

MINUTES
CITY COUNCIL MEETING
DECEMBER 17, 1990
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD
6:00 P.M. - CLOSED SESSION
6:30 P.M. - STUDY SESSION
7:00 P.M. - REGULAR MEETING

CALL TO ORDER: Mayor Heilman called the meeting to order at 6:00 p.m. and adjourned to a closed session to discuss items relating to litigation, potential litigation and personnel. The meeting was reconvened at 7:00 p.m. and Mayor Heilman announced that direction was given to staff on litigation, potential litigation and personnel. No study session was held due to time constraints.

PLEDGE OF ALLEGIANCE: The Pledge was led by Dottie Gibbons-White.

ROLL CALL: PRESENT: Guarriello, Lang, Land, Koretz,
Mayor Heilman
ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

APPROVAL OF AGENDA: Remove Items 2i, l, and r from the consent calendar for further discussion. Table item 5 to the first meeting in January.

PROCLAMATIONS AND COMMENDATIONS: Frontrunners - 5-10K run.
City support for Labor in
their dispute with Hyatt on Sunset.

RECYCLING AWARD: Timothy Anderson
Gerald Denning

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 Council:

Steve Chapman, West Hollywood - illegal conversions of garages on Betty Way and desire for Code enforcement.
Jack Allendorfer, West Hollywood - Lesbian and Gay Advisory Committee - thanks to Council for support of gay & lesbian events, and assistance to the handicapped.
Gloria Vassy, West Hollywood - lack of Christmas decorations.
Robert Pierson, West Hollywood - Street landscape design on Santa Monica Boulevard and cutting down the ficus trees.
Domenico Mandanici, West Hollywood - criticism of citizens by

Councilmembers.

Dorothy Lank, Alternative Dispute Resolution

Ernest Over, West Hollywood, Lesbian & Gay Advisory Council -
Thanks to the Council.

Robert Davis, West Hollywood - support for California
Affordable Legal Services legislation.

Jeanne Dobrin, West Hollywood - code violations not being
cited.

David Enos, West Hollywood - Cultural Heritage Preservation
section in the zoning ordinance.

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: Approve items 2a, b, c, d, e, f, g, h,
j, k, m, n, o, p, q, s, t, u, v, w. Motion Land second
Lang. Hearing no objection it was so ordered.

a. Posting of Agenda: The agenda for the meeting of
December 17, 1990, was posted at City Hall, Plummer Park, the
West Hollywood Library and the Sheriff's Station on
December 12, 1990. ACTION: Receive and file.
Approved as part of the Consent Calendar.

- b. Demand Register No. 175, Resolution No. 773.**
- Demand Register No. 176, Resolution No. 777.**
- Demand Register No. 177, Resolution No. 778.**
- Demand Register No. 178, Resolution No. 779.**
- Demand Register No. 179, Resolution No. 780.**
- Demand Register No. 180, Resolution No. 782.**

ACTION: Approve Demand Register No. 175 and adopt Resolution
No. 773; approve Demand Register No. 176 and adopt
Resolution No. 777; approve Demand Register No. 177 and
adopt Resolution No. 778; approve Demand Register No. 178
and adopt Resolution No. 779; approve Demand Register No.
179 and adopt Resolution No. 780; approve Demand Register
No. 180 and adopt Resolution No. 782.
Approved as part of the Consent Calendar.

**c. Treasurer's Report - THERE WAS NO REPORT AT THIS
MEETING.**

d. Minutes: November 19, 1990.

ACTION: Approve the minutes of November 19, 1990.
Approved as part of the Consent Calendar.

e. Claims: Tom Blakeley

ACTION: Deny the claim of Tom Blakeley without comment and
refer to the City's Claims Adjustor.
Approved as part of the Consent Calendar.

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. Ordinance No. 278 - Expansion of Pref. Park. Dist. 5 to Include Ramage - For Adoption: ACTION: Adopt on second reading, Ordinance No. 278, "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".
Approved as part of the Consent Calendar.

h. Ord. No. 279 - Requiring Certain Developments to Include Urban Art, and Resolution No. 783 Setting Forth Requirements, Guidelines and Procedures for Installing Urban Art: ACTION: Adopt Ordinance No. 279, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REQUIRING CERTAIN DEVELOPMENTS TO INCLUDE URBAN ART", and adopt Resolution No. 783, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SETTING FORTH REQUIREMENTS, GUIDELINES AND PROCEDURES FOR INSTALLING URBAN ART REQUIRED BY CHAPTER 9500 OF ARTICLE IX OF THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

i. WestWeek Parking Plan: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The staff report was given by Joan English. Councilmember Guarriello stated that he felt this was an imposition on the residents. The following persons addressed the Council:

Effie Reuvini, West Hollywood - closure of San Vicente last year caused the residents problems.

Stan Lothridge, West Hollywood - make free parking on Rugby for the Sports Connection.

Roslyn Krause, West Hollywood - last year driveway blocked.

Bruce Traub, West Hollywood - shortsighted and incomplete.

Mary Worley, West Hollywood - no parking for local merchants.

Find alternate sites for parking and use a shuttle.

Jeanne Dobrin, West Hollywood - PDC allowed to cut back on required parking.

Rick Chapman, PDC -

PROPOSED ACTION: Table this item to the next possible meeting that staff can prepare for. Motion Guarriello second Koretz.

AYES: Guarriello, Lang

NOES: Land, Koretz, Mayor Heilman

Motion failed.

ACTION: Authorize the closure of San Vicente Boulevard except for parking on March 20, 21 and 22 for WestWeek '91, and work with the PDC and the citizens to develop other options and parking areas. Motion Land second Koretz.
Hearing no objection it was so ordered.

j. Amendment to the Rent Stabilization Regulations; Added Service Program: ACTION: Adopt Rent Stabilization Commission Resolution No. 90-30 expanding the Added Service Program to include carpeting.
Approved as part of the Consent Calendar.

k. Award of Contract for Street Tree Services (1991, 1992, 1993) to Golden Bear Arborists: ACTION: Accept the bid dated November 20, 1990, submitted by Golden Bear Arborists, in the amount of \$157,055, in response to contract specifications for Street Tree Services, 1991-92-93, AIP #044; reject all other bids and authorize the City Manager to sign the contract.
Approved as part of the Consent Calendar.

l. Proposition AA (Card Club) Election Results: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmember Guarriello thanked the citizens of West Hollywood for defeating this measure and personally thanked Norman Chramoff for all the hard work he did during the campaign. ACTION: Approve and adopt Resolution No. 784, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RECITING THE FACT OF THE SPECIAL MUNICIPAL ELECTION HELD ON NOVEMBER 6, 1990, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW". Motion Land second Guarriello. Hearing no objection it was so ordered.

m. Political Reform Initiative: ACTION: Receive and file the City Attorney's opinion on the Political Reform Initiative, dated November 20, 1990.
Approved as part of the Consent Calendar.

n. Contract Modification with BSI for Sunset Blvd. and Horn Ave. Project: ACTION: Approve the contract amendment for a lump sum not to exceed \$13,237.50 to complete the engineering work on the Sunset/Holloway Plaza. In addition, authorize a contingency amount of \$1,662.50 upon approval of the City Manager.
Approved as part of the Consent Calendar.

o. Approval to Extend the Contract with Irwin Kaplan, AICP for Planning Services: ACTION: Extend the agreement between the City and Irwin Kaplan for Planning and Zoning consultant services for an additional 4 months at a compensation rate of \$2,500 per month.
Approved as part of the Consent Calendar.

p. Approval of Subordination Agreement and Accompanying Agreement for 1256-60 N. Harper Ave.: ACTION: Approve the subordination agreement and accompanying agreement with the Low Income Housing Fund, with changes recommended by staff, and authorize the Mayor to sign, subject to staff confirming that the loan terms are as set forth and subject to WHCHC

providing adequate title insurance to the City.
Approved as part of the Consent Calendar.

q. Approval of Amendment to Regulatory Agreement with Gardner Apartments Partnership to add \$60,000 for 908-916 Gardner: ACTION: Approve the amendment with Gardner Apartments Partnership adding \$60,000 and making other changes to conform to tax syndication requirements, with the changes recommended by staff, and authorize the Mayor to sign the amendment; and direct the Mayor to sign a subordination agreement and accompanying agreement with First Nationwide Savings and SAMCO, upon confirmation of acceptable loan terms and receipt of adequate title insurance.
Approved as part of the Consent Calendar.

r. Approval of Resolution Establishing the W.H. Public Housing Authority: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Debbie Potter gave the staff report. Councilmember Guarriello stated he was not in favor of the voucher system. Michael Sidler, West Hollywood, spoke on this item ACTION: Adopt Resolution No. 785, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CREATING A HOUSING AUTHORITY" and direct staff to enter into negotiations with the County of Los Angeles to contract for complete services for the Section 8 certificates and vouchers acquired by the City of West Hollywood. Motion Land second Lang.
AYES: Land, Lang, Koretz, Mayor Heilman
NOES: Guarriello
Motion carried.

s. Five-Year Revenue and Expenditure Projection Project - Progress Report: ACTION: Receive and File the report.
Approved as part of the Consent Calendar.

t. Notice of Completion, Santa Monica Blvd. Median Irrigation Project, CIP #141: ACTION: Authorize the City Clerk to record the Notice of Completion with the County Clerk for the Santa Monica Boulevard Median Irrigation Project, CIP #141; and, upon notification from the Landscape Superintendent, to release the bonds.
Approved as part of the Consent Calendar.

u. Approval of Plans and Specs for the Plummer Park Pepsi Play Park: ACTION: Approve the plans and specifications for the Plummer Park Pepsi Play Park and authorize the City Clerk to advertise for bids.
Approved as part of the Consent Calendar.

v. Approval of Subordination Agreement and Accompanying Agreement for 1276-80 N. Harper Avenue: ACTION: Approve the subordination agreement and agreement with Citibank and authorize the Mayor to sign, subject to staff confirming that

the loan terms are as set forth and subject to Harper Avenue Partners providing adequate title insurance to the City.
Approved as part of the Consent Calendar.

w. Signature Authority With Bank of Los Angeles:

ACTION: Approve and adopt Resolution No. 787, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING SIGNATURE AUTHORITY, AMENDING RESOLUTION NO. 28 AND REPEALING RESOLUTIONS NO. 49, 68, 93, 119, 324 AND 428".
Approved as part of the Consent Calendar.

PUBLIC HEARINGS

3. 8557 RUGBY DRIVE AND 8561 RUGBY DRIVE (CONTINUED FROM NOV. 19) - APPEAL OF PLANNING COMMISSION DECISION DENYING APPLICATIONS TO DEMOLISH AN EXISTING DUPLEX AND CONSTRUCT 4 TOWNHOUSE CONDOMINIUMS; 2 STORIES OVER A SEMI-SUBTERRANEAN PARKING GARAGE: The City Clerk reported that notice on 8557 Rugby Drive was published in the Post Newspaper on December 7, 1990 and on 8561 Rugby Drive was published on November 9, 1990, plus both notices were posted at the three required places and at City Hall. Mayor Heilman announced that this was a continued public hearing and the following persons came forward to address the Council:

Jeff Seymour, Representing the owner - asked for rebuttal time.

Steve Chapman, West Hollywood - opposed.

Frank Diernhammer, West Hollywood - opposed.

Ilana Sharlin, West Hollywood - opposed.

Roslyn Krause, West Hollywood - opposed.

Dan Ferro, West Hollywood - overdevelopment of area.

Mary Worley, West Hollywood - opposed.

Miriam Goldsmith, West Hollywood - support.

Robert Davis, West Hollywood - opposed.

Michael Breyner, West Hollywood - opposed - tenant in build.

Jeff Seymour, Morey/Seymour & Assoc.- project meets General Plan and Zoning. Problem seems to be relocation. Will meet with tenants and staff to try to resolve. When questioned, Mr. Seymour stated that he does not believe that his client has financing problems.

No one else coming forward to speak, Mayor Heilman closed the Public Hearing and returned this item to the Council for discussion.

ACTION: Send this project back to the developer for redesign on the stairways, front yard setback, landscaping barrier and make design more pedestrian friendly. Owner also to meet with the present tenants, along with the City mediator, to develop a relocation plan and plan upkeep for buildings up to the time of demolition. This item to be brought back the first meeting in February. (The developer was asked and stated he had no objection to the time.) Motion Koretz second Mayor Heilman.

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

NOES: None.
Motion carried.

Mayor Heilman called a recess at 9:00 p.m.
The Council reconvened at 9:10 p.m.

4. UNDERGROUND UTILITY DISTRICT - HEARING TO DETERMINE WHETHER PUBLIC NECESSITY, HEALTH, SAFETY OR WELFARE REQUIRES THE FORMATION OF AN UNDERGROUND UTILITY DISTRICT ENCOMPASSING SANTA MONICA BLVD. FROM FAIRFAX AVE. TO CROFT AND ORLANDO AVENUES: The City Clerk reported that a notice of this hearing was published in the Post Newspaper on December 7, 1990, and was posted at the three required places and at City Hall. The staff report was given by Stephanie Forbes. Mayor Heilman opened the Public Hearing and the following persons came forward to address the Council:

David Enos, West Hollywood - add Hancock and Palm Avenues.
Michael Sidler, West Hollywood - poles are a hazard on a major thoroughfare in an earthquake.

ACTION: Find that such a public necessity exists and adopt Resolution No. 788, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING UNDERGROUND UTILITY DISTRICT NUMBER THREE". Motion Land second Guarriello. Hearing no objection it was so ordered.

NEW BUSINESS

5. FINE ARTS ADVISORY BOARD APPOINTMENTS: RECOMMENDED **ACTION:** Accept the resignations of Jack Morrison and Joe Young with regret and declare their seats vacant and appoint a nine member Fine Arts Advisory Board to serve until June 1, 1992. The terms of the current board expired on June 1, 1990. TABLED TO THE MEETING OF JANUARY 7, 1990.

6. JOINT SPONSORSHIP OF AN ENVIRONMENTAL CONFERENCE:

Abbe Land gave the staff report. **ACTION:** 1) Co-sponsor the environmental conference with the Cities of Santa Monica, Beverly Hills, Culver City and Los Angeles. 2) Transfer \$5,000 from Solid Waste Fund 50 to the Environmental Services Budget for allocation purposes. 3) Allow the utilization of City staff time as an in-kind service to help plan the conference. 4) Select City staff and Councilmembers to be presenters at some of the seminars and 5) request that staff notify community activists and appointed representatives of the upcoming event. Motion Guarriello second Land. Hearing no objection it was so ordered.

CITIZEN COMMENTS: This time has been set aside for the public to address the Council on any item of interest.

The following persons came forward to address the Council:

Michael Sidler, West Hollywood - handicapped problems.

Stan Lothridge, West Hollywood - zoning on Rugby.

Effie Reuveni, West Hollywood - leaf blowers - no enforcement

Bruce Traub, West Hollywood - money spent to buy the Median Strip.

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. Mr. Brotzman reported that he would be happy to supply Mr. Traub with the correct information on the purchase of the median strip. He further reported that the City was moving ahead on the recruitment for the Director of Community Development.

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.

Councilmember Land - polystyrene Ordinance

Explore the various possibilities of taking action such as the confiscation of cars driven by those trying to buy the services of prostitutes on our streets. The City Manager stated that at the present time the Sheriff's are arresting these people and the penalties are stiff. Mayor Heilman asked the City Manager to coordinate with adjoining police stations and bring back information and recommendations.

Councilmember Land stated, for the record, that she was offended by some statements made by the public tonight that showed discrimination.

Councilmember Guarriello urged the citizens to conserve water in this time of drought.

Councilmember Koretz stated he would like to have Code Enforcement out ticketing people for using leafblowers.

LEGISLATIVE

7. ORDINANCE ADOPTING BY REFERENCE THE L.A. COUNTY CODE, TITLE 26, BUILDING CODE; TITLE 27, ELECTRICAL CODE; TITLE 28, PLUMBING CODE; TITLE 29, MECHANICAL CODE AND AMENDING THE W.H. MUNICIPAL CODE: ACTION: Introduce on first reading Ordinance No. 281, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING BY REFERENCE THE LOS ANGELES COUNTY CODE, TITLE 26, BUILDING CODE; TITLE 27, ELECTRICAL CODE; TITLE 28, PLUMBING CODE; TITLE 29, MECHANICAL CODE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE", and set for public hearing at the City Council meeting of January 7, 1991. Motion Land second Guarriello. Hearing no objection it was so ordered.

8. ORDINANCE NO. 280 PROHIBITING TRESPASS UPON PRIVATE PROPERTY: ACTION: Re-introduce on first reading, Ordinance No. 280, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING TRESPASSES UPON PRIVATE PROPERTY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". Motion Land second Guarriello. Hearing no objection it was so ordered.

ADJOURNMENT The meeting was adjourned at 10:00 p.m. to a

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closed session on December 26, 1990 at 10:00 a.m. at the Bel
Age Hotel.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 7TH DAY OF
JANUARY, 1991.



MAYOR

ATTEST:



CITY CLERK