

**MINUTES  
CITY COUNCIL MEETING  
JULY 5, 1994  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BOULEVARD**

**6:00 P.M. - CLOSED SESSION:** See attached Closed Session Agenda.

**7:00 P.M. - REGULAR MEETING**

**CALL TO ORDER:** Mayor Pro Tem Heilman called the meeting to order at 7:00 p.m.

**PLEDGE OF ALLEGIANCE:** Deanna Stevenson led the Pledge.

**ROLL CALL:** PRESENT: Guarriello, Koretz, Martin, and  
Mayor Pro Tem Heilman  
ABSENT: Mayor Land

ALSO PRESENT: Assistant City Manager Charles  
Makinney  
City Attorney Jenkins

**REPORT OF CLOSED SESSION:** City Attorney Jenkins reported that the meeting was called to order at approximately 6:10 p.m., at which time the Council recessed into a Closed Session to discuss the items listed on the Closed Session agenda. The Closed Session was adjourned at 6:40 p.m.; no action was taken and no reports were required.

**APPROVAL OF AGENDA:** Mayor Pro Tem Heilman indicated that a correction was made to 2.B., the minutes of June 20th, to add the name of the settlement under the report on closed session. Item 2.D., Claim of Michael Chafe, was tabled. The agenda was approved as amended, by consensus of Council.

**PRESENTATIONS:** Councilmember Guarriello announced the success of the 4th of July Celebration at Plummer Park and commended Astro Burger, the staff and the Recreation Division, and Good Neighbors, the co-sponsor.

Mayor Pro Tem Heilman announced "Summer Sounds," a series of concerts at the Pacific Design Center amphitheatre, and Lesbian Visibility Week, which will be held Sunday, July 17th, through July 24th.

**1. CITIZEN COMMENTS:**

**A. CITIZEN COMMENTS ON CONSENT CALENDAR ITEMS WHICH HAVE NOT BEEN PULLED:**

**B. CITIZEN COMMENTS - GENERAL:**

THOMAS CRAIL, WEST HOLLYWOOD, indicated he would like the lighting on the median strip to be in place by November 1st. He reported on "Bastille Day," an event which the Chamber, businesses, restaurants and nightclubs are working to promote.

MARK MARKLINE, CHAMBER OF COMMERCE, announced upcoming meetings of affiliated organizations, also the monthly networking breakfast, July 20th.

BUDD KOPS, WEST HOLLYWOOD, complained about towaway zone signs which had been put up on Olive, which were not authorized by the City. Spoke against the House of Blues.

HYLAN KUNERTH, WEST HOLLYWOOD, spoke regarding property at 133 S. Peck Drive, Beverly Hills. He suggested that this could be made into an AIDS hospice.

MICHAEL YATES, CHAMBER OF COMMERCE, PARKING PROJECT ADMINISTRATOR, stated that the Palm car wash is now available for public parking on weekends.

DONNY CACY, WEST HOLLYWOOD, BOARD MEMBER OF "ACES", VICE-PRESIDENT OF COMMUNITY ALLIANCE, invited everyone to take part in the "march to take back the streets" on Friday, July 8. Thanked Councilmembers Koretz and Martin for their idea of having the homeless shelter fund-raise for the City to match up to \$25,000. Suggested that the homeless shelter be put below the City's proposed parking structure.

CATHY COLE, CHAMBER OF COMMERCE, stated there are now 80 members of the Chamber. Spoke about membership and the networking breakfast to be held.

**CITY MANAGER'S REPORT:** There was no City Manager's report.

**FISCAL IMPACT REPORT OF CONSENT CALENDAR:** (This report was given later in the meeting, but is indicated here for clarity.) Deputy City Clerk Vukojevich reported that the fiscal impact of Consent Calendar items is \$1,060,795 of budgeted expenditures and \$5,000 in potential revenue.

**2. CONSENT CALENDAR:**

**ACTION:** Approve the Consent Calendar as amended. Motion Guarriello, seconded Koretz and unanimously carried, noting the absence of Mayor Land.

**A. POSTING OF AGENDA:** The agenda for the meeting of Tuesday, July 5, 1994, was posted at City Hall, Plummer Park, and the Sheriff's Station and at the West Hollywood Library on Friday, July 1, 1994.

**RECOMMENDATION:** Receive and file. Approved as part of the Consent Calendar.

**B. APPROVAL OF MINUTES: June 20, 1994**

**RECOMMENDATION:** Approve the minutes of June 20, 1994. 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 be waived. Approved as part of the Consent Calendar.

- D. CLAIMS: Michael Chafe**  
RECOMMENDATION: Take action on the claim of Michael Chafe as discussed in Closed Session on July 5, 1994. THIS ITEM WAS TABLED UNDER APPROVAL OF AGENDA, TO COME BACK AT A LATER MEETING.
- E. DEMAND REGISTER NO. 273, RESOLUTION NO. 94-1320.**  
RECOMMENDATION: Approve Demand Register No. 273 and adopt Resolution No. 94-1320. Approved as part of the Consent Calendar.
- F. AWARD OF CONSTRUCTION CONTRACT FOR CIP 9404, FOUNTAIN AVENUE STREET IMPROVEMENT PROJECT:**  
RECOMMENDATION: Authorize the City Manager to enter into a contract with Shawnan Corporation in the amount of \$850,989.00 for construction of CIP 9404, Fountain Avenue Street Improvement Project. Approved as part of the Consent Calendar.
- G. APPROVAL OF 1994-95 SERVICE AGREEMENT WITH WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION:**  
RECOMMENDATION: Approve \$177,156 service agreement with the WHCHC to provide operational support for the Corporation and authorize the City Manager to execute the agreement. Approved as part of the Consent Calendar.
- H. APPROVAL OF POSITION SPECIFICATIONS FOR REVENUE OFFICER AND BUDGET OFFICER:**  
RECOMMENDATION: Approve position specifications for Budget Officer (GE-16) and Revenue Officer (GE-16). Approved as part of the Consent Calendar.
- I. RESOLUTION CERTIFYING THE CITY'S URGENT NEED TO OBTAIN SUPPLEMENTAL CDBG FUNDS FOR EARTHQUAKE RECOVERY COSTS:**  
RECOMMENDATION: Adopt Resolution No. 94-1321, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CERTIFYING THE CITY'S URGENT NEED TO OBTAIN SUPPLEMENTAL CDBG FUNDS FOR EARTHQUAKE RECOVERY COSTS." Approved as part of the Consent Calendar.
- J. APPROVAL OF AMENDMENT TO AGREEMENTS FOR ARCHITECTURAL SERVICES FOR COMMERCIAL REVITALIZATION PROJECT:**  
RECOMMENDATION: Approve the amendments to the agreements with AKAR, Inc., and Chase & Burnett, Inc. in order to: (1) extend the term of the agreements to June 30, 1995; (2) increase the amount of compensation paid per storefront from \$1,200 to \$1,500; (3) add \$10,500 to the contract amount for each consultant; (4) delete Sec. 15, South Africa Restrictions, and, (5) add \$2,000 to the AKAR, Inc. contract to provide design services for two alley improvement projects in order to continue providing Community Development Block Grant (CDBG)-funded architectural design assistance services for fiscal year 1994-1995 and authorize the City Manager to sign the amendments on behalf of the City. Approved as part of the Consent Calendar.
- K. AWARD OF A PROFESSIONAL ENGINEERING SERVICE CONTRACT**

**FOR PREPARATION OF PLANS, CONTRACT DOCUMENTS, AND CONSTRUCTION MANAGEMENT FOR A CAPITAL IMPROVEMENT PROJECT TO INSTALL ELECTRICAL SERVICE ON THE SANTA MONICA BOULEVARD MEDIAN ISLANDS:**

**RECOMMENDATION:** Authorize the City Manager to sign a professional engineering services contract with Transtech Engineers, Inc. in an amount not to exceed \$28,650 for preparation of plans, contract documents, and construction management on a Capital Improvement Project to install electrical service on the Santa Monica Boulevard median islands. Approved as part of the Consent Calendar.

**L. ORDINANCE NO. 94-414, REGARDING EXTRA RENT INCREASES FOR LANDLORDS WHO PAY FOR UTILITIES:**

**RECOMMENDATION:** Adopt on second reading Ordinance No. 94-414, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING EXTRA RENT INCREASES FOR LANDLORDS WHO PAY FOR UTILITIES." Approved as part of the Consent Calendar.

**M. RENT STABILIZATION COMMISSION RESOLUTION AMENDING THE RENT STABILIZATION REGULATIONS REGARDING EXTRA INCREASES FOR LANDLORDS WHO PAY FOR UTILITIES:**

**RECOMMENDATION:** Approve Rent Stabilization Commission Resolution No. 94-12, Amending the Rent Stabilization Regulations Regarding Extra Increases for Landlords who Pay for Utilities. Approved as part of the Consent Calendar.

**N. APPROVAL OF RENT STABILIZATION COMMISSION RESOLUTION NO. 94-10 ESTABLISHING THE AMOUNT OF THE GENERAL ADJUSTMENT FOR THE YEAR 1994-95:**

**RECOMMENDED ACTION:** Approve Rent Stabilization Commission Resolution No. 94-10, Establishing the Amount of the General Adjustment for the Year 1994-95. Approved as part of the Consent Calendar.

**3. PUBLIC HEARINGS:**

**A. REPORT ESTABLISHING THE SOLID WASTE AND RECYCLABLE COLLECTION SERVICE FEE IN THE CITY OF WEST HOLLYWOOD:** Deputy City Clerk Vukojevich reported that a notice of public hearing was published in the West Hollywood Independent on June 15 and June 22, 1994.

David Hare, Environmental Services, presented background information as outlined in the staff report dated July 5, 1994.

Mayor Pro Tem Heilman clarified that the recommendation is to continue the fees at their current level.

Mr. Hare concurred.

Mayor Pro Tem Heilman asked if this deals with implementation of the single franchise, and Mr. Hare indicated that this is really a separate issue.

Councilmember Koretz asked about the scavenging problem with recycling.

Mr. Hare replied that it's a tough problem but the City is making headway.

The public hearing was opened, and there being no one present to speak, the hearing was closed. Motion Koretz, seconded Guarriello and unanimously carried.

**ACTION:** 1) Receive and file the Solid Waste and Recyclable Collection Service Fees Report for Fiscal Year 1994/95; 2) Find that there have been no majority protests made in connection with this item, and direct that these various disposal assessments be placed on the tax roll for collection.

Motion Guarriello, seconded Koretz and unanimously carried, noting the absence of Land.

**B. PUBLIC HEARING TO REVIEW THE CITY SEWER SERVICE CHARGE, AND FIRST READING OF AN ORDINANCE INCREASING THE CITY SEWER SERVICE CHARGE COMMENCING WITH FISCAL YEAR 1994-95:**

Deputy City Clerk Vukojevich reported that a notice of public hearing was published on June 15 and June 22 in the West Hollywood Independent.

Sharon Perlstein, City Engineer, provided background information as outlined in the staff report dated July 5, 1994.

Mayor Pro Tem Heilman clarified that the current charge for a single family homeowner is \$4.09 per year, and this would increase the charge to \$7.00 per year, for increased maintenance and repair.

There being no one present to speak, the public hearing was closed.

**ACTION:** 1) Make a finding that there has not been a majority protest; 2) Introduce on first reading Ordinance No. 94-415, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING A SEWER SERVICE CHARGE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE"; 3) Order that the sewer service charge be forwarded to the County Assessor for property tax billing.

Motion Koretz, seconded Guarriello and carried on a roll call vote:

Ayes: Guarriello, Koretz, Martin, Heilman  
Noes: None  
Absent: Land

**COUNCILMEMBER COMMENTS:** None

**4. UNFINISHED BUSINESS:**

**A. PUBLIC MEETING REGARDING THE 1991 LIGHTING AND LANDSCAPE ASSESSMENT DISTRICT AND THE 1994/95 PROGRAM AND BUDGET:**

Paul Arevalo, Finance Director, provided background information as outlined in the staff report dated July 7, 1994.

Mayor Pro Tem Heilman clarified that basically the assessment would remain the same for the majority of parcels in the district.

The public hearing was opened and the following person addressed the Council:

IRWIN HELD, OWNER, BARNEY'S BEANERY, spoke in opposition to the assessment. He stated that the City should pay for this in full.

There being no further speakers, the public hearing was closed. Motion Guarriello, seconded Martin and unanimously carried.

**ACTION:** Schedule a public hearing for August 1, 1994. Motion Guarriello, seconded Heilman and unanimously carried, noting the absence of Land.

**5. NEW BUSINESS:**

**A. TRIAL CONVERSION OF COMMERCIAL PORTION OF OLIVE DRIVE BETWEEN SUNSET BOULEVARD AND FOUNTAIN AVENUE TO ONE-WAY SOUTH FROM SUNSET BOULEVARD TO FOUNTAIN AVENUE:**  
Joan English, Transportation Director, provided background information as outlined in the staff report dated July 5, 1994.

BUDD KOPS, WEST HOLLYWOOD, stated that he agreed in concept. He gave complaints about the House of Blues and nightclubs, and stated there should be a diagram attached to the item in the public packet.

**ACTION:** 1) On a trial three to six month basis, authorize the Director of Transportation and Public Works to install temporary half closures allowing only one-way southbound traffic on the commercial portion of Olive Drive between Sunset Boulevard and Fountain Avenue and two-way traffic on the residential portion of the block; 2) Direct the Director of Transportation and Public Works and the Transportation Commission to review the results of the temporary closures prior to making recommendations for any permanent reconfiguration of the street.

Motion Koretz, seconded Martin and unanimously carried, noting the absence of Land.

**EXCLUDED CONSENT CALENDAR: NONE**

**CITIZEN COMMENTS: NONE**

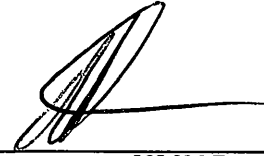
**6. LEGISLATIVE: NONE**

**COUNCILMEMBER COMMENTS:**

Councilmember Martin commented that Barney's Beanery had advertised their location as being in Hollywood. Staff was directed to look into requiring businesses, in any advertisement, to indicate their location as being in West Hollywood.

**ADJOURNMENT:** The City Council adjourned at 7:42 p.m. to the next regularly scheduled meeting on July 18, 1994, at West Hollywood Park, for a closed session at 6:00 p.m. and a regular meeting at 7:00 p.m.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 1ST DAY OF AUGUST, 1994.



MAYOR

ATTEST:



CITY CLERK