

Councilmember Guarriello announced that the City had received two certificates of achievement for budget and financial reporting. The Finance Department personnel were introduced, especially Freny Kadimi for financial reporting, and Judith Wright for budget.

Mayor Lang announced that the Committee on Disability will be meeting on March 11, at 4:00 p.m., at the auditorium. Goldie Kahn is running for California Senior Legislature as incumbent. There will be a candidates' forum on March 3rd, at 1:30, 1222 N. Fairfax, Fairfax Towers. She asked that the Council adjourn in memory of Tiny Madanice. She and her husband Joe were one of golden couples honored last year. She died a couple of days ago.

TREASURER'S REPORT: Tabled to the meeting of March 15, 1993.

CITY MANAGER'S REPORT: This time has been set aside for the City Manager to update the Council on important items initiated by staff or previously requested by the City Council. Mr Brotzman reported that the Westside Summit, a coalition of Westside Cities, has invited those legislators who represent the Westside Cities to a meeting where they can share their concerns about the Governor's budget proposal to transfer property tax revenues to the school districts.

1. CITIZEN COMMENTS: This time has been set aside for members of the public to address the City Council on Consent Calendar Items, other agenda items if the member of the public cannot be present later in the meeting at the time the item is heard by the Council, and items of general interest. Testimony for public hearings will only be taken at the time of the hearing. This period shall be limited to 20 minutes, with no more than two minutes for each speaker.

The following persons came forward to address the City Council:
Bruce Traub, West Hollywood: Gave phone number of Council. Asked people to call and give their feelings about the utility tax.

Steve Martin, West Hollywood: Ad by Chamber which puts the City in a bad light.

Joseph Jimenez, West Hollywood: Willing to pay taxes if temporary and if there are serious cutbacks.

Charlie Mercer, Sunset Strip Association: Possible to achieve a 3.3 million dollar decrease in the budget. Would welcome the committee meeting with the City Manager, members of Council or Department heads.

Eddie Martell, Hollywood: The problem with the Formosa cafe has been resolved.

Alan Nixon, West Hollywood: Inefficiency of our parking control.

CONSENT CALENDAR: The following routine matters were acted

upon by one motion to approve with the consent of the Council or were removed by any Councilmember for separate discussion. Items removed for separate discussion will be heard following New Business Items. ACTION: Approve items 2a, b, c, d, f, g, h, i (as amended), j, k, l, m, n, p, q and r. Motion Heilman second Guarriello. Hearing no objection it was so ordered.

a. Posting of Agenda: The agenda for the meeting of Monday, March 1, 1993, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday, February 24, 1993.
ACTION: Receive and file.
Approved as part of the Consent Calendar.

b. Demand Register No. 240, Resolution No. 1102.
ACTION: Approve Demand Register No. 240 and adopt Resolution No. 1102.
Approved as part of the Consent Calendar.

c. Treasurer's Report - January 1993: ACTION: Table to meeting of March 15, 1993.
Approved as part of the Consent Calendar.

**d. Minutes: February 16, 1993.
February 22, 1993**
ACTION: Approve the minutes of February 16, 1993, and February 22, 1993.
Approved as part of the Consent Calendar.

e. Claims: None this period.

f. 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.

g. California Holocaust Memorial Week: ACTIONS: 1) Adopt Resolution No. 1103, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING STATE ASSEMBLY CONCURRENT RESOLUTION NO. 15, INTRODUCED BY ASSEMBLY MEMBER RICHARD KATZ, WHICH DESIGNATES APRIL 18-APRIL 25, 1993 AS CALIFORNIA HOLOCAUST MEMORIAL WEEK"; 2) direct staff to draft a letter to Assembly Member Richard Katz, author of ACR 15, indicating that the City Council of the City of West Hollywood fully supports this resolution; 3) direct staff to provide a copy of the City Council's Resolution No. 1103 to Assembly Member Katz and other legislators who introduced ACR 15.
Approved as part of the Consent Calendar.

h. Support of Assembly Bill No. 205--Protection and Planting of Trees in Cities and Counties: ACTIONS: 1) Approve Resolution No. 1104, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING STATE ASSEMBLY BILL NO. 205

- PROTECTION AND PLANTING OF TREES IN CITIES AND COUNTIES, INTRODUCED BY ASSEMBLY MEMBER TERRY B. FRIEDMAN"; 2) direct staff to send copies of the above resolution to Assembly Member Terry Friedman, and to other State legislators as appropriate. Approved as part of the Consent Calendar.

i. Resolution Amending the Taxi Rate Resolution and Clarifying the Taxi Discount Policy: ACTION: Adopt Resolution No. 1091, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING CHARGES FOR TAXI SERVICE PURSUANT TO ORDINANCE NO. 331 AND AMENDING RESOLUTION NO. 982." Approved as part of the Consent Calendar.

j. Resolution Denying the Appeal of Transportation Commission's Decision to Amend Bijan Enterprises' Taxicab Operator's License: ACTION: Adopt Resolution No. 1094, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD UPHOLDING THE FINDINGS OF TRANSPORTATION COMMISSION RESOLUTION NO. TC 92-011 AND DENYING THE APPEAL OF THE TRANSPORTATION COMMISSION'S DECISION TO AMEND BIJAN ENTERPRISES, INC.'S (CELEBRITY CAB COMPANY'S) TAXICAB OPERATOR'S LICENSE." Approved as part of the Consent Calendar.

k. Resolution Granting the Appeal of Sven J. Anderson and Creating the Craftsman District, an Historic District of the City of West Hollywood: ACTION: Adopt Resolution No. 1105, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, GRANTING THE APPEAL OF SVEN J. ANDERSON, DEFERRING ACTION ON THE APPEALS OF SARAH DURANT AND I. ROBERT BETON, AND AFFIRMING THE RECOMMENDATION OF THE CULTURAL HERITAGE ADVISORY BOARD, IN PART, DESIGNATING THE CRAFTSMAN DISTRICT AS AN HISTORIC DISTRICT OF THE CITY OF WEST HOLLYWOOD, INCLUDING PROPERTIES LOCATED AT 1009-1011, 1013, 1017 N. HANCOCK AVENUE AND 976, 986-988 N. PALM AVENUE, WEST HOLLYWOOD, CALIFORNIA." Approved as part of the Consent Calendar.

l. Ordinance Adopting a Statute of Limitations for Legal Challenges to Decisions of the Planning Commission and City Council: ACTION: Adopt on second reading Ordinance No. 359, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO THE LIMITATIONS PERIOD FOR CHALLENGING THE ADMINISTRATIVE OR QUASI-JUDICIAL ACTIONS OF THE CITY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.

m. Resolution Adopting an Amendment to Section 1.13.22 of the West Hollywood General Plan: ACTION: Approve and adopt Resolution No. 1106, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING AN AMENDMENT TO SECTION 1.13.22 OF THE WEST HOLLYWOOD GENERAL PLAN." Approved as part of the Consent Calendar.

n. Resolution Approving the Construction of a Parking

Structure at 8801 Sunset Boulevard - Tower Records:

ACTION: Approve and adopt Resolution No. 1107, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING DEVELOPMENT PERMIT 92-02, MINOR CONDITIONAL USE PERMIT 92-17, VARIANCE 92-01 AND MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING PLAN AND UPHOLDING THE PLANNING COMMISSION'S DECISION ON AN APPEAL FROM DAVID JEFFERS, ET AL., ON AN APPLICATION OF TOWER RECORDS FOR THE CONSTRUCTION OF A PARKING STRUCTURE AT 8801 SUNSET BOULEVARD, WEST HOLLYWOOD." Approved as part of the Consent Calendar.

o. Resolution of Approval for "House of Blues": REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. **ACTION:** Approve and adopt Resolution No. 1098, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING AN APPEAL BY STEVEN MARK AND APPROVING DEMOLITION PERMIT 92-08, DEVELOPMENT PERMIT 92-34, CONDITIONAL USE PERMIT 92-10, PARKING USE PERMIT 92-01, AND A MITIGATED NEGATIVE DECLARATION ON AN APPLICATION FILED BY ISAAC TIGRETT TO CONSTRUCT A 27,625 SQUARE FOOT COMMERCIAL STRUCTURE AT 8430 BOULEVARD, WEST HOLLYWOOD." Motion Heilman second Koretz. Hearing no objection it was so ordered.

p. Resolution in Support of AB 187, "Spousal Rape"
ACTIONS: 1) Adopt Resolution No. 1108, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF ASSEMBLY BILL NO. 187, SPOUSAL RAPE (SOLIS)"; 2) direct staff to send copies of Resolution No. 1108 to Assemblywoman Hilda Solis and to the members of the Assembly Public Safety Committee; 3) Direct the City's Sacramento lobbyist to lobby in favor of the passage of this legislation. Approved as part of the Consent Calendar.

q. Resolution Approving On-Site Sale of Alcoholic Beverages in an Existing Restaurant and Via Room Service at 900 Hammond Street: THIS ITEM WAS PULLED FROM THE AGENDA AT REQUEST OF STAFF. (Resolution was adopted February 16, 1993.)

r. Position Reclassification - Analyst I - Public Works/Rent Stabilization Department: **ACTIONS:** 1) Approve new position specification for Rent Stabilization Analyst I at grade 12 (attached to staff report); 2) approve the reclassification of Public Works Analyst I at GE-10 to Rent Stabilization Analyst I at GE-12; 3) delete the classification of Public Works Analyst I; 4) approve retroactivity of Rent Stabilization Analyst I at grade GE-11 to April 15, 1992. Approved as part of the Consent Calendar.

PUBLIC HEARINGS

3. WEST HOLLYWOOD INTEGRATED WASTE MANAGEMENT PLAN - APPROVAL OF THE WEST HOLLYWOOD SOURCE REDUCTION AND RECYCLING ELEMENT AND THE HOUSEHOLD HAZARDOUS WASTE ELEMENT: THIS HEARING IS TO

BE CONTINUED TO MARCH 15, 1993, AT REQUEST OF STAFF. ACTION: Open the public hearing and continue it open to the meeting of March 15, 1993. Motion Heilman second Land. Hearing no objection it was so ordered.

4. GREENACRE AVENUE PARKING STUDY: (Continued hearing) The staff report was given by Don Korotsky, who asked to continue with mediation. ACTION: Continue this hearing open and direct staff to continue with mediation and return this item when the mediation is completed. Motion Heilman second Land. Hearing no objection it was so ordered.

5. DESIGNATION OF 995, 1003 AND 1010-1012 N. HANCOCK AVENUE AS CONTRIBUTING PROPERTIES WITHIN THE CRAFTSMAN DISTRICT AND CONSIDERATION OF THE APPEALS OF SARAH DURANT AND I. ROBERT BETON, REQUESTING EXCLUSION OF THEIR PROPERTIES FROM THE HISTORIC DISTRICT: (Continued open from February 16.) ACTION: 1) Grant the appeals of Sarah Durant, owner of 995 and 1003 N. Hancock Avenue and I. Robert Beton, owner of 1010-1012 N. Hancock Avenue; 2) direct staff to prepare a resolution memorializing the City Council's action for adoption at the next City Council meeting. The staff report was given by Bill Meeker. Mayor Lang opened the public hearing and the following persons came forward to address the Council:

Rick Hernandez: On behalf of Sara Durant. Vigorously opposed to designation. Not an authentic Craftsman home. Building at 995 was moved in from North Hollywood in the 1920's.

Christine Risdon, Glendale: Sister of Hernandez. Sara Durant's daughter. Object to historic designation, 995 and 1003 Hancock. Has decreased the value of the property.

Robert Beton: House was moved onto the property in the 1920's. 1010 is not a Craftsman structure, it's stucco, sandwiched between two multi-unit buildings. Everything north of it is C-2. Only one on that side of the street.

No one else coming forward to speak, Mayor Lang closed the public hearing and returned this item to the Council for discussion.

Bill Meeker, in reply to questions from Council, stated that he is not aware of any evidence that supports the property owner's contention. If they were brought to the site, they are still Craftsman buildings. They've existed since that time frame at those locations.

Councilmember Heilman proposed that this item be continued until verification is received from the property owner.

ACTION: Grant the appeals of Sarah Durant, 995 and 1003 N. Hancock Ave., and Robert Beton, 1010-1012 N. Hancock Ave., as

these particular properties are not great examples of Craftsman houses and do not warrant designation. Direct staff to prepare the appropriate resolution based on the Councilmembers' comments and return to the Council. In addition, schedule a study session to again look at the ordinance.

Motion Land second Guarriello.

AYES: Guarriello, Koretz, Land, Mayor Lang.

NOES: None.

ABSTAIN: Heilman.

6. COMPREHENSIVE DEVELOPMENT PLAN - WARNER HOLLYWOOD STUDIOS:
(Continued hearing) The staff report was given by John Jakupcak. The following persons came forward to address the City Council:

Jim Sur, on behalf of Warner: Formosa Cafe preserved and relocated; the project will be a huge success for Warner, community, and City as a whole. One further item they would like direction on - the input from community was in support of shade trees and that has been incorporated into the project master plan. Now need the City to specify the type of trees.

ACTION: Adopt Resolution No. 1109, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING COMPREHENSIVE DEVELOPMENT PLAN 90-01 AND DEVELOPMENT PERMIT 92-51 FILED BY WARNER HOLLYWOOD STUDIOS LOCATED AT 1041 N. FORMOSA AVENUE AND 7116-7156 SANTA MONICA BOULEVARD," with two changes: move 4.8p, under conditions for construction mitigation, to 8.1 where other resource conservation items are and in 7.11, change "business" to "businesses". Motion Heilman second Land.

AYES: Guarriello, Heilman, Koretz, Land, Mayor Lang.

NOES: None.

Motion carried.

7. ZONING TEXT AMENDMENT 92-02, AMENDING CHAPTERS 9210, 9220, 9300, 9380, 9410, 9510, 9530, 9560, 9620 AND 9700, AND CREATING CHAPTER 9800 OF THE WEST HOLLYWOOD ZONING ORDINANCE (ARTICLE IX OF THE WEST HOLLYWOOD MUNICIPAL CODE): RECOMMENDED ACTION:
Open the public hearing, accept testimony from anyone wishing to speak, and then, if appropriate, introduce on first reading Ordinance No. _____, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD, ADOPTING AMENDMENTS TO CHAPTERS 9210, 9220, 9300, 9380, 9410, 9510, 9560, 9620 AND 9700, AND CREATING CHAPTER 9800 OF ARTICLE IX OF THE WEST HOLLYWOOD MUNICIPAL CODE (ZONING ORDINANCE.)"

The Deputy City Clerk reported that this item was noticed in a quarter page Ad on February 17, 1993, in the L. A. Independent Newspaper and posted at Plummer Park, the San Vicente Library, the Sheriff's Station and City Hall.

The staff report was given by Anne Browning and Bill Meeker.

Mayor Lang opened the public hearing and the following persons came forward to address the Council:

Mark Burkett, West Hollywood: Encourage Council to approve, in

particular the shared parking. Need to maximize the parking that is available in the City.
David Nevenez, West Hollywood: In support of offsite parking for businesses in proximity of PDC.
Chris Hart, Los Angeles: In support of the zoning text amendments, in particular shared parking.
David Cooley, West Hollywood: In support of shared parking.

Margaret Anne Blanchar, Santa Monica, for Jeffrey Seymour: Highlight three issues the streamlining committee believes not yet resolved. Offsite parking should be approved. Requirements for annual renewal not necessary. If appeal made, applicant should have opportunity to appeal twice. Stan Lothridge, West Hollywood: Opposed to changes in appeal process.

Michael Donalson, Century City: Represent property owner of 8760 Shoreham Drive. Supports amendment on conversion of single-family homes to office uses. Presented a petition of support with approximately 200 signatures from neighborhood.

Michel LeChasseur, Mgr. of Rage on S.M.B.: Offsite parking should be for all businesses. Does not add any parking spaces. Scott Forbes, West Hollywood: Opposed to shared parking aspect of proposal. Not adequately noticed. Not one additional space is being added; intensification of use is being added. Not fair to the businesses that are there now.

Bruce Traub, West Hollywood: Oppose changes in appeal process. Jeanne Dobrin, West Hollywood: Condos and houses should have same right to two signs on a corner lot. Oppose changes in appeal process.

No one else coming forward to speak, Mayor Lang returned this item to the Council for discussion. Discussion was held on shared parking, signage, appeal process and number of appeals that can be filed, and residential commercial properties.

Mayor Lang called a recess at 9:30 p.m., and announced that there was a cake in the back of the room, to celebrate Councilmember Guarriello's birthday. The Council reconvened at 9:45 p.m.

(FURTHER DISCUSSION)

ACTION: Delay decision-making on the sign ordinance portion and direct staff to follow up on questions raised tonight and set up a study session. Motion Heilman second Guarriello. Hearing no objection it was so ordered.

FURTHER ACTION: Approve the text amendment with the following changes 1) allow director to approve parking structures in commercial zones along the same lines as other projects - below 10,000 square feet; 2) approve parking zone with expansion of that zone to La Peer, delete annual review, delete sunset clause of one year, direction to staff to look at other areas where that could take place and to study whether this is a viable option for businesses. These off-site parking agreements to be approved by the Planning Commission. 3) Add language regarding the noticing signs that indicate that technical defects in the size of the sign, or any other technical defect, are not grounds for invalidating the notice where it is clear that there has been substantial compliance and notice has been adequate. 4) Hold appeal process for separate discussion. Motion Heilman second Land. Hearing no

objection it was so ordered.

FURTHER ACTION: Appeal Process amendment - need 15 signatures within the noticing requirement area; if no noticing requirement, within a 500 foot radius; outside of 500 feet, signatures of 50 people and the fee set by Council Resolution. Item can be appealed once to a body, but two Councilmembers can bring the appeal before Council. Motion Land second Koretz. Hearing no objection it was so ordered.

FURTHER ACTION: Adopt the staff recommendation re. single family homes converting to commercial in a trial area near Sunset (Shoreham and De Longpre) to serve as a model. Motion Koretz second Land. Hearing no objection it was so ordered.

Staff was directed to come back with the ordinance.

COUNCILMEMBER COMMENTS: This portion of the meeting shall be set aside for general comments, announcements, requests of staff, and/or other issues of concern from members of the City Council. THERE WERE NONE AT THIS TIME.

UNFINISHED BUSINESS

8. APPOINTMENT OF MEMBERS TO THE WOMEN'S ADVISORY COUNCIL:

ACTION: Select the following 14 at-large members to serve a two-year term on the newly formed Women's Advisory Council: Karyl Lea Draper, Carol Fenelon, D'lynda Fischer, Suzanne Gage, Maria Garzino, Roseanne Henry, Helen Levin, Vee Hart Mell, Bonnie Miller, Nicole Perlman, Kim Schneider, Fran Solomon, Judith Weidman, Wendy Kruger. Motion Land second Guarriello. Hearing no objection it was so ordered.

9. APPOINTMENTS AND REAPPOINTMENTS TO THE LESBIAN AND GAY ADVISORY COUNCIL:

ACTION: Appoint William Griffin, Jr., Nicholas DiMartino, Robin Merrill and JoAnn Clark to the Lesbian and Gay Advisory Council to serve two-year terms. Also, reappoint Ernest Over. Motion Heilman second Land. Hearing no objection it was so ordered.

10. 1992-93 FISCAL YEAR - MIDYEAR REPORT: ACTIONS: Amend the General Fund reserve for cost by reducing property tax revenue estimates by \$485,000 and increasing County CIP Grant by \$200,000. Motion Koretz, second Heilman. Hearing no objection it was so ordered.

Charlie Mercer addressed the Council and stated that this was a good report. It should be put out to the community that the shortfall is now \$285,000 and not half a million.

City Manager Brotzman replied that the shortfall remains for next year at \$1.7 million, so it's corrected for this year but not for next year.

11. THIS ITEM HAS BEEN PULLED FROM THE AGENDA AT REQUEST OF COUNCIL.

EXCLUDED CONSENT CALENDAR: Items removed from the Consent Calendar for separate discussion shall be considered at this time. Item 20 "Resolution of Approval for "House of Blues" was removed from the consent calendar for discussion at this time, but is listed in its original position on the agenda for clarity.

CITIZEN COMMENTS: This time has been set aside for the public to address the Council on any item of interest that could not be heard under Item 1 at the beginning of the meeting. The following persons came forward to address the City Council:

Stan Lothridge, West Hollywood: Regarding Charlie Mercer's white paper showing how the budget could be cut.

Jeanne Dobrin, West Hollywood: Planning Commission agendas and metallic balloons.

LEGISLATIVE

12. ORDINANCE MAKING AMENDMENTS TO THE TAXICAB REGULATION ORDINANCE: The staff report was given by Chris Patrouch. Several changes to the taxi ordinance are proposed: 1) changes recommended by city prosecutor, 2) additional operator requirements, 3) specific financial requirements, 4) revised appeal proceedings, and 5) revised insurance requirements.

Howard Sunkin, on behalf of Checkered cab: object to the section on back window screens and should not have to provide a certified financial statement.

Councilmember Heilman suggested that they change the language to say "income tax return, or a certified financial statement where there is no income tax return, or where the Director determines that the income tax return is insufficient." City Attorney Jenkins suggested, "Where it does not accurately depict the applicant's financial condition."

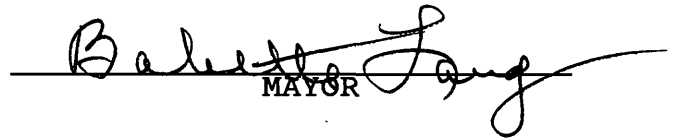
ACTION: Introduce on first reading Ordinance No. 360, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO THE TAXICAB ORDINANCE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." with deletion of the entire d.2 section, (page 4), and with the new language by the City Attorney on the financial statement and on advertising. Motion Land second Heilman. Hearing no objection it was so ordered.

COUNCILMEMBER COMMENTS: Additional general comments, announcements, requests of staff and/or other issues of concern to Councilmembers were presented at this time. Councilmember Guarriello thanked his wife Rita for the birthday cake.

Councilmember Land asked the City Manager and staff to work with "The March on Washington" to erect their banners.

ADJOURNMENT The meeting adjourned at 10:50 p.m., in memory of Carmela "Tiny" Madanice, to a regular adjourned meeting on March 15, 1993 at West Hollywood Park Auditorium at 6:00 p.m. for closed session and 7:00 p.m. for the public meeting.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 15TH DAY OF MARCH, 1993.


MAYOR

ATTEST:


CITY CLERK