

**MINUTES
CITY COUNCIL MEETING
JANUARY 3, 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 7:05 p.m.

PLEDGE OF ALLEGIANCE: The Pledge was led by Paul Zimmerman.

ROLL CALL:

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

REPORT OF CLOSED SESSION: City Attorney Jenkins reported that the City Council called the meeting to order at 6:00 p.m. The City Council unanimously voted to add one item which arose after the posting of the agenda under pending litigation; *Citizens for Responsible Development v. West Hollywood*. The meeting adjourned at 6:55 p.m. The written reports of actions taken are on file with the City Clerk.

APPROVAL OF AGENDA: Councilmember Guarriello and Mayor Pro Tem Heilman removed Item 2.N. Mayor Pro Tem Heilman also requested voting on Item 2.L after discussion on Item 5.B. Mayor Land requested that discussion on Item 3.B precede Item 3.A.

Motion to approve as amended by Heilman, seconded by Guarriello.

PRESENTATIONS: Councilmember Martin asked that the meeting be adjourned in memory of Alan Rodway who recently died from AIDS and also in memory of Shannon Elizabeth Lowney and Leanne Nichols, the victims of the Brookline massacre.

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:

SANDY SHIRE, WEST HOLLYWOOD, commented on activities which took place at the Fine Arts Advisory Board meeting on December 1, 1994. He requested that Stephen Dick and Florence Sinay be reappointed to the Fine Arts Advisory Board.

STEPHEN DICK, WEST HOLLYWOOD, commented on not being reappointed to the Fine Arts Advisory Board.

FLORENCE SINAY, WEST HOLLYWOOD, commented on the process by which she was not reappointed to her position on the Fine Arts Advisory Board.

GARY STILES, WEST HOLLYWOOD, owner of "Trash with Class," wished to introduce himself to the City Council and offered the use of his outdoor performance space to the City.

WILLIAM FERRA, WEST HOLLYWOOD, commented on the House of Blues parking problem. He asked if after the agreements are reached for long term parking, will they be recorded as covenants to the property?

HALEY POWERS, WEST HOLLYWOOD CONVENTION AND VISITORS BUREAU, read a letter by Diana Graham in support of the Hotel Marketing Benefit Zone. Powers also indicated her support.

BRUCE TRAUB, WEST HOLLYWOOD, commented on a violent crime which occurred in his neighborhood.

MARK MARKLINE, LOS ANGELES, Associate for the West Hollywood Chamber of Commerce, spoke on behalf of the Santa Monica Boulevard Association. He thanked Council and staff for their support and approval of the Holiday lights along Santa Monica Blvd. and for the free Holiday parking.

PAUL ATHENS, WEST HOLLYWOOD, stated that he addressed a letter to Councilmember Martin and Mayor Pro Tem Heilman which was ignored. He asked for a resolution to support his unlawful termination case and submitted documentation to each Councilmember.

Mayor Land thanked Mr. Stiles for offering his outdoor facilities for fund-raisers and contributing free Christmas trees this Holiday Season.

CITY MANAGER'S REPORT:

City Manager Brotzman stated he has no report for this evening.

REPORT ON FISCAL IMPACT OF CONSENT CALENDAR: The fiscal impact for the Consent Calendar as amended is \$138,746 in expenditures and \$91,659 in potential revenue.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A, B, C, D, E, F, G, H, I, J, K, M, O, P, Q, R, S, T, U, V, W, X, Y and Z. Motion Koretz, seconded Heilman and unanimously carried.

- A. POSTING OF AGENDA:** The agenda for the meeting of Tuesday, January 3, 1995 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Friday, December 30, 1994.

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

- B. APPROVAL OF MINUTES: December 5, 1994**

RECOMMENDATION: Approve the minutes of December 5, 1994. 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.

- D. CLAIMS: Bella Sidelnik
Donald Whitman
Lillian Gross
Peter Sepenuk
Kenneth Clarke**

RECOMMENDATION: Deny the claims of Bella Sidelnik, Donald Whitman, Lillian Gross and Peter Sepenuk without comment and refer to the City's claims adjuster. Take action on the claim of Kenneth Clarke as discussed in Closed Session on January 3, 1995. Approved as part of the Consent Calendar.

- E. DEMAND REGISTER NOS. 284 AND 285, RESOLUTION NOS. 95-1377 AND 95-1378:**

RECOMMENDATION: Approve Demand Register Nos. 284 and 285 and adopt Resolution Nos. 95-1377 and 95-1378. Approved as part of the Consent Calendar.

- F. TREASURER'S REPORT: October, 1994**

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

- G. AWARD OF CONSTRUCTION CONTRACT FOR CIP 9504, TRAFFIC SIGNAL RECONSTRUCTION, MELROSE AVENUE AND ROBERTSON BOULEVARD:**

RECOMMENDATION: Authorize the City Manager to enter into a contract with Steiny and Company, Inc., in the amount of \$83,265.00 for the construction of CIP 9504, Traffic Signal Reconstruction, Melrose Avenue and Robertson Boulevard. Approved as part of the Consent Calendar.

- H. RESOLUTION EXPRESSING SUPPORT FOR LEGISLATION TO PERMIT CITY ELECTIONS ON ANY DATE AUTHORIZED BY THE ELECTIONS CODE:**

RECOMMENDATION: 1) Adopt Resolution No. 95-1379, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD EXPRESSING SUPPORT FOR LEGISLATION TO PERMIT CITY ELECTIONS ON ANY DATE AUTHORIZED BY THE ELECTIONS CODE"; 2) Direct staff to send a copy of the resolution to the Los Angeles County Board of Supervisors and to the Secretary of State. Approved as part of the Consent Calendar.

I. AMENDMENT TO THE RENT STABILIZATION REGULATIONS REGARDING AUTHORIZATION FOR THE DEPARTMENT TO REOPEN A HEARING:

RECOMMENDATION: Approve Rent Stabilization Commission Resolution No. 94-20, "A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION REGULATIONS TO ADD AUTHORIZATION FOR THE RENT STABILIZATION DEPARTMENT TO REOPEN A HEARING RECORD." Approved as part of the Consent Calendar.

J. AMENDMENT TO THE RENT STABILIZATION REGULATIONS TO ELIMINATE THE REQUIREMENT OF ADVANCE WRITTEN NOTICE TO THE LANDLORD IN BASE RENT AND MAXIMUM ALLOWABLE RENT DETERMINATION CASES:

RECOMMENDATION: Approve Rent Stabilization Commission Resolution No. 94-21, "A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION REGULATIONS TO ELIMINATE THE REQUIREMENT OF ADVANCE WRITTEN NOTICE TO THE LANDLORD IN BASE RENT AND MAXIMUM ALLOWABLE RENT DETERMINATION CASES." Approved as part of the Consent Calendar.

K. NOTICE OF COMPLETION FOR CONSTRUCTION WORK OF WEST HOLLYWOOD PARK PLAY EQUIPMENT (C.I.P. #361):

RECOMMENDATION: Accept the work and authorize the following - 1) filing a notice of completion by the City; 2) final payment at the end of the 35-day lien period; 3) release of the performance bond and payment bond. Approved as part of the Consent Calendar.

L. AGREEMENT EXTENSION WITH DIVERSIFIED PARATRANSIT, INC. TO OPERATE THE CITYLINE TRANSIT SERVICES:

RECOMMENDATION:

This item was discussed following Item 5.B.

M. WEST HOLLYWOOD RUSSIAN-AMERICAN FESTIVAL:

RECOMMENDATION: 1) Approve in concept a Russian-American festival; 2) direct the appropriate staff to work with the planners of the festival in order to

assure that West Hollywood's interests and concerns are represented in the planning process. Approved as part of the Consent Calendar.

N. TWENTY-MINUTE TIME ZONE ON NORTH SIDE OF SHERWOOD DRIVE WEST OF WESTMOUNT DRIVE:

This item appears under Excluded Consent Calendar.

O. EXTENSION OF CONTRACT WITH PRINCE ENTERPRISES FOR PARKING METER MAINTENANCE:

RECOMMENDATION: Approve the extension of contract with Prince Enterprises, Inc. for one year, and authorize the City Manager to sign. Approved as part of the Consent Calendar.

P. NOTICE OF COMPLETION FOR CIP 9501, ELECTRICAL SERVICE ON THE SANTA MONICA BOULEVARD MEDIAN:

RECOMMENDATION: Accept the work and authorize the following - 1) filing a Notice of Completion by the City Engineer; 2) final payment to the contractor at the end of the 35-day lien period; 3) release of the performance bond and payment bond. Approved as part of the Consent Calendar.

Q. APPROVAL OF A PROFESSIONAL SERVICE CONTRACT FOR SEWER AND MANHOLE INSPECTION SERVICES FOR FY 94-95:

RECOMMENDATION: Authorize the City Manager to enter into a professional service contract with Empire Pipe Cleaning and Equipment, Inc. in an amount not to exceed \$26,800 to provide sewer and manhole inspection services for the City of West Hollywood for FY 94-95. Approved as part of the Consent Calendar.

R. APPROVAL OF PROGRAM SUPPLEMENT NO. 004 OF THE STATE-LOCAL MASTER AGREEMENT FOR STATE SHARE FUNDS ON THE FOUNTAIN AVENUE IMPROVEMENT PROJECT (CIP 9404):

RECOMMENDATION: 1) Adopt Resolution No. 95-1381, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PROGRAM SUPPLEMENT NO. 004 FOR STATE SHARE FUNDS ON PROJECT SB95-5440 (002), FOUNTAIN AVENUE IMPROVEMENT PROJECT (CIP9404)."; 2) Authorize the City Manager to sign Program Supplement No. 004 of State and Local Transportation Partnership Program Agreement No SLTPP-5440; 3) Instruct 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.

S. RESOLUTION APPROVING THE GRANT APPLICATION TO THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD FOR HOUSEHOLD HAZARDOUS WASTE MANAGEMENT:

RECOMMENDATION: Adopt Resolution No. 95-1382, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING

THE APPLICATION FOR GRANT FUNDS FROM THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD FOR THE IMPLEMENTATION OF A HOUSEHOLD HAZARDOUS WASTE DIVERSION AND RECYCLING PROGRAM” Approved as part of the Consent Calendar.

T. AMENDMENT TO AGREEMENT BY AND BETWEEN THE CITY OF WEST HOLLYWOOD AND WEST HOLLYWOOD RECYCLING SERVICES TO CONTINUE RECYCLABLE COLLECTION SERVICES ON A MONTH TO MONTH BASIS:

RECOMMENDATION: Approve the amendment to agreement by and between the City of West Hollywood and West Hollywood Recycling Services to continue services on a month-to-month basis. Approved as part of the Consent Calendar.

U. MEMORANDUM OF UNDERSTANDING BETWEEN SCAG AND THE CITY OF WEST HOLLYWOOD REGARDING PARTICIPATION IN THE CLEAN CITIES PROGRAM:

RECOMMENDATION: Approve and authorize the City Manager to enter into a voluntary Memorandum of Understanding between the Southern California Association of Governments (SCAG) and the City of West Hollywood regarding participation in the Clean Cities Program. Approved as part of the Consent Calendar.

V. RESOLUTION APPROVING A GRANT APPLICATION TO THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD TO RECEIVE FUNDING FOR THE IMPLEMENTATION OF A REGIONAL USED MOTOR OIL RECYCLING PROGRAM:

RECOMMENDATION: Adopt Resolution No. 95-1383, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING AN APPLICATION FOR GRANT FUNDS FROM THE CALIFORNIA USED OIL RECYCLING BLOCK GRANT PROGRAM TO DEVELOP AND MAINTAIN A USED OIL RECYCLING PROGRAM” Approved as part of the Consent Calendar.

W. RESOLUTION OPPOSING THE INITIATIVE ENTITLED ‘MOBILEHOME RENT ASSISTANCE, MOBILEHOME RENT CONTROL RESTRICTIONS’ THAT HAS QUALIFIED FOR THE MARCH 26, 1996 PRIMARY ELECTION:

RECOMMENDATION: 1) Adopt Resolution No. 95-1384, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE INITIATIVE ENTITLED ‘MOBILEHOME RENT ASSISTANCE, MOBILEHOME RENT CONTROL RESTRICTIONS’ THAT HAS QUALIFIED FOR THE MARCH 26, 1996 PRIMARY ELECTION”; and 2) forward copies of this resolution to the appropriate elected officials and other interested organizations. Approved as part of the Consent Calendar.

X. RESOLUTION COMMUNICATING CONCERNS ON CALIFORNIA PUBLIC UTILITIES COMMISSION (CPUC) ELECTRICITY DE-REGULATION:

RECOMMENDATION: 1) Adopt Resolution No. 95-1385, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD COMMUNICATING CONCERNS ON CALIFORNIA UTILITIES COMMISSION (CPUC) ELECTRICITY DE-REGULATION"; and , 2) direct staff to provide copies of the resolution to Daniel W. Fessler (CPUC), Jess Huff (California Integrated Waste Management Board); Senator Tim Leslie and the Local Government Commission. Approved as part of the Consent Calendar.

Y. BENEFIT PLAN RENEWALS:

RECOMMENDATION: Renew benefit plans with Ameritas and California Dental; Vision Service Plan; and Standard and Canada Life Insurance. Authorize City Manager to execute agreements. Approved as part of the Consent Calendar.

Z. STREET TREES LOCATED AT 1233 NORTH LA BREA AVENUE:

RECOMMENDATION: Implement planting of the street tree species designated for La Brea Avenue in the Urban Design Streetscape Master Plan (Washingtonia robusta, Mexican Fan palm) along the La Brea Avenue frontage of the Alpha Beta project located at 1233 North La Brea Avenue. Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

B. PUBLIC MEETING REQUIRED FOR THE IMPLEMENTATION OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE):

City Clerk Love stated that a notice of public hearing was mailed on December 2, 1994 to all hotel owners within the City of West Hollywood.

Debbie Linn provided background information as outlined in the staff report dated January 3, 1995. She indicated that the Council should continue the public hearing on January 17, 1995 until March 6, 1995 to coincide with the conclusion of the Economic Summit.

HALEY POWERS, WEST HOLLYWOOD CONVENTION AND VISITORS BUREAU, stated that this item has the support of the Travel and Tourism Committee of the West Hollywood Marketing Corporation.

MICHAEL YATES, EXECUTIVE DIRECTOR, CHRISTOPHER STREET WEST, stated his support.

BILL KARPIACK, WEST HOLLYWOOD, speaking on behalf of the West Hollywood Ramada Inn, stated his support.

Mayor Land directed staff to come back on January 17, 1995 in order to set the March 6, 1995 date for the second Public Hearing.

A. PUBLIC HEARING REGARDING THE PROPOSED VACATION OF A PORTION OF PUBLIC RIGHT-OF-WAY ON LA BREA AVENUE:

City Clerk Love stated that a notice of public hearing was published in the West Hollywood *Independent* on December 21st and 28th of 1994 and was posted on December 8, 1994 as required by law.

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated January 3, 1995.

The public hearing was opened.

MARSH HOLZMAN, stated he was available to answer any questions.

As no one else wished to speak on this item the public hearing was closed.

RECOMMENDATION: 1) Make a finding that the subject five-foot wide strip of land on La Brea Avenue is unnecessary for present or prospective public street purposes; 2) Adopt Resolution No. 95-1386, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ORDERING THE VACATION OF A PORTION OF LA BREA AVENUE IN THE CITY OF WEST HOLLYWOOD"; 3) Direct the City Clerk to submit a certified copy of the resolution for recordation by the office of the Recorder of the County of Los Angeles.

Motion Koretz, seconded Heilman and unanimously carried.

C. PROPOSED CHANGES TO THE WEST HOLLYWOOD MUNICIPAL CODE, ARTICLE VI, CHAPTER VII, BUSINESS LICENSE TAX:

City Clerk Love stated that a notice of public hearing was published in the West Hollywood *Independent* on November 16th, 23rd, 30th and December 21st of 1994.

Paul Arevalo, Director of Finance and David Hatcher, Revenue Officer provided background information as outlined in the staff report dated January 3, 1995.

Mayor Land opened the public hearing.

As no one wished to comment on this item the public hearing was closed.

Mr. Arevalo indicated that several organizations within the community were contacted, but because notice was during the Holiday Season, they will place the adoption of this ordinance under unfinished business as opposed to the consent calendar in order to allow public comment.

RECOMMENDATION: 1) Open public hearing; 2) Accept public testimony; 3) Introduce for first reading, Ordinance No. 95-426, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE BUSINESS LICENSE TAX OF THE CITY IN VARIOUS RESPECTS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Heilman, seconded Martin and unanimously carried.

RECESS TO HOUSING AUTHORITY

The City Council recessed at 7:36 p.m. to a meeting of the West Hollywood Housing Authority.

The Housing Authority approved the minutes of September 6, 1994 and adopted Resolution No. HA-11, "A RESOLUTION OF THE WEST HOLLYWOOD HOUSING AUTHORITY AMENDING THE SECTION 8 CONSOLIDATED ANNUAL CONTRIBUTIONS CONTRACT NO. SF-1884 (E)". The minutes are set forth in full in the official records of the Housing Authority.

RECONVENE TO CITY COUNCIL MEETING

The City Council reconvened at 7:38 p.m.

COUNCILMEMBER COMMENTS:

Councilmember Koretz stated there is obviously a problem with how the Fine Arts Advisory Board appointments were handled and that changes should be made.

Mayor Land indicated the Council has already initiated the process by which Commissioners and Board Members are personally notified. The City Clerk will present a staff report to Council in the near future outlining the process of how appointments are made and notification given.

City Clerk Love commented that a staff report will be presented on January 17, 1995 outlining how the commission terms will be extended, which terms will be extended and how the notification process will be handled.

Councilmember Guarriello believes that the appointment process was not brought before him in the proper manner.

Mayor Pro Tem Heilman responded that appointments were on the Council agenda and Councilmember Guarriello voted for all the nominees.

Mayor Land indicated there will be a joint study session with the Fine Arts Advisory Board at which time these issues will be addressed.

Councilmember Koretz stated that this particular Board's lower profile provides an opportunity for confusion regarding length of terms.

Councilmember Martin indicated that it would make sense to enlarge this body. He also indicated that there was a lack of communication on the part of the Council on whether individuals were interested in continuing service or not.

Councilmember Guarriello stated he has an agreement between a business owner and Courtland Publishing Company to purchase a West Hollywood Chamber Map. To date the businessowner has received nothing.

Lucy Dyke provided some information regarding the agreement. Staff was directed to follow up on this item.

Councilmember Martin commended the Santa Monica Boulevard Association on the holiday lighting on Santa Monica Blvd. He commented on the last Planning Commission meeting of December 14th where the House of Blues was discussed. He also mentioned that the Commission will be holding another hearing on February 16th regarding the House of Blues.

Councilmember Guarriello suggested improving the lighting in the area around the Sheriff's Station in order to increase safety and improve the visibility of the Station.

Mayor Land indicated that City Manager Brotzman will be working with staff on increasing the lighting in that area.

4. UNFINISHED BUSINESS:

A. COMMISSION/BOARD APPOINTMENTS:

The City Council made the following appointments.

WOMEN'S ADVISORY COUNCIL:

Mayor Land nominated Rose Marie Zaffina to the Women's Advisory Council with a term ending May 31, 1995.

ACTION: Appoint nominee as recommended by Mayor Land.

Motion Martin, seconded Koretz and unanimously carried.

LESBIAN & GAY ADVISORY COUNCIL:

As there are no applications on file, this item will be placed on the agenda in one month.

5. NEW BUSINESS:

A. COMPREHENSIVE ANNUAL FINANCIAL REPORT (CAFR) FOR THE FISCAL YEAR ENDING JUNE 30, 1994:

Paul Arevalo, Director of Finance provided background information as outlined in the staff report dated January 3, 1995.

Councilmember Guarriello inquired about the investment policies of West Hollywood to

ease any concerns which the community may have in light of the recent financial debacle in Orange County.

Mr. Arevalo responded that a very small percentage of the City's funds is invested in speculative securities, unlike the high percentage which lead to the demise of Orange County.

Mayor Pro Tem Heilman asked if, with respect to the auditor's report, there were any recommendations to strengthen the financial reporting system?

Mr. Arevalo responded that during the interim audit, there were some findings, but these were remedied prior to the close of the fiscal year.

RECOMMENDATION: Accept and file report.

Motion Guarriello, seconded Heilman and unanimously carried.

B. CITYLINE NIGHTLINE SERVICE HOUR CHANGES, DELETE THURSDAY AND SUNDAY NIGHTLINE SERVICE, REPLACE WITH SATURDAY DAY SERVICE:

Lucy Dyke, Transportation Manager provided background information as outlined in the staff report dated January 3, 1995.

Mayor Pro Tem Heilman suggested that one of the reasons more people may not be using the night service is because it is only provided two nights per week. Consideration should be given to expanding the service.

RICK ZAMARRIPA, WEST HOLLYWOOD, stated that he is an avid user of the service and would like to see the Sunday service remain as is.

RECOMMENDATION: 1) Eliminate Thursday and Sunday night services on CityLine and add Saturday afternoon service along Santa Monica Boulevard using the Nightline route; 2) return to the next meeting with the cost of keeping the Sunday night service; 3) authorize the City Manager to modify the agreement with Diversified Paratransit, Inc. to reflect this change.

Mayor Land clarified that the service would increase the hours on Saturday during the day and delete the hours on Thursday night. She inquired why Sunday service during the day was not considered.

Lucy Dyke, responded that there were requests for Saturday day service and they felt it would be best to add service to the areas of strength.

Councilmember Martin stated he feels this allows a lot of flexibility.

Mayor Pro Tem Heilman indicated he will reluctantly support this item.

Motion Guarriello, seconded Martin and unanimously carried.

2.L. AGREEMENT EXTENSION WITH DIVERSIFIED PARATRANSIT INC. TO OPERATE THE CITYLINE TRANSIT SERVICE:

Lucy Dyke, Transportation Manager, provided background information as outlined in the staff report dated January 3, 1995.

RICK ZAMARRIPA, WEST HOLLYWOOD, asked who the public should contact when they run into problems with the Cityline.

Lucy Dyke responded that Diversified has an 800 phone number painted on the sides of the shuttles. She also suggested that a constituent may call City Hall, mention Diversified or the Shuttle Service and they will be referred to the proper party.

RECOMMENDATION: Authorize the City Manager to execute a one year extension agreement with Diversified Paratransit, Inc. for the provision of CityLine service at a cost of \$472,823.00 for regular service.

MOTION: Heilman, seconded by Koretz and unanimously carried.

C. APPROVAL OF A \$400,000 LOAN TO THE WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION FOR ACQUISITION OF 964-1000 KINGS ROAD:

Allyne Winderman, Manager of Housing and Economic Development, provided background information as outlined in the staff report dated January 3, 1995.

Councilmember Martin inquired about the \$575,000 gap which is referred to in the staff report. He also inquired whether this would deplete our Housing Fund.

Ms. Winderman replied that there is no intention of touching the General Fund to fill this gap. Possible sources to fill the gap are; the Housing Trust Fund which will be replenished, CDBG funds or a loan on future funds.

GERDA SPIEGLER, WEST HOLLYWOOD, stated that the West Hollywood Housing Corporation has not completed a project on the east side. She commented that a project on the east side would help foster revitalization.

DONNA SAUR, WEST HOLLYWOOD, commented on the selection of the site by the West Hollywood Housing Corporation.

JEANNE DOBRIN, WEST HOLLYWOOD, stated the east side needs this type of development. She commented that the staff report does not outline how the loan will be repaid. She further commented on an unrelated topic, that Alpha Beta should pay for an easement they received.

Mayor Pro Tem Heilman asked about rehabilitation projects.

Julia Abdala indicated there are thirteen projects which utilize CDBG funds and a number of them are on the east side.

Mayor Pro Tem Heilman asked about the projects which have been done on the east side.

Mr. Paul Zimmerman responded that the projects are fairly well balanced with 33% on the east side, 33% in the central area and 33% west of Harper.

Mayor Pro Tem Heilman asked why there was a need for four bedroom units. He indicated that it was his understanding that there would be only one or two bedroom units.

Mr. Zimmerman responded that eleven to twelve will be three bedroom units for senior housing and one will be a four bedroom unit which is a requirement for federal funding.

Councilmember Guarriello stated that he does not support this loan to the West Hollywood Housing Corporation.

Councilmember Koretz concurred with Councilmember Guarriello that the priority should be the east side but he also stated the dollar figure on this particular project is too good to pass on.

Mayor Land stated that it is important that affordable housing be disbursed throughout the City. Although there is a recognizable need for rehab on the east side, this project is an opportunity which we cannot pass on. She stated she will support this project but would like to see more housing on the east side.

Councilmember Martin asked if some units will be set aside for people with long term disabilities.

Mr. Zimmerman responded that three to five units in this project will be set aside for that purpose.

Mayor Pro Tem Heilman stated that 16% of West Hollywood residents have a household income of less than \$10,000 and 42% of resident's income is under \$25,000. He supports the Council policy regarding focusing on the east side but will support this project due to the tremendous need which exists for affordable housing.

Councilmember Martin stated that if this project is approved he would like assurances that the next project will be on the east side.

RECOMMENDATION: 1) Approve a Regulatory Agreement, Promissory Note and Deed of Trust providing a \$400,000 loan to the West Hollywood Community Housing Corporation to acquire 964-1000 Kings Road and authorize the Mayor to sign the required documents; 2) amend the budget as outlined in the staff report dated January 3, 1995; 3) direct staff to work with the Housing Corporation to explore ways of using CDBG funds to guarantee that the next project will be on the east side; and, 4) direct staff to set aside three to five of the units for the long term disabled.

Motion Heilman, seconded Martin and carried on a roll call vote:

AYES: Koretz, Martin, Heilman and Mayor Land

NOES: Guarriello

D. RESOLUTION OPPOSING THE RECALL DRIVE AGAINST LOS ANGELES UNIFIED SCHOOL DISTRICT BOARD PRESIDENT MARK SLAVKIN:

Councilmember Koretz provided background information as outlined in the staff report dated January 3, 1995.

RICK ZAMARRIPA, WEST HOLLYWOOD, stating his concern about Proposition 187, spoke strongly against discrimination.

JEANNE DOBRIN, WEST HOLLYWOOD, expressed her concern over school board funds being utilized to fight Proposition 187. She supports the adoption of this resolution.

RECOMMENDATION: 1) Adopt Resolution No. 95-1387, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE RECALL DRIVE AGAINST LOS ANGELES UNIFIED

SCHOOL DISTRICT BOARD PRESIDENT MARK SLAVKIN"; 2) Forward copies of the resolution to the news media and LAUSD Boardmembers.

Motion Guarriello, seconded Koretz and unanimously carried.

E. RESOLUTION STATING THE CITY'S DECISION NOT TO COMPLY WITH PROPOSITION 187 UNTIL ALL LEGAL CHALLENGES HAVE BEEN RESOLVED:

Mayor Land and Mayor Pro Tem Heilman provided background information as outlined in the staff report dated January 3, 1995.

RECOMMENDATION: 1) Adopt Resolution No. 95-1388, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD STATING THE CITY'S DECISION NOT TO COMPLY WITH PROPOSITION 187 UNTIL ALL LEGAL CHALLENGES HAVE BEEN RESOLVED"; 2) Direct the City Attorney to add the City's name to amicus briefs filed in cases challenging Proposition 187; 3) direct the appropriate staff to inform the public of the actions the City is taking; and 4) direct the Council staff to send a copy of this resolution to the City's representatives in the state and federal government.

Motion Martin, seconded Heilman and unanimously carried.

EXCLUDED CONSENT CALENDAR:

2. N. TWENTY-MINUTE TIME ZONE ON NORTH SIDE OF SHERWOOD DRIVE WEST SIDE OF WESTMOUNT DRIVE:

Don Korotsky, Associate Transportation Planner, provided background information as outlined in the staff report dated January 3, 1995.

Councilmember Guarriello stated he preferred alternative two as outlined in the staff report.

Mayor Pro Tem Heilman asked if the street had been evaluated to see if half should be residential and half should be two-hour parking.

Mr. Korotsky responded that the intent was to keep the residential character of the neighborhood.

RECOMMENDATION: Adopt Resolution No.95-1380, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING THE FIRST TWO PARKING SPACES ON THE NORTH SIDE OF SHERWOOD DRIVE, WEST OF WESTMOUNT DRIVE AS TWENTY-MINUTE TIME LIMITED PARKING"; 2) direct staff to paint the curb green as an interim measure until an overall analysis of this permit parking district is complete; and, 3) direct staff to notify the residents on Sherwood Drive.

Motion Heilman, seconded Koretz and unanimously carried.

CITIZEN COMMENTS:

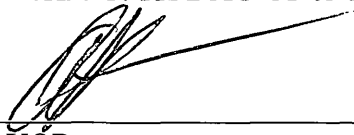
JEANNE DOBRIN, WEST HOLLYWOOD, commented on the last Planning Commission meeting where the House of Blues was discussed.

6. LEGISLATIVE: NONE

COUNCILMEMBER COMMENTS: NONE

ADJOURNMENT: The City Council adjourned at 9:35 p.m. in memory of Alan Rodway, Shannon Elizabeth Lowney and Leanne Nichols to the next regular meeting on Tuesday, January 17, 1995 at 7:00 p.m. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 17TH DAY OF JANUARY, 1995.



MAYOR

ATTEST:



CITY CLERK