

**MINUTES
CITY COUNCIL MEETING
AUGUST 15, 1994
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 7:06 p.m. She announced that the meeting would be simulcast in Russian on Channel 6.

PLEDGE OF ALLEGIANCE: The Pledge was led by Budd Kops.

ROLL CALL:

PRESENT: Councilmembers - Guarriello, Martin, Heilman and Mayor Land (Councilmember Koretz arrived at 7:15 p.m.)

ALSO PRESENT: City Manager Brotzman and City Attorney Jenkins

REPORT OF CLOSED SESSION: City Attorney Jenkins stated that the City Council convened at 6:00 p.m. The City Council voted by a 4-0 vote to add one item under existing litigation, City of West Hollywood vs. Corona Apartments, Inc. The Council discussed the items listed on the Closed Session Agenda, and the Closed Session was adjourned at 7:00 p.m. Written reports required for the Closed Session will be with the City Clerk for public inspection.

APPROVAL OF AGENDA:

Councilmember Guarriello removed Items 2.H, I, K, L and N from the Consent Calendar for separate discussion. He also requested that Item 5.B be moved up and considered just before Item 3.A. The agenda was approved as amended.

PRESENTATIONS:

Councilmember Martin presented a Certificate of Commendation to Doug Routh, who was Chair of the Rent Stabilization Commission from 1986 to 1994. Doug Routh had played a role in the incorporation of the City, and had been appointed by John Heilman to the Rent Stabilization Commission when the Commission was first established.

Doug Routh thanked the Council and encouraged everyone in the City to become knowledgeable and become available to serve on a commission or board. He commented that the City is blessed with great staff.

1. CITIZEN COMMENTS:

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

B. CITIZEN COMMENTS - GENERAL:

ROSLYN KRAUSE, WEST HOLLYWOOD, spoke regarding the library and the park. She was opposed to the proposed plans for the park and library.

(Councilmember Koretz arrived at this time.)

ANDONIA KATSAROS, wished to speak against item 2.N. She indicated that she is speaking on behalf of the residents of the street. She stated that the proposed left-turn

restriction would exacerbate the problem. She asked for no-left-turn on Vista Grande and Dicks.

WILLIAM FERRA, WEST HOLLYWOOD, spoke regarding the parking permits.

MARK MARKLINE, LOS ANGELES, spoke regarding a recent article which talked about the Sunset Strip being the place of choice for retailers.

SIBYL ZADEN, WEST HOLLYWOOD, commended the City on the outstanding capital improvement project on La Cienega. She also drew attention to a major pothole on Fairfax near Alpha Beta.

RICHARD BANTA, WEST HOLLYWOOD, spoke against West Hollywood rent control, and also the recent ordinance which prohibits landlords from passing through utility costs.

CHARLOTTE BANTA, WEST HOLLYWOOD, stated that the library should come at the head of the list of proposed improvements on park land. Asked for a park with green space and improvements that taxpayers can afford.

DONNY CACY, WEST HOLLYWOOD, BUSINESS OWNER, indicated he was speaking as a board member of ACES. Asked how the Chabad can have signs which indicate no parking without Sheriff's permit; asked Council to check into it.

MIKE RADCLIFFE, WEST HOLLYWOOD, indicated the West Hollywood Community Alliance will be hosting an event at the Bel Age Hotel, an informational meeting on the Business Improvement Assessment District which the City is considering. He also spoke regarding the funding of Social Services programs and regarding the lights on Santa Monica Boulevard.

HARRY TAYLOR, WEST HOLLYWOOD, a landlord, spoke regarding the 3/4 of 1% increase on the rents. Spoke about his costs for insurance, taxes, plumbing, etc.

CITY MANAGER'S REPORT:

City Manager Brotzman spoke regarding the City budget and the fund balance. He indicated that the City has always operated on a very sound financial basis. Regarding the financial rating of the City, the City recently received the highest rating possible. In terms of issuance of long-term debt, or the funding of the capital projects, including the City Hall acquisition, the parking structure construction and the fire station construction, he anticipates the City will again receive the highest rating possible under debt rating. Regarding the funding of the City Hall, the City is using a "certificate of participation" as a funding mechanism, which does not require voter approval because it is not obligating the voters to any tax increases. The rent currently being paid by the City for office spaces will pay the full cost of the debt for the City Hall acquisition. In fact there will be a net savings to the City. The debt service for the

parking structures as proposed, is coming from a special fund previously set aside by the Council. Regarding the fire station, those funds have been set aside as a capital project. The City does not anticipate any tax increases to cover the cost of the fire station. The City does prepare a five-year capital improvement plan, and also prepares long-term revenue and expenditure projections. The one unknown variable is the State of California. Barring the State taking money from cities, the City of West Hollywood is and has been in solid financial shape.

He also spoke regarding the street lights on Santa Monica that have not yet been turned on. He stated that Edison is working diligently to rebuild the street lighting system throughout the City. Edison is also moving forward neighborhood by neighborhood to replace residential street lighting. He addressed the rent control issue which was raised and indicated that there is a process which landlords could go through to increase the rents when they are experiencing increases in costs. Lastly, regarding the Chabad parking, the City is looking at this issue now.

Mayor Land directed the Public Works staff to check into the pothole on Fairfax.

FISCAL IMPACT REPORT ON CONSENT CALENDAR:

City Clerk Love stated that the fiscal impact for the consent calendar, as amended, is \$32,779 in budgeted expenditures and zero dollars of potential revenue.

2. CONSENT CALENDAR:

Mayor Land corrected item 2.0 to delete "7-9 AM."

ACTION: Approve Items 2.A, B, C, D, E, F, G, J, M, O as amended, P, and Q,

Motion Heilman, seconded Guarriello and unanimously carried.

A. POSTING OF AGENDA: The agenda for the meeting of Monday, August 15, 1994, was posted at City Hall, Plummer Park, and the Sheriff's Station and at the West Hollywood Library on Friday, August 12, 1994.
RECOMMENDATION: Receive and file. Approved as part of the consent calendar.

B. APPROVAL OF MINUTES: July 18, 1994
RECOMMENDATION: Approve the minutes of July 18, 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. DEMAND REGISTER NO. 276, RESOLUTION NO. 94-1331.
RECOMMENDATION: Approve Demand Register No. 276 and

adopt Resolution No. 94-1331. Approved as part of the consent calendar.

- E. ORDINANCE NO. 94-416 (2nd Reading), IMPLEMENTING PREFERENTIAL PARKING REGULATIONS ON EAST AND WEST SIDES OF OLIVE DRIVE BETWEEN SANTA MONICA BOULEVARD AND FOUNTAIN AVENUE:**
RECOMMENDATION: Adopt Ordinance No. 94-416, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD IMPLEMENTING DISTRICT NO. 7 PREFERENTIAL PARKING REGULATIONS ON THE EAST AND WEST SIDES OF OLIVE DRIVE BETWEEN SANTA MONICA BOULEVARD AND FOUNTAIN AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the consent calendar.
- F. NOTICE OF COMPLETION FOR CIP 9403, STREET, TRAFFIC SIGNAL, SIGNING, AND STRIPING IMPROVEMENTS ON LA CIENEGA BOULEVARD:**
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.
- G. AWARD OF CONTRACT TO THE COALITION FOR WOMEN'S ECONOMIC DEVELOPMENT FOR THE IMPLEMENTATION OF PROJECT START-UP, FY 1994-95:**
RECOMMENDATION: Approve a \$7,000 Agreement with CWED to provide self-employment workshops for low-income residents and authorize the City Manager to sign the Agreement. Approved as part of the consent calendar.
- H. APPROVAL OF 1994-95 SERVICE AGREEMENT WITH THE WEST HOLLYWOOD CHAMBER OF COMMERCE:**
RECOMMENDATION: This item was removed and appears under Excluded Consent Calendar.
- I. AWARD OF A CONTRACT FOR THE PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT FOR A PROPOSED PARKING STRUCTURE WITH GROUND LEVEL COMMERCIAL AT 8383 SANTA MONICA BOULEVARD:**
RECOMMENDATION: This item was removed and appears under Excluded Consent Calendar.
- J. STANDARD CONTRACT LANGUAGE FOR 1994-1996 SOCIAL SERVICES CONTRACTS:**
RECOMMENDATION: Approve the Social Services contract boilerplate. Approved as part of the consent calendar.
- K. SOCIAL SERVICES CONTRACT RENEWALS FOR CHILD AND FAMILY SERVICES AND WEST HOLLYWOOD HOMELESS ORGANIZATION:**
RECOMMENDATION: This item was removed and appears under Excluded Consent Calendar.
- L. AUTHORIZATION TO SUPPORT THE "CUERVOTIVITY. . .1800 VISIONS OF ART" PROGRAM:**
RECOMMENDATIONS: This item was removed and appears under Excluded Consent Calendar.

- M. APPROVAL OF THE NEGATIVE DECLARATION FOR THE CONVERSION OF OLIVE DRIVE TO A ONE-WAY SOUTHBOUND/TWO-WAY STREET BETWEEN SUNSET BOULEVARD AND FOUNTAIN AVENUE:**
RECOMMENDATION: Adopt Resolution No. 94-1332, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE NEGATIVE DECLARATION FOR THE CONVERSION OF OLIVE DRIVE TO A ONE-WAY SOUTHBOUND/TWO-WAY STREET BETWEEN SUNSET BOULEVARD AND FOUNTAIN AVENUE AND DETERMINING THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT." Approved as part of the consent calendar.
- N. APPROVAL OF THE NEGATIVE DECLARATION FOR THE 7-9 AM AND 4-7 PM MONDAY THROUGH FRIDAY LEFT TURN RESTRICTION FROM SOUTHBOUND DOHENY DRIVE TO EASTBOUND CYNTHIA STREET:**
RECOMMENDATION: This item was removed and appears under Excluded Consent Calendar.
- O. APPROVAL OF THE NEGATIVE DECLARATION FOR LEFT-TURN RESTRICTION FROM FOUNTAIN AVENUE ONTO LAUREL AVENUE, AND ADOPTION OF RESOLUTION APPROVING THE 4-7 PM MONDAY THROUGH FRIDAY LEFT TURN RESTRICTION FROM FOUNTAIN AVENUE ONTO LAUREL AVENUE:**
RECOMMENDATION: Adopt Resolution No. 94-1334, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE NEGATIVE DECLARATION FOR THE 4-7 PM MONDAY THROUGH FRIDAY LEFT TURN RESTRICTION FROM FOUNTAIN AVENUE ONTO LAUREL AVENUE AND DETERMINING THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT"; 2) Adopt Resolution No. 94-1335, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE 4-7 PM MONDAY THROUGH FRIDAY LEFT TURN RESTRICTION FROM FOUNTAIN AVENUE TO LAUREL AVENUE." Approved as part of the consent calendar.
- P. RESOLUTION OPPOSING THE HELMS AMENDMENT TO S. 1513:**
RECOMMENDATION: 1) Adopt Resolution No. 94-1336, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE HELMS AMENDMENT TO S. 1513"; and 2) Send copies of this resolution to the members of the Education Committees of the Senate and House of Representatives who will be serving on the Conference Committee that will finalize the bill for consideration by the President. Approved as part of the consent calendar.
- Q. AUTHORIZATION FOR CITY STAFF TO PUBLICIZE THE AVAILABILITY OF THE STATE RENTAL ASSISTANCE PROGRAM:**
RECOMMENDATION: 1) Direct staff to notify residents who may be eligible for this program and to provide them with the proper forms; 2) Direct staff to translate instructions into Russian and Spanish for use by West Hollywood residents. Approved as part of the consent calendar.

**5.B. RESOLUTION IN SUPPORT OF LOS ANGELES COUNTY LIBRARY'S
COMMUNITY FACILITIES DISTRICT:**

Human Services Director Long provided background information as outlined in the staff report dated August 15, 1994.

Councilmember Guarriello asked whether there is a clause that this could be dropped if the economy turns around.

Jean Alexander, of the Los Angeles County Library system, responded that there is no sunset clause, but the Board of Supervisors could discontinue it.

City Attorney Jenkins indicated that the way the law is written it does not allow a city to withdraw unilaterally from this assessment. However, the County has agreed that if notified before May 1 of any given year they will abide by a zero assessment. That clause is part of the resolution which is before the Council.

Councilmember Koretz inquired how obligated the County is to abide by that agreement.

City Attorney Jenkins indicated that there is no guarantee, but he believes the County would not renege on their agreement.

Ms. Alexander asked Council to look at the past service of the County Library system. She indicated this is the only way legally the libraries can find revenue.

City Attorney Jenkins stated that the Council should make it clear when it passes the resolution that it is relying on the County's promise.

Mayor Pro Tem Heilman indicated that the language allowing the City to withdraw is currently part of the resolution. He also stated the library is not an adequate library and asked if County could guarantee a certain level of funding if the City builds a library.

Ms. Alexander indicated that the County would continue to run the library.

Councilmember Martin inquired if the facilities district would make the library system self-sufficient.

Ms. Alexander responded that they would still rely on property tax for about half the budget. She indicated that the County cannot take money away; however, the State can, and there is a Senator Dills bill, which would prevent the State from taking more property tax.

Councilmember Koretz asked if the City has the legal right to form a completely different district.

City Attorney Jenkins stated that participation in the CFD does not preclude that right. If the City decided to withdraw from the district, the City would have to come up

with its own source of funding for the library.

There was discussion regarding the cost of funding the library.

The following members of the public addressed the Council:

RITA NORTON, WEST HOLLYWOOD, spoke in support of the library.

SOMAYA BHIMAYA, WEST HOLLYWOOD, spoke in support of increased hours at the library; also requested that Council help to enhance the HIV library.

HELEN PALMER, WEST HOLLYWOOD, COUNTY LIBRARY COMMISSION, spoke in support of the West Hollywood library and the resolution.

BUDD KOPS, WEST HOLLYWOOD, spoke against the assessments for apartments as they are too high. Stated landlords should be able to pass the assessment on to tenants.

LARRY SCHENCK, WEST HOLLYWOOD, stated his support for the library and encouraged the Council passage of the resolution.

LIAM SULLIVAN, WEST HOLLYWOOD, spoke regarding the use of the library by students. He stated his support for the passage of the resolution.

NANCY MATOON, LIBRARIAN, indicated she has been at this library for the last three years. She encouraged Council to adopt the resolution.

RICHARD BANTA, WEST HOLLYWOOD, stated he didn't understand the difference between single family and multi-family rates. If there is a property tax increase it should be passed through to the tenants.

JEANNE DOBRIN, WEST HOLLYWOOD, stated her support of the library. She also indicated that the size of the library should be increased.

ROSLYN KRAUSE, WEST HOLLYWOOD, stated her support for the Community Facilities District and indicated that property owners should be able to pass through the assessment to renters.

MARIELEN MARTIN, WEST HOLLYWOOD, stated her support for the library.

HELEN ALBERT, WEST HOLLYWOOD, indicated her support for the library and the funding.

PETER KREYSA, WEST HOLLYWOOD, stated he would rather the young people spend time in the library and not on the streets.

Mayor Land commended the staff of the library and the Friends of the Library.

Councilmember Koretz stated he does not like to see these monies come out of the pockets of the property owners. He stated he will reluctantly support.

Councilmember Martin indicated that he feels this proposal is just a stop-gap measure. He stated that the State will continue to take more money, and the City should plan to have its own West Hollywood library by next year.

Councilmember Guarriello stated that no one wants to pay more taxes--this is what the State is doing to us. He doesn't want to see the Ron Shipton HIV Center at the library closed.

Mayor Pro Tem Heilman stated we need to do this to restore full service at the library. He felt that we need to be a part of the County system. He indicated that the City should move forward, however, to build a bigger and better library.

MOTION: Adopt Resolution No. 94-1338, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONSENTING TO THE INCLUSION OF THE TERRITORY OF THE CITY IN COMMUNITY FACILITIES DISTRICT NO. 8 OF THE COUNTY OF LOS ANGELES." This Resolution is based on the representation by the County that the City of West Hollywood will have the option by May 1 in any year to withdraw from the District. Direct staff to look at the feasibility of creating our own district, with a report back in six months.

Motion Heilman, seconded Guarriello and unanimously carried.

3. PUBLIC HEARINGS:

- A. **CONTINUED PUBLIC HEARING: APPEAL OF A DENIAL BY THE PLANNING COMMISSION OF THE DEVELOPMENT OF A BILLIARD PARLOR, BAR AND RESTAURANT AT 8760 SUNSET BOULEVARD INCLUDING A PROPOSAL OF OFF-SITE PARKING:**
Acting Assistant Planner Elizabeth Bar-el provided background information as outlined in the staff report dated August 15, 1994. The continued public hearing was noticed as required by law.

She indicated that the applicant has requested to change the wording on condition 1.6 which required 20 spaces and the applicant has agreed to the changes.

Councilmember Koretz inquired about the number of spaces needed for employees.

Ms. Bar-el responded that the most needed would be ten at any given time.

The public hearing was opened.

MARK LEHMAN, ATTORNEY REPRESENTING THE APPLICANTS, stated that the new plan would cost the same as the auto-lifts would have cost. He indicated the flow behind the building would work very well and they meet all code requirements. He requested that Council approve the project.

FRANCIS MONTGOMERY, stated he would hope that the parking requirements would be met by this application. Complained about House of Blues people.

JEANNE DOBRIN, WEST HOLLYWOOD, stated her objection to granting flexibility for this application. She encouraged Council to hold them to the strictest parking standards.

The hearing was closed.

Mayor Pro Tem Heilman asked for clarification on the number of parking spaces required by code.

Ms. Bar-el stated that the code doesn't talk about employee parking, it talks about "x" number of spaces per use. Technically the code requirements are being met on site. Because the "grandfathering in" of spaces was so generous (48 spaces), staff feels it is not excessive to add employee parking in this case.

Mayor Land indicated she is troubled by the request for only ten spaces for employees. She stated she does not want to change that number--they should have a minimum of 20 spaces.

ACTION: Adopt Resolution No. 94-1333, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, GRANTING THE APPEAL OF DAVID BENSHEAN AND MARK LEHMAN, AND APPROVING CONDITIONAL USE PERMIT 94-01, MINOR CONDITIONAL USE PERMIT 94-02, DEVELOPMENT PERMIT 94-02 AND PARKING USE PERMIT 94-01 FOR THE IGUANA CAFE LOCATED AT 8760 SUNSET BOULEVARD TO PERMIT THE CHANGE OF USE OF AN EXISTING BUILDING TO A BILLIARD HALL, BAR AND RESTAURANT WITH OFF-SITE PARKING," leaving the 20 spaces in Section 1.6. and adding the sentence, "The Director may approve a lease for another location as long as it contains the same conditions."

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

AYES- Koretz, Martin, Heilman and Land
NOES- Guarriello

The Council recessed at 8:50 p.m.
The Council reconvened at 9:03 p.m.

- B. 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 NIGHTCLUBS WITH LIMITED ENTERTAINMENT AS**

DISTINCT FROM RESTAURANTS:

Assistant Planner Tim Foy provided background information as outlined in the staff report dated August 15, 1994. He indicated that the zoning text amendment also covers a fourth topic--changing the parking requirements for minor building additions. This would allow property owners flexibility in changing square footage without having to provide additional parking.

City Clerk Love reported that notice of public hearing was published as a 1/4 page ad in the West Hollywood Independent on July 27, 1994.

The public hearing was opened.

JEANNE DOBRIN, WEST HOLLYWOOD, indicated that the requirements relative to the Ellis Act should be monitored. She also disagrees with the two-musician definition as it will release them from licensing through the Sheriff's Department.

Mayor Pro Tem Heilman stated he has no problem with the bar definition issue. He asked for clarification regarding the 250 square foot addition. He asked that the inclusionary issue be removed and tabled. He also asked for clarification regarding bar areas that are physically separate and not physically separate.

Councilmember Koretz inquired whether these definitions are similar to surrounding cities.

Mayor Land stated that the inclusionary housing issue is very important to the Council and agrees that the Council send this issue to Rent Stabilization and bring this back in September.

Councilmember Koretz stated he would like to put this over for awhile.

ACTION: To continue this hearing to the first meeting in September.

Motion Heilman, seconded Guarriello and unanimously carried.

C. AN APPEAL OF A DECISION BY THE CULTURAL HERITAGE ADVISORY BOARD TO CONDITIONALLY APPROVE CERTIFICATE OF APPROPRIATENESS 94-06 FOR THE BUILDING AT 8647 SUNSET BOULEVARD:

Tim Foy, Assistant Planner, provided background information as outlined in the staff report dated August 15, 1994. He indicated that staff recommended upholding the decision of the Cultural Heritage Advisory Board. City Clerk Love stated that a notice of public hearing was published in the West Hollywood Independent on August 3, 1994 and a letter was sent to the property owner on August 10, 1994.

The public hearing was opened.

FRANCES MONTGOMERY, APPLICANT, stated that the proposed 12 foot windows were recommended by two architects, and that the windows will hardly change the look of the building.

JEANNE DOBRIN, WEST HOLLYWOOD, stated her support of the Montgomery family. Since this is a potential designation and not necessarily a historic designation, it should not be kept from the remodeling.

The public hearing was closed.

ACTION: Grant the appeal of Francis Montgomery.

Motion Guarriello, seconded Koretz and unanimously carried.

D. PROPOSED INCREASE FOR WEST HOLLYWOOD SENIOR AND DISABLED BUS PASSES:

Lucy Dyke provided background information as outlined in the staff report dated August 15, 1994. She indicated that Los Angeles County Metropolitan Transportation Commission has increased the price of senior and disabled bus passes to \$2 more. At this time the City of West Hollywood must either increase its subsidy or pass along the price of the increase. She stated that a notice of public hearing was published in the West Hollywood Independent on July 27, 1994 and August 3, 1994 pursuant to law. In addition, notices were sent to all current users and they were notified that there would be free transportation for those that wished to speak.

The public hearing was opened.

ALICE SUZUKI, WEST HOLLYWOOD, stated her concern about the increase of the pass.

The public hearing was closed.

Councilmember Koretz commented that although the senior citizens are not here he has received a number of comments against this increase.

Councilmember Martin asked if there were other sources of funds within the budget.

Ms. Dyke indicated they would be Prop. A dollars.

Mayor Pro Tem Heilman indicated he concurred with Councilmember Koretz.

ACTION: Direct staff to monitor the situation for the month of September and also direct staff to take a look at making the taxi coupons more equitable and see what the cost savings are and come back in October with a report.

Motion Land, seconded Koretz and unanimously carried.

Councilmember Martin suggested having a database and having a two-tiered system where people could buy passes by mail, and also increasing the daytime shuttle.

COUNCILMEMBER COMMENTS:

Mayor Land commented that Item 2.P, opposing the Helms amendment, was approved as part of the Consent Calendar. She asked for Council concurrence to direct the deputies to draft an item which would go further than 2.P, and urge that kind of language can't be adopted and attached to any bills that are being talked about in the House or the Senate. Councilmembers Koretz and Martin gave further comments regarding the Helms amendment.

Mayor Pro Tem Heilman suggested that the Council deputies consult with the City Attorney to see if there is a way that Council can adopt certain policy statements which would give them authority to lobby or write joint letters as a Council without the necessity of bringing each individual item before the Council. That direction was given to the deputies.

4. UNFINISHED BUSINESS:

A. APPOINTMENTS TO SENIOR ADVISORY COUNCIL:

Jodi Curlee presented background information as outlined in the staff report dated August 15, 1994.

ACTION: 1) Extend the term of office for at-large members of the Senior Advisory Council to 2-year terms; 2) Reappoint the following members: Elisabeth Burns, Frances Eisenberg, Bess Gardner, Gus Gardner, Lester Hirsch, Goldie Kahn, Bernice Levin, Jerry Levine, Mike "Rocky" Mansdorf, A. Joan O'Brien, Ann Polsky, Victor Rozman, Janet Siegel, Mark Skibinsky, Belle Weiner, and appoint Kathryn Page, for terms ending August 15, 1996.

Motion Guarriello, seconded Heilman and unanimously carried.

Mayor Land stated that there are four vacancies, and anyone who wishes to participate should contact the City Clerk for an application.

5. NEW BUSINESS:

A. DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR LEAGUE OF CALIFORNIA CITIES ANNUAL CONFERENCE, OCTOBER 23 THROUGH OCTOBER 25, LONG BEACH:

ACTION: Designate Mayor Land as the delegate and Councilmember Martin as alternate.

Motion Koretz, seconded Heilman and unanimously carried.

**B. RESOLUTION IN SUPPORT OF LOS ANGELES COUNTY LIBRARY'S
COMMUNITY FACILITIES DISTRICT:**

This Item was moved up and considered before 3.A.

EXCLUDED CONSENT CALENDAR:

**2.H. APPROVAL OF 1994-95 SERVICE AGREEMENT WITH THE WEST
HOLLYWOOD CHAMBER OF COMMERCE:**

Councilmember Guarriello inquired why there is not an agreement included with the staff report.

Debbie Linn of Community Development Department indicated that the agreement is available if he wishes to see it.

MIKE RADCLIFFE, WEST HOLLYWOOD, spoke against this item and feels the City is not getting their moneys worth.

Councilmember Martin inquired as to how much will be used for networking breakfasts and mixers.

Ms. Linn responded that approximately \$6,000 would be spent.

THOMAS CRAIL, WEST HOLLYWOOD, EXECUTIVE DIRECTOR OF CHAMBER, clarified that this funding is to work with the neighborhood business associations, have the monthly and quarterly meetings, and some additional events. This is not funding for regular networking breakfasts or receptions. He also indicated that the overall budget for 1994-95 is \$1.5 million.

ACTION: Table this item to September 6, 1994.

**2.I. AWARD OF CONTRACT FOR THE PREPARATION OF AN ENVIRONMENTAL
IMPACT REPORT FOR A PROPOSED PARKING STRUCTURE WITH GROUND
LEVEL COMMERCIAL AT 8383 SANTA MONICA BOULEVARD:**

Councilmember Guarriello stated he does not approve of the commercial on the ground level.

Joan English responded that the zoning code requires fronting retail on all parking structures in the City, and the reason is to have pedestrian friendly activity along the street. Secondly, the retail is a financial advantage to the City.

There was further discussion regarding the retail and the number of parking spaces. Mayor Pro Tem Heilman pointed out that the EIR will address the effect of the retail.

ACTION: Approve the recommendation to authorize the City Manager to execute a contract, at a cost not to exceed \$50,000, for the preparation of an Environmental Impact Report for the proposed project, located at 8383 Santa Monica Boulevard.

Motion Heilman, seconded Martin and unanimously carried.

2.K. SOCIAL SERVICES CONTRACT RENEWALS FOR CHILD AND FAMILY

SERVICES AND WEST HOLLYWOOD HOMELESS ORGANIZATION:

MIKE RADCLIFFE, WEST HOLLYWOOD, PRESIDENT, MOVIE TOWN PLAZA MERCHANTS' ASSOCIATION, spoke in opposition to the homeless shelter. Asked Council to consider moving it to a different location.

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

RECOMMENDATION: Approve contract renewals and authorize staff to negotiate scopes of service and budgets, as follows: 1) approve funding of \$389,682 for the West Hollywood Homeless Organization (WHHO) to provide street outreach, case management, emergency and transitional shelter, meals, job referrals and referrals to permanent housing, at currently contracted levels, with the condition specified in the staff report; and 2) approve funding of \$91,200 for Child and Family Services (CFS) to provide the West Hollywood pre-school program at Plummer Park, the family child care enhancement program for area providers and liaison with local elementary schools and a pre-school network at levels to reflect the proposed 4.5 percent increase in funding.

Motion relative to recommendation 1, to approve by Heilman, seconded Land and carried with Councilmember Martin and Councilmember Guarriello voting no.

Motion relative to recommendation 2, to approve by Heilman, seconded Land and unanimously carried.

2.L. AUTHORIZATION TO SUPPORT THE "CUERVOTIVITY...1800 VISIONS OF ART" PROGRAM:

Councilmember Guarriello indicated his concerns have been addressed.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke against this issue.

MIKE RADCLIFFE, stated his opposition to this item.

RECOMMENDATION: 1) Endorse the "Cuervotivity" Program and accept the donation of a major piece of public art; 2) Authorize the City Manager to negotiate an agreement with the program sponsors for the receipt of a work of art; 3) Direct City staff to work with the program sponsors and the City's Fine Arts Advisory Board to determine the appropriate standards for the donation.

Motion to approve by Heilman, seconded Martin and unanimously carried.

2.N. APPROVAL OF THE NEGATIVE DECLARATION FOR THE 7-9 A.M. AND 4-7 P.M., MONDAY THROUGH FRIDAY, LEFT TURN RESTRICTION FROM SOUTHBOUND DOHENY DRIVE TO EASTBOUND CYNTHIA STREET:

Councilmember Guarriello inquired what kind of timeframe before the signs go up.

Lucy Dyke, Transportation Manager, stated that she would

expect it would be within 30 days.

Councilmember Guarriello indicated that he didn't want to see a domino effect on the other residential areas.

Ms. Dyke responded that "before" traffic counts have already been taken on the other streets, and there would be counts taken after this goes into effect to see if there are traffic increases.

Councilmember Guarriello inquired why this was removed from the Transportation Commission agenda, as a speaker had stated.

Ms. Dyke responded that this had actually been approved by the Council in 1992 and Council had directed staff to go to the City of Beverly Hills to get them to agree to the turn restriction. Staff finally got approval from Beverly Hills but had to get the negative declaration. She indicated that this had not been removed from a Transportation Commission agenda.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke against this item. She suggested that if this is approved, a traffic count be made again in no more than 60 days.

GARY CAMPBELL, WEST HOLLYWOOD, indicated that there is already a problem on Vista Grande and he is not in favor of this item.

GARY DONTZIG, WEST HOLLYWOOD, concurred with the previous two speakers.

Councilmember Martin questioned how people who live on Cynthia, Wetherly, Hammond or Hilldale will get home.

Mayor Land stated that something must be tried, because Cynthia has an enormous amount of traffic up and down it. She suggested approving on a 30-day basis.

Mayor Pro Tem Heilman suggested reviewing in 30 days and if there is a major problem it can be terminated right then; if there isn't a major problem review in another 30 days and see if there is a change.

Further discussion was held. Mayor Land indicated that the Council offices received a letter and some calls in favor of this item.

ACTION: Adopt Resolution No. 94-1339, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE NEGATIVE DECLARATION FOR THE 7-9 AM AND 4-7 PM MONDAY THROUGH FRIDAY LEFT TURN RESTRICTION FROM SOUTHBOUND DOHENY DRIVE TO EASTBOUND CYNTHIA STREET AND DETERMINING THAT THERE IS NO SUBSTANTIAL EVIDENCE THAT THE PROJECT WILL HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT," with a 30 day review.

Motion Heilman, seconded Guarriello and carried on a roll

call vote:

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

Mayor Pro Tem Heilman stated for clarification that Council is not trying to destroy a single-family neighborhood; they are trying to solve a problem on Cynthia; they are putting in a 30-day review to evaluate whether it will have a significant negative effect.

GARY DONTZIG stated that Councilmember Koretz had a conflict of interest.

City Attorney Jenkins stated that there would be a conflict of interest if this decision would have an effect of \$10,000 or more on the value of Councilmember Koretz' condominium.

Councilmember Koretz indicated that it would have a safety value, but no significant monetary value.

CITIZEN COMMENTS:

THOMAS CRAIL, WEST HOLLYWOOD, spoke against comments by Jeanne Dobrin regarding Item 2.L.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding her comments.

6. LEGISLATIVE:

A. PREFERENTIAL PARKING ON WETHERLY AND CLARK DRIVES BETWEEN BEVERLY BOULEVARD AND THE WEST HOLLYWOOD/LOS ANGELES BORDER:

Don Korotsky, Acting Parking Manager, provided background information as outlined in the staff report dated August 15, 1994.

Motion Heilman, seconded Koretz and unanimously carried.


RECOMMENDATION: Introduce for first reading, Ordinance No. 94-417, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD IMPLEMENTING DISTRICT NO. 1 PREFERENTIAL PARKING REGULATIONS ON WETHERLY AND CLARK DRIVES BETWEEN BEVERLY BOULEVARD AND THE WEST HOLLYWOOD/LOS ANGELES CITY BORDER WITH AN EXEMPTION FOR VEHICLES WITH DISTRICT NO. 1 PERMITS."

COUNCILMEMBER COMMENTS:

Mayor Land stated she would like to thank the Russian translators, and that the Council welcomes comments, as they do make a difference.

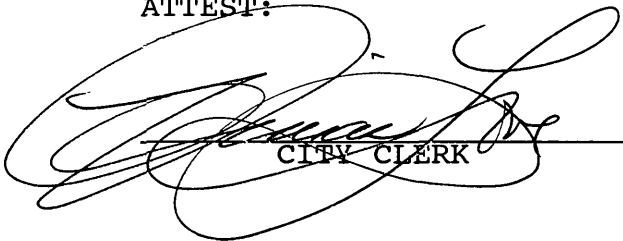
ADJOURNMENT: The City Council adjourned at 11:15 pm to the next regular meeting to be held on Tuesday, September 6, 1994, at West Hollywood Park, 647 N. San Vicente Boulevard, for a closed session at 6:00 p.m. and the regular meeting at 7:00 p.m.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 6TH DAY OF SEPTEMBER, 1994.



MAYOR

ATTEST:



CITY CLERK