

**MINUTES
CITY COUNCIL MEETING
MAY 21, 1990
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD
7:00 P.M.**

CALL TO ORDER: Mayor Land called the meeting to order at 7:07 p.m.

PLEDGE OF ALLEGIANCE: The pledge was led by Harriet Segal.

ROLL CALL: **PRESENT:** Guarriello, Heilman, Lang, Mayor Land.
 Koretz arrived at 9:38 p.m.
 ALSO PRESENT: City Manager Brotzman
 City Attorney Jenkins

APPROVAL OF AGENDA: ACTION: Remove 2c, 2k, 2q and 2s from the Consent Calendar for separate discussion. 2g and 2t removed by staff and table 2r and the claim of Keith Horowitz to June 4. Move item 10 to follow the Consent Calendar and item 14 to follow item 5. Motion Heilman second Lang. Hearing no objection and noting the absence of Koretz it was so ordered.

PROCLAMATIONS AND COMMENDATIONS: Recyclers of the Month: Mr. and Mrs. Schmuel; Proclaim May as Seniors' Month; Deaf and Hearing Impaired Awareness; Robert Gentry, Laguna Beach Councilmember, for contributions to Gay and Lesbian community.

1. 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 on pool hours for lap swimming and stated that he had copies of the analysis of pool fees for anyone who is interested. He also commented on foot patrol by the Sheriff's Department.

Mayor Land asked for an update on Betty Way, and Anne Browning, Community Development Department, reported that Building and Safety had advised the resident to remove the steel.

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 a, b, d, e, f, h, i, j, l, m, n, o and p. Motion Guarriello second Heilman. Hearing no objection, and noting the absence of Koretz, it was so ordered.

a. Posting of Agenda: The agenda for the meeting of May 21, 1990, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on May 16, 1990.
ACTION: Receive and file.

Approved as part of the Consent Calendar.

- b. Demand Register No. 147, Resolution No. 683.
Demand Register No. 148, Resolution No. 688.**

ACTION: Approve Demand Register No. 683 and adopt Resolution No. 147; and approve Demand Register No. 148 and adopt Resolution No. 688.

Approved as part of the Consent Calendar.

c. Treasurer's Report - April, 1990: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The City Treasurer, Jonathan Ahearn, reported on the month ending April 30, 1990.

ACTION: Receive and file. Motion Heilman second Lang.

Hearing no objection and noting the absence of Koretz, it was so ordered.

- d. Minutes: February 26, 1990
March 19, 1990
April 16, 1990
April 17, 1990**

ACTION: Approve the minutes of February 26, 1990, March 19, 1990, April 16, 1990 and April 17, 1990.

Approved as part of the Consent Calendar.

- e. Claims: David Michael Lee
James C. De Jarnette
Keith Horowitz**

ACTION: Deny the claims of David Michael Lee and James C. De Jarnette without comment and refer to the City's Claims Adjustor. Approved as part of the Consent Calendar.

The claim of Keith Horowitz was tabled, under Approval of Agenda, to June 4, 1990.

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. Resolution Establishing City as Parking Meter Zone: PULLED FROM AGENDA AT REQUEST OF STAFF.

h. Resolution Supporting Proposed L.A. County Beaches, Wildlife, and Parkland Conservation Act of 1990:

ACTION: Adopt Resolution No. 691, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE LOS ANGELES COUNTY BEACHES, WILDLIFE AND PARK LAND CONSERVATION ACT OF 1990", and work with associated agencies in supporting this proposal for presentation to the County Board of Supervisors and the voters.

Approved as part of the Consent Calendar.

- i. Ordinance No. 257 - Permit Parking - for adoption:**

ACTION: Adopt Ordinance No. 257, "AN ORDINANCE OF THE CITY OF WEST

HOLLYWOOD AMENDING THE PREFERENTIAL PARKING PROVISIONS OF THE TRAFFIC CODE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

j. Ordinance No. 258 - Permit Parking Fees - for adoption:
ACTION: Adopt Ordinance No. 258, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD MODIFYING FEES FOR PREFERENTIAL PARKING PERMITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

k. Ordinance No. 260 - Drinking in Public - for adoption:
REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The following persons addressed the Council on this item:
Ed Riney, West Hollywood
Rev. VonDouris, West Hollywood
Michael Sidler, West Hollywood
ACTION: Adopt Ordinance No. 260, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING DRINKING IN PUBLIC AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". Motion Heilman second Lang. Hearing no objection and noting the absence of Koretz it was so ordered.

l. Extension of Probationary Social Services Contracts:
ACTION: Extend the probationary status of the following programs until September 30, 1990:
Gay & Lesbian Adolescent Social Services - Wilton Group
Gay & Lesbian Community Services Center - W.H. CARES
Jewish Family Services - Transportation Program
West Hollywood Drug and Alcohol
Westside Center for Independent Living.
Terminate the probationary status of the National Council of Jewish Women, Women Helping Women, effective June 1, 1990.
Approved as part of the Consent Calendar.

m. Resignation of Abby Liebman, Human Services Commissioner: ACTION: Accept the resignation of Abby Liebman with regret and direct staff to prepare the appropriate certificate of commendation.
Approved as part of the Consent Calendar.

n. Award of Contract for Plummer Park Maintenance Garage to Specialty Building: ACTION: Award the Contract for Plummer Park Maintenance Garage to Specialty Building in the amount of \$25,400.
Approved as part of the Consent Calendar.

o. Renewal of Liability Insurance: ACTION: Authorize the Mayor to sign the contracts with Insurance Company of the West for General Liability at a self-insured retention of \$100,000 with coverage to \$5,000,000 at a premium of \$154,213, and with Lexington Insurance Company for \$5,000,000 excess of \$5,000,000 coverage at a premium of \$41,240, and with First State Insurance Company for \$5,000,000 excess of \$10,000,000 coverage at a premium of \$23,987.50.
Approved as part of the Consent Calendar.

p. Third Amendment to Agreement, Housing Corp. - 1274

Harper: ACTION: Approve the third amendment to the regulatory agreement, adding \$70,000 to the loan for 1274 N. Harper and authorize the Mayor to sign the amendment and the second modification of Deed of Trust.
Approved as part of the Consent Calendar.

q. Contracts Between City and Environmental Consultants for Services Involving the Preparation of an Environmental Impact Report for the Raleigh Enterprises Project Located at 8560 Sunset Boulevard: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Jeanne Dobrin, West Hollywood, addressed the Council on this item. ACTION: Approve the Agreement for Consultant Services with McClelland Consultants (West), Inc., for a sum of \$56,757, with the addition of traffic impact on Alta Loma and the intersection of Alta Loma and Holloway; and approve the Contract for Reimbursement of Environmental Impact Report Preparation and Processing with Raleigh Enterprises providing for reimbursement to the City of \$56,757. Motion Heilman second Lang. Hearing no objection and noting the absence of Koretz, it was so ordered.

r. Proposed County Storm Drain Project No. 55 (Vista Storm Drain): RECOMMENDED ACTION: Approve the plans and specifications; authorize the County to proceed with the construction; grant permission to occupy and the streets to construct, operate and maintain the installations, and instruct staff to issue a no-fee excavation permit. THIS ITEM WAS TABLED FOR TWO WEEKS UNDER APPROVAL OF AGENDA, AND DIRECTION GIVEN TO STAFF TO TALK TO RESIDENTS NOW AND SET UP A MEETING.

s. Street Lighting Master Plan and Request to Transfer Street Light Ownership: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Chuck Bergson, Director of Public Works, gave the staff report and Tad Bright, West Hollywood, addressed the Council on this item. ACTION: Adopt the following:

1. Not approve the County's current request to consent to transfer the lighting facilities from the County to Southern California Edison Company.
2. Approve the preparation of a Street Lighting Master Plan.
3. Request that the County participate in the funding of a Street Lighting Master Plan.
4. Direct staff to prepare a request for proposal for a Street Lighting Master Plan.

Motion Guarriello second Heilman. Hearing no objection and noting the absence of Koretz, it was so ordered.

t. Resolution Re. Cal Trans Easements: PULLED FROM AGENDA AT REQUEST OF STAFF.

ITEM NO. 10 WAS HEARD AT THIS TIME, BUT IS LISTED IN ORDER, FOR CLARITY.

PUBLIC HEARINGS

3. SINANIAN DEVELOPMENT - 8950-8970 SUNSET BLVD.: The staff report was given by Tim Gawronski, Community Development Department, who reported that the staff recommended that the Council uphold the decision of the Planning Commission, and deny the appeal, without prejudice. Jeff Richmond, Planning Commissioner, gave a brief report. Mayor Land opened the public hearing and the following persons came forward to speak in favor of the project:
Albert Croft, Architect - representing the developer.

The following persons spoke in opposition to the project:

Michael Sidler, West Hollywood
Harriet Segal, West Hollywood
Rachelle Smith, West Hollywood
Jeanne Dobrin, West Hollywood
Sibyl Zaden, West Hollywood
David Weissfeld, West Hollywood
Andonia Katsaros, West Hollywood
William Banks, West Hollywood
Lester Hirsch, West Hollywood
Patrick Wall, West Hollywood
Jamie Wolf, West Hollywood

ACTION: Refer the project back to Planning Commission, and give applicant the opportunity to submit a newly-designed project that would stay within the height limit on Sunset, and which would reduce the amount of commercial space, and would redesign the housing to be a major component of the project and not merely an afterthought, and incorporating the other suggestions made by Council. In addition, it was suggested that a neighborhood meeting be held before the project goes back to the Planning Commission, so that the developer and neighbors can work in cooperation.

Motion Heilman second Lang. Hearing no objection and noting the absence of Koretz, it was so ordered.

4. PARKING METER RATE INCREASES: The staff report was given by Joan English, Director of Transportation. Mayor Land opened the public hearing and the following persons came forward to address the Council:

Thomas Crail, Executive Director, Chamber of Commerce
Rev. John Von Douris, West Hollywood - need more handicapped parking
Dave Behr, West Hollywood
Florence Delbarian, West Hollywood
Jeanne Dobrin, West Hollywood

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

ACTION: To direct staff to bring back two new resolutions on June 4, 1990, one with extended hours on Sunset, and one with no extended hours. By consensus of the City Council.

5. PROPOSED MODIFICATIONS TO PREFERENTIAL PARKING DISTRICT

NO. 3: The staff report was given by Lucy Dyke, Transportation

Department, and the Deputy City Clerk reported on noticing. Mayor Land opened the public hearing and the following persons came forward to address the Council:

Keith A. Chaney, West Hollywood, testified in favor of the modifications.

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

ACTION: Maintain the existing District 3 regulations with the following modifications:

a) Switch the designated commercial and residential side on Westmount Drive (between West Knoll and Holloway Drives) and Holloway Drive (between La Cienega Boulevard and Westmount Drive) to increase the number of available daytime residential parking spaces from 5 to 12 and 4 to 20, respectively.

b) Allow cars without commercial permits to park on the designated commercial side of the street for 2 hours (7 a.m. to 7 p.m., Monday - Saturday). Current typical regulations allow 1-hour parking without permits on the commercial side of the street. Motion Heilman second Guarriello. Hearing no objection and noting the absence of Koretz, it was so ordered.

Mayor Land called a recess at 9:02 p.m.
The meeting reconvened at 9:14 p.m.

ITEM 14 WAS DISCUSSED AND ACTED UPON AT THIS TIME, BUT IS LISTED IN ORDER FOR CLARITY.

UNFINISHED BUSINESS

6. REORGANIZATION OF FINANCE DIVISION: ACTION: Approve the reorganization of the Finance Division; approve the job descriptions and salary ranges for Accounting Supervisor, Buyer and Risk Manager; and approve the retroactive compensation for the Purchasing Agent/Risk Manager. Motion Heilman second Guarriello. Hearing no objection and noting the absence of Koretz, it was so ordered.

7. MELROSE-ALMONT CUL DE SAC: The staff report was given by Chuck Bergsen, Director of Public Works, and Joyce Hundal, West Hollywood, spoke in support of this item. ACTION: Approve the Negative Declaration and adopt Resolution No. 692, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING AND ADOPTING CONSENSUS PLAN 1 FOR THE ALMONT/MELROSE AREA TO MITIGATE UNDESIRABLE TRAFFIC PROBLEMS IN THE AREA". Motion Heilman second Lang. Hearing no objection and noting the absence of Koretz, it was so ordered.

8. APPOINTMENT TO RENT STABILIZATION COMMISSION:

ACTION: Mayor Land appointed Rachelle Smith to the Rent Stabilization Commission. Motion Land second Guarriello. Hearing no objection and noting the absence of Koretz it was so ordered.

NEW BUSINESS

9. SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT CITY SELECTION COMMITTEE MEMBERS: ACTION: Reappoint Councilmember John Heilman as delegate and appoint Councilmember Sal Guarriello as an alternate for the City Selection Committee. Adopt Resolution No. 693, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING A DELEGATE AND AN ALTERNATE TO THE SOUTHERN CALIFORNIA RAPID TRANSIT DISTRICT CITY SELECTION COMMITTEE". Motion Land second Lang. Hearing no objection and noting the absence of Koretz, it was so ordered.

10. APPOINTMENT OF COUNCILMEMBER TO THE WEST HOLLYWOOD HOMELESS ORGANIZATION'S BOARD OF DIRECTORS: Tom West responded to questions from the Council. Ed Riney and Tad Bright, West Hollywood residents, addressed the Council on this item. ACTION: To appoint Councilmember Babette Lang as an ex-officio (non-voting) member to the West Hollywood Homeless Organization's Board of Directors. Motion Land second Heilman. Hearing no objection and noting the absence of Koretz, it was so ordered. FURTHER ACTION: To appoint Councilmember Sal Guarriello as an alternate member (ex-officio). Motion Heilman second Lang. Hearing no objection and noting the absence of Koretz, it was so ordered.

11. 1989-90 BUDGET REVIEW: The staff report was given by Kay Jimno, Director of Administrative Services. ACTION: Approve the revised revenue projections (Attachment B) and the required budget adjustments (Attachment C, Schedule of Requested Appropriation Revisions). Motion Heilman second Guarriello. Hearing no objection and noting the absence of Koretz, it was so ordered.

Mayor Pro Tem Koretz arrived at 9:38 p.m.

12. PROPOSED 1990-91 OPERATING BUDGET: The staff report was given by Kay Jimno, Director of Administrative Services. ACTION: To schedule a budget workshop on June 13, 1990, from 4:00 to 7:00 p.m.; to schedule a public hearing for the meeting of June 18, 1990; and schedule the adoption of the budget on the regular agenda of July 2, 1990. In addition, Mayor Land suggested that the Councilmembers reserve the date of June 25 in case it is needed for an additional study session. Approved by consensus of the Council.

13. RENEWAL OF LAW ENFORCEMENT CONTRACT WITH THE COUNTY OF LOS ANGELES: The City Manager gave the staff report and the following persons came forward to address the Council:
John Von Douris, West Hollywood - start own Department
Edward Riney, West Hollywood - support Sheriff's Department.
Jeanne Dobrin, West Hollywood - support Sheriff's Department.

ACTION: Approve the agreement with the County of Los Angeles subject to approval of the City's non-discrimination language by the County Board of Supervisors and subsequent incorporation of this language into the agreement. Motion Guarriello second Lang. Hearing

no objection it was so ordered.

14. APPEAL OF PLANNING COMMISSION'S INTERPRETATION OF THE METHOD FOR CALCULATING THE AVERAGE FRONT-YARD SETBACK IN RESIDENTIAL ZONES: (1038 Carol Drive): THIS ITEM WAS HEARD FOLLOWING ITEM 5 BUT IS LISTED HERE FOR CLARITY. The staff report was given by Bill Meeker, Community Development Department. Niccolo Valerio addressed the Council, representing the owner of the property and Jeanne Dobrin, West Hollywood, requested that the Council uphold a strict interpretation compatible with the existing area.

COMMISSION RECOMMENDATION: In those instances where one or both of the immediately adjacent properties to a proposed residential development are developed and/or zoned for commercial purposes, the average front-yard setback shall be determined by using the setbacks of the closest residentially zoned and/or developed properties to the proposed development site.

STAFF RECOMMENDATION: Regardless of the zoning and/or land use present on the adjacent properties, the average front-yard setback should be determined by using the actual setback of the two immediately adjacent properties to the property to be developed.

PROPOSED ACTION: To approve the staff recommendation. Motion Lang. Motion died for lack of a second.

ACTION: For this street only, accept the applicant's interpretation, require the setback to be 22 1/2 feet and no more. Motion Heilman second Guarriello. Hearing no objection and noting the absence of Koretz it was so ordered.

CITIZEN COMMENTS: This time has been set aside for the public to address the Council on any item of interest except for the Public Hearings. The following persons addressed the Council:

Edward Riney, West Hollywood - East side police protection and Homeless shelter.

Michael Sidler, West Hollywood -

Rev. John Von Douris, West Hollywood - RTD, homeless and seniors

Tad Bright, West Hollywood - Homeless organization

Ron Goins, West Hollywood - prostitution

Roslyn Krause, West Hollywood - swimming pool schedule

Jeanne Dobrin, West Hollywood - disadvantaged persons, mail service

Harriet Segal, West Hollywood - notice of Business License Commission hearings

Stan Lothridge, West Hollywood - swimming pool.

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.

The City Attorney reported to the public and Council on public comment at meetings and the Mayor's ability to constrain members of the public from speaking on various items when that person can not stick to the subject or maintain any relevance with the item of

business on the floor and the subject at hand.

Councilmember Heilman requested that the City Manager talk to the Sheriff's Department about the problems arising out of their filming of the gay and lesbian community during public events.

Councilmember Koretz asked about the foot patrols in the East end and the budget process.

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. Mayor Land adjourned the meeting to closed session at 10:30 p.m.

ADJOURNMENT The Council meeting was reconvened and adjourned at 11:10 p.m. to a regular adjourned meeting on June 4, 1990 at 7:00 p.m. in the West Hollywood Park Auditorium.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 2ND DAY OF JULY, 1990.


MAYOR

ATTEST:


CITY CLERK