

**MINUTES
CITY COUNCIL MEETING
SEPTEMBER 6, 1994
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:00 P.M. - CLOSED SESSION: See attached Closed Session Agenda.

7:00 P.M. - REGULAR MEETING

CALL TO ORDER: Mayor Land called the meeting to order at 7:06 p.m.

PLEDGE OF ALLEGIANCE: The Pledge was led by Mike Radcliffe.

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 had met in Closed Session and discussed the items listed on the Closed Session Agenda. There were no reports which were required to be filed.

APPROVAL OF AGENDA: Councilmember Martin indicated that he would abstain from voting on 2.I. due to a conflict of interest. The agenda was approved as amended.

PRESENTATIONS:

Mayor Land announced that this is Classical Music Month.

Mayor Pro Tem Heilman presented commendations to the women who participated in Lesbian Visibility Week: Julie Anderson, Chair, Cathy Cole, Christine DuBois, Ginnie Gertz, Degania Golove, Heather Hinkel, Debbie Mabari, Rose Masterpol, Francesca Miller, Patricia Ryan, Bonnie Smith, Kathryn White, and Mary Yarber.

Councilmember Martin, on behalf of the Council, thanked Kevin Fridlington of Human Resources Department for his tireless efforts to get SB 2061, the PERS domestic partnership participation bill, through the legislature.

1. CITIZEN COMMENTS:

A. CITIZEN COMMENTS ON CONSENT CALENDAR ITEMS WHICH HAVE NOT BEEN PULLED:

B. CITIZEN COMMENTS - GENERAL:

BOB GREENE, WEST HOLLYWOOD, gave comments regarding the purchasing system of West Hollywood.

Z ZIMMERMANN, WEST HOLLYWOOD, asked Council to join the next meeting of the Committee on Disability as they have important issues to discuss.

REV. JOHN W. VONDOURIS, WEST HOLLYWOOD, member of Disability Subcommittee, indicated that the Subcommittee has no empowerment.

NORMA KEMPER, WEST HOLLYWOOD, representing La Jolla Neighborhood Watch, spoke about a serious problem with a parking lot. It has become dangerous to walk through. Parking enforcement was requested to lock it in early morning, but it has not been done on a consistent basis. Also spoke about problems at an abandoned house on La Jolla. The owner needs help from social services. Asked for help from Sheriff's Department, Special Problems Unit.

URSULA BOWER, WEST HOLLYWOOD, stated she would like to confirm everything Norma said; also, the drugs, sex, prostitution has escalated; they need someone to speak to the authorities.

MIKE RADCLIFFE, WEST HOLLYWOOD COMMUNITY ALLIANCE, concurred with previous two speakers. Announced a meeting of the Alliance on September 13 and on September 27. Complained about contracts not going to local businesses.

BUDD KOPS, WEST HOLLYWOOD, complained that this day is a Jewish holiday, and Council should not be meeting.

REX BERGSTRAND, WEST HOLLYWOOD, spoke in support of funding for the Chamber of Commerce.

NITA CASAR, LOS ANGELES, spoke in support of Chamber.

BRIAN MARQUEZ, WEST HOLLYWOOD, spoke for CARPS (Community Alliance for a Rational Parking Strategy). Spoke about parking problems and indicated the City lacks a comprehensive parking plan.

Mayor Land commented with regard to the situation on La Jolla, that residents had met with the Public Safety Division and the Sheriff's Department, and the City is talking with the County and moving ahead regarding that parking lot. She asked the City Manager to follow up regarding these issues. She asked the City Manager to comment in response to issues raised by a public speaker regarding City contracts.

CITY MANAGER'S REPORT:

City Manager Brotzman spoke on the City's purchasing procedures. He indicated that the City does have regulations which are followed, and there is a preference given to West Hollywood businesses. The City goes out to bid for construction projects and negotiated purchases over a certain dollar amount. However in some cases West Hollywood businesses have not met contract requirements, or even allowing for the preference to local businesses, other vendors have had lower prices.

He also commented that posting of notices in the public right of way in the City is illegal except for lost pet notices; and people have a right to pull down the illegal notices.

Mayor Land stated that Item 2.U. would be moved to New Business, because the cost of the item is over \$20,000.

FISCAL IMPACT REPORT ON CONSENT CALENDAR:

The Deputy City Clerk reported that the fiscal impact of the Consent Calendar, as amended, is \$144,750 in expenditures and \$9,000 in reduced revenue.

2. CONSENT CALENDAR:

ACTION: To approve the Consent Calendar, Items 2.A through 2.V., without 2.U. Motion Heilman seconded Koretz and unanimously carried.

A. POSTING OF AGENDA: The agenda for the meeting of Monday, September 6, 1994, was posted at City Hall, Plummer Park, and the Sheriff's Station on Thursday, September 1, 1994, and at the West Hollywood Library on Friday, September 2, 1994.

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

B. APPROVAL OF MINUTES:

- 1) April 12, 1993
- 2) May 10, 1993
- 3) August 1, 1994
- 4) August 15, 1994

RECOMMENDATION: Approve the minutes of April 12, 1993, May 10, 1993, August 1, 1994, and August 15, 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 be waived. Approved as part of the Consent Calendar.

D. CLAIMS: George Heiberg
Jeremy G. Glenn
Application for Leave to Present Late Claim
- by Legal Counsel for Mesody Ben-David Ohayon

RECOMMENDATION: Take action on claims of George Heiberg and Jeremy G. Glenn as discussed in Closed Session on September 6, 1994. Deny the application for leave to present late claim of Mesody Ben-David Ohayon, based on statutory criteria (Government Code 911.6), on the grounds that there was no excusable negligence. Claimant had full and complete knowledge within time to file a timely claim. Approved as part of the Consent Calendar.

E. RESOLUTION GRANTING THE APPEAL BY FRANCIS MONTGOMERY OF THE CULTURAL HERITAGE ADVISORY BOARD'S CONDITIONAL APPROVAL OF CERTIFICATE OF APPROPRIATENESS 94-06:

RECOMMENDATION: Adopt Resolution No. 94-1337, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD GRANTING THE APPEAL OF FRANCIS MONTGOMERY AND CONDITIONALLY APPROVING CERTIFICATE OF APPROPRIATENESS 94-06, ON APPLICATION OF ALAIN HIRSCH, FOR MODIFICATIONS TO THE EXTERIOR OF THE PROPERTY LOCATED

AT 8647 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA"
Approved as part of the Consent Calendar.

- F. DEMAND REGISTER NO. 277, RESOLUTION NO. 94-1340.**
RECOMMENDATION: Approve Demand Register No. 277 and adopt Resolution No. 94-1340. Approved as part of the Consent Calendar.
- G. TREASURER'S REPORT: June, 1994**
RECOMMENDATION: Receive and file.
- H. ORDINANCE NO. 94-417 (2nd Reading), IMPLEMENTING DISTRICT NO. 1 PREFERENTIAL PARKING REGULATIONS ON WETHERLY AND CLARK DRIVES:**
RECOMMENDATION: Adopt Ordinance No. 94-417, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PREFERENTIAL PARKING PROVISIONS OF THE TRAFFIC CODE AND IMPLEMENTING DISTRICT NO. 1 PARKING REGULATIONS ON WETHERLY AND CLARK DRIVES BETWEEN BEVERLY BOULEVARD AND THE WEST HOLLYWOOD/LOS ANGELES CITY BOUNDARY WITH AN EXEMPTION FOR VEHICLES WITH DISTRICT NO. 1 PERMITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.
- I. RESOLUTION REQUESTING LOS ANGELES COUNTY'S CONSTRUCTION OF HOLLY-HILLS STORM DRAIN TO INCLUDE THE CITY OF WEST HOLLYWOOD:**
RECOMMENDATION: Adopt Resolution No. 94-1341, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING LOS ANGELES COUNTY'S CONSTRUCTION OF HOLLY-HILLS STORM DRAIN TO INCLUDE THE CITY OF WEST HOLLYWOOD." Noting the abstention of Councilmember Martin, this item was approved as part of the Consent Calendar.
- J. APPROVAL OF GRANT OF EASEMENT TO SOUTHERN CALIFORNIA EDISON FOR MAINTENANCE OF UNDERGROUND UTILITIES:**
RECOMMENDATION: Approve the granting of a non-exclusive easement to Southern California Edison, consisting of the northerly eight feet of property located at 8383 Santa Monica Boulevard, and authorize the City Manager to execute the Grant of Easement. Approved as part of the Consent Calendar.
- K. APPROVAL TO PURCHASE 8 ELECTRICAL SERVICE CABINETS FROM TESCO CONTROLS INC. FOR USE IN CIP 9501, INSTALLATION OF THE ELECTRICAL SERVICE ON THE SANTA MONICA BLVD. MEDIAN ISLANDS:**
RECOMMENDATION: Approve the purchase of 8 electrical service cabinets from Tesco Controls, Inc., at the low bid price of \$13,076.60 for CIP 9501, Installation of the Electrical Service on the Santa Blvd. Median. Approved as part of the Consent Calendar.

- L. PROPOSED INSTALLATION OF NIGHTTIME TAXI STANDS AT SPECIFIED LOCATIONS THROUGHOUT THE CITY:**
RECOMMENDATION: Adopt Resolution No. 94-1342, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, INSTALLING NIGHTTIME TAXI STANDS AT SPECIFIED LOCATIONS IN THE CITY." Approved as part of the Consent Calendar.
- M. REQUEST TO ISSUE JOINT REQUEST FOR PROPOSALS FOR THE ADMINISTRATION OF THE TAXI COUPON PROGRAM WITH THE CITY OF BEVERLY HILLS:**
RECOMMENDATION: Authorize staff to issue an RFP for the administration of the taxi coupon subsidy program. Approved as part of the Consent Calendar.
- N. APPROVAL OF POSITION SPECIFICATIONS FOR RUSSIAN COMMUNITY OUTREACH WORKER:**
RECOMMENDATION: Approve the job description for the newly-created position of Russian Community Outreach Worker (P/T) at salary range GEPT-06 (\$16.32 - \$19.75 per hour). Approved as part of the Consent Calendar.
- O. AUTHORIZATION FOR CLOSURE OF TWO EASTERN LANES OF LA BREA AVE. BETWEEN ROMAINE STREET AND FOUNTAIN AVE. ON SEPTEMBER 25, 1994, FROM 8:45 TO 1:30 P.M. FOR AIDS WALK:**
RECOMMENDATION: Authorize the use of the two lanes on the east side of La Brea Ave. from Romaine Street to Fountain Ave. on Sunday morning, September 25, 1994. Approved as part of the Consent Calendar.
- P. EXTENSION OF PRE-CONSTRUCTION LOAN TO JULY 6, 1995 TO WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION FOR PALM VIEW APARTMENTS, 976-988 1/2 PALM AVE:**
RECOMMENDATION: Approve the extension of the pre-construction loan for 976-988 1/2 Palm Ave. and authorize the Mayor to sign the extension document. Approved as part of the Consent Calendar.
- Q. AMENDMENT OF AGREEMENT WITH DEBBY LINN, CONSULTANT, TO PROVIDE PROFESSIONAL SERVICES TO THE ECONOMIC DEVELOPMENT AND HOUSING DIVISION WHILE STAFF REMAINS OUT ON PARENTAL LEAVE:**
RECOMMENDATION: Approve this contract extension for professional services with Debby Linn for \$7,360 and authorize the City Manager to sign the amendment to agreement. Approved as part of the Consent Calendar.
- R. APPROVAL OF SECTION 213 LETTER SUPPORTING AN APPLICATION BY THE WEST HOLLYWOOD HOUSING AUTHORITY FOR 50 CERTIFICATES UNDER THE SECTION 8 EXISTING HOUSING PROGRAM:**
RECOMMENDATION: Approve the proposed letter supporting an application by the West Hollywood Housing Authority for 50 unit allocations under the Section 8 Existing Housing Program and authorize the Mayor to sign the letter. Approved as part of the Consent Calendar.
- S. RESOLUTION IN SUPPORT OF THE EMPLOYMENT**

NON-DISCRIMINATION ACT OF 1994:

RECOMMENDATION: 1) Adopt Resolution No. 94-1343, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE EMPLOYMENT NON-DISCRIMINATION ACT OF 1994"; 2) Direct staff to provide a copy of the resolution as outlined in the staff report. Approved as part of the Consent Calendar.

- T. AMENDMENT TO AGREEMENT FOR PROFESSIONAL PLANNING SERVICES TO COMPLETE THE SUNSET SPECIFIC PLAN:**
RECOMMENDATION: Approve the extension of contract for professional services for Sarah Lejeune, Planning Consultant, in an amount not to exceed \$20,250.00, and authorize the City Manager to sign the extension agreement. Approved as part of the Consent Calendar.
- U. AWARD OF CONTRACT TO THE CONSENSUS PLANNING GROUP FOR PUBLIC OUTREACH SERVICES RELATED TO THE SUNSET SPECIFIC PLAN AND ENVIRONMENTAL IMPACT REPORT:**
THIS ITEM WAS MOVED TO NEW BUSINESS.
- V. SEARCH ALLIANCE GRAND OPENING FUND-RAISING EVENT:**
RECOMMENDATION: 1) Approve the Grand Opening Fund-Raising Event; 2) Direct staff to work with the Search Alliance event planning committee to ensure that all public safety, noise, parking, park use, and public health, signage, and code enforcement issues are addressed. Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

- A. CONTINUED PUBLIC HEARING: ZONING TEXT AMENDMENT 94-03, PRESERVING INCLUSIONARY HOUSING IN THE EVENT OF CONVERSION TO COMMON INTEREST DEVELOPMENT; DEFINING THE BAR AREA OF A RESTAURANT; AND DEFINING RESTAURANTS WITH LIMITED ENTERTAINMENT AS DISTINCT FROM NIGHTCLUBS:**
Deputy City Clerk Vukojevich that reported originally a one-quarter page notice had been published in the West Hollywood Independent (7/27/94) for the August 15 hearing. On August 16, a notice of continuance was posted at City Hall and on both doors to the West Hollywood Auditorium.

Tim Foy, Planning Division, provided background information as outlined in the staff report dated September 6, 1994. He pointed out that information in the printed staff report was inaccurate with regard to the Los Angeles Ordinance's definition of a bar area of a restaurant. Because of this new information, staff recommends revising the definition of a bar area of a restaurant which is in the proposed ordinance.

The following persons addressed the Council:

DEAN DOSER, WEST HOLLYWOOD, stated he is opposed to restaurants being allowed to have limited entertainment and not being held to the same regulations and restrictions as a nightclub.

JEANNE DOBRIN, WEST HOLLYWOOD, indicated she agrees with Mr. Doser and spoke in opposition to the ordinance. She indicated that the proposed ordinance would affect Section 9317 of the Municipal Code, which addresses entrances and exits, and that residential streets would be impacted.

Mayor Land asked for questions and comments by Council.

Councilmember Koretz explained for the benefit of the public that in order to create a regional ban on smoking in restaurants and not to be more or less restrictive than neighboring cities, Council has tried to match other cities ordinances, like Los Angeles and Santa Monica, in defining the bar area of a restaurant.

The Councilmembers questioned staff and held discussion regarding the status of inclusionary housing when there is a conversion of apartments to condominiums. In particular they discussed the issue of resale, and how to keep the unit affordable while still allowing the owner to make a profit.

Mayor Land suggested holding over the inclusionary housing sections of the ordinance, for a subsequent meeting.

Councilmember Guarriello asked questions about the difference between a bar, lounge, and supper club.

Discussion was held regarding the difference between restaurants, bars, and nightclubs, including the different parking requirements and restaurants with limited entertainment.

Mayor Pro Tem Heilman gave direction to staff that when they bring back the ordinance regarding inclusionary housing, they include that the landlord give the tenant the right of first refusal, if it is not already part of our law.

City Attorney Jenkins made a correction to the ordinance under Section 5, the definition of nightclub, to read ". . .alcoholic beverage service and dancing, and/or entertainment. . ."

ACTION: Amend the Ordinance to delete sections 2 and 3, regarding inclusionary units, and include the new section 4--the revised definition of Bar Area of a Restaurant--and introduce on first reading as amended, Ordinance No. 94-418, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD APPROVING AMENDMENTS TO CHAPTERS 9380 AND 9700 OF THE WEST HOLLYWOOD MUNICIPAL CODE (ZONING ORDINANCE."

Motion Heilman, seconded Koretz and carried on the following roll call vote:

AYES: Heilman, Koretz, Martin, Land

NOES: Guarriello

- B. **DEVELOPMENT PERMIT 94-06 TO PERMIT CONSTRUCTION OF A 47,000 SQUARE FOOT GROCERY STORE ON LA BREA AVENUE, FOUNTAIN AVENUE AND DETROIT STREET AND ZONING MAP AMENDMENT 94-02 AND GENERAL PLAN AMENDMENT 94-02 TO RE-ZONE PART OF THE PROJECT SITE FROM RESIDENTIAL TO COMMERCIAL USES:**

Deputy City Clerk Vukojevich reported that a one-quarter page notice was published in the West Hollywood Independent on August 17, 1994, and a notice was mailed to all property owners and tenants within a 500 foot radius.

Tim Foy, Planning Division, presented background information as outlined in the staff report dated September 6, 1994.

Mayor Land opened the public hearing and the following persons addressed the Council.

BUDD KOPS, WEST HOLLYWOOD, commented regarding the mitigation fee of \$300,000 and said that staff originally recommended that it go to the General Fund. He suggested a "sunset clause", so that if the project doesn't go through, the property reverts back to residential.

JEROME SNYDER, SNYDER COMMERCIAL, spoke on behalf of the project.

MILTON SWIMMER, SNYDER COMMERCIAL, presented a model of the project and gave information regarding the design, parking and landscaping.

BRUCE SIMON, LOS ANGELES, asked if Council had read his letter. He stated that he owns an apartment building at 1254 and 1260 N. Detroit Street. He indicated that the City has infringed on his property rights and that this is a "taking." He also spoke regarding the setback, or distance between his building and the parking driveway.

REBECCA LOGUE BOVEE, LOS ANGELES, said she was present as a consultant to Snyder Company. She indicated that the company held three community meetings, which addressed the issues of light, design, facade, safety, ingress, and egress.

TED NEUBAUER, WEST HOLLYWOOD, indicated he was opposed to this prior to a complete environmental impact study by a disinterested agency. He commented on Mayfair, traffic, liquor sales, and security.

MIKE RADCLIFFE, WEST HOLLYWOOD, spoke in support of the project.

DONNY CACY, WEST HOLLYWOOD, spoke in favor of the business moving in on East side; asked that they go with ficus trees and not palm trees.

THOMAS CRAIL, WEST HOLLYWOOD, EXECUTIVE DIRECTOR OF CHAMBER OF COMMERCE, spoke in favor of the project.

RICK GOSSMAN, WEST HOLLYWOOD, spoke in opposition to Alpha Beta. Complained about the people operating the current store.

Following the public speakers, the Councilmembers questioned staff and gave comments regarding various concerns, including security, hours for truck loading and unloading, whether trucks will back in, the setback and height of the wall with respect to Mr. Simon's property, and the mitigation fees.

Mayor Land asked that Alpha Beta be required to have their phone number displayed in a prominent place.

Mr. Snyder gave his response to the various concerns of Council.

City Attorney Jenkins noted for the record that Mr. Simon's letter was received and distributed to all the members of the City Council, and the Councilmembers have read it. He indicated that, like Mayor Pro Tem Heilman, he does not agree with Mr. Simon's interpretation of the Constitution. Mr. Jenkins explained that the City Council simply needs to make a reasonable determination that the General Plan designation and zoning designation are appropriately in a commercial category in this particular neighborhood; no findings need be made. The third approval is the approval of a development permit; the Council needs to assure that the appropriate findings are being made, and that the findings are supported by the record. Those findings are set out in the proposed resolution.

Mr. Jenkins further explained that there are two types of "takings" under the Constitution and that neither one applies to Mr. Simon's property.

Mr. Jenkins made the following changes to the proposed ordinance and resolution:

1) In the Ordinance, in Section 1, put a period on the fourth line after C2A and delete everything after that; delete Section 3; renumber Section 4 as Section 3; and amend the new Section 3 to read that the City Council hereby approves Zoning Map Amendment 94-02 as set forth in Section 1, and directs the City Clerk to amend the Zoning Map accordingly; in Section 1, change the word "Text" to "Map." 2) In the Resolution, in Section 2, add after "N. Detroit Street", the words, "contained in the Land Use Element of the General Plan," and at the end of the Section, add, "The City Clerk is directed to amend the Land Use Map accordingly."

ACTION: Introduce on first reading, as amended, Ordinance No. 94-419, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD, AMENDING THE ZONING MAP, REGARDING THE PROPERTY AT 1222-1252 N. DETROIT STREET AND 7120-7126

FOUNTAIN AVENUE, WEST HOLLYWOOD, CALIFORNIA"; and adopt as amended, Resolution No. 94-1344, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING DEVELOPMENT PERMIT 94-06, AND GENERAL PLAN AMENDMENT 94-02 AND A MITIGATED NEGATIVE DECLARATION FOR A 47,000 SQUARE FOOT RETAIL GROCERY STORE LOCATED AT 1233 N. LA BREA AVENUE, WEST HOLLYWOOD, CALIFORNIA," with the following modifications and directions to staff: 1) include that the Planning Commission review any request to change the hours; 2) that the Transportation Commission review that portion of the Construction Traffic Management Plan that might impact the neighborhood as far as noise, pollution and congestion--the remainder of the transportation requirements would be subject to staff approval; 3) that the applicant submit a security plan to staff, to be approved by staff; 4) direct staff that if this project isn't built within an appropriate period of time, that staff come to the Planning Commission to change the property back to residential; 5) that the fees that the applicant is required to pay will be limited to funds for housing development, and not go into the general fund for any kind of discretionary funding. 6) In addition, direct staff to meet with Mr. Simon and explore his options for the use of his property.

Motion Heilman, seconded Koretz, and carried on the following roll call vote:

AYES: Guarriello, Heilman, Koretz, Martin, Land.
NOES: None.

Mayor Land asked Mr. White to speak regarding the trash situation at the current Alpha Beta store at Fairfax and Santa Monica.

DAVE WHITE, VICE PRESIDENT OF OPERATIONS FOR ALPHA BETA, indicated that he shared the concern about the unsanitary condition at Alpha Beta. He stated that after the last Planning Commission meeting he had ordered dumpsters with lids that lock. Those dumpsters are in place, and there are three dumpsters from another company to be picked up; he will visit that store tomorrow to ensure that gets done. He also commented that the store was remodeled, and they are working on getting the exterior done, and will continue to work on cleanliness and sanitation.

The meeting was recessed at 9:23 p.m.
The City Council reconvened at 9:35 p.m.

- C. ESTABLISHMENT OF DEPOSIT FOR PARKING METER DEBIT KEY:**
Deputy City Clerk Vukojevich reported that a notice of public hearing was published in the West Hollywood Independent on August 24 and August 31, 1994.

Don Korotsky, Acting Parking Manager, presented background information as outlined in the staff report dated September 6, 1994, and Council held discussion.

ACTION: Adopt Resolution No. 94-1345, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, AMENDING RESOLUTION 94-1312 FOR THE PURPOSE OF REVISING THE PARKING SCHEDULE OF FEES AND CHARGES." Motion Heilman, seconded by Koretz and unanimously carried.

RECESS TO HOUSING AUTHORITY

The City Council recessed at 9:42 p.m. to a meeting of the West Hollywood Housing Authority.

RECONVENE TO CITY COUNCIL MEETING

The Housing Authority adjourned at 9:42 p.m. to the meeting of the West Hollywood City Council.

COUNCILMEMBER COMMENTS: None.

4. UNFINISHED BUSINESS:

A. APPROVAL OF 1994-95 SERVICE AGREEMENT WITH WEST HOLLYWOOD CHAMBER OF COMMERCE:

Debby Linn, Community Development Department, stated that this item was carried over from the previous Council meeting, and indicated that the staff report elaborates on some of the questions raised at the last meeting, particularly regarding networking opportunities.

MIKE RADCLIFFE, COMMUNITY ALLIANCE, spoke in opposition to the agreement.

BUDD KOPS, WEST HOLLYWOOD, spoke against this item.

BOB GREENE, WEST HOLLYWOOD, spoke in opposition.

THOMAS CRAIL, CHAMBER OF COMMERCE, answered comments by previous speakers. He stated that the City receives monthly reports in detail; 68 percent of chambers in California receive funding from cities. He stated the Retention and Expansion Task Force meets quarterly; working groups meet monthly or as needed. He urged support of the item.

DONNY CACY, WEST HOLLYWOOD BUSINESS OWNER, spoke in opposition to the item.

MARK MARKLINE, responded to comments by Bob Greene and spoke on activities of the Chamber.

Councilmember Guarriello indicated that this is the first time he had received a financial report from the Chamber.

Thomas Crail responded that he has submitted a report to staff every month for the last four years.

ACTION: Approve a \$28,500 agreement with the West Hollywood Chamber of Commerce to provide services to the business community and authorize the City Manager to execute the agreement, with direction given that the

Executive Director of the Chamber appear before Council on a quarterly basis and give an update. In addition, Council directed that the Director of the Marketing Corporation be required, as well, to give a quarterly report to Council.

Motion Koretz, seconded by Land and approved on the following roll call vote:

AYES: Koretz, Heilman, Martin, Land
NOES: Guarriello

B. COMMISSION/BOARD APPOINTMENTS:

RECOMMENDATION: 1) Make at-large appointments and fill vacancies for 2-year terms for the Public Safety Commission, Fine Arts Advisory Board, Cultural Heritage Advisory Board, Lesbian and Gay Advisory Council and Senior Advisory Council; 2) Fill vacancies on the Women's Advisory Council for terms ending May 31, 1995.

The following persons were nominated for the Public Safety Commission: Bradley Sullivan, Adam Devejian, Sibyl Zaden, and Jim Gordon, and the Councilmembers voted as follows:

Councilmember Guarriello: Bradley Sullivan, Adam Devejian.
Mayor Pro Tem Heilman: Sibyl Zaden, Jim Gordon.
Councilmember Koretz: Brad Sullivan, Adam Devejian.
Councilmember Martin: Brad Sullivan, Adam Devejian.
Mayor Land: Sibyl Zaden, Jim Gordon

Brad Sullivan and Adam Devejian were appointed to the Public Safety Commission, for a term ending May 31, 1996.

Mayor Land suggested that appointments be made to fill the two vacancies on the Fine Arts Advisory Board, and that the other appointments to the Board be considered at a later meeting.

Councilmember Guarriello nominated Richard Silverman and Sandy Shire.

Councilmember Martin nominated Richard Silverman.

Mayor Land nominated Peter Sambeek and Constance Koenenn, and a roll call vote was taken.

Councilmembers Guarriello, Koretz and Martin voted for Richard Silverman and Sandy Shire.

Mayor Pro Tem Heilman and Mayor Land voted for Peter Sambeek and Constance Koenenn.

Richard Silverman and Sandy Shire were appointed, for a term ending May 31, 1996.

The Council was not prepared to make appointments to

the Cultural Heritage Advisory Board, and direction was given to the Deputy City Clerk to furnish Council with a list of qualifications for members, and a list of applicants.

Discussion was held regarding the Lesbian and Gay Advisory Council. Mayor Land indicated that there was a lack of female applicants, and suggested these appointments be held off.

Mayor Land stated that current members of the Women's Advisory Council who wish to continue are: Wendy Krueger, Karyl Draper, Kim Schneider, Suzann Gage, Helen Levin, Bonnie Miller, and Nicole Perlman. For new members, she nominated Ernestine McLaughlin, Harriet Shapiro, Kelley Sappington, Winifred McIntyre, and Lila Berkheim.

ACTION: To approve Mayor Land's nominations to the Women's Advisory Council, for terms expiring May 31, 1995. Motion Koretz, seconded Heilman and unanimously carried.

Council indicated they were not prepared to make appointments to the Senior Advisory Council, and would like more applications.

5. NEW BUSINESS:

A. DESIGNATION OF VOTING AND ALTERNATE VOTING DELEGATES, ANNUAL CONGRESS OF CITIES, DECEMBER 1-4, 1994 - MINNEAPOLIS, MINNESOTA:

ACTION: Designate Mayor Land as voting delegate and Mayor Pro Tem Heilman as an alternate for the National League of Cities' Annual Business Meeting on December 4, 1994 and direct the City Clerk to file the appropriate forms. Motion Heilman, seconded Koretz and unanimously carried.

B. (CONSENT CALENDAR ITEM 2.U., MOVED TO NEW BUSINESS): AWARD OF CONTRACT TO THE CONSENSUS PLANNING GROUP FOR PUBLIC OUTREACH SERVICES RELATED TO THE SUNSET SPECIFIC PLAN AND ENVIRONMENTAL IMPACT REPORT:

Gay Forbes, Community Development Director, provided background information as outlined in the staff report dated September 6, 1994.

CHARLIE MERCER, spoke in favor of the item. He stated that people are being given incorrect information about the Sunset Specific Plan.

Discussion was held regarding misinformation among residents regarding the Sunset Specific Plan, and the valuable skills of Consensus Planning Group.

Councilmember Martin suggested that staff should learn these skills.

ACTION: Authorize the City Manger to execute an

agreement, not to exceed \$23,000 between the City of West Hollywood and Consensus Planning Group for services required in conjunction with a community outreach and involvement program in relation to the Sunset Specific Plan and EIR. Motion Koretz, seconded by Heilman and unanimously carried.

EXCLUDED CONSENT CALENDAR: NONE.

CITIZEN COMMENTS:

RICHARD SILVERMAN, WEST HOLLYWOOD, thanked council for appointment to Fine Arts Board.

BRAD SULLIVAN, WEST HOLLYWOOD, thanked Council for the appointment to Fine Arts Board.

6. LEGISLATIVE:

A. ISSUANCE OF PARKING PERMITS TO HOTELS WITH PARKING GARAGE ENTRANCES ON DE LONGPRE AVENUE:

Don Korotsky, Acting Parking Manager, presented background information as outlined in the staff report dated September 6, 1994. He indicated that the purpose of the proposed ordinance is to accommodate the Sunset Plaza Hotel and the St. James Club, who currently cannot park on De Longpre.

RECOMMENDATION: Introduce on first reading Ordinance No. 94-420, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE TYPES OF PERMITS SOLD IN WEST HOLLYWOOD PREFERENTIAL PARKING DISTRICT 6 AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE," with direction to staff to revisit this issue as they do the review of this District, because of the underparking on the north side of De Longpre.

Motion Koretz, seconded Heilman and unanimously carried.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello indicated his concern that something should be done soon about the La Jolla problem. Mayor Land replied that she had given direction to the City Manager, who would be moving forward.

Councilmember Martin stated that AB 2810, the domestic partnership bill, is on the Governor's desk. He encouraged people to call the Governor and urge him to sign.

Councilmember Koretz commented that Council should not meet on Rosh Hashanah, and also on the night before elections.

He announced that palm fronds would be available on September 14 through 19, at the parks, to residents for the Jewish holiday.

He commented that there was a newspaper article about West Hollywood's handling of disability issues, and asked that Human Services Department respond at a future Council meeting.

Councilmember Koretz also commented regarding a public speaker who said he was not awarded contracts; he would like to be informed if Mr. Greene had the low bid on some occasions and was not awarded the contract, and the reasons why.

He commented on the need to correct the parking lot situation on La Jolla.

He stated that he is in support of parking overlay.

Mayor Pro Tem Heilman stated his office knows who the owner is of the La Jolla property, and he will ask social services staff to get involved. A conservator may have to be appointed.

He also commented that tonight's Council meeting had been scheduled for quite some time and no one had objected; however, he agreed that in the future Council should avoid meeting on this date and also the night before elections.

He indicated that Mr. Greene's accusations tonight were serious and damaging, and apologized to staff for having to endure it.

ADJOURNMENT: The meeting was adjourned at 10:46 p.m. to Monday, September 19, 1994, at West Hollywood Park, 647 N. San Vicente Boulevard, for a closed session at 6:00 p.m. and a regular meeting at 7:00 p.m.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 3RD DAY OF OCTOBER, 1994.


MAYOR

ATTEST:


CITY CLERK