

**MINUTES
CITY COUNCIL MEETING
APRIL 6, 1992
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:00 P.M. - CLOSED SESSION: This time was 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.

REGULAR MEETING

CALL TO ORDER: Mayor Koretz called the meeting to order at 7:17 p.m.

PLEDGE OF ALLEGIANCE: The Pledge was led by Effie Reuveni.

ROLL CALL:

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

ALSO PRESENT: City Manager Brotzman
Assist. City Attorney Hogin

REPORT OF CLOSED SESSION: Mayor Koretz reported that the Council had met in closed session and had discussed the cases of Toby Klaparda v. City of West Hollywood and James Klaparda v. City of West Hollywood, and two claims.

ACTION: Approve the claims of Trudi Day and Gary Pyle. Motion Guarriello second Land. Hearing no objection it was so ordered.

APPROVAL OF AGENDA: Mayor Koretz announced that Items 2i, 3, and 5 had been removed from the agenda. **ACTION:** Pull 2u for two weeks; pull 2n and 2l for separate discussion or comment after New Business. Approve agenda as amended. By consensus.

PROCLAMATIONS

AND COMMENDATIONS: Kathleen Sonnert, Recycler of the Month, was presented with a check for \$200, by Councilmember Land. Mayor Koretz presented a proclamation to Toastmasters, International, on their 67th anniversary, and announced the week of April 20 as Toastmasters, International, Week. Virginia Rodriguez, District One Lt. Governor of Education and Training, accepted the proclamation on behalf of all the Toastmasters Clubs.

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. City Manager Brotzman reported on a meeting on last Monday and Tuesday with Sheriff's Department command personnel and City Managers of about 35 other cities that contract with Los Angeles

County Sheriff's Department for law enforcement services. A result of those meetings was a commitment from the Sheriff's Department to tailor their services to the needs of individual cities. A subcommittee of eight or nine city managers was formed to continue to work with the Sheriff's Department.

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:

Jennifer Bassey, West Hollywood: Regarding 1320 N. Harper; developers wouldn't meet with residents; Council has not supported the residents' efforts to preserve historical buildings and the trees.

Dana Taylor (homeless), West Hollywood: Thanked Council and Abbe Land for homeless program.

Paul Amirault, West Hollywood: On Steering committee for W.H. Citizens for Better Police Protection--in support of West Hollywood police department. Would not be too costly. Our report is being hand-delivered tonight to Council candidates, press. Fifteen hundred signatures have been collected.

Earl Howard, West Hollywood: In support of West Hollywood Police Dept. Demand City do an impartial study on a W.H.P.D.

D'Lynda Fischer, West Hollywood: Chair, Women's Issues Subcommittee; the success of events for Women's History Month. Held seminars; one televised; will put together a candidates' forum next month.

Rob Roberts, West Hollywood: HIV positive; initiator of protest in Sacramento against Wilson. Regarding literature unfairly slandering Abbe Land, Paul Koretz, John Heilman. These statements are undeserved. Thanked Heilman, Land, Koretz, and Deanna Stevenson for their support. Support re-election of incumbents.

Dean Licitra, West Hollywood: Co-Chair, Gay and Lesbian Sheriff's Conference Committee. Lack of leadership on the Council as a whole. Only two Councilmembers responded to a memo from the Conference Committee.

Muriel Pollack, West Hollywood: February Issue of News and World Report, problems on the East Side--assaults, auto thefts. Vote for Smith, Pierson.

Adam Devetian, West Hollywood: Have a question for City Manager Brotzman regarding the study on forming a West Hollywood Police Dept. We could contact his office later in the week for a response.

Jim Kazakos, West Hollywood: Increasing crime in West Hollywood; assaults, cars stolen. Ordinances impeding businesses; changing meters to a quarter--made it more difficult for businesses.

I shop in Beverly Hills.

Greg Gilbert, West Hollywood: Gay-bashing--why is this happening? Where? Across the street from Sheriff's Dept. Deputy told me to stay away because he doesn't want my blood on him. Most bashings on a Friday and Saturday night. It's time Council did something.

Doug Routh, West Hollywood: Chair, W.H. Chapter of CES. AB 2541 and AB 2563, would have put restrictions on renters' rights. Through major effort by CES, it has been disrailed. Importance of supporting Council incumbents who supported our rent control on local and higher levels.

Mark Heinemann, West Hollywood: Problem with Rent Stabilization Department Hearing Examiner; problems with Rent Stabilization Board; attack of a tenant by the landlord; harassment of tenants by landlord.

(At this time David Amorena, West Hollywood, along with other members of the public, came forward and demanded that the remainder of Citizen Comments be heard now rather than later in the meeting, because of the pending election and the number of people who wished to speak.

Mayor Koretz informed Amorena that he was out of order; Councilmember Land suggested that the City Council accept public comments for ten more minutes, as a compromise, and then go on to the public hearing. The rest of Council agreed, and the following persons were heard.)

Kevin Notre, West Hollywood: Regarding the budget--cuts were ten percent across the board without looking at what the residents needed. Look at tree trimming and taxi coupons.

Bob Pierson, West Hollywood: (Council candidate) Have got enormous endorsement; excited about the race; commitment to a clean campaign. Invite the public to come out Tuesday night for a candidates' forum.

Norman Chramoff, West Hollywood: People not voting; Council squandering money; support Rachelle Smith.

Jeanne Dobrin, West Hollywood: Am very satisfied with Sheriff's Dept., as 85 percent of residents are. Restaurant not serving dinner; more drunk driving arrests than any other City.

Rachelle Sommers Smith, West Hollywood: (Council candidate)
(Read from a proposed code of ethics.)

Ralph Feeley, West Hollywood: A renter for last nine years. Broken promises; crime and foot patrols. CES is a political machine; lost touch with the people. Vote for Smith and Pierson.

2. 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 were heard following New Business Items. ACTION: Approve Consent Calendar Items 2a, b, c, d, e, f, g, h, j, k, m, o, p, q, r, s, and t. Motion Land second Heilman. Hearing no objection it was so ordered.

a. Posting of Agenda: The agenda for the meeting of Monday, April 6, 1992, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday,

April 1, 1992.

ACTION: Receive and file.

Approved as part of the Consent Calendar.

b. Demand Register No. 218, Resolution No. 956.

ACTION: Approve Demand Register No. 218 and adopt Resolution No. 956.

Approved as part of the Consent Calendar.

c. Minutes: March 16, 1992.

ACTION: Approve the minutes of March 16, 1992.

Approved as part of the Consent Calendar.

d. Claims: County of Los Angeles

Thomas Rodowicz

Gary Pyle

ACTION: Deny the claims of the County of Los Angeles and Thomas Rodowicz without comment and refer to the City's claims adjustor. Take action on the claim of Gary Pyle as discussed in Closed Session on April 6, 1992.

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. Ordinance No. 328 - Removing Introductory Services from Businesses Required to be Licensed: ACTION: Adopt on second reading Ordinance No. 328, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING BUSINESS REGULATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Approved as part of the Consent Calendar.

g. Ordinance No. 329 - Increasing the Number of One-Day Dated Visitor Permits Available, to 50: ACTION: Adopt on second Reading Ordinance No. 329, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD INCREASING THE NUMBER OF ONE DAY DATED GUEST PERMITS AVAILABLE TO RESIDENTS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Approved as part of the Consent Calendar.

h. Joint Study Session - Council and Planning Commission Regarding Homeownership Programs/Policies - April 27:

ACTION: Approve 6:00 p.m., April 27, 1992, as the date and time for the joint study session on homeownership issues.

Approved as part of the Consent Calendar.

i. Christopher Street West: Gay and Lesbian Pride Parade and Festival: THIS ITEM WAS PULLED FROM THE AGENDA AT REQUEST OF STAFF.

j. Strategic Plan Process: ACTION: 1) Endorse the strategic directions proposed in the Vision 2000 document and 2) direct staff

to incorporate the issues and goals proposed in Vision 2000 and the minutes of the Advisory Body meeting of February 24, 1992, into the FY 1992-93 work programs, as appropriate within adopted budget guidelines.

Approved as part of the Consent Calendar.

k. State Department of Aging Adult Day Health Care Contract Authorization: ACTION: Authorize the City Manager to sign contract #HC-9192-01 with the State Department of Aging, in the amount of \$75,000, to fund direct services at the Adult Day Health Care Center for people with AIDS.

Approved as part of the Consent Calendar.

l. (Moved to Excluded Consent Calendar.)

m. Donation to the City of West Hollywood from the Doris Day Pet Foundation in Support of a Free Spay/Neuter Program for Animals: ACTION: Accept the donation from the Doris Day Pet Foundation; authorize the use of the \$10,000 to fund a free spay and neuter program, as outlined.

Approved as part of the Consent Calendar.

n. (Moved to Excluded Consent Calendar.)

o. Purchase of Street Trees and Planting Materials for the 1992 Residential Street Tree Planting Project: ACTION: Accept the bid from Golden Bear Arborists for the purchase of street trees and planting materials, in the amount of \$26,417.76, for the 1992 Residential Street Tree Planting Project.

Approved as part of the Consent Calendar.

p. Approval to Enter into an Agreement with Walker Parking consultants/Engineering Inc. for Development of a Parking/Supply Demand Model: ACTION: Authorize the City Manager to enter into an agreement with Walker Parking Consultants/Engineers Inc. to develop a Parking Supply and Demand Management Model for the City of West Hollywood in an amount not to exceed \$24,750.

Approved as part of the Consent Calendar.

q. Resolution Superseding Resolution No. 114 and Designating the County of Los Angeles Department of Health as the Lead Enforcement Agency for Solid Waste Management for the City of West Hollywood: ACTION: Adopt Resolution No. 957, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING THE LOS ANGELES COUNTY DEPARTMENT OF HEALTH SERVICES AS THE LOCAL ENFORCEMENT AGENCY TO CARRY OUT THE PROVISIONS OF THE INTEGRATED WASTE MANAGEMENT ACT OF 1989."

Approved as part of the Consent Calendar.

r. Resolution Approving the \$120,000 Grant Application to the California Integrated Waste Management Board for Household Hazardous Waste Management: ACTION: Adopt Resolution No. 958, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION FOR GRANT FUNDS FROM THE CALIFORNIA

INTEGRATED WASTE MANAGEMENT BOARD FOR THE IMPLEMENTATION OF A HOUSEHOLD HAZARDOUS WASTE DIVERSION AND RECYCLING PROGRAM," which authorizes the submission of a grant application to the California Integrated Waste Management Board.
Approved as part of the Consent Calendar.

s. Notice of Completion for HVAC Renovation for West Hollywood Park Auditorium and Plummer Park Community Building:
ACTION: Authorize the City Clerk to record the Notice of Completion for the HVAC Renovation for West Hollywood Park Auditorium and Plummer Park Senior Center project, C.I.P. #271, with the Los Angeles County Recorder; and, upon notification from the Landscape and Buildings Manager, to release the payment and performance bonds.
Approved as part of the Consent Calendar.

t. Resolution Denying the Designation of 8760 Shoreham Drive as a Cultural Resource: ACTION: Approve Resolution No. 959, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING AN APPEAL OF A DECISION OF THE CULTURAL HERITAGE ADVISORY BOARD TO DENY THE DESIGNATION APPLICATION FOR 8760 SHOREHAM AS A CULTURAL RESOURCE."
Approved as part of the Consent Calendar.

u. Position Reclassification, Staff Assistant I/Landscape and Building Maintenance Division: THIS ITEM WAS TABLED, UNDER APPROVAL OF AGENDA, TO THE MEETING OF MAY 4.

PUBLIC HEARINGS

3. APPEAL REGARDING 923-925 N. HAVENHURST DR. - APPEAL OF CONDITIONS OF APPROVAL, C.U.P. 91-17: (Tabled from 3/16/92.) THIS ITEM WAS PULLED FROM THE AGENDA, BECAUSE THE APPLICANT FOR CONDITIONAL USE PERMIT 91-17 HAD WITHDRAWN THE APPEAL FROM FURTHER CONSIDERATION BY COUNCIL.

4. APPEAL OF PLANNING COMMISSION DECISION TO APPROVE THE DEMOLITION OF AN EXISTING 3,800 SQUARE FOOT COMMERCIAL STRUCTURE AND CONSTRUCTION OF A 47,032 SQUARE FOOT MIXED-USE PROJECT: (Continued open from March 2, 1992.) RECOMMENDED ACTION: Open the public hearing, accept testimony from anyone wishing to speak, and then, if appropriate, deny the appeals and adopt Resolution No. _____, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING APPEALS BY EDWIN SILVER AND THE TENANTS OF THE SUNSET LANAI BUILDING AND UPHOLDING THE PLANNING COMMISSION'S DECISION TO APPROVE DEMOLITION PERMIT 91-11, DEVELOPMENT PERMIT 91-22 AND A MITIGATED NEGATIVE DECLARATION ON AN APPLICATION FILED BY CHARLIE MERCER TO DEMOLISH AN EXISTING COMMERCIAL STRUCTURE AND CONSTRUCT A MIXED-USE (COMMERCIAL/RESIDENTIAL) DEVELOPMENT AT 8282 SUNSET BOULEVARD, WEST HOLLYWOOD."

John Jakupcak, Associate Planner, reported on this Item, summarizing and analyzing the reasons for the appeal, and said that staff recommends that Council deny the appeals. However, on the advice of the City Attorney, condition 8.5 in the Resolution should

be revised to read, "The project shall comply with all rear and side yard setbacks." By making this change, the Development Permit is not tied to the variance, but the applicant is still free to pursue a variance.

John Jakupcak, Planning Manager Anne Browning, and Chris Patrouch, Transportation Department, responded to questions from Councilmember Heilman with regard to employee parking and buffer requirements.

Mayor Koretz opened the public hearing and asked for a report on noticing. The Deputy City Clerk reported that this hearing had originally been scheduled for March 2, 1992, and that notice had been published on February 5, 1992 in the West Hollywood Independent, and notice had been posted at City Hall and the three required posting places. On March 2, the hearing had been continued to today's date, April 6, 1992.

The following persons addressed the Council:

Gene Smith, West Hollywood: (Representing the Project) Spoke on behalf of the project, describing the architecture and design, parking, uses, etc. A mixed-use project, incorporating an urban village concept; will be a great addition to Sunset Blvd., encourage pedestrian activity.

Charlie Mercer (Applicant): Spoke on the history of the property, requirements under the County zoning ordinance.

Edwin Silver, Los Angeles (Appellant): One of the owners of Sunset Lanai. Numerous inaccuracies and inconsistencies in staff report. There are six matters in the appeal, not five matters; issue of unlawful taking by eminent domain; landscaping. Side yard is supposed to be within the lot.

Bernard Judge, West Hollywood: (On behalf of appeal.) Doesn't meet requirements of the General Plan--requires a 15 foot buffer. It's up to the developer to provide that 15 feet, not a neighbor. A buffer is an open space; the staff is taking 10 feet off neighbor's property; staff recommendation is illegal; I have interviewed Mark Winogrand and a list of experts.

Dan Silver, West Hollywood: Resident of Sunset Lanai. Twofold objection: first, destruction of a currently livable neighborhood by massive overdevelopment; second, adverse impacts. Ugly building. Planning staff has been biased. Should require a full EIR; should require 15-foot buffer, employee parking.

Cynthia Harris, West Hollywood: City has become pro commercial development. Parking problem. There goes quiet neighborhood.

Franklin Cover, 1422 N. Sweetzer: A resident there since 1974. Would remind council of original goals for West Hollywood. This building too big for the lot, will ruin our neighborhood.

Barbara Pilavin, 1422 N. Sweetzer: The tenants have expressed what I would have said.

Mike Radcliffe, West Hollywood: President, W.H. Community Alliance. We support Charles Mercer in this project. The Building is much needed on the Strip. Please expedite this project; help the business community.

Michael Soumex, 8250 Sunset: In support of project; will enhance the location.

Rachelle Smith, West Hollywood: In support of project.

Bernard Judge, Los Angeles: Experts said you can't use other people's property as a buffer. Should not approve it as it is.

Ruth Bregman, West Hollywood: (Did not speak.)

Gary Pearlson, West Hollywood: Too large a structure; too close to Sunset Lanai. Should measure from property line. Do an EIR; do a temporary soundwall; limit hours of construction.

Donny Cacy, West Hollywood: In favor of project.

Bernice Altschul, West Hollywood: In favor of project.

Bob Greene, West Hollywood: In favor--most beautiful project in West Hollywood.

Stan Lothridge, West Hollywood: Hope the residents of Sunset Lanai have learned a lesson--this Council is not for us.

Jeanne Dobrin, West Hollywood: Mr. Mercer's point is very good.

It must be decided on the General Plan and the zoning ordinance and the findings. There is a lack in the zoning ordinance. The building is ugly. Decide what is meant by a buffer.

Jamie Wolf, W.H. Conservation League: In favor of project--it's gone through several redesigns. An example of cooperation.

Charlie Mercer (Rebuttal): The history--20 years ago the fire lane was illegally blocked; Fire Dept. should address this issue.

Regarding buffer, the project was designed using the buffer requirements of the General Plan and the zoning ordinance, and at staff direction. Over 60 feet of side yard has setback of seven and a half feet, and 32 feet of the 220 foot side yard has even more setback and is entirely open space. There will be benefits for the Sunset Lanai--it does create a sound barrier, safety and security.

Landscaping: Back in 1975, there were no trees on 8282 sunset parking lot; I and my Mom planted those trees 15 years ago. Those trees now have huge ground roots; must be cut down. Italian cypress can be grown over a garage. Shade and shadow: at no time of day will any shade fall on Sunset Lanai. They will be shading me.

Edwin Silver (Rebuttal): This 40-foot cypress can't grow in a five foot space. Unconstitutional taking of land. The explicit language calls for 15 foot boundaries. At least should be seven feet. Will preclude development of our property.

Bernard Judge (Rebuttal): It will boil down to the definition of a buffer. Staff is illogical; one can't "own" the other property.

There being no further public speakers, this Item was returned to Council for discussion.

Councilmembers held discussion and questioned staff with regard to the issues of employee parking, in-lieu parking fees, subventions, the interpretation of "buffer", construction sound, landscaping.

Assistant City Attorney Christi Hogin stated that the definition of buffer is very clear in the zoning ordinance: fifteen feet between structures (as distinguished from the side yard setbacks themselves); in her opinion, as staff is recommending, it meets all the requirements of the code.

Councilmember Land said she would like additional language regarding parking, and on Saturdays, only inside construction; a construction management plan should be adhered to--be sure people have access back and forth during construction. Mayor Koretz asked staff opinion on the Italian cypress. John Jakupcak said the landscaping plan would be approved by the Community Development Director and Cyndy Holtz, Landscape Division.

MOTION BY COUNCILMEMBER HEILMAN: Grant the appeal in part and revise the Resolution to require free employee parking with preference for carpools and other types of activities that will reduce single vehicle occupancy trips; require during construction, adequate soundwalls or other devices that will protect the residents during the construction phase (may even be something in the residents' building, if agreeable to the residents, such as improved windows or other things that will reduce sound of construction); and require the building to be set back from the property line at least seven feet in all places, and up to ten feet where possible, without requiring a complete redesign of the building; and require adequate mature landscaping in the project. Motion by Heilman, second by Lang.

At this time Councilmember Guarriello asked the developer, Charles Mercer, how this motion would affect the design. Charles Mercer replied emphatically that if he must redesign the building with any other setback than currently proposed, he would abandon the project. It is not economically possible to go through another redesign. After all the meetings and redesigns he has gone through, it would be unjust.

Councilmember Lang stated, apparently she had misunderstood the motion--didn't understand it required redesign--it would be unfair to ask for redesign--she retracted her seconding of the motion.

Mayor Koretz commented that this should be constructed in whatever way will make it less of an impact on the residents; dealing with the parking is important; mitigate the impact of construction; make sure the landscaping is as attractive as possible.

Councilmember Land said she would go along with the project, if conditions could be added on employee parking and shared parking.

ACTION: To approve the staff recommendation and accept the project as proposed, with additional conditions: that the developer require free parking (two-hour validated parking for customers; free employee parking on-site (with revisitation of that at some point); that a soundwall or some type of protection be provided for the Sunset Lanai residents during the construction phase. Motion Guarriello second Lang.

AYES: Guarriello, Land, Lang, Mayor Koretz.

NOES: Heilman.

Motion carried. (The resolution to come back later for formal adoption by Council.)

Mayor Koretz called a recess at 9:52 p.m.
The City Council reconvened at 10:05 p.m.

COUNCILMEMBERS COMMENTS:

Councilmember Guarriello suggested that from now on the speaker slips should indicate the time, and the one who turns it in first should speak first.

Councilmember Land said that a restaurant, "Jingo's", had opened up on Gardner. The L.A. Times said it's a bar. Direction was given to staff to have them come in to get C.U.P.

Councilmember Land announced also, that this is National Victim's Rights Week, to call attention to the needs and rights of crime victims.

Councilmember Heilman said that the City has been requested once again to co-sponsor the AIDS Candlelight Vigil, and staff recommends we let our name be used. It will take place in Echo Park in May. Council agreed by consensus.

Mayor Koretz commented in response to a remark that he had received a contribution from gambling people--if they're crazy enough to do it, I'm willing to take it; doesn't impact his opposition to gambling. Regarding the Gay and Lesbian Council, have not said anything about what they should be doing. The 20-minute Citizen Comment period is for people who have to leave early.

UNFINISHED BUSINESS

5. CITY OF WEST HOLLYWOOD INVESTMENT POLICY: THIS ITEM WAS PULLED FROM THE AGENDA AT REQUEST OF STAFF.

6. MIDYEAR BUDGET CUTS FOR 1991-92 FISCAL YEAR:

Councilmember Heilman reported on this Item, and the following persons addressed the Council:

Bruce Traub, West Hollywood: Marketing Corporation should not have been backed so heavily from the beginning; not collecting the taxes from Ashkenazy; after this election you'll all vote to raise taxes.

Jeanne Dobrin, West Hollywood: Get rid of all trips for Commission and Board members.

Mayor Koretz said he would like more choices the next fiscal year, for budget cuts; he had opposed the Ashkenazy settlement and the business license tax.

ACTION: Approve and adopt the recommendations for further expenditure reductions for fiscal year 1991-92, in the amount of \$109,926.

Motion Heilman second Koretz.

Hearing no objection it was so ordered.

7. COMPREHENSIVE IMPROVEMENT PROGRAM FOR THE EAST END OF WEST HOLLYWOOD FROM LA BREA TO FAIRFAX, PART I:

Anne Browning, Planning Manager, introduced the Item: Among specific problems: a number of large landowners are repeat violators of the code; vacant and abandoned properties; impacts of

commercial properties; enforcement mechanisms the City doesn't have in place completely. Sue Wilcox has identified areas where we could do a better job. She will talk on proposed changes, continuing efforts.

Sue Wilcox, Code Enforcement Officer, explained the staff's proposals: Two ordinance changes are being presented. A long list of things to be revised. First, ordinance language about securing of vacant properties. Second, revision of abatement procedures--our aim is to bring them up to date, make it less risky about the City recouping its costs. Abatement procedures and prosecution procedures--still complicated; everyone still has the right to due process. We request you also approve a revision in the language of the noise ordinance regarding construction hours. The General Plan says 8:00 a.m. to 7:00 p.m. Monday through Friday, indoor construction on Saturday (differs from noise ordinance). We get into conflicts with the construction manager. Would like to improve and expand the methods of prosecution and enforcement; coordinate with outside agencies; develop a process for community involvement. Would like to work with City agencies to help people with limited resources afford to comply. Protect present residents from being displaced. Recommend that Council approve the language of the vacant property and nuisance proposals, and direct the City Attorney to prepare all the ordinances, etc.

The following persons came forward to address the Council:
Craig Reuss, West Hollywood, President, Homeowners Association: We've worked for improvement on East side; had trouble working with code enforcement, building and safety. Had to call Council offices directly. East Side has incredible potential--only three blocks from great places on Melrose. Support this proposed ordinance.

Mike Radcliffe, West Hollywood: The proposed ordinance should be for the entire City, not just the East End. Tired of being told what we'll do on the east end. The noise ordinance will have to consider the movie industry. Please deal with the property owners and business people.

Jeanne Dobrin, West Hollywood: In support.

Mayor Koretz commented that this should take in the whole City; part of the problem is the service request system not working too well; suggest we go back to the former service request computerized system, avoid duplication.

Councilmember Land commented that obviously by changing the City ordinances, they are for the entire City; see how the Oki Dog site has been cleaned up, by working together and using ordinance changes.

Councilmember Guarriello commended Sue Wilcox and the other staff for their work on this Item.

Councilmember Heilman commented that code enforcement will not solve all the problems on the East End; there has to be new development.

Gay Forbes, Community Development Director, clarified that resources are not being withdrawn in any way from the rest of the City; the codes are enforced all over the City.

ACTION:

- 1) Approve the proposed language for vacant and abandoned property standards and direct the City Attorney to prepare the ordinance;
- 2) Approve the language of the proposed revision of Article VI, Chapter IV, Abatement of Nuisances, and direct the City Attorney to prepare the ordinance;
- 3) Direct staff to meet with representatives of other divisions and departments, including Building and Safety, Environmental Services, Transportation, Rent Stabilization, West Hollywood Sheriff's and County Environmental Health to establish an informational network on those future steps which will require interjurisdictional input and cooperation;
- 4) Direct staff to return in 90 days with report on future steps proposed in Background/Analysis Section of the staff report.

Motion Land second Heilman.

Hearing no objection it was so ordered.

NEW BUSINESS

8. STATE ASSEMBLY BILL 3431: Councilmember Guarriello reported on this Item.

The following person addressed Council:

Jeanne Dobrin, West Hollywood: In support.

ACTION: Adopt Resolution No. 960, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING STATE ASSEMBLY BILL 3431, INTRODUCED TO THE CALIFORNIA STATE ASSEMBLY ON FEBRUARY 21, 1992 -- IMPOSING ADDITIONAL HOTEL TAXES."

Motion Land second Heilman.

Hearing no objection it was so ordered.

EXCLUDED CONSENT CALENDAR: The following Items which were removed from the Consent Calendar for separate discussion were considered at this time:

1. Request to Conduct a Formal Parking Study from La Cienega Blvd. to Flores Street Between Sunset and Santa Monica:

Councilmember Heilman said that he is not opposed to conducting the parking study; however, permit parking districts continue to be approved without guaranteeing any additional parking for the businesses; asked that the City Manager direct staff that he will not vote for any new permit parking district unless they come up with some additional parking places in that permit parking area.

Al Wright, Flores Street, West Hollywood: I am also a business owner; I helped gather the signatures, only because we have one business owner who is unwilling to work with any of us. It's time for the Council to do something about parking. I'd like help in expediting, and maybe find some additional parking.

ACTION: Review the proposed district boundaries and direct staff to perform a study of all streets within the proposed district, with the additional direction to staff to come up with additional parking (for other than residential).
Motion Heilman second Land.
Hearing no objection it was so ordered.

n. Approval of Contract for Sidewalk Concrete Cutting of Tree Wells for Tree Planting Project: Councilmember Guarriello asked what kind of trees these would be. Councilmember Heilman said these would all be residential, and that the residents were surveyed to find out which trees they wanted--there were several. The following persons came forward to address the City Council:
Bruce Traub, West Hollywood: My question has been partially answered; was concerned the planting of Palm trees would continue.
Jeanne Dobrin, West Hollywood: Upset about the choices of trees the residents were given.

ACTION: 1) Find that the apparent low bidder, Ryco Construction of Gardena, violated the provisions of the bidding requirements; reject the bid of Ryco Construction, and; 2) approve the contract with Dae Woo Engineering Company of Los Angeles in the amount of \$12,904.05, for the Tree Well Concrete Sawcutting and Removal project; and authorize the City Manager to sign the contract.
Motion Heilman second Lang. Hearing no objection it was so ordered.

CITIZEN COMMENTS:

Thomas Jones, West Hollywood: (Not present.)

Mike Radcliffe, West Hollywood: Thank you to the Council candidates that attended our breakfast on Sunday. Deeply concerned with the business climate within our City; loss of businesses. Hope we'll work together after the election to meet business needs. One thing you can do is list your description of the City as a blighted area--our insurance rate would drop 20 percent. I'd like to see our Administrators live in the City. We will be starting some initiatives for next year.

Effie Reuveni, West Hollywood: Paul Koretz, Abbe Land unable to protect us--just last week, Planning Commission gave approval to a huge project. Two weeks ago my good friend Ron Shipton died; since he conceived the idea of having the Center for AIDS Information in the Library, it would be appropriate to name it after him.

Stan Lothridge, West Hollywood: (Criticism of Councilmember Land and Mayor Koretz.) Rent control issue not a campaign issue; allowing condo conversions.

Andrew Kaufman: (Not present.)

Al Wright, West Hollywood: Councilmembers spent too long on discussion and council comments. Second, the shuttle, doesn't serve any use. Takes too long. More of a direct route.

Bruce Traub, West Hollywood: Encourage everyone to vote. Criticism of Council spending. Vote for Smith, Pierson.

Craig Reuss, West Hollywood: My mother can't get a ride to Plummer Park to attend senior activities--90 years old, because she lives too close. I'd like to meet with someone who can help me to

resolve this issue. Could one of you just raise your hand, or something, and I could contact you? (City Manager Brotzman indicated he would talk to him.)

COUNCILMEMBER COMMENTS: Councilmember Guarriello requested that the meeting be adjourned in memory of Ron Shipton. Mayor Koretz commented that all were aware of the good work that Ron Shipton had done in the community, particularly with the HIV Information Center at the Library, and working with the City Clerk's Office.

Councilmember Heilman said he'd like to notify the City Clerk that the next regular meeting will start at 7:30, because the closed session will be a little longer than usual.

LEGISLATIVE

9. ORDINANCE AMENDING THE MUNICIPAL CODE CONCERNING COMMISSION AND BOARD APPOINTMENTS: Councilmember Guarriello gave the report on this item. Councilmember Heilman and Lang stated they were opposed, and Councilmember Lang said she hoped to bring an ordinance to Council that would make all Commission and Board appointments at-large.

ACTION: Introduce on first reading Ordinance No. 330, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CONCERNING APPOINTMENTS AND FILLING OF VACANCIES ON BOARDS AND COMMISSIONS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Land second Guarriello.

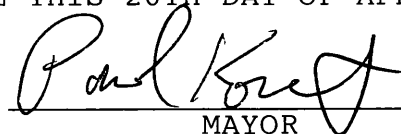
AYES: Guarriello, Land, Mayor Koretz.

NOES: Heilman, Lang.

Motion carried.

ADJOURNMENT: The meeting was adjourned at 11:15 p.m. in memory of Ron Shipton, to Monday, April 20, 1992, at West Hollywood Park Auditorium, for a closed session at 6:00 p.m. and a regular meeting beginning at 7:30 p.m.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 20TH DAY OF APRIL, 1992.



MAYOR

ATTEST:


CITY CLERK