

MINUTES
CITY COUNCIL MEETING
JANUARY 2, 1990
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD
6:00 P.M. - CLOSED SESSION - CITY HALL
7:00 P.M. - REGULAR MEETING

CALL TO ORDER: Mayor Land called the meeting to order in the City Manager's office, 8611 Santa Monica Boulevard, and adjourned to closed session to discuss matters pertaining to personnel. Present: Heilman, Koretz, Mayor Land. Absent: Albert, Schulte.

The regular meeting was called to order at West Hollywood Park Auditorium at 7:25 P.M.

PLEDGE OF ALLEGIANCE: The Pledge was led by Sibyl Zaden.

ROLL CALL: PRESENT: Heilman, Koretz, Mayor Land
ABSENT: Albert, Schulte
ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

APPROVAL OF AGENDA: Remove items 2c, g, i, l, o, s, and t, from the consent calendar for separate discussion. Items 5 and 7, take testimony and continue to January 16, 1990, with mailings to the surrounding area on item 7 and clarification on the staff recommendation. ACTION: Approve the agenda as amended. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

PROCLAMATIONS AND COMMENDATIONS: Proclamation - AIDS Awareness Week for the Deaf, January 21-27; Dr. Martin Luther King, Jr., Birthday Week; West Hollywood Recycling Kick-off Month, January 1990. Commendation to Peter Erlich for sculpture donation to the City; Commendations for Fifth Anniversary Celebration Committee: Benjamin Clavan, Jeffery E. Burt, Rocky Mansdorf and Sibyl Zaden. Staff Commendations: Toya Ann Brown, David Mitchell, Henry Mangum and Rod Wallace. Other: Ramada West Hollywood, Life's A Party, Regal Rents, L'Ermitage Hotels. A special acknowledgment was given to Helen Goss, Public Information, for her work on the Anniversary Celebration.

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. There was no report at this meeting.

1a. Presentation on Recycling by Public Works Department. Representatives of Waste Management presented posters and T-shirts to the Council, City Manager, City Attorney and Chuck

Bergson and Lucy Dyke from Public Works. Mayor Land presented commendations to Ernest Verdell, Petrina Bird and Sherryl Jones, of the L.A. Conservation Corps, for the distribution of the recycling bins.

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, d, e, f, h, j, k, m, n, p, q, r, u, v, w and x. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte it was so ordered.

a. Posting of Agenda: The agenda for the meeting of January 2, 1990 was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Thursday, December 28, 1989.
ACTION: Receive and file.
Approved as part of the Consent Calendar.

**b. Demand Register No. 127, Resolution No. 631.
Demand Register No. 128, Resolution No. 633.**
ACTION: Approve Demand Register No. 127 and adopt Resolution No. 631, and approve Demand Register No. 128 and adopt Resolution No. 633.
Approved as part of the Consent Calendar.

**c. Minutes: October 16, 1989
November 6, 1989
December 11, 1989**
REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.
ACTION: Approve the minutes of October 16, 1989, November 6, 1989, and December 11, 1989, with corrections on spelling of names. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

**d. Claims: Gregory Baldwin
Sophie Jaroscak
Evelyn Harris**
ACTION: To deny the claims of Gregory Baldwin and Sophie Jaroscak without comment and refer to the City's Claims Adjustor. To remove the claim of Evelyn Harris from the Consent Calendar and move to 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. Election Resolutions: ACTION: 1) Adopt Resolution No.

634, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 10, 1990, FOR THE ELECTION OF CERTAIN OFFICERS OF SAID CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES";

2) Adopt Resolution No. 635, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE, PERTAINING TO MATERIALS SUBMITTED TO THE ELECTORATE, AND THE COSTS OF THE CANDIDATE'S STATEMENT FOR THE GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, APRIL 10, 1990"; 3) Adopt Resolution No. 636, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO THE CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 10, 1990."

Approved as part of the Consent Calendar.

g. Modification of Pacific Design Center Shared Parking Plan: The proposed modification limits public parking hours at PDC, except during City-sponsored special events, but allows the City to extend the hours again if demand warrants. REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Staff report was given by Mark Winogrand and Lucy Dyke. ACTION: To refer back to staff to work with the sub-committee of City Council and the Transportation Commission, the Chamber of Commerce and the Santa Monica Boulevard Association, to develop alternatives with Councilmember Heilman serving on the committee for Councilmember Koretz. By consensus of the Council.

h. Reappropriate Funds to Pay for RTD Division 7 Noise Study: ACTION: To appropriate \$5,000 in Proposition A dollars to pay for the City's portion of the RTD Division 7 Noise Study.

Approved as part of the Consent Calendar.

i. Letter in Protest of the Destruction of the California Redwoods: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. On Dec. 20, a letter was written by Councilmember Koretz, to the Department of Forestry in protest of the destruction of the California Redwoods by the Maxxam/Pacific Lumber Company. ACTION: That Council approve the content of the letter and admit it into the records of the City. Motion Koretz second Heilman. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

j. Resignation of John Read: John Read has submitted his resignation from the Planning Commission, due to moving outside of West Hollywood. ACTION: To accept his resignation with regret and accept applications for the vacancy on the Planning Commission.

Approved as part of the Consent Calendar.

k. Commercial Revitalization Project, 7854-7864 Santa Monica Blvd. - Award of contract: ACTION: That the award of contract for 7854-7864 Santa Monica Boulevard be given to Maddox and Stabler Construction and that the Council approve the Agreement for Construction Services under the Commercial Revitalization Project; that Council authorize the Mayor to sign the Agreement on behalf of the City.
Approved as part of the Consent Calendar.

l. Additional Funding for West Hollywood Park Shelter: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Jodi Curlee and the City Manager gave the staff report. At this point in time, the following person came forward to address the Council:

Sam Weinstein, West Hollywood
ACTION: 1) Authorize the use of \$45,000 currently available in the Homeless budget (and originally intended for operations at 1033 La Brea) for shelter operations; 2) Transfer an additional \$51,000 from the unallocated reserve to Social Services line item #01-530-53-676 to complete funding of the shelter through the 1989-1990 fiscal year. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

m. Parking Structure Project Interim Agreements:
ACTION: Approve the proposed Extended Interim Agreements between the City and the Project Manager, Rich and Associates, and between the City and the Construction Manager, Harris and Associates.
Approved as part of the Consent Calendar.

n. Resolution on Development Permit - 952 Doheny:
ACTION: To approve and adopt Resolution No. 637, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD UPHOLDING THE DECISION OF THE PLANNING COMMISSION TO GRANT DEVELOPMENT PERMIT 88-43 AND DEMOLITION PERMIT 88-15, ON AN APPLICATION OF HOMESTEAD GROUP ASSOCIATES FOR 952-962 DOHENY AVENUE, WEST HOLLYWOOD."
Approved as part of the Consent Calendar.

o. Resolution on Circus of Books: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. This item was removed by the City Attorney to make a correction - Security guard from 6:30 p.m. to 2:30 a.m. ACTION: To approve and adopt Resolution No. 639, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PARTIALLY UPHOLDING AND PARTIALLY MODIFYING THE BUSINESS LICENSE COMMISSION DECISION RENEWING THE BUSINESS LICENSE OF CIRCUS OF BOOKS SUBJECT TO CERTAIN CONDITIONS," with the above correction. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

p. Five Year Celebration Budget Transfer: ACTION: To

authorize that funds be transferred from the unobligated reserve fund to account #01-111-50-623 to pay for Cityhood Celebration expenses. Additionally, authorize that funds be transferred from the Departments of Human Services, Administrative Services, and Community Development to #01-111-50-623.
Approved as part of the Consent Calendar.

q. Resignation of Catherine Stribling from Business License Commission: ACTION: To accept with regret the resignation of Catherine Stribling from the Business License Commission, and direct staff to advertise for applications.
Approved as part of the Consent Calendar.

r. Approval - Cost of Living Adjustment for Management Association Members: ACTION: 1) Approve the Letter of Agreement between the City and the West Hollywood Management Association; 2) Authorize \$5,150 transfer from the Unobligated Reserve be placed in a reserve account until all groups have settled.
Approved as part of the Consent Calendar.

s. Retroactive Benefits: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The following persons addressed the Council on this item:
Daniel Stubbs, labor relations consultant for ACE (Association of Confidential Employees) and WHMA (West Hollywood Management Association)
David Amorena, AFSCME
PROPOSED ACTION: Provide retroactive benefits to all employees, temporary and permanent. Motion Koretz second Land.
AYES: Koretz, Mayor Land
NOES: Heilman
ABSENT: Albert, Schulte
Motion failed.

ACTION: Bring this item back to the Council at the meeting of January 16, 1990. Staff report to cover the City Manager recommendation and the policy advocated for retroactive benefits and go to meet and confer for discussion. By consensus of the Council.

t. Resolution in Support of AB 2461 - Animal Testing:
REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.
ACTION: To approve and adopt Resolution No. 640, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING A.B. 2461 - A BILL TO END THE DRAIZE EYE IRRITANCY TEST AND THE LD50 (LETHAL DOSE 50 PERCENT) TEST FOR TESTING COSMETICS AND HOUSEHOLD PRODUCTS ON ANIMALS WITHIN THE STATE OF CALIFORNIA," and encourage a letter writing campaign by the citizens of West Hollywood to State Assemblypersons and State Senators showing support for A.B. 2461. By doing this, it would be in keeping with West Hollywood Resolution 558, banning cosmetic testing on animals, the use of steel leghold traps, and proclaiming the

City of West Hollywood a cruelty free zone. Motion Koretz second Heilman. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

u. Cory Ave. South of Sunset Blvd. - Request for Tow-Away Zone: ACTION: APPROVE AND ADOPT RESOLUTION NO. 641, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DESIGNATING THE WEST SIDE OF CORY AVE. BETWEEN SUNSET BLVD. AND PHYLLIS ST. AS A NO STOPPING TOW-AWAY ZONE 7 AM - 7 PM EXCEPT SUNDAYS AND HOLIDAYS."
Approved as part of the Consent Calendar.

v. Tract Map #46877 - 930 North Doheny Drive: ACTION: Approve Tract Map #46877 and direct staff to record the map with L.A. County.
Approved as part of the Consent Calendar.

w. Vesting Tract Map #45894 - 1151 Fuller Avenue: ACTION: That the Council approve Tract Map #45894 and direct staff to record the map with L.A. County.
Approved as part of the Consent Calendar.

x. Vesting Tract Map #46004 - 1133 North Formosa Avenue: ACTION: That Council approve Tract Map #46004 and direct staff to record the map with L.A. County.
Approved as part of the Consent Calendar.

PUBLIC HEARINGS

3. TEXT AMENDMENT TO ZONING ORDINANCE: ROUNDING OF QUANTITIES FOR THE NUMBER OF DWELLING UNITS: Pam Gehrts gave the staff report. Mary Tyson, City Clerk, reported that this hearing was noticed in the Post Newspaper and posted at the three required places plus at City Hall. Mayor Land opened the public hearing and the following persons came forward to address the City Council:

Jeanne Dobrin, West Hollywood

No one else coming forward to speak, Mayor Land closed the public hearing. ACTION: Approve Alternative One, to always round down for projects which contain market-rate units and up for projects which contain one-hundred percent affordable units, and direct the City Attorney to bring back the appropriate ordinance for introduction at the meeting of January 16, 1990. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte 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 came forward to address the Council:

Effie Reuveni, West Hollywood - read a letter from Ethel Shapiro on fees for the public to bring forth a proposed revision to the General Plan.

Mary Worley, West Hollywood - fee for revisions to General Plan.

Richard Banta, West Hollywood - General Plan amendment fees.

Gloria Vassy, West Hollywood - PDC parking.

Shannon Goodwin, West Hollywood - homeless.

Jeanne Dobrin, West Hollywood - General Plan amendments.

Direction was given to staff to look at recommendations for reducing fees for the public for consideration of General Plan Amendments.

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 Heilman asked for assistance for the Palm/Larabee area on obtaining signatures for permit parking. He further requested staff assistance on the problem of definitions on camping in the parks and the enforcement problems that have ensued. He would also like to see some meetings held in Plummer Park. The City Manager reported that Fiesta Hall was presently being renovated and he would notify us when the work was completed and it was ready for use.

Councilmember Koretz asked that Public Works put reflectors or something noticeable on a dark wall on Cory, south of Sunset. This location is actually in Beverly Hills but is a danger and needs some type of relief.

Mayor Land reported that the California League of Cities has decided to study the issue of Domestic Partnerships.

UNFINISHED BUSINESS

4. APPOINTMENT TO PUBLIC FACILITIES BOARD: ACTION: That City Council appoint Elaine Mutchnik as an at-large appointment to the Public Facilities Board for a term expiring June 1, 1992. Motion Heilman second Land. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

NEW BUSINESS

5. CITY COUNCIL CONSIDERATION OF TEMPORARY USE PERMIT 89-25 (APPLICANT - CEDARS SINAI) FOR A PARKING LOT AT 365 NORTH SAN VICENTE BOULEVARD, WEST HOLLYWOOD: On approval of Agenda, the Council voted to take testimony from those present who could not return to the next council meeting and then continue to January 16, 1990. The following came forward to address the Council:

Effie Reuveni, West Hollywood, asked that this item be continued to February.

Jeanne Dobrin, West Hollywood, concurred.

George Muhlsten, representing Cedars, requested hearing as soon as possible.

ACTION: Continue to February 5, 1990, to give the neighborhood an opportunity to meet and review. By consensus of the Council.

6. DETERMINATION OF HEARING TYPE FOR AN APPEAL BY EDWIN, JIM AND SAKAE SUEYOSHI DBA OKI DOG, 7450 SANTA MONICA BLVD., FOR THE DECISION BY THE BUSINESS LICENSE COMMISSION TO REVOKE THE PUBLIC EATING BUSINESS LICENSE: Corey Roskin gave the staff report. The following persons came forward to address the Council:

Ed Riney, West Hollywood

Ron Goins, East End Community Action Group

Councilmember Heilman requested that a document pertaining to the County action to close Oki Dog under the Red Light Abatement Act and testified to by Richard Settle, in front of the Business License Commission, be made part of the record.

ACTION: Approve Alternative One, to: 1) Accept all evidence, exhibits and a full transcript of record of the hearing before the Business License Commission held on December 5, 1989; 2) Grant a hearing on appeal to the appellant and set January 16, 1990 as the date for hearing; 3) Accept any new evidence and/or testimony only if such evidence or testimony could not have been presented to the Business License Commission in the course of the renewal hearing, because such evidence or testimony was not available at the time of the hearing. Appellant is to submit in writing by noon Monday, January 8, 1990, their intent to submit any such new evidence or testimony; and written arguments are to be submitted by January 11, 1990. Motion Land second Heilman. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

7. CAROL DRIVE PROPOSED CLOSURE: On approval of Agenda, the Council voted to take testimony from those present who could not return to the next meeting and continue this item to the meeting of January 16, 1990. The following came forward to speak:

Richard Terzian, attorney for Luckman Management

Deloris Luckman, West Hollywood

William Dickerson, West Hollywood

Jeanne Dobrin, West Hollywood

Frank Austin, West Hollywood

ACTION: To return this item at the first meeting in February, February 5, 1990, with the recommendations of the Transportation Commission and the Sunset Boulevard Task Force. By consensus of the Council.

8. LEASES - GINA B. AND RAMADA: Mark Winogron gave the staff report and Jeanne Dobrin, West Hollywood, spoke to this issue.
ACTION: To authorize staff to continue negotiations for a

lease of the third floor at the Gina B. building, 8704 Santa Monica Blvd., and the lease from Yehuda Naftali of an area on the second floor at the Ramada. By consensus of the Council.

LEGISLATIVE

9. PREFERENTIAL PERMIT PARKING DISTRICT #1, REVIEW: Chuck Bergson gave the staff report and the following persons came forward to address the Council:

Mary Worley, West Hollywood
Jeanne Dobrin, West Hollywood
Mira Zavidowsky, West Hollywood
Sibyl Zaden, West Hollywood

RECOMMENDED ACTION: To approve in concept an Ordinance making the following changes to Permit Parking District #1:

- a) Maintain the existing regulations for the residential side of the street;
- b) Modify the commercial side of the street (from daytime C only 12-hour and patron 2-hour) to include 2-hour limit spaces for all vehicles parking near commercial districts on Rangely, Dorrington, Ashcroft and Rosewood Avenues and Norwich, Huntley, Westbourne and Westmount Drives; Also add Bonner and San Vicente Boulevard;
- c) Install 38 2-hour meter parking spaces on La Peer Drive (Santa Monica Blvd. to Melrose Avenue);
- d) Extend district boundaries to include businesses on Almont and La Peer drives (Santa Monica Blvd. to Melrose Avenue) and the north side of Melrose (Doheny Drive and San Vicente Blvd.) in addition, direct the Transportation Commission to see if there is some way we can accommodate additional residential parking on Norwich and Rosewood in currently unused Commercial parking spaces. Motion Heilman second Koretz. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

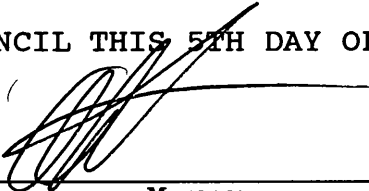
The City Attorney will bring the appropriate Ordinance to the January 16, 1990 meeting for introduction on first reading.

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 10:12 p.m.

The meeting was reconvened at 11:00 p.m. ACTION: Approve the claim of Evelyn Harris. Motion Land second Heilman. Hearing no objection and noting the absence of Albert and Schulte, it was so ordered.

ADJOURNMENT The meeting was adjourned to a regular adjourned meeting on January 16, 1990, at 7:00 p.m., at West Hollywood Park Auditorium.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 5TH DAY OF
FEBRUARY, 1990.



Mayor

ATTEST:



City Clerk