

**MINUTES
CITY COUNCIL MEETING
JANUARY 25, 1994
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

7:30 P.M. - CLOSED SESSION: This time has been set aside for the City Council to meet in closed session to discuss matters pertaining to litigation (pursuant to Government Code Section 54956.9(a), potential litigation (pursuant to Government Code Section 54956.9(b), and (c)), personnel, and/or claims. The Mayor or the City Attorney will give an additional oral report of the closed session at the commencement of the public portion of the meeting.

8:00 P.M. - REGULAR MEETING

CALL TO ORDER: Mayor Guarriello called the meeting to order at 8:12 p.m.

PLEDGE OF ALLEGIANCE: The Pledge was led by Jeff Horton.

ROLL CALL: PRESENT: Heilman, Koretz, Land, Lang, and Mayor Guarriello

ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

REPORT OF CLOSED SESSION: City Attorney Jenkins reported that the meeting was called to order at 7:30 p.m. and recessed to a closed session for the purpose of: 1) conference with the City's real property negotiator regarding 8383 Santa Monica Boulevard; 2) discussion of several matters of pending litigation, including Concerned Citizens vs. City of West Hollywood and Terry vs. City of West Hollywood; 3) discussion of one matter of potential litigation; and 4) discussion of one personnel matter. In addition, the City Council approved the claim of Kevin Kolanowski and the claim of Kama M. Scott.

APPROVAL OF AGENDA:

Mayor Guarriello indicated his "no" vote on Item 2.G.

The following actions were taken adding urgency items to the agenda:

ACTION: Add under New Business, an urgency ordinance giving authority to the City Manager, as Director of Emergency Services, to waive City regulations as appropriate to respond to the local emergency.
Motion Land, seconded Guarriello and unanimously carried.

ACTION: Add to the Consent Calendar a resolution supporting

Senator Roberti and opposing the recall effort by gun lobbyists.

Motion Land, seconded Koretz and unanimously carried.

ACTION: Add to the Consent Calendar a resolution of the City Council confirming the existence of a local emergency.

Motion Land, seconded by Koretz and unanimously carried.

Item 4.B. under Unfinished Business was removed from the agenda, and the agenda was approved as amended.

Mayor Pro Tem Land requested that the meeting be adjourned in memory of Lou Widder, who was instrumental in West Hollywood's incorporation.

Councilmember Heilman requested that the meeting also be adjourned in memory of Arturo Bermudes of Arturo's Flowers, a longtime community businessperson.

PROCLAMATIONS AND COMMENDATIONS:

Mayor Pro Tem Land presented commendations to Gary Meyerscough and his partner, Don Hendry, who had observed a fire at an apartment building on Harper Avenue and immediately went to the assistance of the residents of the building.

1. CITIZEN COMMENTS:

JEFF HORTON, LOS ANGELES SCHOOL BOARD, reported on the impact of the earthquake on our schools.

DAN FISHER, PROGRAM DIRECTOR, WEST HOLLYWOOD HOMELESS ORGANIZATION, stated the building sustained earthquake damage.

LESLIE MICHAELS, WEST HOLLYWOOD, asked what help the City is giving landlords.

DAN AGAJANIAN, GREATER L.A. SOLID WASTE MGMT. ASSOC., opposed the exclusive franchise for solid waste hauling in West Hollywood. Urged Council to work with the Association to meet the City's goals as required by State law.

GERALD FLINTOFT, EXECUTIVE DIRECTOR, GLASWMA, offered to work with City for an alternative to meet the City's objectives. Opposed to exclusive franchise.

MADELENE ARAKELIAN, LOS ANGELES, stated she represents waste haulers all over California. Spoke in opposition to the exclusive franchise.

ROSLYN KRAUSE, WEST HOLLYWOOD, clarified a statement regarding Steve Chapman, who is running for City Council.

SAMUEL PERDOMO, ALHAMBRA, spoke in opposition to an exclusive franchise.

CHUCK KENNEDY, West Hollywood, commented on the earthquake; asked that the City update codes, demand that buildings be retrofitted.

DAVID COOLEY, WEST HOLLYWOOD, stated that the City shows no support for businesses, especially restaurants. Stated that he is threatened with arrest if he plays soft background music at his restaurant.

CITY MANAGER'S REPORT:

City Manager Brotzman reported that Red Cross would be opening a center tomorrow at the old County health Building, which is adjacent to West Hollywood Auditorium.

He commented on the outstanding performance of organizations, City staff and the Sheriff's Department in response to the earthquake. There have been over 400 building inspection requests to date. About 40 to 50 properties per day are being inspected. Three buildings have been red-tagged--not safe for occupancy; those include the homeless shelter, an apartment building on Formosa, and a unit on Palm Avenue. A number of buildings have been yellow-tagged--for limited entry but cannot be occupied. Overall about 26 households displaced. Rent Stabilization and Social Service staff are working with those people to provide assistance. We anticipate a total of over 600 property inspections. There are five inspectors working on this, from Willdan; also three code enforcement officers and two clerical people.

He commended the parking enforcement staff, which had personnel out following the quake to direct traffic and provide assistance.

He stated that CityLine shuttle service was on line Monday even after the quake, and helped relocate people. Also, the maintenance contractor, MCE, was here providing services. The TMO program has been working with Sheriff's Department to help make transportation services available to employees of businesses.

One issue is that Cedars Sinai has lost a 2,000 car parking structure as a result of the earthquake, and there will be serious parking problems at Cedars.

Rent Stabilization counsellors were available to provide service to tenants that had to be relocated; information was translated into Russian and Spanish for tenants.

Mr. Brotzman in particular commended Tom Benedetti and Julie Burson of the Environmental Services Division.

The City Manager commented that the Sheriff's Department did a particularly outstanding job. There were 45 deputies on duty per shift for 12-hour shifts. They worked closely with National guard.

In addition, he commended Landscape Division staff and the park employees, and thanked City contractors.

Councilmember Heilman indicated that Paul Brotzman should also be thanked for coordinating everything and doing a great job.

REPORT ON DOLLAR AMOUNTS ON CONSENT CALENDAR:

Deputy City Clerk Vukojevich reported that the fiscal impact of the Consent Calendar for January 25, 1994, is \$26,412.90 in budgeted expenditures.

2. CONSENT CALENDAR:

ACTION: Approve Consent Calendar Items 2.A, B, C, D, E, F, G (noting the objection of Mayor Guarriello), H, I, J, K, L, M, N, O, P, Q, R, T, U, V, W, AND X.

Motion Heilman, seconded by Land and unanimously carried.

A. POSTING OF AGENDA: The agenda for the meeting of Tuesday, January 25, 1994, was posted at City Hall, Plummer Park, and the West Hollywood Sheriff's Station on Thursday, January 20, 1994, and at the West Hollywood Library on Friday, January 21, 1994.

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

B. DEMAND REGISTER NO. 262, RESOLUTION NO. 94-1246.

ACTION: Approve Demand Register No. 262 and adopt Resolution No. 94-1246. Approved as part of the Consent Calendar.

C. TREASURER'S REPORT: November, 1993

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

D. APPROVAL OF MINUTES: January 3, 1994

ACTION: Approve the minutes of January 3, 1994. Approved as part of the Consent Calendar.

E. WAIVER OF FURTHER READING:

ACTION: 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.

F. CLAIMS: HARRY C. WHITE JR.

**KEVIN KOLANOWSKI
KAMA M. SCOTT**

ACTION: Deny the claims of Harry C. White, Jr. without comment and refer to the City's claims adjustor. Take action on claims of Kevin Kolanowski and Kama M. Scott as discussed in Closed Session on January 25, 1994. Approved as part of the Consent Calendar.

G. ORDINANCE NO. 94-394 (2nd Reading) - ORDINANCE REGARDING SMOKING IN PUBLIC PLACES:

ACTION: Waive further reading and adopt Ordinance No. 94-394, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING SMOKING IN PUBLIC PLACES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Noting the objection of Mayor Guarriello, approved as part of the Consent Calendar.

H. ORDINANCE NO. 94-395 (2nd Reading) - ORDINANCE

REGULATING PEDDLERS AND COMMERCIAL SOLICITORS:

ACTION: Waive further reading and adopt Ordinance No. 94-395, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGULATING PEDDLERS AND COMMERCIAL SOLICITORS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.

- I. ORDINANCE NO. 94-396 (2nd Reading) - ORDINANCE REGARDING THE ISSUANCE OF DISTRICT 5 PARKING PERMITS TO RESIDENTS OF 804 AND 808 N. DOHENY DRIVE:**
ACTION: Waive further reading and adopt Ordinance No. 94-396, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING THE ISSUANCE OF DISTRICT 5 PARKING PERMITS TO RESIDENTS OF 804 AND 808 N. DOHENY DRIVE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.
- J. ORDINANCE NO. 94-397 (2nd Reading) - ORDINANCE INSTITUTING AN ANTI-ARAB BOYCOTT OF ISRAEL POLICY:**
ACTION: Waive further reading and adopt Ordinance No. 94-397, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD INSTITUTING AN ANTI-ARAB BOYCOTT OF ISRAEL POLICY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.
- K. TRANSPORTATION SERVICE FROM EAST SIDE TO COUNCIL MEETINGS:**
ACTION: Direct staff to implement the Council Transportation Service on a limited, trial basis through April, 1994. Approved as part of the Consent Calendar.
- L. RESOLUTION ESTABLISHING A FOUR-WAY STOP CONTROL AT HAYWORTH AND NORTON:**
ACTION: Adopt Resolution No. 94-1247, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A FOUR-WAY STOP CONTROL AT THE INTERSECTION OF HAYWORTH AVENUE AND NORTON AVENUE." Approved as part of the Consent Calendar.
- M. RESOLUTION DESIGNATING A CONTACT PERSON FOR BICYCLE CONSTRUCTION FUNDS:**
ACTION: Adopt Resolution No. 94-1248, "A RESOLUTION DESIGNATING A CONTACT PERSON FOR BICYCLE CONSTRUCTION FUNDS UNDER PROPOSITION 116 AND AMENDING RESOLUTION NO. 874." Approved as part of the Consent Calendar.
- N. NOTICE OF COMPLETION FOR CONSTRUCTION WORK OF WEST HOLLYWOOD PARK IMPROVEMENTS, CIP #164:**
ACTION: Accept work and authorize 1) filing of the Notice of Completion; 2) final payment at the end of the 35-day lien period; 3) release of the Performance and Payment Bond. Approved as part of the Consent Calendar.
- O. RESIGNATION FROM WOMEN'S ADVISORY COUNCIL:**
ACTION: Accept with regret the resignations of Judith Weidman and Carol Fenelon from the Women's Advisory Council and direct the City Clerk to post a notice of

vacancy. In addition, extend the terms of all members of the Women's Advisory Council to May 31, 1995, to correspond with the expiration date of terms of boards and commissions. Approved as part of the Consent Calendar.

- P. REVIEW AND APPROVAL OF CELEBRITY CAB COMPANY'S TAXI OPERATOR'S LICENSE THROUGH JUNE 30, 1994:**
ACTION: Receive and file a renewal of Bijan Enterprises, d.b.a. Celebrity Cab Company taxi operator's license through June 30, 1994 pursuant to Resolution No. 1180, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING AN APPEAL OF THE TRANSPORTATION COMMISSION'S DECISION TO DENY A TAXICAB OPERATOR'S LICENSE TO BIJAN ENTERPRISES, d.b.a. CELEBRITY CAB COMPANY AND GRANTING A TAXI OPERATOR'S LICENSE TO BIJAN ENTERPRISES." Approved as part of the Consent Calendar.
- Q. PROPOSED RESOLUTION TO SUPPORT HR 3495 WHICH WOULD RELEASE STATE LEGISLATION IMPACT ASSISTANCE GRANT (S.L.I.A.G.) FUNDS TO COMMUNITIES WITH IMMIGRANT POPULATIONS:**
ACTION: Adopt Resolution No. 94-1249, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING H.R. 3495 WHICH AMENDS THE IMMIGRATION REFORM AND CONTROL ACT OF 1986 AS IT RELATES TO STATE LEGISLATION IMPACT ASSISTANCE ACT GRANT FUNDING." Approved as part of the Consent Calendar.
- R. LETTER OF INTENT TO SEARCH ALLIANCE:**
RECOMENDED ACTION: Authorize City Manager to sign letter of intent to SEARCH Alliance. Approved as part of the Consent Calendar.
- S. THIS ITEM HAS BEEN PULLED FROM THE AGENDA.**
- T. EXTENSION OF TERMS FOR MEMBERS OF THE LESBIAN AND GAY ADVISORY COUNCIL:**
ACTION: 1) Set the term for the Lesbian and Gay Advisory Council to May 31 to concur with other boards and commissions; 2) Extend the terms for members of the advisory council as outlined. Approved as part of the Consent Calendar.
- U. AGREEMENT FOR ANIMAL SHELTER SERVICES:**
ACTION: Approve the agreement renewal for animal sheltering services with the Los Angeles Society for the Prevention of Cruelty to Animals and authorize the City Manager to sign the agreement. Approved as part of the Consent Calendar.
- V. EXTENSION OF PARKING METER MAINTENANCE AGREEMENT WITH PRINCE ENTERPRISES, INC.:**
ACTION: Approve renewal of agreement with Prince Enterprises, Inc., for the maintenance and repair of City parking meters for one year. Approved as part of the Consent Calendar.

- W. RESOLUTION SUPPORTING SENATOR DAVID ROBERTI AND OPPOSING THE RECALL EFFORT BY GUN LOBBYISTS TO UNSEAT THE SENATOR:**
ACTION: 1) Adopt Resolution No. 94-1251, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING SENATOR ROBERTI AND OPPOSING THE RECALL EFFORT BY GUN LOBBYISTS TO UNSEAT THE SENATOR";
2) Direct staff to provide information to local residents about the recall campaign, without expense to the City.
- X. RESOLUTION OF THE CITY COUNCIL CONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY:**
ACTION: Approve and adopt Resolution No. 94-1250, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE EXISTENCE OF A LOCAL EMERGENCY."

3. PUBLIC HEARINGS: NONE

COUNCILMEMBER COMMENTS:

Councilmember Heilman announced that there would be transportation service to City Council meetings for East Side residents, on a trial basis, and anyone interested should call his office or the Transportation Department.

Mayor Pro Tem Land commented regarding the urgency item which had been added to the Consent Calendar, supporting Senator David Roberti. She stated that he can defeat the recall, and requested that each Councilmember sign the resolution so that it can be sent to Roberti.

4. UNFINISHED BUSINESS:

- A. APPROVAL OF REVISIONS TO CITY BUDGET REGARDING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUND REVENUE AND EXPENDITURE AMOUNTS:**

Debbie Potter provided background information as outlined in the staff report dated January 18, 1994.

ACTION: 1) Approve the revisions to the City Budget regarding CDBG Fund Revenue and Expenditure amounts.
2) Direct staff to explore using some of the CDBG money for next year to do expanded security in the neighborhoods, looking at improved security gates for buildings that don't have them, improved doors and windows, motion-sensitive lighting, etc., as a pilot project on the East Side.

Motion Land, seconded Koretz and unanimously carried.

- B. AGREEMENT WITH THRIFTY OIL FOR PURCHASE OF PROPERTY AT 8383 SANTA MONICA BLVD.:**
THIS ITEM WAS PULLED FROM THE AGENDA AT THE REQUEST OF STAFF, UNDER APPROVAL OF AGENDA.

5. NEW BUSINESS:

A. ORDINANCE AUTHORIZING THE CITY MANAGER TO SUSPEND, WAIVE, OR MODIFY CITY CODES, ORDINANCES, RESOLUTIONS, PROGRAMS AND RULES AND REGULATIONS AS DEEMED APPROPRIATE AND NECESSARY TO RESPOND TO THE LOCAL EMERGENCY:

Debbie Potter reported that this Ordinance would allow the City Manager to issue a series of orders to address the local emergency existing as a result of the Northridge Earthquake. State law requires that the orders be in writing and be publicized and noticed. In addition, the City Council must review the emergency declaration every 14 days, and at that time any additional orders that have been issued will be reported to Council.

ACTION: Adopt Ordinance No. 94-398U, "AN EMERGENCY ORDINANCE OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE CITY MANAGER AS DIRECTOR OF EMERGENCY SERVICES TO SUSPEND, WAIVE OR MODIFY CITY CODES, ORDINANCES, RESOLUTIONS, PROGRAMS, AND RULES AND REGULATIONS AS HE DEEMS APPROPRIATE AND NECESSARY TO RESPOND TO THE LOCAL EMERGENCY AND CONFERRING EMERGENCY POWERS UPON HIM AND DECLARING THE URGENCY THEREOF."

Motion Land second Heilman and unanimously carried.

EXCLUDED CONSENT CALENDAR: None.

CITIZEN COMMENTS:

MARK BURKETT, WEST HOLLYWOOD, read a statement describing a West Hollywood business coalition that has been formed to endorse new Council candidates.

JUDI PAULES, LOS ANGELES, spoke regarding the RFP for an exclusive waste collection franchise.

MEGO GODJAMANIAN, LOS ANGELES, spoke in opposition to the proposed exclusive franchise.

STUART ANDERSON, ADMINISTRATOR, WEST HOLLYWOOD TRANSPORTATION MANAGEMENT ORGANIZATION (TMO), reported on transportation services to West Hollywood since the earthquake--shuttle busses, etc.; looking at vanpool program, taxi vouchers, etc.

THOMAS CRAIL, W.H. CHAMBER OF COMMERCE, stated this City was spared a great deal during the quake; a lot of people pulled together; demonstrates the extraordinary character of this community.

BRUCE TRAUB, West Hollywood, stated that Councilmembers made disparaging remarks about his understanding of the budget--Human Services Department had highest budget. Commented on an incident at Plummer Park--a preschool student was choked. Stated Councilmember Land was responsible for putting preschool in a park.

EFFIE REUVENI, WEST HOLLYWOOD, said he'd like to know why there was a zip code appeal; a majority of residents oppose the

change. Don't like the lights on the East Side.

6. LEGISLATIVE:

A. ISSUANCE OF DISTRICT 6 PARKING PERMITS TO RESIDENTS ON THE NORTH SIDE OF FOUNTAIN AVENUE BETWEEN SWEETZER AVENUE AND HAVENHURST DRIVE:

Don Korotsky provided background information as outlined in the staff report.

ACTION: Introduce for first reading Ordinance No. 94-399, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD GOVERNING THE ISSUANCE OF PERMITS AND THE POSTING OF SIGNS WITHIN THE BOUNDARIES OF APPROVED PREFERENTIAL PARKING DISTRICTS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Heilman, seconded Lang and unanimously carried.

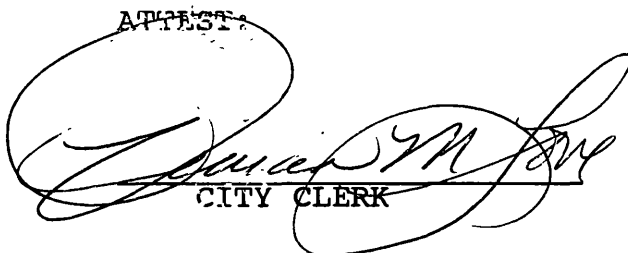
COUNCILMEMBER COMMENTS:

Councilmember Heilman commented on persons who spoke regarding the exclusive franchise; he stated they are not taking a very good approach. He stated that in response to David Cooley, we don't even need to discuss his charge of discrimination. The City had changed parking standards for his business, allowed reuse of the property, approved outdoor dining, development permit for Prey. He feels he can defy ordinances and regulations. He has a lot to offer the City; hope he can do so in a more productive manner.

ADJOURNMENT: The City Council adjourned at 9:38 p.m. in memory of Lou Widder and Arturo Bermudes, to a Special East Side Meeting on January 31, 1994 at 7:00 p.m. in Fiesta Hall at Plummer Park.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 7TH DAY OF FEBRUARY, 1993.


MAYOR

ATTEST:

CITY CLERK