

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, APRIL 17, 1995  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BOULEVARD**

7:30 P.M. - REGULAR MEETING

**CALL TO ORDER:** Mayor Land called the meeting to order at 7:54 p.m., and stated that immediately prior to the start of this meeting a special joint meeting of the City Council and the Planning Commission was held.

**PLEDGE OF ALLEGIANCE:** The Pledge was led by Liz Bernard Anderson.

**ROLL CALL:**

PRESENT - Councilmembers: Guarriello, Koretz, Martin, Heilman and Mayor Land  
ALSO PRESENT - City Manager Brotzman, City Attorney Jenkins

**APPROVAL OF AGENDA:**

Pulled Items 2I, 2P, and 2R for separate discussion; and Item 2Q was tabled for two weeks. Motion to approve as amended Councilmember Guarriello, seconded by Mayor Pro Tem Heilman and unanimously carried.

**PRESENTATIONS:**

Mayor Land indicated that the meeting would be adjourned in memory of Mr. Alan Nixon. Mayor Land announced that a special commendation would be provided to Mr. Lester Hirsch on his 80th birthday. In addition, she proclaimed the month of April 1995 as Homebuyer Education Month and accepted a check from the Beverly Hills Board of Realtors. Liz Bernard-Anderson presented a check to the City of West Hollywood for the California Homebuyer Education Partnership. Mayor Land also Proclaimed Sunday, April 23, 1995 as a "Day without Violence" and presented the proclamation to Anne Rice-Lane who thanked the City Council.

**1. CITIZEN COMMENTS**

**A. CITIZEN COMMENTS ON CONSENT CALENDAR ITEMS WHICH  
HAVE NOT BEEN REMOVED FROM THE CONSENT CALENDAR:**

CHARLIE MERCER, LOS ANGELES, spoke in favor of Consent Calendar Item 20 to request proposals for a Visitor Industry Profile and Economic Impact Study.

MORT SCHWARTZ, stated he was representing the International Union of Craft Persons in the Film Industry, spoke against AB 549 to abolish union shops and in support of Item 2T on the Consent Calendar.

**B. CITIZEN COMMENTS, GENERAL INTEREST:**

SYBIL ZADEN, WEST HOLLYWOOD, complained about rate increase from Century Cable.

DR. BILL GRIFFIN, WEST HOLLYWOOD, spoke regarding an agenda item which was brought up at the Lesbian and Gay Advisory Council relative to a Gay Bashing which took place.

JEFFREY PRANG, WEST HOLLYWOOD, stated he was a member of the Rent Stabilization Commission and a member of the California Democratic Party Executive Board, he provided the City Council with an update about the continuing fight in the legislature on Rent Control. He also thanked Commissioner Jeff Richmond and Council Deputy Rich Ryan.

JEFF RICHMOND, WEST HOLLYWOOD, asked the City Council to get involved in the fight against rent control for mobilehomes. He encouraged the Council to go on record in opposition to the mobilehome rent control initiative which is on the ballot.

PETER MACKLER, WEST HOLLYWOOD, spoke regarding Item 2I relative to the creation of a Disabilities Advisory Council. He urged approval.

REV. JOHN VON DOURIS, WEST HOLLYWOOD, urged the approval of Item 2I creation of a Disabilities Advisory Council.

DONNA VEGA, WEST HOLLYWOOD, also urged Council approval of Item 2I, creation of a Disabilities Advisory Council.

**CITY MANAGER'S REPORT:** City Manger Brotzman stated the City offices would be moving on May 11-14, new telephone numbers have been set, and notices would be mailed. He indicated that WHMC does not provide for Sandwich Board Signs as discussed in the Joint Meeting, he would however, direct staff to bring and item before the Council at their next meeting. He also informed the City Council that the City now has an Internet address.

**FISCAL IMPACT ON CONSENT CALENDAR:** City Clerk Love stated the fiscal impact on the April 17, 1995 consent calendar is \$169,000. in expenditures and \$5,000. in potential revenues.

2. **CONSENT CALENDAR:**

**ACTION:** Approve items 2A, B, C, D, E, F, G, H, J, K, L, M, N, O, S, T, U, AND V.  
Motion Guarriello, seconded by Heilman and unanimously carried.

- A. POSTING OF AGENDA:** The agenda for the meeting of April 17, 1995 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday April 13, 1995.  
**RECOMMENDATION:** Receive and file. Approved as part of the Consent Calendar.
- B. APPROVAL OF MINUTES:**  
**RECOMMENDATION:** Approve the minutes of April 3, 1995. Approved as part of the Consent Calendar.
- C. WAIVER OF FURTHER READING:**  
**RECOMMENDATION:** After the City Attorney has read the title of any ordinance on tonight's agenda, the further reading thereof shall be waived. Approved as part of the Consent Calendar.
- D. CLAIMS: ELEANOR GESCHWIND AND OLGA SEEM KOOYMAN:**  
**RECOMMENDATION:** Deny the claims of Eleanor Geschwind and Olga Seem Kooyman without comment and refer to the City's claims adjuster. Approved as part of the Consent Calendar.
- E. DEMAND REGISTER NO. 292, RESOLUTION NO. 95-1427 :**  
**RECOMMENDATION:** Approve Demand Register No. 292 and adopt Resolution No. 95-1427. Approved as part of the Consent Calendar.
- F. TREASURER'S REPORT:**  
**RECOMMENDATION:** Receive and file the Treasurer's Report for February 1995. Approved as part of the Consent Calendar.
- G. ORDINANCE NO. 95-433 (2nd Reading), PROPOSED ORDINANCE AMENDING SOLID WASTE COLLECTION ORDINANCE:**  
**RECOMMENDATION:** Waive further reading and adopt Ordinance No. 95-433, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING ORDINANCE NO. 340 REGULATING SOLID WASTE COLLECTION, AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.
- H. ORDINANCE NO. 95-434 (2nd Reading), PROPOSED ORDINANCE AMENDING SECTION 6353 OF THE BUSINESS LICENSE ORDINANCE PERTAINING TO GUN DEALERS:**

RECOMMENDATION: Waive further reading and adopt Ordinance No. 95-434, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 6353 OF THE BUSINESS LICENSE ORDINANCE PERTAINING TO GUN DEALERS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Approved as part of the Consent Calendar.

**I. AUTHORIZATION TO CREATE A DISABILITIES ADVISORY COUNCIL FOR THE CITY OF WEST HOLLYWOOD:**

Removed from the Consent Calendar for separate discussion under Excluded Consent Calendar Items.

**J. "EXCELLENCE IN SERVICE" ACCOMPLISHMENTS:**

RECOMMENDATION: (1) Receive and file this report with the thanks to the members of the Excellence in Service Task Force; and (2) Request that members of this task force file an annual review with the City Council of their programs and accomplishments. Approved as part of the Consent Calendar.

**K. RESOLUTION IN SUPPORT OF SENATE BILL 335 REGARDING UNTENANTABLE DWELLINGS:**

RECOMMENDATION: (1) Adopt Resolution No. 95-1429, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SENATE BILL 335 REGARDING UNTENANTABLE DWELLINGS; and (2) Direct staff to forward copies of the resolution to the appropriate State legislators. Approved as part of the Consent Calendar.

**L. EXTENSION OF CONTRACTS FOR CITY HALL:**

RECOMMENDATION: (1) Authorize the City Manager to execute a Contract Amendment with Ellerbe Becket to extend move management services through May 1995, in an amount not to exceed \$5,000.; and (2) Authorize the Director of Finance to increase the professional service budget in the City Managers Department by \$5,000. and to setup an offsetting revenue account to record anticipated FEMA reimbursement. Approved as part of the Consent Calendar.

**M. CONTRACT FOR CITY HALL MOVE:**

RECOMMENDATION: (1) Accept the bid dated March 16, 1995; and (2) Authorize the City Manger to enter into an agreement for move relocation services with Eastern Van Lines in the amount not to exceed \$24,000., which includes a \$427. contingency. Approved as part of the Consent Calendar.

**N. RESOLUTION OPPOSING HR 4 "THE PERSONAL RESPONSIBILITY ACT:"**

RECOMMENDATION: (1) Adopt Resolution No. 95-1430, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING HR 4 "THE PERSONAL RESPONSIBILITY ACT;" and (2) send

copies of this resolution to the appropriate elected officials in the United States Senate. Approved as part of the Consent Calendar.

- O. REQUEST FOR PROPOSAL FOR A VISITOR INDUSTRY PROFILE AND ECONOMIC IMPACT STUDY:**  
RECOMMENDATION: Approve Visitor Industry and Economic Impact Study Request for Proposal (RFP) and direct staff to distribute the RFP to qualified consultants. Approved as part of the Consent Calendar.
- P. EXPLORE THE FEASIBILITY OF CREATING A WEST HOLLYWOOD CREDIT CARD:**  
Removed from the Consent Calendar for separate discussion under Excluded Consent Calendar Items.
- Q. RESOLUTION IN SUPPORT OF CALIFORNIA STATE SENATE BILL 1139 IMPOSING A SURCHARGE ON THE CONSUMPTION OF ELECTRICAL ENERGY AND NATURAL GAS PURCHASED ON OR AFTER JANUARY 1, 1996:**  
Tabled for two weeks.
- R. DIRECTION TO CITY STAFF REQUIRING THAT UNITED AIRLINES MAY NOT BE USED FOR ANY OFFICIAL CITY BUSINESS TRAVEL:**  
Removed from the Consent Calendar for separate discussion under Excluded Consent Calendar Items.
- S. RESOLUTION SUPPORTING ENVIRONMENTAL STUDY FOR WILSHIRE CORRIDOR SUBWAY:**  
RECOMMENDATION: Adopt Resolution No. 95-1432, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE CONSIDERATION OF THE WILSHIRE BOULEVARD SUBWAY ALTERNATIVE IN THE ENVIRONMENTAL IMPACT REPORT FOR THE METRO RED LINE WESTERN EXTENSION. Approved as part of the Consent Calendar.
- T. PROPOSED RESOLUTION IN OPPOSITION TO AB 549 ABOLISHING UNION SHOPS:**  
RECOMMENDATION: (1) Adopt Resolution No. 95-1433, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO AB 549;" and (2) Forward copies of this resolution to the appropriate representatives in the California State Assembly and Senate. Approved as part of the Consent Calendar.
- U. DELEGATION OF AUTHORITY TO THE COMMUNITY DEVELOPMENT DIRECTOR TO DETERMINE WHETHER A "PUBLIC**

**CONVENIENCE AND NECESSITY" IS MET TO ALLOW THE  
ISSUANCE OF RETAIL ALCOHOLIC BEVERAGE LICENSES:**

**RECOMMENDATION:** Delegate authority to the Community Development Director to determine whether or not a "public convenience and necessity" is met to allow the issuance of retail alcoholic beverage licenses notwithstanding a determination that there is an "undue concentration" of licenses. Approved as part of the Consent Calendar.

**V. FURNISHINGS FOR THE NEW CITY HALL:**

**RECOMMENDATION:** Authorize staff to purchase additional Knoll Morrison systems furniture, originally deferred to FY 1995-96 from the FY 1994-95 operating budgets. Approved as part of the Consent Calendar.

**3. PUBLIC HEARINGS:** None.

**COUNCILMEMBER COMMENTS:**

Councilmember Guarriello congratulated the West Hollywood Weekly on their first year anniversary.

Mayor Pro Tem Heilman directed his deputy to follow-up on the Gay Bashing incident. Directed the City Manager to bring before the Council a review of the sign ordinance specifically the sandwich Board section.

Councilmember Martin thanked Jeff Prang, Jeff Richmond and Rich Ryan for their work done on the resolution for rent control issues.

Councilmember Koretz commented on AB 549 on Union Shops.

Mayor Land provided more information on the Costa Bill regarding Mobilhome Rent Control.

**4. UNFINISHED BUSINESS:** None.

**5. NEW BUSINESS:**

**A. EXERCISING THE PURCHASE OPTION FOR THE REAL PROPERTY  
LOCATED AT 8300 SANTA MONICA BOULEVARD:**

City Manager Brotzman provided background information as outlined in the staff report dated April 17, 1995.

**RECOMMENDATION:** 1) Exercise the option to purchase the real property located at 8300 Santa Monica boulevard subject to final approval of the purchase price; 2) Authorize the City Manager to execute documents necessary to effect

the purchase transaction; and 3) Authorize the City Manager to issue a Certificate of Acceptance to be attached to the grant deed.

Motion by Guarriello, seconded by Heilman and unanimously carried.

**EXCLUDED CONSENT CALENDAR:**

**2I AUTHORIZATION TO CREATE A DISABILITIES ADVISORY COUNCIL FOR THE CITY OF WEST HOLLYWOOD:**

Mayor Land and Jodi Curlee, Social Services Manager, provided background information as outlined in the staff report dated April 17, 1995.

Councilmember Koretz expressed concerns regarding staffing of the advisory Council, and was concerned that Council Deputies would have to staff the Advisory Council.

Assistant City Manger Makinney stated he was the ADA Coordinator for the City, and as that it would be logical for him to provide staff support for the advisory Council. However, he continued, the remaining problem would be where the clerical staff support would come from.

City Manager Brotzman indicated that at this time he would prefer that the item not be staff person specific as Human Services Department may need to assist.

Mayor Land stated she wanted to be staff specific at this time, as issues and needs may not be met if specific staff are responsible.

Mayor Pro Tem Heilman supported the advisory Council but was concerned that the workload may not require meetings every month. He also shares the concern about staffing, he is uncertain to the appropriate staff, but trusts that management to work out the staffing. He states that if the Council gives direction to create the committee, the City Manager will see that everything gets done at the appropriate level.

Councilmember Guarriello indicated that he wanted to be sure that the 7 members be a cross section of disabilities to get a complete picture.

Councilmember Martin stated he would like to see more information about the work program and this body may need to be a task force for 18 months to 2 years.. He indicated he would like to see it come back next meeting or two.

Mayor Pro Tem Heilman indicated he is in support of this advisory Council but does concur with Councilmember Martin's point. He would like to continue the

joint meetings with boards and commissions annually. He suggested adding the work plan and bring it back at the next meeting.

Mayor Land indicated that direction was given to staff to address both issues: staffing and the work program and return to Council under the Consent Calendar.

Councilmember Koretz stressed that Council support staff will not be used to staff the advisory Council.

JEANNE DOBRIN, WEST HOLLYWOOD, in support of the creation of the advisory Council, she also commended Ms. Curlee and Mayor Land on this issue.

**2P. EXPLORE THE FEASIBILITY OF CREATING A WEST HOLLYWOOD CREDIT CARD:**

Councilmember Martin stated that this is an interesting idea but inquired what staff would do this, in addition he suggested that perhaps we could get an initial feasibility report, before numerous staff hours are invested.

Mayor Land responded that Finance Director would be doing the report. She also stated that the initial work has been completed. She confirmed that this is a feasible project however, stated a little more research is needed along with meetings with financial institutions, which would best be handled by the Finance Director and his staff.

Motion Martin, seconded Koretz and unanimously carried.

**RECOMMENDATION:** Direct staff, in conjunction with the City Attorney, to explore the feasibility of creating an official West Hollywood credit card and to report back to Council at the first meeting in June on the cost and potential schedule for implementing this program.

**2R. DIRECTION TO CITY STAFF REQUIRING THAT UNITED AIRLINES MAY NOT BE USED FOR ANY OFFICIAL CITY BUSINESS TRAVEL:**

Councilmember Martin stated that we have been contacted by United Airlines Management, and asked that we hold a meeting with them. Councilmember Martin asked that we table this item for two weeks.

**CITIZEN COMMENTS: NONE**

**6. LEGISLATIVE:**

**A. PROPOSED ORDINANCE AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO NOISE CONTROL:**



Mayor Land provided background information as outlined in the staff report dated April 17, 1995.

**RECOMMENDATION:** (1) Accept public comment and introduce on first reading Ordinance No. 95-435, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER II OF ARTICLE I AND CHAPTER III OF ARTICLE IV OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO NOISE CONTROL;" and (2) Direct staff to inform the public and law enforcement as to the new provisions of the Municipal Code.

Motion Guarriello, seconded Heilman and unanimously carried.

**B. PROPOSED ORDINANCE REGARDING PENALTIES FOR PERMITTING ANIMAL NUISANCES.**

City Attorney Jenkins provided background information as outlined in the staff report dated April 17, 1995.

**RECOMMENDATION:** Accept public comment and introduce on first reading Ordinance No. 95-436, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING PENALTIES FOR PERMITTING ANIMAL NUISANCES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE.

Motion Guarriello, seconded Heilman and unanimously carried.

**COUNCILMEMBER COMMENTS:** None.

**RECESS TO CLOSED SESSION:** The Council recessed to closed session at 9:10 p.m. to discuss matters as reflected on the posted agenda. City Attorney Jenkins stated that the following three items need to be added to the closed session agenda: existing litigation of City of West Hollywood vs. Buckley; conference with real property negotiator 8611 Santa Monica Blvd. Negotiating Party Santa Monica Center Ltd. and 8491 Santa Monica Blvd. Negotiating Party Esprit.

**RECONVENE REGULAR MEETING:** The Council reconvened to the regular meeting at 10:50 p.m.

**REPORT OF CLOSED SESSION:** City Attorney Jenkins reported the City Council adjourned to closed session to discuss items as indicated in the Closed Session agenda and that a written report of any action taken, as a consequence of the Closed Session, will be filed with the City Clerk for public inspection.

**ADJOURNMENT:** The City Council adjourned at 10:53 p.m., in memory of Alan Nixon, to a Special Meeting on April 24, 1995 at 6:00 p.m. at West Hollywood Park, 647 N. San Vicente Boulevard. The next regular meeting will be on May 1, 1995 at 7:00 P.M.

APPROVED BY MOTION OF THE CITY COUNCIL ON THE 5TH DAY OF JUNE, 1995.

*John Hechtman*  
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MAYOR

ATTEST:

*[Signature]*  
\_\_\_\_\_  
City Clerk