor Pro Tem Koretz would like to bring up the issue of the moratorium he should bring it up at the February 12th study session and notify the Chamber of Commerce.

ACTION: (1) Direct staff to review and investigate all appropriate permits, conditions, law enforcement and life/fire/safety records and neighborhood complaints to determine compliance on Club 8240 (formerly the C & C Club) and The Sunset Room; and (2) Direct staff to take appropriate action including scheduling revocation hearings if appropriate, based on these findings. **Motion Councilmember Martin, seconded Councilmember Guarriello and unanimously carried.**

B. DIRECTION TO THE WEST HOLLYWOOD SHERIFF'S DEPARTMENT, PUBLIC SAFETY MANAGER AND RECREATION STAFF TO CLOSE PLUMMER PARK AT 10:00 P.M.

Councilmember Martin, provided background information as outlined in the staff report dated February 5, 1996.

Mayor Heilman indicated he has a concern about the change of events, perhaps we should ask Curtis Brown to look at staffing to make sure people are not being rushed out at 10:00 p.m. and perhaps staff could be alternated to stay on until 10:30 p.m.

Councilmember Martin indicated perhaps there could be a subcommittee of Human Services staff and Public Safety Commission to work with the neighbors.

City Manager Brotzman stated that the latest incident is not a gang related incident. He acknowledged the need for the recommendation and is in concurrence.

ACTION: (1) Adopt Resolution No. 96-1532, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE RULES AND REGULATIONS GOVERNING THE USE AND OPERATION OF CITY PARKS AND AMENDING RESOLUTION NO. 90-648"; (2) Direct the West Hollywood Sheriff's Department, the Public Safety Manager, the parks and Recreation Manager to begin closing Plummer Park at 10:00 p.m., seven days a week. The only exception to this policy is with the written permission of the Parks and Recreation Manager and the Public Safety Manager, with notification of said permission to be given to the Captain of the West Hollywood Sheriff's Station; (3) Direct the Public Information staff to notify the public of the change to public use hours at Plummer Park; and (4) Direct Parks and Recreation Staff to change all signage with regard to the new park hours as soon as possible. (5) Joint Human Services/Public Safety review in six months. **Motion Mayor Heilman, seconded Councilmember Guarriello and unanimously carried.**

EXCLUDED CONSENT CALENDAR:

Q. CALIFORNIA AIDS RIDE 3:

The California Aids Ride 3 has requested the City to pay for \$10,000. in law enforcement costs which were not budgeted.

ACTION: (1) Approve, in concept, the California AIDS Ride 3 closing ceremonies to be held in West Hollywood on Saturday, June 8, 1996; (2) Agree that the City will service as sponsor of the closing ceremonies of the California AIDS Ride 3; (3) Approve the closure of various City Streets; and (4) Direct the City Logistics Team to work with AIDS Ride coordinators in order to facilitate the closing ceremonies, to ensure that all noticing requirements are followed and that street closures, public safety and parking issues are handled in such a way as to minimize the impact of the event on the City's residents and businesses; (5) Direct staff to work with Nancy Greenstein to try to split the costs with the California Aids Ride 3. **APPROVED BY CONSENSUS OF THE CITY COUNCIL DIRECTING STAFF TO RETURN TO COUNCIL EXPLORING A PARTIAL FUNDING OF THE LAW ENFORCEMENT COSTS.**

CITIZEN COMMENTS:

JEANNE DOBRIN, WEST HOLLYWOOD, commented on the moratorium suggested by Mayor Pro Tem Koretz.

6. LEGISLATIVE:

A. AMENDMENTS TO MUNICIPAL CODE AFFECTING PARKING CITATION REVIEW PROCESS:

Don Korotsky, Parking , provided background information as outlined in the staff report dated February 5, 1996.


ACTION: (1) Adopt Ordinance No. 96-457U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PARKING CITATION REVIEW PROCESS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF;" **Motion Councilmember Guarriello, seconded Councilmember Martin and unanimously carried.**

ACTION: Introduce on first reading Ordinance No. 96-458, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PARKING CITATION REVIEW PROCESS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Motion Councilmember Guarriello, seconded Mayor Pro Tem Koretz and unanimously carried.**


COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 8:40 P.M. in memory of Violet Altschuler and Audrey Meadows, to a special meeting on Monday, February 12, 1996 at 6:00 P.M. for continued discussion regarding the Sunset Specific Plan. The next regular meeting will be held on **TUESDAY, February 20, 1996** at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 20TH DAY OF FEBRUARY, 1996.



MAYOR

ATTEST:


City Clerk