

**MINUTES  
CITY COUNCIL MEETING  
NOVEMBER 15, 1993  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BOULEVARD**

**6:00 P.M. - CLOSED SESSION:** This time has been set aside for the City Council to meet in closed session to discuss matters pertaining to litigation (pursuant to Government Code Section 54956.9(a), potential litigation (pursuant to Government Code Section 54956.9(b), and (c)), personnel, and/or claims. The Mayor or the City Attorney will give an additional oral report of the closed session at the commencement of the public portion of the meeting.

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

**CALL TO ORDER:** Mayor Guarriello called the meeting to order at 7:10 p.m.

**PLEDGE OF ALLEGIANCE:** The Pledge was led by Mayor Pro Tem Land.

**ROLL CALL:**

**PRESENT:** Heilman, Koretz, Lang, Land, Mayor Guarriello

**ALSO PRESENT:** City Manager Brotzman and City Attorney Jenkins

**REPORT OF CLOSED SESSION:** City Attorney Jenkins reported that the meeting was called to order at 6:30 p.m. and the City Council recessed into a closed session for the purpose of discussing a matter of labor negotiations with the City's labor negotiator pursuant to Government Code Section 54957 and to give direction relative to a potential settlement on a claim against the City filed by Vivian Szawarc.

**APPROVAL OF AGENDA:**

Item 2.K. was removed from the consent calendar for separate discussion by Councilmember Heilman and Mayor Guarriello. Item 2.G. was removed by Councilmember Lang and Item 2.J. was removed by Councilmember Koretz.

Mayor Pro Tem Land requested that an item which arose after the agenda was posted be placed on the consent calendar as an urgency item. The item is a request for approval of an appeal of the U.S. Postal Service's denial of the City's request for a single zip code and the deadline for the appeal is before the next City Council meeting.

Motion by Land to add urgency item, second Heilman and carried with Mayor Guarriello voting no.

**ACTION:** Approve agenda as amended. Motion Heilman, second Lang and unanimously carried.

Mayor Pro Tem Land requested that the meeting be adjourned in memory of Bob Pohle from Fast Frame.

Mayor Guarriello requested that the meeting also be adjourned in memory of Jamal Rofeh, owner of The Body Shop on Sunset, and owner with his partner of an oriental carpet store on Melrose.

**PROCLAMATIONS AND COMMENDATIONS:**

Councilmember Heilman presented a proclamation designating December 1, 1993 as World AIDS Day as a means to focus international attention on AIDS research, legislation, treatment, education and social support services for people living with HIV. Marshall Feldman, Leslie Hull and Vickie Meyers accepted the proclamation on behalf of the HIV Subcommittee. He also commended Sandra Jacoby-Klein, Nancy Mattoon, Gilbert Lopez and Carol Baxter for their outstanding efforts as participants on the Subcommittee.

Mayor Pro Tem Land announced that "Angel Art '93" will be held at the Pacific Design Center on December 4 and 5, 1993, and presented commendations to Michael Childers and to David Kessler. Mr. Lawrence Cohen accepted the commendation on behalf of David Kessler. Mr. Kessler served as President, Vice-President, and Treasurer of Project Angel Food, which delivers food daily to 450 men, women and children affected by AIDS. Michael Childers has raised over a million dollars to support Project Angel Food, and is the event producer for Angel Art '93.

Mr. Cohen thanked the Council for recognizing David Kessler. He provided information regarding Angel Art '93, and emphasized that the event will raise a substantial amount of money which will help to continue their fine work throughout the year.

Councilmember Koretz presented a proclamation designating November 15 through 21 as Storm Water Awareness Week. He indicated there will be a community meeting on November 16, 1993 at 6:30 p.m. in the community meeting room at City Hall. He also presented a commendation to the representatives from Heal the Bay for their fine work.

Representatives of Heal the Bay thanked the Council for the proclamation and provided information regarding the work that can be done to prevent polluted storm water flowing into the bay.

Councilmember Heilman presented a commendation to the Gay Men's Chorus of Los Angeles. He indicated they are moving their offices to the City of West Hollywood on November 20, 1993. The commendation was accepted by Mr. Jon Bailey, Artistic Director and Professor of Music at Claremont College, and Roger Bourland, President of Gay Men's Chorus and Associate Professor of Music at UCLA.

Mr. Bailey thanked the Council and invited them to a concert on December 18 and 19 at Royce Hall, UCLA.

Councilmember Heilman presented a commendation to the Sports Alliance which represents over 30 different sports clubs in the LA/Long Beach area. Their primary goal is to promote participation in recreational and competitive athletics for gay men and lesbians. Mr. Randy Spicochi, Board of Directors, Federation of Gay Games and Co-Chair of the Gay & Lesbian Sports Alliance of L.A., accepted the commendation.

Mr. Spicochi thanked the Council for the commendation and announced the Gay Games IV in New York City June 18-25, 1994.

**1. CITIZEN COMMENTS:**

MICHAEL YATES, LOS ANGELES, MEMBER OF WEST HOLLYWOOD CHAMBER OF COMMERCE, provided a brief update of the parking project.

ANTHONY CAMPAGNA, WEST HOLLYWOOD, OF WEST HOLLYWOOD TRANSPORTATION MANAGEMENT ORGANIZATION, provided an update of the Sunset Shuttle and indicated the shuttle service will begin December 20, 1993.

RICHARD GRAY, WEST HOLLYWOOD, stated that due to recent changes in signs around his house it is impossible to park in front of his own home. He will contact Council offices directly.

MIKE RADCLIFFE, WEST HOLLYWOOD COMMUNITY ALLIANCE, stated that the Alliance's annual Christmas party will be at the Bel Age Hotel on December 15. He talked about the BIDs (proposed Business Improvement Districts)--there will be an election of people to represent the BID areas, sometime in January. He stated that restaurants are losing business because of the smoking ban and asked that Council hold off till the State passes a ban.

HELEN PETROU, BURBANK, OWNER YUKON MINING CO., spoke against the smoking ban and asked Council to help the restaurant businesses.

SANDY SHIRE, WEST HOLLYWOOD JEWELER, spoke to Council regarding the recently defeated BID. Related that he had attended a meeting of the Boulevard steering committee with peacemaking intentions, and was verbally assaulted. Asked why the City's tax rolls are not updated.

SIBYL ZADEN, WEST HOLLYWOOD, PRESIDENT OF SHOREHAM HEIGHTS NEIGHBORHOOD ASSOCIATION, thanked the City Council and West Hollywood Sheriff's Department for robbery prevention seminars. She stated her support of the ordinance establishing the crime tip award fund. Regarding Item 2.0., the West Hollywood Independent does not like to deliver north of Sunset; would like them to be more attentive to those areas.

BOB GREENE, WEST HOLLYWOOD, SMALL BUSINESS OWNER, read a letter he sent to the editor of the West Hollywood Independent, which they did not publish, regarding an awards dinner held by the Chamber of Commerce at the Bel Age Hotel; invitation was not appropriately addressed to the Mayor.

TIM OLSON, WEST HOLLYWOOD, spoke about the town hall meeting regarding the police initiative. He questioned why a resolution opposing NAFTA would be on the Council agenda and why more Councilmembers did not come to the town hall meeting.

BRUCE TRAUB, WEST HOLLYWOOD, spoke regarding the NAFTA

resolution.

MARY CHALMERS, WEST HOLLYWOOD, volunteer with Heal the Bay, thanked the Council for proclaiming Storm Water Awareness Week.

ROBERT PETERSON, WEST HOLLYWOOD, spoke about NAFTA.

**CITY MANAGER'S REPORT:**

City Manager Brotzman stated there was no report.

**REPORT ON DOLLAR AMOUNTS ON CONSENT CALENDAR:**

City Clerk Love stated that the fiscal impact of the Consent Calendar for November 15, 1993 is \$59,888 of budgeted expenditures.

**2. CONSENT CALENDAR:**

**ACTION:** Approve Consent Calendar items 2.A, B, C, D, E, F, H, I, L, M, N, O, P and Urgency Item Q. Motion Heilman, second Guarriello and unanimously carried.

**A. POSTING OF AGENDA:** The agenda for the meeting of Monday, November 15, 1993, was posted at City Hall, Plummer Park, and the Sheriff's Station on Wednesday, November 10, 1993, and at the West Hollywood Library on Friday, November 12, 1993.

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

**B. DEMAND REGISTER NO. 258, RESOLUTION NO. 1220.**

**ACTION:** Approve Demand Register No. 258 and adopt Resolution No. 1220. Approved as part of the Consent Calendar.

**C. APPROVAL OF MINUTES: October 25, 1993  
November 1, 1993**

**ACTION:** Approve the minutes of October 25, 1993 and November 1, 1993. Approved as part of the Consent Calendar.

**D. 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.

**E. CLAIMS: DAVID IVES  
VIVIAN SZAWARC**

**ACTION:** Deny the claim of David Ives and refer to the City's claims adjustor. Take action on the claim of Vivian Szawarc as discussed in Closed Session on November 15, 1993. Approved as part of the Consent Calendar.

**F. RESOLUTIONS PERTAINING TO THE GENERAL MUNICIPAL ELECTION, APRIL 12, 1994:**

**ACTION:** 1) Adopt Resolution No. 1221, "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 12, 1994, 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. 1222, "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 12, 1994"; 3) Adopt Resolution No. 1223, "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 12, 1994." Approved as part of the Consent Calendar.

- \*G. AUTHORIZATION OF VOLUNTARY PAYROLL DEDUCTIONS FOR CONTRIBUTIONS TO NON-PROFIT ORGANIZATIONS:**  
Councilmember Lang removed this item for comments and it appears under Excluded Consent Calendar.
- H. AMENDMENT TO 1993-1994 AGREEMENT WITH UNITED STATES ESCROW TO PROVIDE ESCROW SERVICES FOR THE RESIDENTIAL REHABILITATION LOAN PROGRAM:**  
ACTION: Approve the amendment to the Agreement for escrow services with United States Escrow extending the term of the agreement through June 30, 1994 and authorize the City Manager to sign the Amendment to the Agreement. Approved as part of the Consent Calendar.
- I. APPROVAL OF POSITION SPECIFICATIONS FOR ASSOCIATE TRANSPORTATION ENGINEER:**  
ACTION: Approve the job description for the newly-created position of Associate Transportation Engineer at a salary range of GE-13. Approved as part of the Consent Calendar.
- \*J. APPROVAL OF POSITION SPECIFICATIONS FOR COUNCIL DEPUTY:**  
Councilmember Koretz removed this item for comments and it appears under Excluded Consent Calendar.
- \*K. RESOLUTION OPPOSING THE NORTH AMERICAN FREE TRADE AGREEMENT IN ITS PRESENT FORM:**  
Councilmember Heilman and Mayor Guarriello removed this item for discussion and it appears under Excluded Consent Calendar.
- L. RESOLUTION TO SUBMIT A GRANT APPLICATION TO CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD TO RECEIVE FUNDING FOR THE IMPLEMENTATION OF A REGIONAL USED MOTOR OIL RECYCLING PROGRAM:**  
ACTION: Adopt Resolution No. 1225, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD

AUTHORIZING THE APPLICATION TO THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD TO RECEIVE FUNDING FOR THE DEVELOPMENT OF A REGIONAL USED MOTOR OIL RECYCLING PROGRAM." Approved as part of the Consent Calendar.

- M. APPROVAL OF EXTENSION OF AGREEMENT FOR PROFESSIONAL PLANNING SERVICES FOR THE COMPLETION OF THE SUNSET SPECIFIC PLAN:**  
ACTION: Approve the extension of an existing contract for professional planning services with Sarah Lejeune in an amount not to exceed \$12,500 and authorize the City Manager to sign. Approved as part of the Consent Calendar.
- N. DESIGNATION OF 9025 W. CYNTHIA STREET (FIRST BAPTIST CHURCH) AS A LOCAL CULTURAL RESOURCE:**  
ACTION: Adopt Resolution No. 1226, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AFFIRMING THE RECOMMENDATION OF THE CULTURAL HERITAGE ADVISORY BOARD AND DESIGNATING 9025 W. CYNTHIA STREET (FIRST BAPTIST CHURCH) AS A LOCAL CULTURAL RESOURCE OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA." Approved as part of the Consent Calendar.
- O. APPROVAL OF CONTRACT FOR LEGAL ADVERTISING:**  
ACTION: Authorize the City Manager to contract with Los Angeles Independent Newspaper for legal/display advertising through June 30, 1994 and authorize annual extensions, at the option of the City, for FY 94-95 and FY 95-96. Approved as part of the Consent Calendar.
- P. TREASURER'S REPORT: SEPTEMBER, 1993:**  
ACTION: Receive and file. Approved as part of the Consent Calendar.
- Q. URGENCY ITEM: COUNCIL APPROVAL OF AN APPEAL OF THE POSTAL SERVICE'S DENIAL OF THE CITY'S REQUEST FOR A SINGLE ZIP CODE**  
ACTION: Authorize the City Manager to sign and forward to postal authorities the City's appeal of the Postal Service's decision to deny West Hollywood's request for a single ZIP code. Approved as part of the Consent Calendar.

**3. PUBLIC HEARINGS:**

- A. EXPANSION OF PREFERENTIAL PARKING DISTRICT 5 TO INCLUDE THE EAST SIDE OF DOHENY DRIVE BETWEEN ELEVADO AVENUE AND LLOYD PLACE:**  
Mayor Guarriello inquired as to how the hearing was noticed. City Clerk Love stated that a notice was published in the West Hollywood Independent on November 3, 1993.

Toby Fox, Transportation Department, provided background information as outlined in the staff report dated November 15, 1993.

Mayor Guarriello opened the public hearing.

No one wished to speak on this item.

Motion to close public hearing by Heilman, second Land and unanimously carried.

**ACTION:** Introduce for first reading Ordinance No. 386, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD EXPANDING PREFERENTIAL PARKING DISTRICT 5 TO INCLUDE THE EAST SIDE OF DOHENY DRIVE BETWEEN ELEVADO AVENUE AND LLOYD PLACE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Heilman, second Guarriello and unanimously carried.

- B. APPEAL REGARDING THE DESIGNATION OF 1296 N. FAIRFAX/7870-80 FOUNTAIN AVENUE (CRESCENT HEIGHTS METHODIST CHURCH) AS A LOCAL CULTURAL RESOURCE:**  
Mayor Guarriello inquired as to how the hearing was noticed. City Clerk Love responded that a notice was published in the West Hollywood Independent on November 3, 1993.

Theresa Kozlowski, Planning Intern, provided background information as outlined in the staff report dated November 15, 1993.

Mayor Guarriello opened the public hearing.

REV. TOM GRIFFITH, PASTOR AT CRESCENT HEIGHTS METHODIST CHURCH, (APPELLANT) indicated that there is a problem of designating churches as cultural resources. Unfortunately, he feels that churches do not fit under current ordinances and the financial incentives do not apply to churches as they are already tax exempt. Market factors make it difficult to sell churches, if a church is landmarked, makes it almost impossible to demolish. The State has already passed and the Governor has signed a temporary moratorium. AB 133 is in process and will have hearings in January which only indicates the complexity of the situation. He requested that the Council grant the appeal and not designate this church as a cultural resource. He provided financial information to the City Council.

STEVE HARBISON, SANTA MONICA, spoke against designating the church as a cultural resource. He stated that he volunteers as legal advisor to the church. He encouraged Council to defer acting upon this matter until after the State legislature's moratorium.

Motion to close hearing by Heilman, second Guarriello and unanimously carried.

Mayor Pro Tem Land stated the reasons to designate this site seem very logical. Although she understands the

concerns she is in support of the CHAB recommendation.

Councilmember Lang said she is reviewing the financial statement and does not wish to burden the church with more problems than they have, and she would rather wait and see what happens in the next few months and is not in favor of designation.

Councilmember Koretz indicated that he is concerned about the State legislature's action, and asked the City Attorney if there are any liabilities by passing this under the gun.

City Attorney Jenkins indicated that he is not sure that the legislature was reacting to legal issues or rather extensive lobbying by certain religious organizations. He stated that while it is possible that an ordinance of this kind as applied to a church could create a takings problem at some future time, first they would have to exhaust all remedies provided by the City and to demonstrate the property could not be sold and/or used in its current configuration. He is not persuaded that there is a legal impediment at this time. As long as their intention is to remain open and operational, the designation does no harm to the church at the present time.

Councilmember Heilman stated that the building meets the criteria of the ordinance for designation and he is a strong proponent of basing decisions on those requirements. He is supportive of designation but would be open to reconsideration in a year. He agrees with the City Attorney that there is no first amendment problem. The primary income of the church seems to be from the use and rental of the building to organizations, so it seems there is a need for this kind of center.

Mayor Guarriello stated that Council should make a ruling after the State bill is in effect and after the moratorium of one year, see what the State wants to do; he will not vote for designation.

Motion by Land to adopt Resolution denying the appeal but revisit this issue in a year, based on legislation that is passed.

Councilmember Koretz asked if the Council can remove designation at a later time.

City Attorney Jenkins replied that the Council should be applying the standards contained in the historic preservation ordinance with respect to this particular building and not other criteria; it seems inconsistent to remove designation in a year for reasons not related to criteria in the ordinance. There are remedies available in the ordinance itself in the event they are needed by the property owner, including demolition if no other alternative is available.



**ACTION:** Adopt Resolution No. 1227, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF THOMAS H. GRIFFITH, AND ADOPTING THE RECOMMENDATION OF THE CULTURAL HERITAGE ADVISORY BOARD TO DESIGNATE 1296 N. FAIRFAX/7870-80 FOUNTAIN AVENUE (CRESCENT HEIGHTS METHODIST CHURCH), WEST HOLLYWOOD, CALIFORNIA AS A LOCAL CULTURAL RESOURCE," and give staff direction to come back to Council with updates on legislation that might affect designations of religious buildings, and noting that Council would be open to hearing from the church at a later date, should they want to sell or do something else with the building.

Motion Land, second Koretz and carried on a roll call vote.

**AYES:** Heilman, Koretz, Land  
**NOES:** Lang, Guarriello

**RECESS TO WEST HOLLYWOOD HOUSING AUTHORITY**

At 8:30 p.m. the City Council met as the West Hollywood Housing Authority; adopted Resolution No. HA-8, authorizing an amendment to Section 8 contract. Minutes of the Housing Authority are set forth in full in the Authority's records.

**RECONVENE AS CITY COUNCIL:** The City Council reconvened at 8:32 p.m.

**COUNCILMEMBER COMMENTS:**

**4. UNFINISHED BUSINESS:** None

**5. NEW BUSINESS:**

**A. APPROVAL OF A \$668,000 LOAN TO WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION FOR ACQUISITION OF 1433 HAVENHURST DRIVE:**

Debbie Potter, Housing and Economic Development Manager, provided background information as outlined in the staff report dated November 15, 1993.

PAUL ZIMMERMAN, EXEC. DIRECTOR WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION, provided an outline of the timeline for projects which the Housing Corporation takes on.

**ACTION:** Approve a Regulatory Agreement, Promissory Note and Deed of Trust providing a \$668,000 loan to acquire 1433 Havenhurst Drive to the West Hollywood Community Housing Corporation and authorize the Mayor to sign the required documents.

Motion Land, second Lang and unanimously carried.

**B. APPROPRIATION OF FUNDS TO COVER COSTS FOR INSTALLATION OF THE PEDESTRIAN STREET LIGHTING PROJECT IN THE VICINITY OF WARNER HOLLYWOOD STUDIOS ON SANTA MONICA BOULEVARD:**

Debbie Potter provided background information as outlined in the staff report dated November 15, 1993.

**ACTION:** Authorize appropriation of \$43,630.00 from the Landscape and Lighting District Contributed Capital Reserve to advance the necessary funds to pay Southern California Edison to install 20 Pedestrian Street Lights on Santa Monica Boulevard in the vicinity of the Warner Hollywood Studio site.

Motion Heilman, second Lang and unanimously carried.

Mayor Pro Tem Land inquired when this project would be done.

Ms. Potter responded that Phase I will be completed by year end and Phase II would be completed by June, 1994.

**C. STATUS REPORT ON THE URBAN DESIGN STREAMLINING COMMITTEE REPORT:**

Matthew Mielewski, Planning Intern, provided background information as outlined in the staff report dated November 15, 1993.

Councilmember Heilman inquired if this would be included in Fiscal Year 1994-95 budget.

Anne Browning stated that the recommendation is for Fiscal Year 1994-95.

Mayor Pro Tem Land stated that this is really being approved in concept, and at the time of the budget, we will have to prioritize, and that is when we will officially allocate the funds.

**ACTION:** Direct staff to budget for sub-district specific urban design guidelines in the FY 94/95 budget and to include development of the guidelines in next year's work program.

Motion Land, second Heilman and unanimously carried.

**EXCLUDED CONSENT CALENDAR:**

**2.G. AUTHORIZATION OF VOLUNTARY PAYROLL DEDUCTIONS FOR CONTRIBUTIONS TO NON-PROFIT ORGANIZATIONS:**

Councilmember Lang stated she would like to see the Coalition for Economic Survival, a tenants' rights organization, added to the list of non-profit organizations which employees may contribute to, as it does qualify as a non-profit.

Mayor Pro Tem Land agreed to add CES to the recommendation, and indicated that this item was brought to Council because some employees felt strongly about having the ability to give payroll deductions to organizations in the community rather than to United Way.

Councilmember Heilman stated that frequently an

organization has one side which is nonprofit and one side which is more dedicated to political action, and it varies whether the contributions are tax deductible; it is very important we notify employees of the status of each organization and if it is tax deductible. He also said that, for the record, he felt the survey was misleading to the employees, as it did not clarify that through the United Way they can designate many of the organizations, and administrative expenses are not passed on to the agency.

**ACTION:** Authorize employees to make voluntary payroll deductions for the following non-profit organizations: American Civil Liberties Union, Aid for AIDS, Children's Defense Fund, Lambda Legal Defense Fund, Planned Parenthood, United Negro College Fund, West Hollywood Homeless Organization, Partners Adult Day Health Care Center, and the Coalition of Economic Survival, in addition to United Way, Earth Share and the Catastrophic Illness Fund, which were authorized previously. In addition, staff is directed to provide information on the tax deduction status of all organizations and provide all employees with full information regarding United Way designation, and to reevaluate the survey as it is sent out on a yearly basis,

Motion Land second Lang and unanimously carried.

- 2.J. APPROVAL OF POSITION SPECIFICATIONS FOR COUNCIL DEPUTY:** Assistant City Manager Edgerly provided background information as outlined in the staff report dated November 15, 1993.

DANIEL STUBBS, ASSOCIATION OF COUNCIL DEPUTIES, stated there is a need for internal equity; the Council Deputy Association wishes to be paid equally to comparable classes. The deputies are a valuable and productive link between the City and its citizens. They perform many important duties as the Councilmembers determine. The report denigrates this position. He asked that Council evaluate the work and grant internal equity and placement on grade 13.

Councilmember Koretz commented that he takes exception to the staff report, which stated there were no significant changes since the position was created. He indicated this position has more responsibility than other level 13 positions; it requires tremendous initiative; provides no job security as it is an at-will position; requires independent work and a wide range of skills. He questioned the studies made by management. He stated that the argument that we cannot afford this was not made with other reclasses. He feels management creates a biased view of the position; this is a less powerful unit, they cannot lobby Council as other employees do. He feels that the process should have been for this to go back to the unit for approval, and either be approved by the bargaining unit or go to impasse. He supports the increase to grade 13.

Councilmember Lang stated she concurs with most of what Councilmember Koretz stated.

Motion to reclassify to GE-13 by Lang, second by Koretz.

Councilmember Heilman said that he feels no one has denigrated the deputies, as Mr. Stubbs stated. He recognizes the substantial amount of work done by the deputies; however, he feels they are reasonably well-paid. He feels if this request is granted, there will be a whole round of other requests for reclassification, and secondly, it will appear that deputies are receiving special treatment. He feels they are not a less powerful unit.

Mayor Pro Tem Land stated she concurs with some of what Councilmember Heilman stated. She concurs with the staff recommendation.

Councilmember Koretz indicated that there has been no denigration to the Council deputies themselves; however there has been a lack of support for the deputy position on the part of management and some Councilmembers.

Mayor Guarriello stated this is a financial situation and he feels they are paid enough.

Roll call vote on motion to reclassify to GE-13.

AYES: Koretz, Lang  
NOES: Heilman, Land, Guarriello  
Motion failed.

ACTION: Approve the job description for the position of Council Deputy at a salary range of CD-12.

Motion Heilman, second by Land and carried with Councilmember Koretz voting no.

Mayor Pro Tem Land stated for the record that she is not a Councilmember who has supported not having Council deputies; she feels they are an important position and a true value to the City.

**2.K. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE NORTH AMERICAN FREE TRADE AGREEMENT IN ITS PRESENT FORM:**

Councilmember Heilman stated that he supports NAFTA; the long-term benefits to American businesses and employees far outweigh the negatives.

Councilmember Koretz stated many reasons for opposing NAFTA, and read portions of an article by an economist and an article by Robert Benson, a professor at Loyola Law School.

Mayor Guarriello indicated that this is an issue that the federal government should decide on. He has not

definitely made up his mind on NAFTA, and as he is not running for higher office he will abstain.

Mayor Pro Tem Land indicated that she had voted to oppose NAFTA at the SCAG meeting; she is not in favor of NAFTA in its present form.

Councilmember Lang stated she has listened to a lot of the controversy, and it's a very complicated issue. She feels NAFTA has potential for doing more good than harm.

Motion by Koretz to adopt Resolution No. 1224, opposing NAFTA in its present form, second Land.

Roll call vote:

AYES: Koretz, Land  
NOES: Heilman, Lang  
ABSTAIN: Guarriello

**CITIZEN COMMENTS:**

DONNY CACY, CITIZEN ON EASTSIDE, thanked the Council for scheduling a meeting on the east side on November 29, 1993.

**6. LEGISLATIVE:**

**A. PROPOSED CODE AMENDMENT TO ESTABLISH A "CRIME TIPS" SPECIAL REWARD FUND:**

Councilmember Koretz provided background information as outlined in the staff report dated November 15, 1993. He read a letter from Captain Clarence Chapman of the Sheriff's Department supporting this proposed ordinance.

DETECTIVE TOM BROAD, LOS ANGELES POLICE DEPARTMENT, indicated it has been his experience to be a part of the reward program in the City of Los Angeles and the program has been somewhat successful. The program usually produces leads but less frequently does it result in conviction. Only in one case was the money actually paid out; the award should be tied to arrest and conviction. He requested Council support of this ordinance.

Councilmember Heilman stated his support for this ordinance.

Mayor Pro Tem Land inquired about a section of the ordinance which stated that Council shall determine when the information received led to resolving the crime.

Councilmember Koretz stated that in Los Angeles the L.A.P.D. provides all the specifics which help to make that determination.

Mayor Guarriello asked if there have been cases where a witness has been intimidated or harmed.

Detective Broad responded that it does happen; however, there is a witness relocation program that they work with through the district attorney's office, and the judges are very strict in that area.

**ACTION:** Introduce for first reading Ordinance No. 387, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING THE 'CITY OF WEST HOLLYWOOD SPECIAL REWARD FUND' AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE," with the request that Councilmember Koretz' office come back at the next meeting with the implementation.

Motion Land, second Heilman and carried on a roll call vote:

**AYES:** Heilman, Koretz, Lang, Land  
**NOES:** Guarriello

**B. PROPOSED CODE AMENDMENT REGARDING THE REGULATION OF PAY TELEPHONES:**

City Attorney Jenkins provided background information as outlined in the staff report dated November 15, 1993. He stated that this ordinance contains minor clarifications to the pay telephone ordinance which was adopted by Council several months ago.

**ACTION:** Introduce for first reading Ordinance No. 388, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE III, CHAPTER IX, SECTIONS 3903 AND 3904 REGARDING PAY TELEPHONE REGULATION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

Motion Heilman, second Land and unanimously carried.

**C. MUNICIPAL CODE AMENDMENT REGARDING REVOCATION OF TAXICAB DRIVER'S PERMITS:**

Angela Reynolds of the Transportation Department provided background information as outlined in the staff report dated November 15, 1993.

**ACTION:** To introduce for first reading Ordinance No. 389, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE III, CHAPTER II, PART A, SECTION 3208.H OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATIVE TO THE REVOCATION OF TAXICAB DRIVERS' PERMITS."

Motion Land, second Heilman and unanimously carried.

**COUNCILMEMBER COMMENTS:**

Councilmember Lang announced that the Holiday Decorations will be unveiled at 10:00 a.m. and the lights will be lit at 7:00 p.m. The public is invited.

Councilmember Heilman thanked Dottie Gibbons-White of Councilmember Lang's office, Debbie Potter, and the Santa Monica Boulevard Association for their work which resulted in the Holiday Decorations.

Mayor Pro Tem Land mentioned that the parking signs which were posted incorrectly will be corrected in the next day or two.

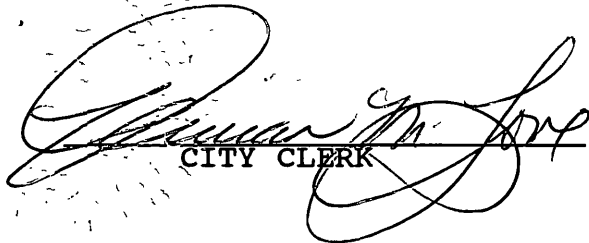
Councilmember Koretz said he also is delighted about the Holiday Decorations, and echoed the comments of Councilmember Heilman.

**ADJOURNMENT:** The City Council adjourned at 9:40 p.m. to an Adjourned Meeting on Monday, November 29, 1993 at 7:00 p.m. in Fiesta Hall at Plummer Park.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 6TH DAY OF DECEMBER, 1993.

  
MAYOR

ATTEST:

  
CITY CLERK