

**MINUTES
CITY COUNCIL MEETING
FEBRUARY 6, 1995
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

7:00 P.M. - REGULAR MEETING

CALL TO ORDER: Mayor Land called the meeting to order at 7:11 p.m.

PLEDGE OF ALLEGIANCE: The Pledge was led by Harriet Segal.

ROLL CALL: PRESENT - Guarriello, Koretz, Martin, Heilman and Mayor Land
ALSO PRESENT - City Manager Brotzman, City Attorney Jenkins

APPROVAL OF AGENDA: Councilmember Martin removed Item 2.K. Mayor Land stated that on Item 2.M, the Human Resource Analyst position will be deleted from the recommendation. She also removed Item 2.W.

Motion to approve as amended Guarriello, seconded Heilman and unanimously carried.

Mayor Land announced that tonight's meeting will be adjourned in memory of Carol Fuller a robbery victim who suffered a tragic death. Councilmember Koretz requested that the meeting also be adjourned in memory of Dr. Steven Quady, a prominent veterinarian.

PRESENTATIONS: Mayor Pro Tem Heilman presented a commendation to the owners of Johnson's Super Service for donating a vehicle to the City's Adult Day Health Care Program and in recognition of their past service to the community.

1. CITIZEN COMMENTS:

**A. CITIZEN COMMENTS ON CONSENT CALENDAR ITEMS WHICH
HAVE NOT BEEN REMOVED FROM THE CONSENT CALENDAR:
NONE**

B. CITIZEN COMMENTS, GENERAL INTEREST:

GRAFTON TANQUARY, WEST HOLLYWOOD, concerning Item 2.N and Item 6.A, he commented that the amendment to the rent stabilization regulations should be approved before approval of the proposed ordinance.

DAN STUBBS, WEST HOLLYWOOD, stated that the Council addressed his concerns.

JOHN STOLTZFUS, WEST HOLLYWOOD, Commenting on Item 3.B, stated that the proposed changes on parking meter regulations will have a negative effect on area residents who compete with House of Blues patrons for available parking.

GARY SMITH, WEST HOLLYWOOD, stated his opposition to the changes in parking meter regulations on Sunset. He also expressed his frustration with the limited parking in the area.

HALEY POWERS, EXECUTIVE DIRECTOR OF THE WEST HOLLYWOOD CONVENTION & VISITOR'S BUREAU, updated the Council on her organization's activities: a Promotion in New York, hotel promotion for Valentine's Day and the revised restaurant guide.

JEANNE DOBRIN, WEST HOLLYWOOD, commented that Mr. David Gillig is a worthy successor as the City Hall receptionist. She opposes the requirement that the new receptionist be a Russian speaker. She also opposes beer sales in the streets during Mardi Gras.

DAN PALLOTTA, PRODUCER OF CALIFORNIA AIDS RIDE 2. Asks for the City's support in having the closing ceremonies within the City.

BILL KOLBIN, PRESIDENT OF KCET, speaking in favor of Item 2.J, continued funding for the Corporation for Public Broadcasting, thanked the Council for the Resolution and urged residents to contact their representatives in Washington D.C.

JOHN ALTSCHUL, WEST HOLLYWOOD, saddened by the death of Carol Fuller, urged the City to take an active role in preventing the future victimization of senior citizens.

EDWARD WESTRICK, LOS ANGELES, speaking on behalf of Gay, Lesbian and Bisexual Veterans of America, who are having their national convention in the City next month, urged the City to support their efforts to lift the ban on Lesbians and Gays serving in the military.

MIKE ETER, spoke against increasing the hours of enforcement of parking meters on Sunset.

CITY MANAGER'S REPORT: City Manager Brotzman stated that he has three items on which to report. First, for all major public contact positions at City Hall, all other

qualifications being equal, a Russian speaking applicant is preferred. However, this is just one of many requirements. Secondly, last week the issuance of bonds was closed for the new City Hall purchase. The City received a triple A insured rating and an interest rate of 6.49%, an excellent rate for the bonds. The City will receive certificates of excellence on financial reporting for the third year. Finally, through the WHINS Program, implemented by the Sheriff's Dept. with funds provided by the Federal Crime Bill, six additional deputies will be added over the next three years. Also, the City has hired a Russian speaking neighborhood outreach worker, Eugene Alpers, who has excellent credentials.

Mayor Land inquired regarding the lighting in the vicinity of the Sheriff's Station.

City Manager Brotzman responded that the City is taking over the responsibility of maintaining the lighting and landscaping in the area. Also, funds have been requested for enhanced signage, landscaping and lighting in next year's budget.

FISCAL IMPACT OF CONSENT CALENDAR: Acting Deputy City Clerk Lucero stated that the fiscal impact for the Consent Calendar as amended is \$740,589 in expenditures and \$635,828 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve items 2.A, B, C, D, E, F, G, H, I, J, L, M, N, O, P, Q, R, S, T, U, V, X, Y, Z and AA. Motion Guarriello, seconded Heilman and unanimously carried.

A. POSTING OF AGENDA: The agenda for the meeting of February 6, 1995 was posted at City Hall, Plummer Park and the Sheriff's Station on Thursday, February 2, 1995 and at the West Hollywood Library on Friday, February 3, 1995.

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

B. APPROVAL OF MINUTES: January 17, 1995

RECOMMENDATION: Approve the minutes of January 17, 1995. 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: Fern Orsay

Barry Johnson

Craig Stevens

Michael Carrozzo

RECOMMENDATION: Deny the claims of Fern Orsay, Barry Johnson, and Craig Stevens without comment and refer to the City's claims adjuster. Take action on the claim of Michael Carrozzo as discussed in Closed Session on February 6, 1995. Approved as part of the Consent Calendar.

E. DEMAND REGISTER NO. 287, RESOLUTION NO. 95-1397:

RECOMMENDATION: Approve Demand Register No. 287 and adopt Resolution No. 95-1397. Approved as part of the Consent Calendar.

**F. TREASURER'S REPORT: 1) November 1994
2) December 1994**

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

G. ORDINANCE NO. 95-427 (2nd Reading) ADOPTING ZONING AMENDMENT 94-04, RELATING TO THE CONSTRUCTION OF MUNICIPAL PARKING STRUCTURE NO. 1 AT 8383 SANTA MONICA BOULEVARD:

RECOMMENDATION: Waive further reading and adopt Ordinance No. 95-427, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE ZONING MAP REGARDING THE PROPERTY AT 8383 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA AND AMENDING ARTICLE IX, CHAPTER 9230 OF THE WEST HOLLYWOOD MUNICIPAL CODE (ZONING ORDINANCE)." Approved as part of the Consent Calendar.

H. RESOLUTION REQUESTING THE GOVERNOR OF CALIFORNIA TO RESCIND EXECUTIVE ORDER BLOCKING IMPLEMENTATION OF THE NATIONAL VOTER REGISTRATION ACT:

RECOMMENDATION: 1) Adopt Resolution No. 95-1398, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING THE GOVERNOR OF CALIFORNIA TO RESCIND THE EXECUTIVE ORDER BLOCKING IMPLEMENTATION OF THE NATIONAL VOTER REGISTRATION ACT, RECEDE FROM LEGAL ACTION CHALLENGING THE ACT, AND PROCEED WITH IMPLEMENTATION."

2) Direct staff to send copies of this resolution to Governor Wilson, Lt. Governor Davis, Assembly member Knox, the City Councils of Beverly Hills, Santa Monica, Los Angeles and the Los Angeles Chapter of the ACLU. Approved as part of the Consent Calendar.

I. RESOLUTION IN SUPPORT OF THE FEMALE EMPLOYEES OF THE NABISCO FOODS PLANT IN OXNARD, CALIFORNIA WHO HAVE BEEN DENIED RESTROOM VISITATION PRIVILEGES:

RECOMMENDATION: 1) Adopt Resolution No. 95-1399, "A RESOLUTION OF THE CITY COUNCIL OF WEST HOLLYWOOD IN SUPPORT OF THE

FEMALE EMPLOYEES OF THE NABISCO FOODS PLANT IN OXNARD, CALIFORNIA WHO HAVE BEEN DENIED RESTROOM VISITATION RIGHTS.” 2) Direct staff to send a copy of this resolution along with a cover letter explaining the Council’s position of support and asking Nabisco Foods to remedy the apparent problem immediately to: the Chairman and the Board of Directors of Nabisco Foods, the member of Congress representing Oxnard, the Board of Supervisors of Ventura County, and the City Council of Oxnard. 3) Direct staff to come back to Council with a follow-up report. If the report does not show an appropriate response by Nabisco, the Council can consider more action including a call for a possible boycott of Nabisco products in conjunction with other municipalities, women’s groups, labor organizations, political groups and leaders in the Latino community. Approved as part of the Consent Calendar.

J. RESOLUTION SUPPORTING CONTINUED FEDERAL FUNDING OF THE CORPORATION FOR PUBLIC BROADCASTING, THE NATIONAL ENDOWMENT FOR THE HUMANITIES AND THE NATIONAL ENDOWMENT FOR THE ARTS:

RECOMMENDATION: Adopt Resolution No. 95-1400, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF CONTINUED FEDERAL FUNDING OF THE CORPORATION FOR PUBLIC BROADCASTING, THE NATIONAL ENDOWMENT FOR THE HUMANITIES, AND THE NATIONAL ENDOWMENT FOR THE ARTS.” 2) Direct staff to send a copy of this resolution to the President of the United States and to congressional leaders. Approved as part of the Consent Calendar.

K. APPROVAL OF A PROFESSIONAL SERVICE CONTRACT FOR CONSTRUCTION INSPECTION OF THE CRESCENT HEIGHTS BLVD. STREET IMPROVEMENT PROJECT (CIP 9502):

This item appears under Excluded Consent Calendar.

L. RESOLUTION ENDORSING THE NATIONAL CAMPAIGN FOR PESTICIDE POLICY REFORM:

RECOMMENDATION: Adopt Resolution No. 95-1401, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ENDORSING THE NATIONAL CAMPAIGN FOR PESTICIDE POLICY REFORM.” Approved as part of the Consent Calendar.

M. CREATION OF HUMAN RESOURCES CLASSIFICATION SERIES - REORGANIZATION OF HUMAN RESOURCES DIVISION STAFFING:

RECOMMENDATION: 1) Approve negotiated classifications of Human Resources Assistant (ACE-05), Human Resources Specialist (ACE-09), Human Resources Analyst (ACE-11) and Human Resources Analyst II (ACE-13); 2) Approve negotiated reorganization of Human Resources Division Staffing:
Staff Assistant I (PT) - Human Resources Asst. (PT)
Personnel Asst. (2) - Human Resources Specialist (2)

Approved as part of the Consent Calendar.

- N. AMENDMENT TO RENT STABILIZATION REGULATIONS REGARDING THE INCLUSION OF EXPENSES FOR PROFESSIONAL SERVICES IN THE NET OPERATING INCOME FORMULA:**
RECOMMENDATION: Approve Rent Stabilization Commission Resolution No. 95-03, "A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION REGULATIONS REGARDING THE INCLUSION OF EXPENSES FOR PROFESSIONAL SERVICES IN THE NET OPERATIONS INCOME FORMULA." Approved as part of the Consent Calendar.
- O. AWARD OF PROFESSIONAL SERVICES CONTRACT FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) HARDWARE, SOFTWARE AND SUPPORT SERVICES:**
RECOMMENDATION: Approve the agreement with Environmental Systems Research Institute, Inc. (ESRI) in an amount not to exceed \$99,760.81 for Geographic Information System (GIS) hardware, software and support services and authorize the City Manager to sign. Approved as part of the Consent Calendar.
- P. AMENDMENT OF BUDGET TO RECOGNIZE AWARDED OF FEDERAL CRIME PREVENTION GRANT:**
RECOMMENDATION: Amend budget to include the recognition of \$635,828 in Community Policing Grant revenues and program expenditures. This program and revenue will be rewarded over a three year period where approximately \$71,000 will be expended in Fiscal Year 1994-95. Approved as part of the Consent Calendar.
- Q. DENIAL OF DESIGNATION OF 1035-1051 ORANGE GROVE AVENUE AS A LOCAL CULTURAL RESOURCE:**
RECOMMENDATION: Adopt Resolution No. 95-1402, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE DESIGNATION OF 1035-1051 N. ORANGE GROVE AVENUE AS A LOCAL CULTURAL RESOURCE OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA." Approved as part of the Consent Calendar.
- R. TEMPORARY ESTABLISHMENT OF A PORTION OF SUNSET BOULEVARD AS A PART OF THE SYSTEM OF HIGHWAYS OF THE COUNTY OF LOS ANGELES:**
RECOMMENDATION: Adopt Resolution No. 95-1403, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONSENTING TO THE ESTABLISHMENT OF A PORTION OF SUNSET BOULEVARD WITHIN SAID CITY AS A PART OF THE SYSTEM OF

HIGHWAYS OF THE COUNTY OF LOS ANGELES.” Approved as part of the Consent Calendar.

S. RECEPTION FOR ADVISORY BODY MEMBERS:

RECOMMENDATION: 1) Direct the Public Information, City Manager’s and Public Safety Divisions to coordinate a reception for the City’s advisory body members from 6-8:30 p.m., on Wednesday, March 29, 1995; and 2) Allocate \$3,000 from the Unallocated Reserve for expenses associated with the reception. Approved as part of the Consent Calendar.

T. PARKING CITATION PAYMENT POLICY FOR LOW-INCOME PERSONS:

RECOMMENDATION: Adopt the attached policy to apply to Request for Waiver of Penalty and Settlement Agreement forms. Approved as part of the Consent Calendar.

U. PROPOSED RESOLUTION PROHIBITING PARKING FROM 2 A.M. TO 5 A.M. ON FULLER AVENUE BETWEEN SANTA MONICA BLVD. AND ROMAINE STREET:

RECOMMENDATION: Adopt Resolution No. 95-1404, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROHIBITING PARKING BETWEEN THE HOURS OF 2 A.M. AND 5 A.M. ON FULLER AVENUE BETWEEN SANTA MONICA BOULEVARD AND ROMAINE STREET.” Approved as part of the Consent Calendar.

V. EXTENSION OF CONTRACT WITH TURBO DATA SYSTEMS FOR ADMINISTRATIVE ADJUDICATION SERVICES:

RECOMMENDATION: Approve the extension of contract with Turbo Data Systems, Inc. to provide parking citation adjudication services for one year and authorize the City Manager to sign. Approved as part of the Consent Calendar.

W. LEGISLATIVE ADVOCACY 1995-96:

This item appears under Excluded Consent Calendar.

X. AUTHORIZATION TO ISSUE A REQUEST FOR BIDS (RFB) FOR DEMOLITION AND REMOVAL OF DEBRIS FROM 8383 SANTA MONICA BLVD. SITE:

RECOMMENDATION: Authorize staff to issue a Request for Bids for demolition and removal of buildings and facilities and removal of asphalt for the future construction of parking facilities at 8383 Santa Monica Boulevard. Approved as part of the Consent Calendar.

Y. DESIGNATION OF LINGENBRINK COMMERCIAL GROUPING AT 8756-8766 HOLLOWAY DRIVE AS AN HISTORIC DISTRICT:

RECOMMENDATION: Adopt Resolution No. 95-1406, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF DAVID KERMANI AND ADOPTING, IN PART, THE RECOMMENDATION OF THE CULTURAL HERITAGE ADVISORY BOARD DESIGNATING THE LINGENBRINK COMMERCIAL GROUPING HISTORIC DISTRICT, ENCOMPASSING THE PROPERTIES KNOWN AS 8756, 8758-60 AND 8766 HOLLOWAY DRIVE, WEST HOLLYWOOD, CALIFORNIA, AS CONTRIBUTING BUILDINGS AND 8762-64 HOLLOWAY DRIVE, WEST HOLLYWOOD, CALIFORNIA, AS A NON-CONTRIBUTING BUILDING, AS AN HISTORIC DISTRICT OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA." Approved as part of the Consent Calendar.

Z. RESOLUTION SUPPORTING THE CHILDREN'S DEFENSE FUND'S CHILD CARE CAMPAIGN '95:

RECOMMENDATION: 1) Adopt Resolution No. 95-1407, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE CHILDREN'S DEFENSE FUND'S CHILD CARE CAMPAIGN '95." 2) Direct staff to send copies of this resolution to Congressional leaders and child care advocates and organizations. Approved as part of the Consent Calendar.

AA. CALIFORNIA AIDS RIDE 2:

RECOMMENDATION: 1) Approve in concept that California AIDS Ride closing ceremonies can be held in West Hollywood, with the proviso that a complete plan will be submitted by the AIDS Ride planners no later than the second regularly scheduled Council meeting in March for Council approval. 2) Agree that the City will serve as an official sponsor of the California AIDS Ride 2. 3) Direct staff to work with AIDS Ride planners in order to facilitate the closing ceremonies and assist in mitigating any impacts of the event on the City's residents and businesses. Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

A. APPROVAL OF 21ST YEAR (FY 1995-96) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROJECT AND COST SUMMARIES:

Allyne Winderman, Economic Development and Housing Manager and Bee Wilkening, Development Specialist III, provided background information as outlined in the staff report dated February 6, 1995.

Ms. Winderman requests that the Public Hearing be continued because the City was just notified of a drastic reduction of 46% in funding for this year. The resulting cost summaries could not be produced in time for this meeting. She elaborated that the funding was reduced because poverty statistics have remained

static since 1990 while the City's population has dropped by approximately 900 persons. More importantly, the City's overcrowded housing figures have dropped by about 3,000 units since the 1980 census.

Mayor Land requested that the figures be checked to see if the City may recover the lost funding.

Ms. Winderman replied that the census figures are being checked with the Community Development Commission, but it looks as if they are correct.

Acting Deputy City Clerk Lucero stated that a notice of public hearing was published in the West Hollywood *Independent* on January 25th and February 1st of 1995.

The public hearing was opened.

CHRISTOPHER WELCH, PRESIDENT OF THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION, spoke on the Corporation's commitment to develop projects on the east side. He requested that the Council pursue land acquisition on the east side to foster development.

RECOMMENDATION: Conduct the public hearing and receive public comment on the City's community development needs and continue the public hearing to February 21, 1995 when a CDBG Project and Cost Summary will be submitted to City Council that will reflect the amount allocated to projects for FY 1995-96.

Motion Martin, seconded Heilman and unanimously carried.

B. EXTENSION OF HOURS OF ENFORCEMENT FOR PARKING METERS ON EASTERN PORTION OF SUNSET BOULEVARD:

Donald Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated February 6, 1995.

Mayor Land commented that we must work with businesses to make sure that their employees park in designated employee parking, not parking at meters.

Councilmember Guarriello asked about enforcement of the proposal.

Mr. Korotsky stated that staff has the resources to enforce the two hour time limit.

Councilmember Heilman commented that people assume that parking meters are not enforced at night; therefore, the proposal will create a trap for the unwary. Also, the needs of area residents have not been considered. He suggests that a

decision on this issue be postponed until these issues can be examined more thoroughly.

Councilmember Koretz concurred with Councilmember Heilman stating he is not ready to resolve this issue.

Mayor Land feels that the House of Blues has taken much of the on-street parking. She believes meter enforcement on Sunset may be fine until 10:00 p.m. if the entire street is patrolled that late and there is proper signage. She is concerned that the meters do not have heavy turn-over because employees occupy most of the meters.

Mr. Korotsky feels that there is no shortage of employee parking. However, employees just want to park as close as possible. He suggests that employees be restricted from parking in metered spaces.

Councilmember Guarriello inquired where employees of the House of Blues park.

Mr. Korotsky stated that the club has designated employee parking. He believes that it is located east of La Cienega.

Mayor Land is not ready to move this issue until the employee parking issue is further examined.

Acting Deputy City Clerk Lucero stated that a notice of public hearing was published in the West Hollywood *Independent* on January 25th and February 1st of 1995.

The public hearing was opened.

No one wished to comment on this item and the public hearing was continued until the next regular meeting of the Council.

- C. APPEAL OF PLANNING COMMISSION DECISION REGARDING USE OF BAR AND RESTAURANT FACILITIES AT THE SUNSET MARQUIS:**
Councilmember Guarriello does not understand why this is being heard tonight, the cart is being placed before the horse.

Mayor Land believes that they cannot go forward with this item because there is no concrete recommendation.

Councilmember Koretz suggested tabling this item until those recommendations have been finalized.

Mayor Land suggested opening the public hearing.

City Attorney Jenkins said this is allowed.

Mayor Land wants to wait until the text amendments are prepared by staff and those amendments go before the Planning Commission before the appeal is heard.

Acting Deputy City Clerk Lucero stated that a notice of public hearing was published in the West Hollywood *Independent* on January 25, 1995 and notice was also mailed on January 26, 1995 to all property owners and residents within a 500 foot radius of the hotel.

The public hearing was opened.

HARRIET SEGAL, WEST HOLLYWOOD, stated that the Sunset Marquis is operating in violation of certain conditions of their CUP. She feels that the City should not make special accommodations to the hotel.

JOHN ALTSCHUL, WEST HOLLYWOOD, feels that the text amendments are a viable response to a changing reality and suggests altering the hotel's zoning to completely commercial. He also feels that the hotel is a wonderful addition to the community.

ANTHONY STARKE, WEST HOLLYWOOD, who lives across the street, has never been bothered by noise. He also stated that the presence of the bar is advantageous to residents of the neighborhood as it provides a convenient meeting place.

ROD GRUENDYKE, GENERAL MANAGER OF THE SUNSET MARQUIS, stated that he is present to answer any questions. He mentioned that the hotel has a 24 hour noise line which has not received one call in the last five months.

KEVIN NOTRE, WEST HOLLYWOOD, here to represent Michael Baker who is hospitalized, will reserve his comments until the next meeting.

RUSSEL BLACKSTONE, a neighborhood resident, commented that the hotel has been a good neighbor and is responsive to noise complaints. However, he has been impacted by noise in the past. He suggests the bar close earlier.

LESTER HIRSCH, WEST HOLLYWOOD, supports the Planning Commission's recommendation.

JEANNE DOBRIN, WEST HOLLYWOOD, feels that many noise complaints have been made. She requests that the Council uphold the decision of the Planning Commission.

Mayor Pro Tem Heilman suggests continuing the public hearing to a date specific in order to avoid future noticing requirements.

The Council and staff concurred that the public hearing will be re-noticed and continued to the first regular meeting in June.

Motion Heilman, seconded Koretz and unanimously carried.

COUNCILMEMBER COMMENTS:

Mayor Land announced that on Tuesday, February 28th at 6:00 p.m. a film, "Riding the Gale," about a woman with Multiple Sclerosis will be screened by the West Hollywood Disability Subcommittee. The Human Services Department should be contacted for more information.

Councilmember Martin reported that progress has already been made on resolving the restroom crisis for the female employees at the Nabisco plant in Oxnard. The City's Resolution was forwarded to the employees' attorney and to the media where it has received much attention. It appears that some agreement has been reached but the City will continue to monitor this situation.

Mayor Land stated that the Council will work with the Public Safety Commission and the Human Services division to address the issues raised by the death of Carol Fuller.

Councilmember Guarriello also commented on the death of Carol Fuller. He pleaded with members of the community to check on neighbors and also asked the Senior Advisory Council to address this issue.

Mayor Pro Tem Heilman suggested that staff investigate existing programs that will help avoid another such tragedy.

4. UNFINISHED BUSINESS: NONE

5. NEW BUSINESS:

A. "AMERICORPS" AND "LEARN AND SERVE" PROGRAM VOLUNTEERS:

Mayor Pro Tem Heilman provided background information as outlined in the staff report dated February 6, 1995.

RECOMMENDATION: 1) Direct Public Safety, Human Services and Environmental Services to review service categories and determine those for which the City may be eligible. 2) Direct staff to develop and submit applications

for program volunteers and to work with other divisions as necessary in developing community service proposals.

Motion Heilman, seconded Guarriello and unanimously carried.

B. PUBLIC SAFETY MULTIPURPOSE MOBILE UNIT:

Nancy Greenstein, Public Safety Administrator, provided background information as outlined in the staff report dated February 6, 1995.

Marilyn Siegel, Public Safety Intern, elaborated on the staff report.

Captain Bill Mangan from the sheriff's department further elaborating on the staff report feels that a large vehicle at public events will be very helpful.

Mayor Pro Tem Heilman wanted to know if the City would own the vehicle.

Ms. Greenstein replied that the City would be the owner.

Mayor Pro Tem Heilman commented that if the City is the owner, it can be used for a multitude of purposes. He also wanted to make sure that the vehicle will be covered by current insurance policies.

Ms. Greenstein stated that she checked with Risk Manager Andy Haenfler and the new vehicle will be covered by the City's existing insurance.

Mayor Pro Tem Heilman requested that Ms. Greenstein double check with Mr. Haenfler regarding the insurance. He also asked whether there will be additional staffing costs.

Ms. Greenstein stated that she will double check with Mr. Haenfler and that WHIN deputies will be utilized to staff the vehicle, therefore there will be no additional personnel costs.

RECOMMENDATION: 1) Amend the 1994-95 Capital budget by \$120,000 to include the purchase of a multipurpose mobile unit for public safety. The funding source for this project is the utilization of General Fund Reserves. This supplemental appropriation is from designated Public Safety savings from 1993-94. This is consistent with budget savings incentive policies established by the City Council. 2) Direct staff to confirm that the mobile unit will be covered by the City's existing insurance policy.

Motion Guarriello seconded Heilman and unanimously carried.

EXCLUDED CONSENT CALENDAR:

2.K. APPROVAL OF A PROFESSIONAL SERVICE CONTRACT FOR CONSTRUCTION INSPECTION OF THE CRESCENT HEIGHTS BLVD. STREET IMPROVEMENT PROJECT (CIP 9502):

Councilmember Martin would like more detail on the bidding process for this project and why this particular company was chosen over other bidders.

City Manager Brotzman responded that cost is one of several criteria used to choose what vendor will provide the service. He commented that the City has had very favorable prior experience with this particular company but was not sure if they were the lowest bidder. He suggested either continuing the item or having the Council authorize him to execute the contract, subject to his review.

Councilmember Martin stated that he would be most comfortable tabling the item.

Mayor Land suggested tabling this item for two weeks unless the situation is urgent.

Mayor Pro Tem Heilman suggested giving the City Manager authority to sign the contract if the situation is urgent. If not, then table for two weeks.

RECOMMENDATION: 1) Authorize the City Manager, if the situation is urgent, to enter into a professional services agreement with Willdan Associates in an amount not to exceed \$24,868.17, to provide construction administration services on the Crescent Heights Street Improvement Project (CIP 9502). 2) If the situation is not urgent, direct staff to present a more detailed staff report at the next regular meeting.

Motion Heilman, seconded Koretz and unanimously carried.

2.W. LEGISLATIVE ADVOCACY 1995-96:

Mayor Land requested that three issues be added to the those already mentioned in the resolution: 1) Domestic violence legislation; 2) Legislation that would enable charging back the cost of law enforcement to prostitute's 'Johns'; 3) Pursue funding for future economic development projects; and Councilmember Martin added, 4) Legislation that would restrict a woman's right to choose an abortion.

RECOMMENDATION: 1) Adopt Resolution No. 95-1405, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SETTING FORTH LEGISLATIVE POLICY POSITIONS RELATING TO 1995-96 CALIFORNIA STATE LEGISLATIVE ACTIVITY." and, 2) Direct the City's legislative advocates to address the issues identified in the resolution.

Motion Guarriello, seconded Koretz and unanimously carried.

CITIZEN COMMENTS: NONE.

6. LEGISLATIVE:

A. PROPOSED ORDINANCE AMENDING THE MUNICIPAL CODE REGARDING INCLUSION OF EXPENSES FOR PROFESSIONAL SERVICES IN THE NET OPERATING INCOME FORMULA:

John Polak, Senior Hearing Examiner, provided background information as outlined in the staff report dated February 6, 1995.

GRAFTON TANQUARY, WEST HOLLYWOOD, believes that creation of a surcharge is a violation of both the letter and intent of state legislation. He requests that the Council reject the decision of the Commission and return the proposed amendments.

Mayor Pro Tem Heilman feels that the City is complying with the letter and spirit of the law and allowing owners to recoup professional expenses incurred.

Councilmember Martin inquired whether this will create additional work for staff.

Mr. Polak said that it will create some additional work but it is not a difficult process.

RECOMMENDATION: Introduce on first reading Ordinance No. 95-428, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING THE INCLUSION OF EXPENSES FOR PROFESSIONAL SERVICES IN THE NET OPERATING INCOME FORMULA."

Motion Guarriello, seconded Heilman and unanimously carried.

B. ORDINANCE AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE RELATIVE TO THE MEMBERSHIP OF THE FINE ARTS ADVISORY BOARD AND DECLARING THE URGENCY THEREOF:

City Attorney Jenkins provided background information as outlined in the staff report dated February 6, 1995.

Mayor Pro Tem Heilman questioned the last sentence of section 2 of the proposed ordinance; "this ordinance will authorize eleven appointees to continue to serve until July 31st..." As read, it appears that all terms on the Board will end on July 31, 1995.

City Attorney Jenkins suggested changing the sentence to, "two additional appointees to continue to serve until July 31st..."

RECOMMENDATION: 1) Adopt Ordinance No. 95-429U, as amended above, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING THE MEMBERSHIP OF THE FINE ARTS ADVISORY BOARD AND DECLARING THE URGENCY THEREOF." 2) Appoint Florence Sinay and Stephen Dick to the two temporary positions with terms ending July 31, 1995.

Motion Guarriello, seconded Heilman and unanimously carried.

COUNCILMEMBER COMMENTS: NONE.

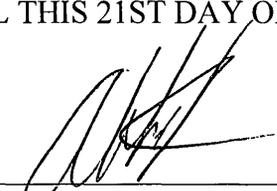
RECESS TO CLOSED SESSION:

City Council recessed to Closed Session at 9:11 p.m.

RECONVENE AND REPORT OF CLOSED SESSION AGENDA: The City Council reconvened at 9:24 p.m. and City Attorney Jenkins stated that no actions were taken on any of the items listed on the closed session agenda which require reporting at this time.

ADJOURNMENT: The City Council adjourned at 9:25 p.m. in memory of Carol Fuller and Dr. Steven Quady to the next regular meeting on Tuesday, February 21, 1995 at 7:00 p.m. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 21ST DAY OF FEBRUARY, 1995.



MAYOR

ATTEST:



CITY CLERK