

**MINUTES
CITY COUNCIL MEETING
AUGUST 5, 1991
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD**

6:00 P.M. - CLOSED SESSION: Mayor Koretz announced that the City Council met in closed session to discuss matters pertaining to litigation, Dobrin V. West Hollywood and Potlach v. West Hollywood, and personnel, and that direction was given to staff.

7:00 P.M. - REGULAR MEETING

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

PLEDGE OF ALLEGIANCE: The Pledge was led by Ron Shipton.

ROLL CALL:

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

ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

APPROVAL OF AGENDA: Table item 3 to the meeting of September 16, Table item 4 to the meeting of August 19. Table items 2p and 2z at request of staff. Pull items 2i, o, q, v, w, cc and ff for further discussion. **ACTION:** Approve the agenda as amended. Motion Land second Heilman. Hearing no objection it was so ordered.

PROCLAMATIONS AND COMMENDATIONS:

Good Neighbor Commendation: Mr. Ori Fogel.
National Night Out

Mayor Koretz announced that the meeting tonight will be adjourned in memory of David Scott, Records Manager for the City; Gary Jonker of CSW; George William ("Buzzy") Heisserman, AIDS activist and owner of The Eagle Bar; and Errol Colley, who all passed away in the last 2 weeks and will all be missed.

TREASURER'S REPORT: Jonathan Ahearn, City Treasurer, gave the treasurer's report for June, 1991.

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. Mr. Brotzman reported that there will be a City Hall Site Selection hearing at the Council meeting of August 19, 1991. Along with Gay Forbes, he reported on Mr. Treystman's vendor's license by Plummer Park and the problem with him obtaining insurance, and the proliferation of vendors in the area in the absence of a policy. Direction was given that while the Council is working out a policy no vendors be allowed in the public right-of-way. He

also reported on the frequency of garage sales in the City and the plan to have Code Enforcement Officers ride along with the Sheriff's Department to combine efforts on these illegal uses.

1. CITIZEN COMMENTS: This time has been set aside for members of the public to address the City Council on items of importance, including the Consent Calendar, but not including public hearings. Testimony for public hearings will only be taken at the time of the hearing. The following persons came forward to address the Council:

Gloria Vassy, West Hollywood - holiday decorations.

Ed Riney, West Hollywood - holiday decorations - assaults in the City.

Jeanne Dobrin, West Hollywood - the street vendor should not be allowed.

Tad Bright, West Hollywood - East End Community Action - crime rates in the City.

Budd Kops, West Hollywood - Rossmoor and water conservation.

Tom Flesch, West Hollywood - Condo owners and rent registration fees.

Blanche Goldstein, West Hollywood - Condo owners and rent registration fees.

(Mayme Canady stated that RSD is working on this problem at the present time and will be for the next 60-90 days. Would like to hear from condo owners who owner-occupy their units.)

Cory Roberts, West Hollywood - Allan Esses complaint.

Stan Lothridge, West Hollywood - Marketing Corp. should be self-sufficient.

Effie Reuveni, West Hollywood - Should not have to exempt house every year with RSD.

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 requested that staff clear up this matter of exemption so that it is done once and only redone if there is a change in the status of the property.

Mayor Koretz announced that Craig Carson had resigned from the Rent Stabilization Commission and he would be taking applications and making an appointment in the near future.

Mayor Koretz commented on the Gay and Lesbian and Sheriff's Conference Committee recommendations on Bruce Boland and referred this matter to the Public Safety Office for the purpose of relaying the Council's concerns to the Sheriff.

The Marketing Corporation has been moving forward toward self-sufficiency.

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, c, d, e, f, g, h, j, k, l, m, n, r, s, t, u, x, y, aa, bb, dd, and ee. Motion Land second Heilman. Hearing no objection it was so ordered.

a. Posting of Agenda: The agenda for the meeting of August 5, 1991, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday, July 31, 1991. ACTION: Receive and file. Approved as part of the Consent Calendar.

b. Demand Register No. 202, Resolution No. 865.
ACTION: Approve Demand Register No. 202 and adopt Resolution No. 865.
Approved as part of the Consent Calendar.

c. Treasurer's Report - June, 1991: ACTION: Receive and file.
Approved as part of the Consent Calendar.

d. Minutes: ACTION: Approve the minutes of July 15, 1991 and July 22, 1991.
Approved as part of the Consent Calendar.

e. Claims: Allan Esses
Wafa J. Hoballah
ACTION: Deny the claims of Allan Esses and Wafa J. Hoballah without comment and refer to the City's Claims Adjustor.
Approved as part of the Consent Calendar.

f. 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.

g. Ordinance No. 304 - Transient Occupancy Tax:
ACTION: Adopt on second reading Ordinance No. 304, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING THE TAXATION OF HOTEL OCCUPANCY IN THE CITY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."
Approved as part of the Consent Calendar.

h. Ordinance No. 305 - Amending the Rent Stabilization Ordinance: ACTION: Adopt on second reading Ordinance No. 305, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING PECULIAR CIRCUMSTANCES AND NON-ARMS-LENGTH TRANSACTIONS IN RENT INCREASE APPLICATIONS."
Approved as part of the Consent Calendar.

i. Resolution Approving a Variance for a Fence at 7600 Fountain Avenue: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmember Guarriello stated that he was opposed to this item and had received 3 other calls from people wanting the same things. Councilmember Heilman stated that staff is looking at bringing back changes to the current policy. Jeanne Dobrin, West Hollywood, addressed the Council in opposition. ACTION: Adopt Resolution No. 866, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD GRANTING A REQUEST FOR VARIANCE 91-02 ON AN APPLICATION OF JEFF MOLCHAN TO MAINTAIN A RECENTLY IMPROVED FENCE WHICH EXCEEDS THE MAXIMUM PERMITTED HEIGHT, AT 7600 FOUNTAIN AVENUE IN THE CITY OF WEST HOLLYWOOD". Motion Heilman second Lang. Noting the objection of Guarriello it was so ordered

j. Award Contract for Building Janitorial Services to Professional Building Maintenance: ACTION: Award the contract for Building Janitorial Services to Professional Building Maintenance of Encino, California, at a base monthly price of \$9975, plus additional monthly charges for extra work as provided in the contract. Approved as part of the Consent Calendar.

k. Notice of Completion for Community Gardens Landscaping Project: ACTION: Authorize the City Clerk to record the Notice of Completion for the Community Gardens Landscaping Project, CIP #145, with the Los Angeles County Clerk's office; and, upon notification from the Landscape and Buildings Manager, to release the payment and performance bonds. Approved as part of the Consent Calendar.

l. Approval of Plans and Specifications for and Permission to Advertise for Bids for the Santa Monica Blvd. Sidewalk Lighting Project: ACTION: Approve the plans and specifications for the Santa Monica Boulevard Pedestrian Lighting Project, and authorize the City Clerk to advertise for bids. Approved as part of the Consent Calendar.

m. Award of Contract for Construction Management for the Santa Monica Blvd. Sidewalk Lighting Project: ACTION: Award the contract for Construction Management of the Santa Monica Boulevard Pedestrian Lighting Project to Givens, Saiki and Williams Consulting Engineers in the amount of \$25,000 and authorize the City Manager to sign the contract. Approved as part of the Consent Calendar.

n. Award of Contract to the Coalition of Women's Economic Development for the Implementation of Project Start-Up: ACTION: Approve a \$20,000 agreement with CWED to provide two micro-business workshops and authorize the City Manager to sign the contract.
Approved as part of the Consent Calendar.

o. Approval of Contract with McClelland Associates: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmember Heilman requested that language be placed in the development agreement to protect the required housing. ACTION: Authorize the City Manager to enter into a contract with McClelland Associates in the amount of \$58,869.00 for preparation of an Environmental Impact Report for a mixed use development at 8950 Sunset Boulevard. Motion Heilman second Land. Hearing no objection it was so ordered.

p. Approval of Contract Amendments for City Manager, Assistant City Manager and Department Heads: THIS ITEM WAS TABLED ON APPROVAL OF AGENDA.

q. Amendment to Retention Schedule Resolution: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmembers Guarriello and Heilman want council tapes kept as permanent records. The following persons spoke in favor of this retention:
Ron Shipton, West Hollywood
Stan Lothridge, West Hollywood
Gloria Vassy, West Hollywood
Jeanne Dobrin, West Hollywood

THIS ITEM WAS TABLED AND THE TAPES ARE TO BECOME PERMANENT RECORDS. Motion Heilman second Guarriello. Hearing no objection it was so ordered.

r. Approval of 1991-92 Service Agreement with West Hollywood Community Housing Corp.: ACTION: Approve a \$156,000 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.

s. Approval of 1991-92 Service Agreement with West Hollywood Chamber of Commerce: ACTION: Approve a \$30,000 agreement with the West Hollywood Chamber of Commerce to provide services to the small business community and authorize the City Manager to execute the agreement.
Approved as part of the Consent Calendar.

t. Approval of 1991-92 Service Agreement with West Hollywood Marketing Corp.: ACTION: Approve a \$225,000 agreement with the West Hollywood Marketing Corporation to promote and market the City and its major industries and authorize the City Manager to execute the agreement. Approved as part of the Consent Calendar.

u. Approval of 1991-92 Service Agreement with Valley Economic Development Corporation for Provision of Small Business Technical Assistance Services: ACTION: Approve the \$12,500 CDBG-funded agreement with the Valley Economic Development Center, Inc., for provision of small business technical assistance and authorize the City Manager to sign the agreement. Approved as part of the Consent Calendar.

v. Social Services Contract Extensions: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: 1) Authorize staff to negotiate budgets and scope of work, and execute contract amendments extending programs from October 1, 1991 to September 30, 1992. 2) Approve 1991-92 Social Services funding allocations including 5% COLA increases as summarized in Attachment A of staff report of August 5, 1991, for the period October 1, 1991 to September 30, 1992. Motion Guarriello second Heilman. Hearing no objection it was so ordered.

w. Professional Service Contract for Preparation of a Master Plan of Drainage for the City of West Hollywood: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: Authorize the City Manager to enter into a professional service contract with Willdan Associates in the amount of \$25,376 for preparation of a Master Plan of Drainage for the City of West Hollywood. Motion Heilman second Guarriello. Hearing no objection it was so ordered.

x. Approval of Job Description - Database Coordinator: ACTION: Approve the attached job description for the position of Database Coordinator in salary range GEPT-08 (part-time at \$1,266 - \$1,531 per month). Approved as part of the Consent Calendar.

y. Head Start Program Augmentation: ACTION: Approve the full-day program augmentation and authorize staff to execute a contract with Child and Family Services and negotiate the budget and scope of services. Approved as part of the Consent Calendar.

z. Contract to Produce a Policy and Procedures Manual: THIS ITEM WAS TABLED ON APPROVAL OF AGENDA.

aa. Contract for Professional Services in Statistical Analysis of Rent Stabilization Information: ACTION: Authorize the City Manager to contract with Paul Baum, Ph.D, to provide consulting services in statistical analysis to the Rent Stabilization Department, Records and Processing Division.
Approved as part of the Consent Calendar.

bb. Sunset Boulevard Street Improvement Project: ACTION: Authorize the City Manager to enter into a professional service contract with Givens, Saiki and Williams Consulting Engineers in the amount of \$20,000 for preparation of the Sunset Boulevard Street Improvement Project plan modifications.
Approved as part of the Consent Calendar.

cc. Resolution Amending the 1991-92 Budget: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Direction was given to staff to return with complete fund balances and recommendations on transfers to a designated fund or for a one-time expenditure. Transportation staff was asked to come back with recommendations for a COLA for Jewish Family Services at the next meeting. ACTION: Amend the budget for fiscal year 1991-92, as set forth in Attachment "A" which details available resources at \$39,769,119 (revenues of \$38,568,028 plus project carryovers of \$1,201,091) and appropriations of \$38,385,183 (operating expenditures of \$33,947,610 and Capital Projects of \$4,437,573). Adopt Resolution No. 869, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE BUDGET FOR FISCAL YEAR 1991-92". Staff to come back with final figures and recommendations for transfer to special funds. Motion Heilman second Land. Hearing no objection it was so ordered.

dd. Application for Certification Under the Certified Local Government Historic Preservation Program: ACTION: Adopt Resolution No. 867, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION AND CERTIFICATION AGREEMENT FOR THE CERTIFIED LOCAL GOVERNMENT HISTORIC PRESERVATION PROGRAM".
Approved as part of the Consent Calendar.

ee. Approval of Section 213 Letter and Resolution Supporting an Application by the Los Angeles County Housing Authority on Behalf of the West Hollywood Housing Authority for 50 Unit Allocations Under the Section 8 Existing Housing Program: ACTION: Approve the letter and Resolution No. 875, supporting an application by the Los Angeles County Housing Authority to HUD, submitted on behalf of the West Hollywood

Housing Authority for 50 unit allocations under the Section 8 Existing Housing Program and authorize the Mayor to sign the letter. Approved as part of the Consent Calendar.

ff. Neighborhood Traffic Management Procedures:
REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Chris Patrouch gave the staff report. ACTION: TABLE TO SEPTEMBER MEETING TO ALLOW THE COUNCIL SUB-COMMITTEE TO MEET WITH STAFF.

Gloria Vassy, West Hollywood, spoke against the Marketing Corporation funding and questioned the criteria for Head Start.

PUBLIC HEARINGS

3. ROSSMOOR REGENCY - CONGREGATE CARE FACILITY FOR SENIOR CITIZENS: THIS ITEM WAS TABLED TO THE MEETING OF SEPTEMBER 16, 1991.

4. APPEAL OF PLANNING COMMISSION DECISION REGARDING 1038 CAROL DRIVE: THIS HEARING CONTINUED TO THE MEETING OF AUGUST 19, 1991.

5. PERMIT PARKING ON NORMA PLACE: The City Clerk reported that this item was noticed in the Post Newspaper prior to the first hearing and as it was continued to a date certain no further notice was required. Don Korotsky gave the staff report. No one coming forward to speak, Mayor Koretz closed the public hearing and returned this item to the Council for discussion.

ACTION: Approve the staff recommendation not to impose daytime parking limits on Norma Place and bring back for review in 6 months. Motion Heilman second Lang.

AYES: Guarriello, Heilman, Land, Lang, Koretz

NOES: None

Motion carried.

UNFINISHED BUSINESS

6. APPOINTMENT TO TRANSPORTATION COMMISSION - BY KORETZ:
RECOMMENDED ACTION: Mayor Koretz appointed Rick Saslow to the Transportation Commission. Motion Koretz second Heilman. Hearing no objection it was so ordered.

7. APPOINTMENTS TO COMMUNITY ANIMAL CONTROL TASK FORCE:
Mayor Koretz gave the staff report. The following persons came forward to address the City Council:

Gloria Vassy, West Hollywood - support Christina Babst.
Stan Lothridge, West Hollywood - support Christina Babst.
Ed Riney, West Hollywood - support Christina Babst.

ACTION: Appoint the following to the Community Animal Task Force:

Christina Babst
Karen Caesar
Gail Christensen
Carole Ellis
Sonndra May
Frank McMillan
E. J. Oshins
Jamie Pinn
Doris Romeo
Norma Sandler
Hamp Simmons
Marvin Stitts

Motion Heilman second Land. Hearing no objection it was so ordered.

NEW BUSINESS

8. VOTING DELEGATE FOR LEAGUE ANNUAL CONFERENCE:

ACTION: Paul Koretz to be voting delegate and Abbe Land to be alternate who will be present at the Business Session of the Annual League Conference on Tuesday, October 15, 1991, and direct the City Clerk to file the proper registration of the voting delegates with the League of California Cities. Motion Heilman second Lang. Hearing no objection it was so ordered.

9. RESOLUTION ON PET OVERPOPULATION: Mayor Koretz gave the staff report and the following persons came forward to address the Council:

Jamie Pinn, Pet Assistance Foundation - support
Jeanne Dobrin, West Hollywood - support - need to do more.
ACTION: Adopt Resolution No. 870, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ENDORSING THE LEAGUE OF CALIFORNIA CITIES RESOLUTION RELATING TO PET OVERPOPULATION", which identifies the City of West Hollywood as the sponsor of the resolution outlined in exhibit A, and authorize Mayor Koretz to represent the City at the League Conference on October 15, 1991, on this issue. Motion Land second Lang. Hearing no objection it was so ordered.

10. SELECTION OF SHUTTLE CONTRACTOR: Staff report was given by Joyce Rooney. Jeanne Dobrin, West Hollywood, addressed the Council in support of this contractor and service. City Manager Brotzman stated that it would be Proposition C funds that would fund this program. **ACTION:** Authorize the City Manager to contract with Diversified Paratransit, Inc., to provide fixed route transit services in West Hollywood, in an amount not to exceed \$220,000, as outlined in the staff report of August 5, 1991. Motion Guarriello second Lang. Hearing no objection it was so ordered.

11. AWARD OF BID FOR SHUTTLE VEHICLES: Staff report was given by Joyce Rooney. Councilmember Heilman asked if the City could get an option to purchase and if there is a termination clause in case of loss of funding. Jeanne Dobrin, West Hollywood, spoke in favor of at least one chair lift. **ACTION:** Authorize the City Manager to acquire five 10-passenger vehicles from A-Z Bus Sales and to execute an agreement for the most favorable lease arrangements possible for financing. Motion Guarriello second Land. Hearing no objection it was so ordered.

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:

Jeff Prang, West Hollywood - comments about Bruce Boland.

COUNCIL COMMENTS: This time has been set aside for Councilmembers to address the public and staff on items of interest.

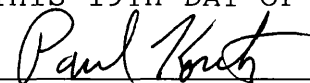
LEGISLATIVE

12. CHANGES TO ORDINANCE REGARDING REMOVAL OF COMMISSIONERS AND BOARD MEMBERS: Councilmember Heilman stated he would like to have further changes to require only 3 votes to remove a commissioner and look at the system and at how at-large commissioners are removed and where it may be better to have all at-large appointments. **ACTION:** Introduce on first reading Ordinance No. 306, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO TERMS OF OFFICE OF COMMISSIONERS OF THE CITY OF WEST HOLLYWOOD AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". Motion Heilman second Land. Hearing no objection it was so ordered.

13. AMENDMENT TO PERMIT PARKING PENALTY PROVISIONS: Mike Jenkins, City Attorney, presented the Council with an amended version which combined both of the Ordinances that were presented in the agenda packet. **ACTION:** Introduce on first reading, Ordinance No. 307, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING PERMIT PARKING PENALTIES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". Motion Land second Heilman. Hearing no objection it was so ordered.

ADJOURNMENT The meeting was adjourned in memory of David Scott, Gary Jonker, George William ("Buzzy") Heisserman and Errol Colley, at 9:25 p.m. to a regular adjourned meeting on August 19, 1991, at West Hollywood Park Auditorium at 6:00 p.m. for a closed session and 7:00 p.m. for the regular meeting.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 19TH DAY OF AUGUST, 1991.


MAYOR

ATTEST:


CITY CLERK