

**MINUTES
CITY COUNCIL MEETING
DECEMBER 7, 1992
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 City Attorney gave 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 Lang called the meeting to order at 7:10 p.m.

PLEDGE OF ALLEGIANCE: The Pledge was led by Paul Arevalo.

ROLL CALL:

PRESENT: Heilman, Land, Guarriello,
Mayor Lang
ABSENT: Koretz (arrived at 7:15 p.m.)

ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

REPORT OF CLOSED SESSION: City Attorney Jenkins reported that the City Council had convened at 6:00 p.m. and adjourned to a closed session at which they discussed the following matters of litigation: Ozeron vs. City of West Hollywood and Urban Conservation vs. City of West Hollywood; various items of potential litigation; instructions were given to the City's labor negotiator and 2 claims were discussed. **ACTION:** Approve the claims of Therese Trzcinski and Alla Balshin as recommended by the Risk Manager. Motion Heilman second Land. Hearing no objection and noting the absence of Koretz it was so ordered.

APPROVAL OF AGENDA: Councilmember Guarriello stated he wished to record his no vote to item 21 and Councilmember Land stated that staff had made a numbering mistake on item 21, which will be corrected by staff so it did not need to be removed from the consent calendar. **ACTION:** Approve the agenda, with the comments recorded on item 21. Motion Land second Heilman. Noting the absence of Koretz it was so ordered.

Councilmember Koretz arrived at 7:15 p.m.

Councilmember Land requested that the meeting be adjourned in memory of Lance Strugar who passed away right before Thanksgiving. He was a founding member of the Small Business Task Force and the Small Business Council with the Chamber of Commerce. He was also a member of the HIV Task Force. He was active in the Santa Monica Boulevard Association and sat on the Board of Directors of The Chamber. He cared a lot about the community and we will miss him a lot.

PROCLAMATIONS AND COMMENDATIONS:

Commendations were presented to the Councilmembers by Captain Clarence Chapman, from the station personnel, for the Councilmembers' assistance in the defeat of Proposition AA, the Police Initiative, and their support of the Sheriff's Department. In addition, Captain Chapman presented them with letters of recognition from him in appreciation of all the things the Council has done for the Department.

CITY MANAGER'S REPORT: This time has been set aside for the City Manager to update the Council on important items initiated by staff or previously requested by the City Council. There was no report at this meeting.

Mayor Lang announced that the Senior Advisory Council will hold a luncheon on December 23, 1992. There will also be special dinners on December 16 at two of the Senior lunch sites and special celebrations at all of the lunch sites the week of the 21st. All five lunch sites will hold special celebrations on New Year's Eve.

1. CITIZEN COMMENTS: This time has been set aside for members of the public to address the City Council on Consent Calendar items, other agenda items if the member of the public cannot be present later in the meeting at the time the item is heard by the Council, and items of general interest. Testimony for public hearings will only be taken at the time of the hearing. This period shall be limited to 20 minutes, with no more than two minutes for each speaker. The following persons came forward to address the City Council:

Mike Radcliffe, West Hollywood - parking violations at Hebrew Academy; vendors at Plummer Park.

Jeanne Dobrin, West Hollywood - public packet not available for reading; problems before Planning Commission.

Roslyn Krause, West Hollywood - money for Marketing Corporation; businesses that list their address as Los Angeles or Beverly Hills.

Charlie Mercer, Sunset Strip Association - Poinsettia Festival of Lights and holiday tree on Sunset.

Charlotte Banta, West Hollywood - increase in property tax.

Direct Assessments over 50% of entire bill.

Kevin Notre, West Hollywood - thank you for allowing tree on Sunset.
Sibyl Zaden, West Hollywood - thanks to everyone for tree and Festival of Lights.
Effie Reuveni, West Hollywood - tree and decorations are beautiful.
Helen Levin, Russian Community Center - favors Women's Advisory Council.
Nicole Perlman, West Hollywood - favors Women's Advisory Council.
Suzanne Gage, West Hollywood - favors Women's Advisory Council.

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. Items removed for separate discussion were heard following New Business Items, but are listed here for clarity. ACTION: Approve items 2a through 2t on the consent calendar. Motion Land second Guarriello. Hearing no objection and noting Guarriello's no vote on item 2l, it was so ordered.

a. Posting of Agenda: The agenda for the meeting of Monday, December 7, 1992, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday, December 2, 1992.
ACTION: Receive and file.
Approved as part of the Consent Calendar.

b. Demand Register No. 234, Resolution No. 1065.
ACTION: Approve Demand Register No. 234 and adopt Resolution No. 1065.
Approved as part of the Consent Calendar.

c. Minutes: November 16, 1992.
ACTION: Approve the minutes of November 16, 1992.
Approved as part of the Consent Calendar.

d. Claims: Linda Letiecq
Paul Heinjus
Edward Collins
Alla Balshin
Robert Semple
Therese Trzcinski
ACTION: Take action on the claims of Therese Trzcinski and Alla Balshin as discussed in Closed Session on December 7, 1992. Deny the claims of Linda Letiecq, Paul Heinjus, Edward Collins, and Robert Semple without comment and refer to the City's Claims Adjustor.
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. Resolution Designating 833-837 N. Kings Road (Schindler House) as a Local Cultural Resource: ACTION: Adopt Resolution No. 1066, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AFFIRMING THE RECOMMENDATION OF THE CULTURAL HERITAGE ADVISORY BOARD AND DESIGNATING 833, 835 AND 837 N. KINGS ROAD (SCHINDLER HOUSE) AS A LOCAL CULTURAL RESOURCE OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA."
Approved as part of the Consent Calendar.

g. FY 92-93, Slurry Seal Program - Final Acceptance and Notice of Completion: ACTION: Accept the work on the FY 92-93 Slurry Seal Program and authorize the following:
1. Filing of a Notice of Completion by the Director of Transportation and Engineering. 2. Final payment at the end of the 35-day lien period. 3. Release of the performance Bond and Payment Bond.
Approved as part of the Consent Calendar.

h. Set Economic Development Study Session: ACTION: Schedule an economic development study session for Monday, January 25, 1992, at 6:00 p.m.
Approved as part of the Consent Calendar.

i. Release of Funds for Construction Inspection Contract for Pedestrian Crossing at Beverly Boulevard and George Burns Road: ACTION: Release funds from the TDA account to pay for the construction inspection of the Pedestrian Crossing Project. Authorize the City Manager to release funds for a construction inspection contract with Transtech, Inc., in the amount of \$4,900 for the Pedestrian Crossing Project.
Approved as part of the Consent Calendar.

j. Approval of Carl Warren & Company Contract: ACTION: Authorize the City Manager to extend the agreement between Carl Warren & Co. and the City of West Hollywood for a period of one year, thus protecting the interests of both principal and contractor.
Approved as part of the Consent Calendar.

k. Creation of Women's Advisory Council: ACTION: Direct that the Women's Issues Subcommittee be restructured to form a Women's Advisory Council. Direct the City Clerk to provide public notice of openings on the Advisory Council, indicating that appointments will be made by the City Council at its first meeting in February.
Approved as part of the Consent Calendar.

l. Resolution Approving CUP 92-08 (Prey): ACTION: Adopt Resolution No. 1067, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING AN APPEAL BY GLORIA VASSY, ET AL., AND GRANTING CONDITIONAL USE PERMIT 92-08 ON AN

APPLICATION BY DAVID COOLEY FOR A NEW BAR/RESTAURANT, PREY, SERVING FULL ALCOHOL ON-SITE AND LIGHT FOOD SERVICE, AT 8865 SANTA MONICA BOULEVARD."

Approved as part of the Consent Calendar, with a no vote recorded by Councilmember Guarriello and a numbering correction by staff.

m. Resolution Approving cup 92-09 (Six Gallery Cafe):

ACTION: Adopt Resolution No. 1068, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD GRANTING CONDITIONAL USE PERMIT 92-09 ON AN APPLICATION BY CARTER BRAVMANN FOR SIX GALLERY CAFE ALLOWING ON-SITE SALE OF BEER AND WINE AT AN EXISTING COFFEEHOUSE, 8861 SANTA MONICA BOULEVARD."

Approved as part of the Consent Calendar.

n. Ordinance No. 355 - Zoning Map Amendment 92-04, Removing Parking Overlay, Beverly Place and Westbourne Drive:

ACTION: Waive further reading and adopt on second reading Ordinance No. 355, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING ZONING MAP AMENDMENT 92-04 TO THE ZONING MAP OF THE CITY OF WEST HOLLYWOOD."

Approved as part of the Consent Calendar.

o. ADA (Americans with Disabilities Act) Transition Plan: ACTION: Receive and file the update to the Transition Plan with the following directions: a) Complete the Facilities Transition Plan section of the document, incorporate it into the overall Transition Plan, and publish the Transition Plan; and b) Initiate the City's self-evaluation process incorporating community and staff concerns.

Approved as part of the Consent Calendar.

p. Amendment to Contract for Reimbursement of Expenses to Conduct a Traffic Impact Study at 8430 Sunset Boulevard:

ACTION: Amend the contract for reimbursement of expenses to conduct a traffic impact study at 8430 Sunset Boulevard; request the developer of said project to deposit \$800 with the City, and authorize staff to pay Meyers, Mohaddes Associates, Inc. \$11,426 for conducting said traffic impact study.

Approved as part of the Consent Calendar.

q. Sunset Blvd. Street Improvement Project - Resolution Adopting Supplement No. 3 to Local Agency State Agreement for Federal Aid Projects, 07-5440: ACTION: Adopt Resolution No. 1069, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING AND ADOPTING PROGRAM SUPPLEMENT NO. 003 TO LOCAL AGENCY-STATE MASTER AGREEMENT FOR FEDERAL-AID PROJECTS, NO. 07-5440."

Approved as part of the Consent Calendar.

r. Denial of the Designation of 8121 W. Norton Avenue as a local Cultural Resource: ACTION: Adopt Resolution No. 1070, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST

HOLLYWOOD AFFIRMING THE RECOMMENDATION OF THE CULTURAL HERITAGE ADVISORY BOARD AND DENYING THE DESIGNATION OF 8121 W. NORTON AVENUE AS A LOCAL CULTURAL RESOURCE OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA."

Approved as part of the Consent Calendar.

s. Appointment to Rent Stabilization Commission:

ACTION: Approve councilmember Koretz' appointment of Kevin Notre to the Rent Stabilization Commission as of December 7, 1992.

Approved as part of the Consent Calendar.

t. Proposition AA (Police Initiative) Election:

ACTION: Approve and adopt Resolution No. 1071, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, RECITING THE FACT OF THE SPECIAL MUNICIPAL ELECTION HELD ON NOVEMBER 3, 1992, DECLARING THE RESULT AND SUCH OTHER MATTERS AS PROVIDED BY LAW."

Approved as part of the Consent Calendar.

PUBLIC HEARINGS

3. WARNER HOLLYWOOD STUDIOS - 1041 N. FORMOSA AVENUE AND 7116-7156 SANTA MONICA BLVD.: **ACTION:** Open the public hearing and continue open to first meeting in January. Motion Heilman second Koretz. Hearing no objection it was so ordered.

4. FEES FOR TOWING OF TAXICABS: **RECOMMENDED ACTION:** Open the public hearing and continue open to the meeting of December 21, 1992. Motion Land second Guarriello. Hearing no objection it was so ordered.

COUNCILMEMBER COMMENTS: This portion of the meeting shall be set aside for general comments, announcements, requests of staff, and/or other issues of concern from members of the City Council.

The Mayor and councilmembers thanked Charlie Mercer and also the Santa Monica Boulevard Association for the holiday decorations and beautification of the City. Councilmember Land also announced that on December 20th at Plummer Park, members of the Russian community will celebrate Hanukkah, many of them for the first time in this country.

UNFINISHED BUSINESS

5. 1992-93 FISCAL YEAR - FIRST QUARTER REPORT: The staff report was given by Councilmember Guarriello as a member of the Finance sub-committee. Paul Arevalo, Finance Director, answered questions and reported on this item. Councilmember Land made comments, also as a member of the sub-committee. City Manager Brotzman added information and made comments, including that the mid-year budget review would be scheduled

for the 4th Monday in February. The following persons came forward to address the City Council:

Jeanne Dobrin, West Hollywood - parking meters high and only take quarters.

Mike Radcliffe, West Hollywood Community Alliance - need for a new approach to taxing and to the community.

ACTION: Accept and file the report. Direct the sub-committee and staff to develop in-depth midyear analysis including comprehensive recommendations and budget adjustments. Motion Guarriello second Land. Hearing no objection it was so ordered.

NEW BUSINESS

6. ADDITION OF ADMINISTRATIVE STAFF ASSISTANT POSITION IN THE DEPARTMENT OF FINANCE: Staff report by Paul Arevalo, Finance Director. **ACTION:** Budget new, full time position of Administrative Staff Assistant in the Finance Department and make supplemental General Fund appropriation of \$22,000 for six months funding. Motion Heilman second Guarriello. Hearing no objection it was so ordered.

7. ESTABLISHING A PANHANDLING FOCUS GROUP: The staff report was given by Mayor Lang. **ACTION:** Approve the formation of a Panhandling Focus Group, that will return to Council in sixty days with recommended solutions, and direct the designated groups to select their representatives immediately. Motion Land second Koretz. Hearing no objection it was so ordered.

EXCLUDED CONSENT CALENDAR: Items removed from the Consent Calendar for separate discussion shall be considered at this time. No items were removed at this meeting.

CITIZEN COMMENTS: This time has been set aside for the public to address the Council on any item of interest that could not be heard under Item 1 at the beginning of the meeting. The following persons came forward to address the City Council:

Stan Lothridge, West Hollywood - objections to Resolution on Prey. Complaints about planning Commission and Chairman.

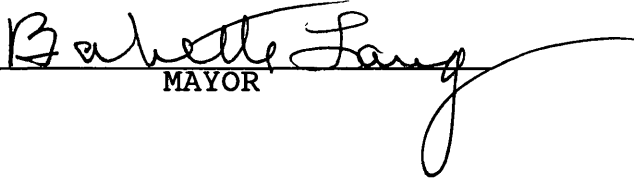
Jeanne Dobrin, West Hollywood - objections to Resolution on Prey.

COUNCILMEMBER COMMENTS: Additional general comments, announcements, requests of staff and/or other issues of concern to Councilmembers shall be presented at this time.

Councilmember Heilman - National League of Cities conference - Abbe Land elected to National Board. Resolution against discrimination approved.

ADJOURNMENT: The City Council adjourned to closed session at 8:30 p.m. to discuss a matter of potential litigation. The meeting was reconvened and adjourned in memory of Lance Strugar and Sander Stone at 8:35 p.m. to a regular adjourned meeting on December 21, 1992 at West Hollywood Park Auditorium at 6:00 p.m. for closed session and 7:00 p.m. for the regular meeting.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 4TH DAY OF JANUARY, 1993.


MAYOR

ATTEST:


CITY CLERK