

**MINUTES
CITY COUNCIL MEETING
JULY 1, 1991
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:00 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, potential litigation, personnel, and/or claims.

7:00 P.M. - REGULAR MEETING

CALL TO ORDER: Mayor Heilman called the meeting to order at 7:00 p.m., and announced that Council had met in closed session and had discussed matters of pending litigation and had given direction, had discussed claims, and had given instructions to negotiators on various labor items. **ACTION:** To approve the claim of Craig C.C. Wheeler. Motion Land second Lang. Hearing no objection it was so ordered.

FURTHER ACTION: To add to the Consent Calendar Item 2aa, a Resolution regarding Social Security. Motion Lang second Land. Hearing no objection it was so ordered.

PLEDGE OF ALLEGIANCE: The Pledge was led by Richard Maggio.

ROLL CALL:

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

ALSO PRESENT: Asst. City Manager Edgerly
City Attorney Jenkins

APPROVAL OF AGENDA: Pull 2j, u, v, and z for separate discussion. Table 2k for two weeks and table Item No. 5 for two weeks. Mayor Heilman noted that Item 4, adoption of the budget, had been moved to 2z on the Consent Calendar. Agenda approved as amended. By consensus.

PROCLAMATIONS AND COMMENDATIONS: Recycling Award: Kevin McCourt, Environmental Code Enforcement Officer, presented an award of \$1,200 (made available by Department of Conservation) to Antoinette Amin.

Mayor Heilman presented a Certificate of Commendation to Avis Wiseman for her many contributions to programs for seniors.

Councilmember Land announced that National Night Out would be held on Tuesday, August 6. This is a nationwide event which brings together communities in the fight against crime. Those wishing to get involved should call Patty Frank, Neighborhood Service Specialist, at City Hall.

Mayor Heilman announced that this is the 200th anniversary of the Bill of Rights. There will be community-wide awareness activities, and the Council will be proclaiming the Bill of Rights Day, along with many other cities in California.

CITY MANAGER'S REPORT: This time has been set aside for the City Manager to report to the City Council on any or all matters of importance. Assistant City Manager Robert Edgerly reported that the City Manager has been in Oslo at a board meeting of Public

Technology, Inc., and then at an international conference for city administrators, and will be back in town Wednesday night. With regard to the State budget, they do not yet have a budget in place; they probably will pass the final budget bills on Wednesday, and as early as possible there will be an evaluation of the impact on the City.

1. CITIZEN COMMENTS: This time has been set aside for members of the public to address the City Council on items of importance, including the Consent Calendar, but not including public hearings. The following persons came forward to address the City Council:

Jeanne Dobrin, West Hollywood: Regarding the information referral card on the W.H. Homeless Shelter--inadequate information.

Ed Riney, West Hollywood: Regarding rise in crime, assaults.

Tad Bright, Co-Chair, East end Community Action: Opposed to legalizing pushcarts and street vendors.

Stan Lothridge, West Hollywood: Urged that the City re-hire Warren Williams.

Gloria Vassy, West Hollywood: Regarding pool kick-off party on Saturday--congratulated Curtis Brown. CSW Parade--placement of the Council--they at least should have been put behind the American flag.

Ed Riney, West Hollywood: Regarding Item 2h, Home Secure Program, cost of funding.

Lenore Strich, West Hollywood: In favor of a public parking facility (Melrose/Doheny). Supported permit parking districts.

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.

ACTION: To approve Items 2a, b, c, d, e, f, g, h, i, l, m, n, o, p, q, r, s, t, w, x, y and aa. Motion Land second Lang. Hearing no objection it was so ordered.

a. Posting of Agenda: The agenda for the meeting of Monday, July 1, 1991 was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday, June 26, 1991.

ACTION: Receive and file.

Approved as part of the Consent Calendar.

b. Demand Register No. 200, Resolution No. 854.

ACTION: Approve Demand Register No. 200 and adopt Resolution No. 854.

Approved as part of the Consent Calendar.

c. Minutes: June 17, 1991
June 21, 1991
June 24, 1991

ACTION: Approve the minutes of June 17, 1991, June 21, 1991, and June 24, 1991.

Approved as part of the Consent Calendar.

- d. Claims: Delphinium Vandervere
Julia V. Langdon
Keith Rosary
Craig C.C. Wheeler**

ACTION: Deny the claims of Delphinium Vandervere, Julia V. Langdon, and Keith Rosary without comment and refer to the City's Claims Adjustor.

Remove the claim of Craig C.C. Wheeler from the Consent Calendar and move into Closed Session for further discussion.

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. Approval of Program to Finance Seismic Safety Improvements:**

ACTION:

- 1) Direct staff to develop service agreements for bond counsel, financial advisor, and tax consultant assistance in establishing a Mello-Roos district for the purpose of issuing a bond to finance seismic safety improvements and return to Council for approval of specific agreements;
- 2) Direct staff to prepare amendments to Chapter 96 of the Municipal Code (Seismic Safety Ordinance) for the purpose of modifying the time line for reducing earthquake hazards for owners who voluntarily join the community facilities district, and direct staff to return to City Council for approval of the amendments; and
- 3) Direct staff to prepare and issue a Request for Proposals to local banks for the purpose of privately placing the City's seismic safety community facilities district bond.

Approved as part of the Consent Calendar.

g. Approval of Contract with Willdan Associates for CDBG-related Building and Safety Services: ACTION: Approve a \$25,000 agreement for Consultant Services with Willdan Associates to provide for building and safety related services associated with the City's CDBG-funded rehabilitation programs and authorize the City Manager to sign the agreement.

Approved as part of the Consent Calendar.

h. Approval of Contract with Jewish Family Services for Home Secure Program: ACTION: Approve an \$86,525 agreement with Jewish Family Services of Los Angeles to administer the Home Secure Program for FY 1991-92 and authorize the City Manager to sign on behalf of the City.

Approved as part of the Consent Calendar.

i. Approval of Contract with Fair Housing Congress for Fair Housing Services: ACTION: Approve a \$15,000 Agreement with the Fair Housing Congress of Southern California for fair housing services and authorize the City Manager to sign the agreement. Approved as part of the Consent Calendar.

j. Approval of Amendments to Contract with Akar Associates and Architecture Museum Services for CDBG-related Architectural Services: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Mayor Heilman directed a question to Debbie Potter, Community Development Department, regarding concerns about the architecture. ACTION: Approve amendments to agreements with AKAR, Inc., and Architectural Museum Services, which limit the amount per firm to \$22,000 and increase the amount permitted to be paid per storefront to \$1,150 in order to continue providing Community Development Block Grant (CDBG)-funded architectural design assistance services for fiscal year 1991-1992 and authorize the City Manager to sign amendments on behalf of the City. Motion Heilman second Koretz. Hearing no objection it was so ordered.

k. Approval of Parcel Map 21059, 1256 Gardner Street: RECOMMENDED ACTION: Approve Parcel Map 21059. THIS ITEM WAS TABLED FOR TWO WEEKS UNDER APPROVAL OF AGENDA, AT REQUEST OF STAFF.

l. Approval of Regular Part-time RTD Bus Pass Sales Clerk (Status Change) and Job Specifications: ACTION: Approve a status change from that of temporary to regular part-time for the position of RTD Bus Pass Sales Clerk; eliminate one full-time Permit Clerk position and create an additional part-time RTD Bus Sales Clerk and approve the revised job specifications. The positions will remain in the Department of Transportation and Engineering, moving from TEM-0 to GEPT-02 (\$5.98 - \$7.26 per hour). Approved as part of the Consent Calendar.

m. Agreement with Seidler-Fitzgerald Public Finance: ACTION: Authorize the City Manager to enter into an agreement with Seidler Fitzgerald Public Finance. Approved as part of the Consent Calendar.

n. Landscape District No. 1, Engineer's Report and Resolution of Intention to Levy and Collect Assessments: ACTION: 1) Adopt Resolution No. 855, "APPROVING THE REPORT OF THE ENGINEER FOR THE 1991-92 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN LANDSCAPE MAINTENANCE DISTRICT NO. 1"; 2) Adopt Resolution No. 856, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN LANDSCAPE MAINTENANCE DISTRICT NO. 1 FOR THE 1991-92 FISCAL YEAR PURSUANT

TO THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE, AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; and 3) Set July 15, 1991 as the date for Public Hearing on the matter.

Approved as part of the Consent Calendar.

o. Landscape District No. 1, Proposed Annexation of Territory - Engineer's Report and Resolution of Intention:

ACTION: 1) Adopt Resolution No. 857, "APPROVING THE REPORT OF THE ENGINEER FOR THE 1991-92 FISCAL YEAR IN CONNECTION WITH THE PROPOSED ANNEXATION OF TERRITORY TO LANDSCAPE MAINTENANCE DISTRICT NO. 1 AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH ANNEXED TERRITORY FOR THE 1991-92 FISCAL YEAR"; 2) Adopt Resolution No. 858, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO ANNEX TERRITORY TO LANDSCAPE MAINTENANCE DISTRICT NO. 1 AND TO LEVY AND COLLECT ASSESSMENTS WITHIN SUCH ANNEXED TERRITORY FOR THE 1991-92 FISCAL YEAR PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE, AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO"; and set July 15, 1991 as the date for Public Hearing on the matter. Approved as part of the Consent Calendar.

p. Installation of the Westmount/West Knoll Stop Sign:

ACTION: Adopt Resolution No. 859, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING THE INTERSECTION OF WEST KNOLL DRIVE AND WESTMOUNT DRIVE AS A STOP INTERSECTION" and direct the City Traffic Engineer to cause the required signs and pavement markings to be installed at the South approach on Westmount Drive.

Approved as part of the Consent Calendar.

q. Ordinance No. 301, Cultural Heritage Preservation -For

Adoption: **ACTION:** Adopt on second reading Ordinance No. 301, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO HISTORIC PRESERVATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Approved as part of the Consent Calendar.

r. Ordinance No. 302, Repealing Ordinance No. 245U, Substitute Conditional Use Permits:

ACTION: Adopt on second reading Ordinance No. 302, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REPEALING ORDINANCE NO. 245U WHICH ENABLED THE CITY TO ISSUE SUBSTITUTE CONDITIONAL USE PERMITS."

Approved as part of the Consent Calendar.

s. Authorization of Contractual Agreements for a Traffic Impact Study -8282 Sunset:

ACTION: Authorize the City Manager to enter into a contract for reimbursement of traffic impact analysis between the City and the 8282 Sunset Building, Ltd., and the agreement for the preparation of traffic impact analysis between the City and Korve Engineering, Inc.

Approved as part of the Consent Calendar.

t. LACTC Draft Integrated Transportation Plan:

ACTION: Review the plan and communicate strong support for the general policies which guide its development, and equally strong disappointment for its failure to program any significant improvements along Santa Monica Blvd. (or in the City of West Hollywood) for 30 years. Recommend also that the Council question the reasonableness of the level of funding proposed from local government fees.

Approved as part of the Consent Calendar.

u. Resignation of Karen Constine from Transportation Commission: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Mayor Pro Tem Koretz expressed his regret at the resignation of Karen Constine and announced that he was accepting applications to fill the vacancy. **ACTION:** Accept with regret the resignation of Karen Constine from the Transportation Commission, and direct the City Clerk to post notice of the vacancy and receive applications. Motion Koretz second Lang. Hearing no objection it was so ordered.

v. High-Rise Fire Safety: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Council discussion was held, questions were asked of the City Attorney and Jeanne Dobrin, West Hollywood resident spoke on this item. **ACTION:** Direct staff to work with residents and the fire department to develop fire prevention and evacuation plans for each high-rise building with special attention to senior citizens and residents with disabilities. Further direct staff to advise residents of high-rise buildings that the City does not plan to require retrofitting of residential high-rise buildings. Direct Nancy Greenstein to work closely with high-rise residents to make sure they are having fire drills. Motion Land second Koretz. Hearing no objection it was so ordered.

w. Adult Day Health Care Interim Agreement with Los Angeles Free Clinic: **ACTION:** Authorize the City Manager to sign an interim letter of agreement not to exceed \$12,500 with the Los Angeles Free Clinic.
Approved as part of the Consent Calendar.

x. Award of Contract - 1991 Concrete Repair Project, CIP #251: **ACTION:** Accept the bid received on June 21, 1991, submitted by Damon Construction Company, as the only bid submitted in response to specifications for the annual concrete work on curbs, gutters, sidewalks and driveway problems, in an amount not to exceed \$33,000, and authorize the City Manager to sign. Approved as part of the Consent Calendar.

y. Approval of Agreements of Bargaining Units:

ACTION: Approve the agreements with the West Hollywood Management Association, Association of Confidential Employees, Council Deputy Unit and Association of State, Federal, County and Municipal Employees, Local 3339, implementing negotiated adjustments and other provisions of the agreements.
Approved as part of the Consent Calendar.

z. ADOPTION OF BUDGET - FY 1991-92: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmember Guarriello asked about earthquake emergency funds and \$100,000 for City Hall site selection. Mayor Heilman stated that an earthquake emergency fund would be a policy matter and if anyone wanted to cut the budget somewhere and make a motion to set one up, the Council would then consider it. Assistant City Manager Edgerly and Kay Jimno, Director of Administrative Services, informed him that the \$100,000 is a CIP from the general fund. Councilmember Koretz stated he was receiving questions from landlords and tenants about the distribution of the rent fee increase. Mayor Heilman stated it was his sense it was the Council's intention to split it 50/50.

The following persons came forward to address the Council:
Mark Horwitz, SOVA Food Pantry - appreciation for support.
Bruce Traub, West Hollywood - RTD coupon discount.
Stan Lothridge, West Hollywood - Sheriff's Department overtime.
Tad Bright, West Hollywood - criticism of budget.
Rose Greene, GLCSC - Thanked for support.
Gloria Vassy, West Hollywood - Urge all residents to refuse to pay rent fees.
Ed Riney, West Hollywood - Police budget.
Vince Sargent, Alternative Living for the Aging - Thanked for support.
Jeanne Dobrin, West Hollywood - Disappointed there were no social service cuts.
Janet Witkin, ALA - Support the proposed budget.
ACTION: Adopt Resolution No. 860, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING A BUDGET FOR FISCAL YEAR 1991-92." Motion Land second Lang.
AYES: Lang, Land, Koretz, Heilman
NOES: Guarriello
Motion carried.

aa. Resolution Regarding Alternative Retirement Program (to Meet Requirements of Social Security Act): **ACTION:** Adopt Resolution No. 861, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DIRECTING PLACEMENT OF CERTAIN EMPLOYEES IN AN ALTERNATIVE QUALIFIED RETIREMENT PROGRAM."
Approved as part of the Consent Calendar.

PUBLIC HEARINGS

3. ORDINANCE EXPANDING PREFERENTIAL PARKING DISTRICT 5 TO INCLUDE NORMA PLACE: The staff report was given by Don Korotsky, Transportation Division. Mayor Heilman opened the public hearing and the following persons came forward to address the Council:
Lenore Strich, West Hollywood - In support
Lois Sidney, West Hollywood - Support - also want 2 hour daytime parking restrictions.

Jeanne Dobrin, West Hollywood -
David Oved, West Hollywood - In support.
Margaret Waite, West Hollywood - In support.
Ken Savage, West Hollywood - In support.
Dee Hall, West Hollywood - In support.
David Blair, West Hollywood - In support.

PROPOSED ACTION: Introduce on first reading Ordinance No. 303, with the inclusion of a 2 hour parking restriction during the daytime hours as well. Motion Koretz second Land.

Discussion was held between the Councilmembers and staff concerning the daytime restriction and how to proceed. The following action was agreed on by the maker of the motion and the second.

ACTION: Continue the Public Hearing open for 30 days. Introduce on first reading Ordinance No. 303, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PREFERENTIAL PARKING PROVISIONS OF THE TRAFFIC CODE PERTAINING TO DISTRICT NO. 5 AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE," and direct staff to conduct a survey on daytime parking on this street and come back with information and recommendations on daytime restrictions and regulations. Motion Koretz second Land. Hearing no objection it was so ordered.

UNFINISHED BUSINESS

4. ADOPTION OF BUDGET - FY 1991-92: MOVED TO ITEM Z ON CONSENT CALENDAR.

NEW BUSINESS

5. REQUEST FROM LOS ANGELES COUNTY FOR PEAK-HOUR PARKING RESTRICTIONS ON SUNSET BLVD.: RECOMMENDED ACTION: Direct staff to implement the following measures listed in the Transportation Commission Report in order to facilitate traffic flow on Sunset Boulevard: 1) Move ahead to implement the 1.4 million dollars in signal and channelization improvements identified in the Sunset Blvd. Transportation Improvement Program report; 2) Work with LACTC and Beverly Hills to install a signal system which is coordinated with the Los Angeles ATSC system; 3) Continue to encourage and fund transit service in the area; 4) Continue to require developers to incorporate innovative and substantial transportation demand measures into their new projects: 5)

Develop a Transportation Demand Management Ordinance; 6) Continue to work with the Chamber of Commerce, Sunset Blvd. property owners and businesses to develop a transportation management organization; 7) Conduct a more detailed study of traffic operations to determine whether there are additional bottlenecks which have not been addressed; 8) Conduct speed and delay surveys along the Sunset Strip.
THIS ITEM WAS TABLED FOR 2 WEEKS ON APPROVAL OF AGENDA.

6. REQUEST FOR APPROVAL TO IMPLEMENT VEHICLE IMMOBILIZATION PROGRAM: The staff report was given by Toby Fox. Jeanne Dobrin, resident of West Hollywood, spoke in favor. ACTION: Purchase three vehicle immobilizers to be utilized by the parking enforcement unit of the Sheriff's Department for implementation of CVC Section 22651.7. Motion Lang second Guarriello.
AYES: Guarriello, Lang, Land, Mayor Heilman
NOES: Koretz
Motion carried.

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. There were no speakers at this time.

COUNCILMEMBERS COMMENTS: This time has been set aside for the Councilmembers to direct comments to staff and/or the public on any and all matters of interest.

Mayor Heilman reported that at night on Santa Monica Boulevard there is still a lot of panhandling. He requested that the Assistant City Manager work with staff to follow up on the Council's previous action.

CLOSED SESSION: This time has been set aside in the event that further time is needed for discussion concerning litigation, potential litigation, and/or personnel. Mayor Heilman adjourned to a closed session at 8:37 p.m. to discuss a matter pertaining to potential litigation, where direction was given to staff.

ADJOURNMENT The meeting was adjourned at 8:40 p.m. to a regular adjourned meeting on July 8, 1991, at 6:00 p.m. at West Hollywood Park Auditorium.

APPROVED MY MOTION OF THE CITY COUNCIL THIS 15TH DAY OF JULY, 1991.


MAYOR

ATTEST:


CITY CLERK