

**MINUTES  
CITY COUNCIL MEETING  
JUNE 3, 1991  
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, potential litigation, personnel, and/or claims.

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

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

**PLEDGE OF ALLEGIANCE:** The Pledge was led by Richard Maggio.

**ROLL CALL:**

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

**ABSENT:** Koretz

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

**APPROVAL OF AGENDA:** Item 3 was tabled. Item 2g and 2-o were removed from the consent calendar for separate discussion. Agenda approved as amended, by consensus.

**PROCLAMATIONS AND COMMENDATIONS:**

Mayor Heilman thanked Richard Maggio for organizing the honoring of four couples, all married fifty or more years and residents of West Hollywood for fifty or more years. Councilmember Land pointed out, in addition, the many things these couples held in common.

Joe and Margaret Del Nostro - 60th wedding anniversary

Richard and Margaret Del Nostro - 51st anniversary

Frank and Anna Maggio - 56th anniversary

Jimmy and Josephine Russo - 60th anniversary

Mayor Heilman reminded everyone of Tuesday's election and encouraged everyone to vote.

Mayor Heilman requested that the meeting be adjourned in memory of Jerry Hundal, who recently passed away, and expressed the Council's condolences to his wife Joyce. Jerry Hundal had been a member of the Human Services Commission and the Senior Advisory Council, and was a long-term resident and very active in West Hollywood West.

**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.

The following persons came forward to address the City Council:

Gary Dontzig, West Hollywood: Letters had false insinuations against people involved in the recall.

John Altschul, West Hollywood: Regarding false statements to people that their rent would go up if they did not sign recall petition.

Edith Chramoff, West Hollywood: Was called dirty names.

Norm Chramoff, West Hollywood: Harassment by one of the people on anti-recall campaign.

Ron Goins, West Hollywood: Regarding the emergency AIDS funding.

Jeanne Dobrin, West Hollywood: Complaint about Commissioners.

Ed Riney, West Hollywood: Funding for the East side to get extra patrols. Urge people to write to Nancy Greenstein.

Richard Gray, West Hollywood, a member of Queer Nation: Barney's Beanery has not responded regarding discrimination against gays and lesbians and other issues.

Corey Roberts, Los Angeles: Mr. Held was directed to meet with us. He has avoided doing so; has refused to participate. It's been 15 weeks.

Yoav Shernoch, Los Angeles: Irwin Held must be held accountable for disregard of human rights.

Robert Davis, West Hollywood: Regarding gays on the Sheriff's Dept. A deputy fired because he was gay. The City should investigate and support the deputy; pressure the Sheriff's Department.

Harris Miller, West Hollywood: Deceptions by recall proponents.

Paul Fredrix, West Hollywood: Parking District problems on Hilldale.

Mayor Heilman asked Toby Fox, Transportation Department, to talk to Mr. Fredrix in order to resolve the problem.

**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, d, e, f, h, i, j, k, l, m, n, p, q, and r. Motion Land second Lang. Hearing no objection and noting the absence of Mayor Pro Tem Koretz, it was so ordered.

**a. Posting of Agenda:** The agenda for the meeting of June 3, 1991, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Thursday, May 30, 1991. **ACTION:** Receive and file.

Approved as part of the Consent Calendar.

**b. Demand Register No. 198, Resolution No. 844.**

**ACTION:** Approve Demand Register No. 198 and adopt Resolution No. 844. Approved as part of the Consent Calendar.

**c. Treasurer's Report:** There was no Treasurer's Report for this agenda.

**d. Minutes: May 20, 1991.**

**ACTION:** Approve the minutes of May 20, 1991.

Approved as part of the Consent Calendar.

- e. Claims:** Frances Maltese  
Arturo Bermudez  
Maria Alvarado  
Oscar Villalobos  
Bertoldo Torres  
Karl Kaloustain

**ACTION:** To deny the claims of Frances Maltese, Arturo Bermudez, Maria Alvarado, Oscar Villalobos, Bertoldo Torres, and Karl Kaloustain 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. Authorization of Contractual Agreements for a Traffic Impact Analysis:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Chris Patrouch, Transportation Department, responded to a question by Mayor Heilman about the reference to "south side" of Sunset when it should say "north side," in Exhibit A. Direction was given to staff to correct that, and to make sure that the City's nondiscrimination language and South Africa clause are included in the contract.

**ACTION:** Approve the Contract for Reimbursement of Traffic Impact Analysis between the City of West Hollywood and Sassony Development Co. and the Agreement for the Preparation of Traffic Impact Analysis between the City of West Hollywood and Daniel Benson & Associated, with the changes as directed. Motion Land, second Guarriello. Hearing no objection and noting the absence of Mayor Pro Tem Koretz, it was so ordered.

**h. Award of Contract to Willdan Associates to Provide Services in Conjunction with CDBG-Funded Rehabilitation Programs (Commercial Revitalization, Residential Rehabilitation and Handyworker):** **ACTION:** Approve a six-month, \$20,000 Agreement for Consultant Services with Willdan Associates to provide for building and safety related services associated with the City's CDBG-funded rehabilitation programs and authorize the City Manager to sign the Agreement.

Approved as part of the Consent Calendar.

**i. Resolution to Approve the Application for State Grant Funds for Street Tree Planting in the City of West Hollywood:**

**ACTION:** To adopt Resolution No. 845, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION FOR GRANT FUNDS FOR THE URBAN FORESTRY GRANT PROGRAM UNDER THE CALIFORNIA WILDLIFE, COASTAL AND PARK LAND CONSERVATION BOND ACT OF 1988 FOR THE 1992 STREET TREE PLANTING PROJECT."  
Approved as part of the Consent Calendar.

**j. Ordinance No. 297, Exempting Utilities from Business License Tax:** **ACTION:** To adopt on second reading Ordinance No. 297, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING THE TAXATION OF LICENSED BUSINESSES IN THE CITY AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."  
Approved as part of the Consent Calendar.

**k. Head Start Program Site Preparation:** **ACTION:** Execute a letter of agreement with Child and Family Services for the site preparation construction for the Head Start portable building at Plummer Park.  
Approved as part of the Consent Calendar.

**l. Tax and Revenue Anticipation Note:** **ACTION:** Approve the official statement and notice of sale and authorize distribution of these documents. Adopt Resolution No. 846, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROVIDING FOR THE BORROWING OF FUNDS FOR FISCAL YEAR 1991/1992 AND THE ISSUANCE AND SALE OF 1991 TAX AND REVENUE ANTICIPATION NOTES THEREFOR."  
Approved as part of the Consent Calendar.

**m. Approval of Tract Map #46743 - 963 N. Larrabee:** **ACTION:** Approve Tract Map 46743 and accept a cash deposit for deferred monumentation.  
Approved as part of the Consent Calendar.

**n. Homeless Shelter - 1033 N. La Brea - Second Modification to Lease Agreement:** **ACTION:** Approve the Second Modification to Lease Agreement as presented and authorize the City Manager to execute the Agreement.  
Approved as part of the Consent Calendar.

**o. Extension of Lease Term - City Hall:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.  
**RECOMMENDED ACTION:** Approve the lease amendment and direct the City Manager to sign the documents.  
Councilmember Guarriello stated that he did not think the City should sign a four year lease. It would be better to have an annual lease with option to renew annually; and we should also try to reduce the rent.  
City Manager Brotzman replied that the most optimistic time frame for a new City Hall is three and one-half years. The four-year period is more realistic. Second, it brings the time frame in

line with the other two leases we have--Gina B & Ramada, and holds the lease rate constant for a period of time; almost \$258,000 savings with this lease arrangement.

After further discussion, City Manager Brotzman suggested that this Item could be discussed in closed session.

**ACTION:** Table this item and refer it to a closed session for discussion, as it involves acquisition or lease of property. By consensus.

**p. Re-Bidding for West Hollywood Park Improvements:**

**ACTION:** Authorize re-bidding the West Hollywood Park Improvements (CIP #164). Authorize staff to re-advertise this project and include alternatives. The alternatives will detail items that may be eliminated from this project, so that the total cost of construction will remain within the budgeted amount.

Approved as part of the Consent Calendar.

**q. Resignation from Fine Arts Board:**

**ACTION:** Accept with regret the resignation of Christopher McAuliffe from the Fine Arts Advisory Board and direct the City Clerk's Office to post notice of the vacancy.

Approved as part of the Consent Calendar.

**r. Position Reclassification, Department of Community**

**Development:** **ACTION:** Approve a reclassification request from Staff Assistant I to Staff Assistant II.

Approved as part of the Consent Calendar.

**PUBLIC HEARINGS**

**3. APPEAL OF PLANNING COMMISSION DECISION TO DENY REQUEST TO ALTER A NON-CONFORMING FENCE - 7600 FOUNTAIN AVENUE:**

THIS ITEM WAS REMOVED FROM THE AGENDA AT THE REQUEST OF STAFF.

**4. ORDINANCE EXPRESSING SUPPORT TO USE MOTOR VEHICLE REGISTRATION MONIES FOR LOCAL AIR QUALITY IMPROVEMENT MEASURES:**

Deputy City Clerk Vukojevich reported that notice of this public hearing was published in The Post Newspaper on May 24, 1991, and a notice was posted at City Hall, West Hollywood Library, the Sheriff's Station, and Plummer Park.

Direction was given to staff to work with the Finance Division to make sure that the Trust Fund is set up.

Mayor Heilman opened the public hearing, and there being no one coming forward to speak, the hearing was closed.

**ACTION:** To introduce on first reading Ordinance No. 298, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD EXPRESSING SUPPORT FOR THE USE OF MOTOR VEHICLE REGISTRATION FEES TO FUND PROGRAMS TO REDUCE AIR POLLUTION FROM VEHICULAR SOURCES, ESTABLISHING AN AIR QUALITY IMPROVEMENT TRUST FUND, AND RESTRICTING THE USE OF MONIES DEPOSITED INTO THE AIR QUALITY IMPROVEMENT TRUST FUND."

Motion Lang second Land. Hearing no objection and noting the absence of Mayor Pro Tem Koretz, it was so ordered.

**5. ORDINANCE EXPANDING PREFERENTIAL PARKING DISTRICT 5 TO INCLUDE THE WEST SIDE OF SAN VICENTE BLVD. FROM CYNTHIA ST. TO SANTA MONICA BLVD.:** Deputy City Clerk Vukojevich reported that notice of this public hearing was published on May 24, 1991 in The Post Newspaper, and a notice was posted at City Hall, West Hollywood Library, the Sheriff's Station, and Plummer Park. Donald Korotsky of Transportation Department gave the staff report.

Mayor Heilman opened the public hearing and the following person came forward to address Council:

Kurt Marston, West Hollywood: In favor of Ordinance.

**ACTION:** Introduce on first reading Ordinance No. 299, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD EXPANDING PREFERENTIAL PARKING DISTRICT 5 TO INCLUDE THE WEST SIDE OF SAN VICENTE BOULEVARD AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Land, second Lang. Hearing no objection and noting the absence of Mayor Pro Tem Koretz, 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. There were no citizen comments at this time.

**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.

City Manager Brozman reported on the City Hall site selection process--the City Manager, staff and John Given have done preliminary interviews of individuals interested in a joint development with the City. Four sites are most viable. Regarding fire station site, Public Safety Commission reviewed sites. The site along Santa Monica Blvd. just north of post office seems to be most attractive.

**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 Land asked about the peddlers ordinance and asked staff to look at some way Mr. Treystman could continue to sell his vegetables while they were working on the new ordinance.

Mayor Heilman directed staff to look at some way to allow him to continue to operate from his truck. By consensus with Koretz absent and Guarriello objecting.

Councilmember Land announced that she testified in Washington, D.C. regarding clean water reauthorization.

Mayor Heilman informed staff that there was some confusion on an event at Bel Age on June 11, as to whether they need TUP or not. He also sent best wishes to David Scott, who is ill, to let him know we're thinking about him.

Councilmember Lang said the Homeless Shelter will have a booth at the CSW (Christopher Street West) celebration. They need prizes. Call her office if you can give something for this raffle.

**LEGISLATIVE**

**6. AMENDMENTS TO THE RENT STABILIZATION ORDINANCE AND REGULATIONS; ESTABLISHING A TIME FOR SUBMISSION OF REPORTS TO PROVE DISPROPORTIONATELY LOW RENTS IN RENT INCREASE APPLICATIONS:** John Polak gave the staff report. The Ordinance was read in full by John Polak. ACTION: Introduce on first reading Ordinance No. 300, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING THE SUBMISSION OF EVIDENCE ON RENTS CHARGED FOR COMPARABLE UNITS IN RENT INCREASE CASES." Motion Guarriello second Lang. Hearing no objection and noting the absence of Mayor Pro Tem Koretz, it was so ordered.

FURTHER ACTION: Adopt on an urgency basis Ordinance No. 300U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING THE SUBMISSION OF EVIDENCE ON RENTS CHARGED FOR COMPARABLE UNITS IN RENT INCREASE CASES AND DECLARING THE URGENCY THEREOF." Motion Land second Lang.  
AYES: Guarriello, Land, Lang, Mayor Heilman.  
NOES: None.  
ABSENT: Koretz.  
Motion carried.

FURTHER ACTION: Approve Rent Stabilization Commission Resolution No. 91-15, "A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION REGULATIONS." Motion Land second Guarriello. Hearing no objection and noting the absence of Mayor Pro Tem Koretz, it was so ordered.

**ADJOURNMENT:** The meeting was adjourned at 8:08 p.m. in memory of Jerry Hundal, to a study session at 6:00 p.m. June 10, 1991, to be followed by a hearing on the Budget.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 17TH DAY OF JUNE, 1991.

  
MAYOR

ATTEST:

  
CITY CLERK