

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, APRIL 19, 1999
WEST HOLLYWOOD PARK**

CALL TO ORDER: Mayor Heilman called the meeting to order at 7:08 P.M.

PLEDGE OF ALLEGIANCE: David Eichman led the Pledge.

ROLL CALL:

PRESENT: Councilmembers Guarriello, Koretz, Prang, Martin, Mayor Heilman.

ABSENT: Councilmembers - None.

ALSO PRESENT: City Manager Makinney, City Attorney Jenkins, City Clerk Thompson and Assistant City Clerk Bell.

REPORT OF CLOSED SESSION AGENDA: City Attorney Jenkins stated that at 6:00 P.M. the City Council called the meeting to order. The Council then recessed into Closed Session to discuss items on the Closed Session Agenda. The Closed Session adjourned at 7:00 P.M. and no reportable actions were taken.

APPROVAL OF AGENDA:

Staff requested that Item 4.F., Assignment Agreement Between the City of Hawthorne and the City of West Hollywood for the Exchange of Proposition for Local Return Funds be moved to the Consent Calendar as 2.HH.

Staff requested that Item 5.B., City of West Hollywood 1998-2000 Budget Update be moved to the Consent Calendar as 2.II. Mayor Heilman noted that before any expenditures are made, with respect to the Council offices, that staff come back with an agenda item.

Staff requested that Item 6.A., Proposed Ordinance, Which Makes Available Restroom Facilities, for Persons With Physical Handicaps Regardless if They are a Customer, Client, Employee or Paid Entrant, be moved to the Consent Calendar as Item 2.JJ. City Clerk Thompson read Item 6.A. title into the record as Ordinance 99-538.

Staff requested that Item 6.B., Prevention of Rent Increases After Short Term Vacancies be moved to the Consent Calendar as Item 2.KK. City Clerk Thompson read Item 6.B. title into the record as Ordinance 99-539.

Mayor Heilman and Councilmember Martin requested that Item 4.E., Senior Advisory Board Appointment be tabled to May 17, 1999.

Staff requested that Item 4.G. Proposed Resolution for Kings Road and Romaine Street – Request for All-Way Stop Control and Pedestrian Crosswalk at the Intersection be tabled and referred to the Transportation Commission for a Public Hearing.

Mayor Heilman and Councilmember Martin requested Item 2.I., Proposed Resolution Amending The Rules of Conduct of City Council Meetings With Regard to Ex Parte Communications be tabled.

Mayor Heilman and Mayor Pro Tem Prang noted their NO votes on Item 2.Z.

Mayor Heilman removed Items, 2.G. and 2.V. from the Consent Calendar for separate discussion.

Councilmember Martin requested that the City Council Meeting be adjourned in memory of Joyce Chung, sister of John Chung, member of the Board of Equalization.

Councilmember Guarriello requested that the City Council Meeting be adjourned in memory of John Nieto's father, a World War II Veteran.

Councilmember Koretz requested that the City Council Meeting be adjourned in memory of Assemblymember Tom Bane.

Mayor Pro Tem Prang requested that the City Council Meeting be adjourned in memory of the Oklahoma City bombing victims.

ACTION: Approve the April 19, 1999 Agenda as amended. **Motion Councilman Guarriello, seconded by Mayor Pro Tem Prang and unanimously carried.**

PRESENTATIONS:

Councilmember Guarriello presented a plaque to his former Deputy, Jim Sweeney for his outstanding service.

Councilmember Guarriello presented a plaque to Donna Saur for her service to the Public Safety Commission

Mayor Pro Tem Prang announced that the two initiatives will be suspended and he requested that Item 5.C., Proposed Resolution Opposing The Safer Sex And Parking Initiatives Sponsored By The AIDS Healthcare Foundation, be pulled from the agenda due to a compromise reached with AIDS Healthcare Foundation which will include expanding the distribution of condoms, a proposal to assist non-profit Social Service

Agencies to comply with the City's parking requirements and a proposal to amend the Social Services grant process.

Michael Weinstein commented on AIDS cases in West Hollywood.

Mayor Pro Tem Prang presented the Environmentalist of the Year Award to Virginia Case.

Mayor Pro Tem Prang presented an Environmentalist Certificate of Achievement to Barbara Hamaker and Dyan Razook.

Councilmember Koretz presented the Youth Environmentalist of the Year to Natalie Rivas, Andres Navarro, Anthony Alcocer, Efen Dominguez, Patty Santos, Eric Molina, Jared Dyson, Christian Velasco, Fabian Gurule, Maria Salinas, Faustino Cruz.

Councilmember Koretz presented the Environmental Business of the Year Award to Urth Café.

Councilmember Koretz presented the Environmental Certificate of Merit to Legacy Restaurant.

Councilmember Martin presented a commendation to Mary Lou Eichman for dedication to children's development and her commitment to family.

Mayor Heilman stated that Item 5.C., Proposed Resolution Opposing the Safer Sex and Parking Initiatives Sponsored by the AIDS Healthcare Foundation, has been pulled and there has been an agreement that the initiative will no longer be circulated and instead some certain legislative action will be taken on behalf of the City.

PUBLIC COMMENT:

NANCY WILSON, WEST HOLLYWOOD, spoke in regards to Item 5.D., Approval For The Closure Of Santa Monica Boulevard For The Metropolitan Community Church (MCC) World Jubilee Convention And Building Dedication, and thanked the City Council in advance for their approval.

RUTH WILLIAMS, WEST HOLLYWOOD, read a letter from Clint Trout in regards to opposition of an anti-gay initiative.

JULIE SUMMERS, WEST HOLLYWOOD, spoke about the fire in her apartment building and wanted to thank the City for their timely response.

STEVEN GREENE, WEST HOLLYWOOD, spoke in support of campaign disclosures, campaign reform and against Item 2.O., Proposed Resolution In Support Of The Great "Gas Out," A Boycott Of Gasoline On April 30, 1999 To Protest The Recent Price Gouging By Oil Companies.

CHRIS PATROUCH, WEST HOLLYWOOD, spoke in regards to campaign reform and he spoke against establishing a task force. He also spoke against Item 2.O., Proposed Resolution In Support Of The Great "Gas Out," A Boycott Of Gasoline On April 30, 1999 To Protest The Recent Price Gouging By Oil Companies.

LAURENCE S. ZAKSON, WEST HOLLYWOOD, President of the West Hollywood Democratic Club, commended Mayor Pro Tem Prang for his resolution of Item 5.C., Proposed Resolution Opposing The Safer Sex and Parking Initiatives Sponsored by The AIDS Healthcare Foundation, and he announced a meeting of the West Hollywood Democratic Club on Thursday, April 22, 1999 at 6:30 p.m.

ROYCE MATHEW, WEST HOLLYWOOD, spoke against Alternative Living for the Aged.

IVY BOTTINI, WEST HOLLYWOOD, spoke in support of Item 5.D., Approval For The Closure Of Santa Monica Boulevard For The Metropolitan Community Church (MCC) World Jubilee Convention And Building Dedication.

CAROL B. RODRIGUEZ, WEST HOLLYWOOD, thanked Howard Jacobs for a picture of her and Sheriff Lee Baca.

JEANNE DOBRIN, WEST HOLLYWOOD, commented that Lee Baca is endorsing Peter Ford who is pro gun and does not uphold the rights of the diversity in West Hollywood.

ELIZABETH WILLIAMS, WEST HOLLWOOD, spoke in regards to West Hollywood Community Housing not assisting her in acquiring low income housing.

BARBARA HAMAKER, WEST HOLLYWOOD, spoke about a program at Plummer Park, Thursday, April 22 at 6:30 p.m. to discuss "Why We Are Democrats".

EVA PRADO, LOS ANGELES, spoke against Code Enforcement, West Hollywood Community Housing and the red light enforcement program.

DONALD BRUHNKE, WEST HOLLYWOOD, congratulated Mayor Pro Tem Prang on being able to formulate an agreement with AIDS Healthcare Foundation and stated that he will not disband the committee against the initiative. He also spoke about the full garbage cans on the street.

STEPHEN ROSE, WEST HOLLYWOOD, spoke about the difficulty in parking and the need for improved council chambers.

SHARON DAWNING, WEST HOLLYWOOD, spoke in support of Item 2.P., Christopher Street West Gay and Lesbian Pride Parade and Festival.

COUNCILMEMBER COMMENTS:

Councilmember Martin stated that meeting should be at Plummer Park where it is convenient for the residents.

Mayor Heilman directed City Clerk Thompson to bring back an agenda item for Council Meetings at Pacific Design Center in the future.

Councilmember Martin asked City Manager Makinney to report on the garbage pick up on Saturday and the sink hole at Sherbourne and San Vicente Boulevard.

Councilmember Koretz commended Mayor Pro Tem Prang for his work to resolution with the AIDS Healthcare Foundation.

Mayor Pro Tem Prang introduced a new intern in his office, Daniel McQueen. He also recognized his former Deputy, Daniel Dusterburg.

He also commented that when the agenda is so long, there should be another meeting in order to give the City Council a fair opportunity to discuss the issues.

Mayor Pro Tem Prang stated that the issues of contention between the City and AIDS Healthcare Foundation were ones that would be brought to the City Council legislatively.

He thanked the Disability Advisory Board for bringing the issues forward concerning restroom access.

Councilmember Guarriello commented that the area code overlay is being used because it is convenient for the Public Utilities Commission but there is no shortage of numbers.

Mayor Heilman thanked Mayor Pro Tem Prang and Deputy Howard Jacobs for trying to solve the initiative issues.

Mayor Heilman reported on the Annual Yom Hoshoa Event at Plummer Park on Sunday, April 18, 1999 was well received.

He also thanked John Jakupcak, Environmental Programs Specialist, for his Earth Day display.

Mayor Heilman introduced the interns in his office from Germany, Sonja Neher and Claudia Dietrich.

CITY MANAGER'S REPORT: City Manager Makinney reported on Item 2.GG. regarding the Rent Stabilization Legal Services Officer position.

Mayor Pro Tem Prang requested a report about the Rent Stabilization Department indicating their new mission, tasks and allocations of resources and personnel under new regulations.

City Manager Makinney suggested that the City Council schedule a third meeting in May on either the 10th or the 24th.

He also commended the community and the staff on their response to the fire on Crescent Heights.

Joan English, Director of Transportation, reported on the sink hole at Sherbourne near San Vicente Boulevard. Los Angeles County has agreed to do repairs and the liable party will be determined as to who will pay for the repairs.

Councilmember Martin stated that the Palm tree is leaning and it needs to be determined whether it can be saved.

City Manager Makinney stated that he met with the Landscape and Maintenance Staff and John Jakupcak and that they walked Santa Monica Boulevard and concluded that there should be more frequent garbage pickups. They also resolved that the garbage containers should be steamed cleaned.

Mayor Pro Tem Prang commented that the garbage pickups were increased, the garbage cans were cleaned, repainted and more garbage cans were added. He stated that the past weekend might have just been busier than usual.

FISCAL IMPACT ON CONSENT CALENDAR: City Clerk Thompson stated the fiscal impact on the Consent Calendar of April 19, 1999, as amended, is \$5,617,041 in expenditures and \$6,353,428 in potential revenues.

2. CONSENT CALENDAR:

ACTION: Approve Items 2.A., B., C., D., E., F., H., J., K., L., M., N., O., P., Q., R., S., T., U., W., X., Y., Z., AA., BB., CC., DD., EE., FF., GG., HH., II., JJ., and

KK. Motion Mayor Pro Tem Prang, seconded by Councilmember Guarriello and unanimously carried.

2.A. POSTING OF AGENDA:

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

2.B. APPROVAL OF MINUTES:

ACTION: Approve the minutes of the Regular Meetings of February 16, 1999 and April 5, 1999. **Approved as part of the Consent Calendar.**

2.C. WAIVER OF FURTHER READING:

ACTION: After the City Attorney has read the title of any ordinance on tonight's agenda, the further reading thereof shall be waived. **Approved as part of the Consent Calendar.**

2.D. DEMAND REGISTER NO. 388, RESOLUTION NO. 99-2062:

ACTION: Approve Demand Register No. 388 and adopt Resolution No. 99-2062, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 388." **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORT:

ACTION: Receive and file the Treasurer's Report of March, 1999. **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

ACTION: Receive and file Action Reports from the Fine Arts Commission of March 25, 1999. **Approved as part of the Consent Calendar.**

2.G. PROPOSAL TO CREATE AN ORDINANCE TO ENFORCE THE ANTI-SMOKING LAW IN BARS, TAVERNS AND OTHER ESTABLISHMENTS:

Removed from the Consent Calendar for separate discussion as Excluded Consent Calendar.

2.H. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH PCR FOR ENVIRONMENTAL CONSULTING SERVICES FOR THE PROPERTIES LOCATED AT THE LA BREA GATEWAY:

ACTION: 1) Approve a professional services agreement with PCR in an amount not to exceed \$15,000 to provide environmental services; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

- 2.I. PROPOSED RESOLUTION AMENDING THE RULES OF CONDUCT OF CITY COUNCIL MEETINGS WITH REGARD TO EX PARTE COMMUNICATIONS:**
This Item tabled for two weeks.
- 2.J. PROPOSED RESOLUTION OPPOSING THE USE OF A NEW PLASTIC BEER CONTAINER THAT CANNOT BE RECYCLED DUE TO ITS NEW DESIGN:**
ACTION: 1) Adopt Resolution No. 99-2063, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE USE OF A NEW PLASTIC BEER CONTAINER THAT CANNOT BE RECYCLED DUE TO ITS DESIGN;" and, 2) Direct staff to inform Miller Brewing Company and Anheuser Busch and other appropriate beverage distributors of the Council's resolution. **Approved as part of the Consent Calendar.**
- 2.K. PROPOSED RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES TO PARDON SAILORS INVOLVED IN THE 1944 PORT CHICAGO INCIDENT:**
ACTION: 1) Adopt Resolution No. 99-2064, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING THE PRESIDENT OF THE UNITED STATES TO PARDON SAILORS INVOLVED IN THE 1944 PORT CHICAGO INCIDENT;" and, 2) Direct staff to forward copies of the resolution to the President, Secretaries of Defense and Navy, Senators Boxer and Feinstein, and to Naval Veteran Freddie Meeks. **Approved as part of the Consent Calendar.**
- 2.L. PROPOSED RESOLUTION IN SUPPORT OF FIGHTING BREAST CANCER, THE SIXTH ANNUAL REVLON RUN/WALK FOR WOMEN AND THE FIRST SYMPOSIUM ON LESBIANS AND BREAST CANCER:**
ACTION: 1) Adopt Resolution No. 99-2065, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF FIGHTING BREAST CANCER, THE SIXTH ANNUAL REVLON RUN/WALK FOR WOMEN AND THE FIRST SYMPOSIUM ON LESBIANS AND BREAST CANCER;" 2) Direct staff to inform the representatives of the Revlon Run/Walk for Women and the Kol Ami's Wendy Sukman Memorial Fund, who is sponsoring the symposium of the Council's decision; and, 3) Provide counter space and City facilities for event literature and list on City Council. **Approved as part of the Consent Calendar.**

2.M. EARTH DAY AWARENESS/ENVIRONMENTALIST OF THE YEAR AWARDS:

ACTION: 1) Direct the Environmental Programs Specialist to coordinate an Annual Earth Day Awareness Program which includes awards for Environmentalist of the Year, Youth Environmentalist of the Year and Business Environmentalist of the Year; and, 2) Direct staff to create a selection committee to choose the winners of all Environmentalist of the Year Awards to include:

- A) Two (2) City Council Offices
- B) One (1) Human Services Staff Member
- C) One (1) Environmental Services Staff Member
- D) One (1) Landscaping and Building Maintenance Staff Member

Approved as part of the Consent Calendar.

2.N. WEST HOLLYWOOD CLEAN ALLEY PROGRAM:

ACTION: 1) Direct the Department of Transportation and Public Works and Code Enforcement to develop a no littering sign and have the City Attorney review the sign verbiage prior to printing and posting; 2) Direct the Public Information Division to inform the community of this new program and quarterly put out notices of our anti-littering laws. The local press should be informed of the first posting; and, 3) Have the Department of Transportation and Public Works review the need to add signs to other locations annually. The following locations shall be included:

- South side alley off of Curson Avenue.
- South side alley off of Sierra Bonita.
- North and south side alleys off of Spaulding Avenue.

Approved as part of the Consent Calendar.

2.O. PROPOSED RESOLUTION IN SUPPORT OF THE GREAT "GAS OUT," A BOYCOTT OF GASOLINE ON APRIL 30, 1999 TO PROTEST THE RECENT PRICE GOUGING BY OIL COMPANIES:

ACTION: 1) Adopt Resolution No. 99-2066, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE GREAT "GAS OUT," A BOYCOTT OF GASOLINE ON APRIL 30, 1999 TO PROTEST THE RECENT PRICE GOUGING BY OIL COMPANIES;" and, 2) Direct staff and the Public Information Division to publicize the Council's decision. **Approved as part of the Consent Calendar.**

2.P. CHRISTOPHER STREET WEST GAY AND LESBIAN PRIDE PARADE AND FESTIVAL:

ACTION: 1) Approve the use of West Hollywood Park and City property for the 1999 Gay and Lesbian Pride Festival, and authorize the City Manager to enter into an agreement permitting said use; 2) Authorize the use of Santa Monica Boulevard between Fairfax Avenue and Doheny Drive for the 1999 Gay and Lesbian Pride Parade; 3) Authorize the use of San Vicente Boulevard between Santa Monica Boulevard and Melrose Avenue for the 1999 Gay and Lesbian Pride Festival; 4) Waive permit parking in the City from 7 AM on Saturday, June 12, 1999 through 7 AM on Monday, June 14, 1999; 5) Authorize the Pacific Design Center to charge up to \$10.00 for parking, based on negotiations with CSW; 6) Authorize CSW to sell beer and wine during the Festival; 7) Waive City permit fees including the temporary event permit, Building and Safety permit fees, encroachment permit and encroachment permit meter fees; 8) Allow Finance Manager to increase the Special Event Account (100-5010-8160) by \$10,704 from money from the undesignated reserves to pay for four (4) additional street sweepers and the neighborhood notification letters; 9) Authorize a decrease in the peddler permit fees, thus reducing the fee from \$52.50 to \$40.00 per vendor; and, 10) Agree that the City of West Hollywood will act as an official sponsor for both events. **Approved as part of the Consent Calendar.**

2.Q. PROFESSIONAL SERVICES AGREEMENT WITH PSYCHOLOGICAL TRAUMA CENTER FOR COUNSELING SERVICES AT ROSEWOOD SCHOOL:

ACTION: 1) Approve a professional services agreement with Psychological Trauma Center in an amount not to exceed \$6,000 for individual and group counseling services for students at Rosewood School; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.R. PROFESSIONAL SERVICES AGREEMENT AMENDMENT WITH STEVE RACHWAL FOR GRAPHIC DESIGN SERVICES:

ACTION: 1) Authorize staff to amend the contract for professional services with Steve Rachwal to increase the amount from \$5,000 to an amount not to exceed \$8,000; and, 2) Authorize the City Manager to execute the agreement. **Approved as part of the Consent Calendar.**

2.S. ACCEPTANCE OF A GRANT AWARD OF \$1,000 FROM FOUR A DAY POWER PLAY FOR THE KIDS FAIR TO BE HELD ON APRIL 17, 1999:

ACTION: 1) Accept with gratitude a grant award of \$1,000 from Four A Day Power Play for the Kids Fair expenses; and, 2) Authorize the

Director of Finance to increase Revenue Line No. 100-0000-5112 and Expenditure Line No. 100-5030-7311 by \$1,000. **Approved as part of the Consent Calendar.**

2.T. PROPOSED RESOLUTION DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 1999-2000 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 1999-2000 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE:

ACTION: Adopt Resolution No. 99-2067, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 1999-2000 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 1999-2000 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE." **Approved as part of the Consent Calendar.**

2.U. PURCHASE 100 NEW LARGER CAPACITY PARKING METERS TO REPLACE EXISTING WORN OUT SMALLER CAPACITY METERS:

ACTION: 1) Authorize the Finance Director to issue a purchase order to Duncan Industries in the amount of \$22,500 to purchase 100 new 90 series parking meters; 2) Declare 100 used 70 series parking meters as surplus property, serial numbers to be kept on file at the Department of Transportation and Public Works; and, 3) Authorize staff to negotiate the trade-in of the 100 surplus property 70 series parking meters. **Approved as part of the Consent Calendar.**

2.V. CITY OF WEST HOLLYWOOD PARTICIPATION IN 1999 GAY AND LESBIAN PRIDE FESTIVALS AND PARADES:

Removed from the Consent Calendar for separate discussion as Excluded Consent Calendar.

2.W. CREATION OF SENIOR PLANNER CLASSIFICATION AND RECLASSIFICATION OF ASSOCIATE PLANNERS:

ACTION: 1) Create four (4) Senior Planner positions; 2) Adopt the new job specification for Senior Planner. This position will be classified at Grade 5151 (GE-EX-15) with a salary of \$52,473 - \$63,500; 3) Appropriate funds to support the new Senior Planner positions

retroactively to the date of completion of the Job Analysis Questionnaires (March – May, 1997); and, 4) Approve the reclassification of four (4) Associate Planners to new Senior Planner positions. **Approved as part of the Consent Calendar.**

2.X. PAYMENT RATE INCREASE OF LIFT VAN VOUCHERS UNDER THE TAXI COUPON AND LIFT VAN VOUCHER SUBSIDY PROGRAM:

ACTION: 1) Approve a lift van voucher payment rate change and an amendment to the Taxi Coupon and Lift Van Subsidy Program contract which will increase the operator payments to \$23.00 per five (5) mile trip outside of West Hollywood city limits; and, 2) Authorize the City Manager to execute the amendment to the agreement. **Approved as part of the Consent Calendar.**

2.Y. LOCAL LAW ENFORCEMENT BLOCK GRANT EXPENDITURE PLAN:

ACTION: 1) Accept the attached expenditure plan as requested by the West Hollywood Division of the Sheriff's Department and approved by the Public Safety Manager; and, 2) Authorize the purchase of the equipment on Attachment A. **Approved as part of the Consent Calendar.**

2.Z. LEASE AGREEMENT WITH UNITED AMERICAN COMPANIES, INC. FOR THE RETAIL PORTION OF THE MUNICIPAL PARKING STRUCTURE NO. 1 AT 8383 SANTA MONICA BOULEVARD:

ACTION: Approve lease and authorize the City Manager to execute the lease. **Approved as part of the Consent Calendar, noting the NO votes of Mayor Heilman and Mayor Pro Tem Prang.**

2.A.A. CHANGES TO ECONOMIC DEVELOPMENT AND HOUSING DIVISION STAFF:

ACTION: Approve the staffing changes to the Economic Development and Housing Division. **Approved as part of the Consent Calendar.**

2.B.B. OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION JUVENILE ACCOUNTABILITY INCENTIVE BLOCK GRANTS PROGRAM:

ACTION: 1) Accept the appropriation from the Office of Criminal Justice Planning (OCJP) Juvenile Accountability Incentive Block Grants Program in the amount of \$24,227; 2) Authorize the release of said funds to the Los Angeles County District Attorney's Office for use in prosecuting juvenile crimes of a serious nature that occur in and around West Hollywood; and, 3) Adopt Resolution No. 99-2068, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE JUVENILE ACCOUNTABILITY INCENTIVE BLOCK

GRANT TO BE EXPENDED BY THE COUNTY OF LOS ANGELES FOR THE PURPOSE OF PROSECUTING JUVENILE CRIMES OF A SERIOUS NATURE THAT OCCUR IN AND AROUND WEST HOLLYWOOD." **Approved as part of the Consent Calendar.**

2.C.C. RE-APPOINTMENT OF COUNCILMEMBER KORETZ TO SERVE ON THE BOARD OF THE CALIFORNIA POOLED INVESTMENT AUTHORITY:

ACTION: Re-appoint Councilmember Paul Koretz to serve on the board of the California Pooled Investment Authority. **Approved as part of the Consent Calendar.**

2.D.D. CITY OF WEST HOLLYWOOD INVESTMENT POLICY:

ACTION: Adopt Resolution No. 99-2069, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING AN INVESTMENT POLICY AND RESCINDING RESOLUTION NO. 97-1718." **Approved as part of the Consent Calendar.**

2.E.E. COUNCIL STUDY SESSION REGARDING THE FISCAL YEAR 1999-2000 BUDGET AND WORK PLANS:

ACTION: 1) Authorize the City Clerk to schedule a City Council Study Session at 6 PM, prior to the Regular Meeting on May 3, 1999 for the purpose of hearing a presentation from staff on the proposed 1999-2000 Budget and division work plans; and, 2) Direct staff to schedule a public hearing on June 7, 1999 to allow the community to speak on the subject of the budget and work plans. **Approved as part of the Consent Calendar.**

2.F.F. PROPOSED RESOLUTION APPROVING THE AGREEMENT WITH LOS ANGELES COUNTY FOR CONSTRUCTION OF PORTIONS OF THE HOLLY HILLS STORM DRAIN AS PART OF THE SANTA MONICA BOULEVARD PROJECT:

ACTION: Adopt Resolution No. 99-2070, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE COOPERATIVE AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE COUNTY OF LOS ANGELES WHICH PROVIDES FOR THE CITY OF WEST HOLLYWOOD TO CONSTRUCT PORTIONS OF THE HOLLY HILLS STORM DRAIN PROJECT AS PART OF THE SANTA MONICA BOULEVARD PROJECT, APPROVE ADDITIONAL CONDITIONS, AND RESCIND RESOLUTION NO. 99-2052." **Approved as part of the Consent Calendar.**

2.G.G.ADOPT THE NEW JOB SPECIFICATION FOR THE LEGAL SERVICES OFFICER:

ACTION: 1) Adopt the new job specification for the Legal Services Officer position; 2) Create a new grade 17 in the ACE series. The proposed pay range is from \$58,414 - \$70,673; and, 3) Approve the salary range as recommended by Human Resources, Grade ACE-EX-17, Salary Range \$4,868 - \$5,889 per month. **Approved as part of the Consent Calendar.**

2.HH. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF HAWTHORNE AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS:

RECOMMENDATION: 1) Approve an Prop A Fund Trade Agreement with the City of Hawthorne for \$325,000 West Hollywood General Funds in exchange for \$500,000 City of Hawthorne Prop A Funds; 2) Authorize the City Manager to execute the agreement; and, 3) Authorize the Finance Director to modify the budget in the following ways:

Account No. 100-8030-7580: Increase by \$111,000 from unallocated reserves.

Account No. 218-0000-4800 Prop A Revenue Increase \$500,000. This General Fund appropriation for Expenditure for Traded Funds by \$111,000. This will allow the purchase of an additional \$175,000 in Prop A Funds for a total of \$500,000.

Designate the increment (Prop A) Funds for the Santa Monica Boulevard Rehabilitation Project.

Moved to and Approved as part of the Consent Calendar.

2.II. CITY OF WEST HOLLYWOOD 1998-2000 BUDGET UPDATE:

RECOMMENDATION: 1) Approve the following 1998-99 budget adjustments: a) Increase appropriations by \$219,378 in the General Fund; \$57,540 in Santa Monica Boulevard Fund; \$100,000 in Debt Services as described in the Fiscal Impact; b) Increase General Fund revenue appropriations by \$1,058,139 as specified in the Fiscal Impact; c) Authorize the Director of Finance to designate all General Fund operating surplus to the Santa Monica Boulevard Improvement Reserve account in the General Fund; and, 2) Receive and file the attached Action Plan Status Reports. **Moved to and Approved as part of the Consent Calendar.**

2.JJ. PROPOSED ORDINANCE, WHICH MAKES AVAILABLE RESTROOM FACILITIES, FOR PERSONS WITH PHYSICAL HANDICAPS

REGARDLESS IF THEY ARE A CUSTOMER, CLIENT, EMPLOYEE OR PAID ENTRANT:

RECOMMENDATION: Introduce on first reading Ordinance No. 99-538, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD WHICH ALLOWS PERSONS WITH A PHYSICAL OR MENTAL HANDICAP ACCESS TO RESTROOM FACILITIES REGARDLESS IF THEY ARE A CUSTOMER, EMPLOYEE, CLIENT OR PAID ENTRANT TO A FACILITY." **Moved to and Approved as part of the Consent Calendar.**

2.KK. PREVENTION OF RENT INCREASES AFTER SHORT TERM VACANCIES:

RECOMMENDATION: Introduce for first reading Ordinance No. 99-539, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING THE PREVENTION OF RENT INCREASES AFTER SHORT TERM VACANCIES." **Moved to and Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. PROPOSED RESOLUTION CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 1999-2000 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE:

City Clerk Thompson stated that a Notice of Public Hearing was published in the West Hollywood *Independent* on March 10, 1999.

Allyne Winderman, Economic Development & Housing Manager provided background information as outlined in the staff report dated April 19, 1999.

Mayor Heilman opened the public hearing and no speakers coming forward, the public hearing was closed.

ACTION: Adopt Resolution No. 99-2071, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 1999-2000 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972, PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE."

Motion by Councilmember Guarriello, seconded by Councilmember Martin and unanimously carried.

3.B. SUNSET SPECIFIC PLAN AMENDMENT 98-02 AND ZONING ORDINANCE TEXT AMENDMENT 98-06 TO PERMIT THE CONVERSION OF SINGLE-SIDED BILLBOARDS INTO TWO-SIDED BILLBOARDS:

City Clerk Thompson stated that a Notice of Public Hearing was published in the West Hollywood *Independent* on March 10, 1999 and March 17, 1999.

John Keho, AICP, Associate Planner provided background information as outlined in the staff report dated April 19, 1999.

Mayor Heilman opened the public hearing and the following speakers addressed the City Council:

STEPHEN GREENE, WEST HOLLYWOOD, proposed that the billboard company should be required to remove a billboard somewhere else in the City to stay in accordance with the General Plan.

CHRIS PATROUCH, WEST HOLLYWOOD, stated that these are additional billboards and the City should see some revenue if the two-sided billboards are approved, but to change the zoning ordinance is against the General Plan.

BONNIE GINGRY, WEST HOLLYWOOD, representing Regency Outdoor Systems, spoke in support of additional billboards on Sunset Boulevard and she also requested not to have a public hearing.

LANE LAWSON, LOS ANGELES, representing Eller Media, spoke against two restrictions regarding height limitations of the Sunset Specific Plan.

LARIA PIPPEN, WEST HOLLYWOOD, representing West Hollywood Chamber of Commerce read a letter from Nina Kazar, owner of Fast Frame, in support of the two sided billboards.

JOHN PAUL DRAYER, WEST HOLLYWOOD, spoke about campaign contributions received from the billboard companies and asked if there has been a survey of the residents of West Hollywood to find out their views on two-sided billboards.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of getting rid of billboards and stated that Beverly Hills is a perfect example of no billboards.

BUD SIEGEL, WEST HOLLYWOOD, stated that the two-sided billboards on Sunset would make it more attractive.

No further speakers came forward, Mayor Heilman closed the public hearing.

Councilmember Martin asked how many billboards would this involve.

John Keho stated that he estimated about eleven or twelve. He also stated that there would be an actual survey and the height restriction varies from sight to sight.

Mayor Pro Tem Prang stated that item No. 5 was extremely vague in stating that, "the new billboard phase must be generally perpendicular to Sunset Boulevard", and he asked if it could be more specific. He also stated that he supports a public hearing and a billboard tax. He stated that he does not think that the billboard companies will come into compliance with the height requirements because the billboards will not be economically viable.

Councilmember Koretz stated there is no downside to covering the backside of the Sunset billboards and it is an asset, part of our history. The upside is potential revenue to the City.

Councilmember Martin supports the double-sided billboard but not the changing of the heights.

Mayor Pro Tem Prang asked if exceptions were to be granted on Sunset Boulevard would the billboard companies be willing to clean up billboards in other parts of the City.

Councilmember Koretz stated that there is one particular company which only has billboards on Sunset and would have to purchase other billboards in order to eliminate them.

Mayor Heilman stated that if we have billboards on Sunset as part of the Sunset Pacific Plan what is wrong with them having a second side which is preferable. He supports granting the recommendation of staff and the Planning Commission. He does not agree that the height limitation should

be deleted because the billboards need to be in compliance with the standards the Sunset Specific Plan has set forth. He is willing to entertain discussion of the billboard companies trading space elsewhere.

Councilmember Guarriello supports a case to case basis.

Councilmember Koretz stated that if this is approved with the changes it will be approved in concept but it will be largely impractical to implement.

ACTION: 1) Introduce for first reading Ordinance No. 99-540, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING SUNSET SPECIFIC PLAN AMENDMENT 98-02 AND ZONING TEXT AMENDMENT 98-06 PERMITTING THE CONVERSION OF SINGLE-SIDED BILLBOARDS TO TWO-SIDED BILLBOARDS UNDER CERTAIN CONDITIONS." 2) Direct staff to return to the City Council with analysis and recommendations which allow for two-sided billboards, not conforming to the height limit with a tradeoff with removing billboards elsewhere in the City.

Motion Mayor Heilman, seconded by Mayor Pro Tem Prang and carried on a Roll Call vote:

**AYES: Councilmembers -- Guarriello, Martin, Prang, Mayor Heilman.
NOES: Councilmembers -- Koretz.**

THE CITY COUNCIL RECESSED AT 9:10 P.M. AS THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION

THE CITY COUNCIL RECESSED AT 9:13 P.M. AS THE WEST HOLLYWOOD HOUSING AUTHORITY

THE CITY COUNCIL RECONVENED AT 9:26 P.M. AS THE CITY COUNCIL.

ACTION: Hear Item 5.D. out of order before Unfinished Business.

Motion Councilmember Martin, seconded by Councilmember Guarriello and unanimously carried.

5.D. APPROVAL FOR THE CLOSURE OF SANTA MONICA BOULEVARD FOR THE METROPOLITAN COMMUNITY CHURCH (MCC) WORLD JUBILEE CONVENTION AND BUILDING DEDICATION:

Howard Jacobs, Deputy to Mayor Pro Tem Prang provided background information as outlined in the staff report dated April 19, 1999.

DARLENE GARNER, WEST HOLLYWOOD, thanked the City Council for their spirit of cooperation and spoke in support of this item.
ROBIN TYLER, WEST HOLLYWOOD, spoke in support of this item.

Mayor Heilman asked the City Attorney about whether the church could use the flagpole to fly their logo flags.

ACTION: 1). Authorize the closure of Santa Monica Boulevard between La Cienega Boulevard and San Vicente Boulevard on Sunday, July 11, 1999 from 9 AM until 2 PM; 2) Authorize the closure of the east side of Santa Monica Boulevard from Huntley Drive to San Vicente Boulevard from 5 AM – 9 AM and 2 PM – 3 PM for event set-up and break down on Sunday, July 11, 1999; 3) Metropolitan Community Church Building Dedication Committee to provide additional street-side containers along Santa Monica Boulevard as well as service dumpster for the event; 4) Allow event coordinators exclusive use of the City's Hancock Avenue Parking Lot for employees and volunteers servicing the event; 5) Direct staff to bill Sheriff's Deputies to the Metropolitan Community Church Building Dedication Committee at City rates; 6) Direct staff to work with the Metropolitan Community Church Dedication Committee to develop a noise mitigation plan for the surrounding neighborhoods; 7) Metropolitan Community Church to provide port-a-potties; 8) Insurance certification to be provided by Metropolitan Community Church; 9) Metropolitan Community Church to notify local neighborhood and businesses who are within 500 feet of event with postcards via Mercury Mailing Systems. The City of West Hollywood will assist in providing names and addresses to the Mercury Mailing Systems; 10) Event organizers to contact MTA for bus rerouting; 11) Event organizers to post no parking signs given by the City of West Hollywood within 72 hours of event; 12) Allow Metropolitan Community Church to use flagpoles from La Cienega Boulevard to San Vicente Boulevard to fly their logo flags a week before and up to the day after this event, subject to the review and approval of the City Attorney; and, 13) Waive City permit fees to include: Building & Safety permit fees, Hancock Avenue Parking Lot, encroachment permit and meter fees, logistic meeting fees and street closure fees.

Motion Mayor Pro Tem Prang, seconded by Councilmember Koretz and unanimously carried.

4.1 UNFINISHED BUSINESS – SANTA MONICA BOULEVARD:

4.A. SANTA MONICA BOULEVARD GREENSPACE:

Ray Reynolds, Director of Department of Community Development provided background information as outlined in the staff report dated April 19, 1999.

Mayor Pro Tem Prang asked if the Public Facilities Commission is included in the plan of the expenditure of the \$2 million.

BARBARA HAMAKER, WEST HOLLYWOOD, requested that the \$2 million dollars be spent on the Eastside.

CATHERINE HAHN, WEST HOLLYWOOD, asked the City Council to adhere to the action plan submitted by the Public Facilities Commission.

BUD SIEGEL, WEST HOLLYWOOD, stated that priority should be on the Eastside and stated that the Public Facilities Commission has a shopping list of priorities not a plan.

BEN CLAVEN, WEST HOLLYWOOD, member of Public Facilities Commission, stated that it is important that the City Council look at the City as a whole

JEANNE DOBIN, WEST HOLLYWOOD, spoke in support of the Public Facilities Commission having input on this issue.

Councilmember Koretz stated that this issue should be referred back to the Public Facilities Commission.

Mayor Pro Tem Prang concurs with Councilmember Koretz and supports remanding this item back to the Public Facilities Commission.

Mayor Heilman stated that the City Council should move on this item with some direction to staff on specific places for green space.

Councilmember Martin stated that there needs to be some public input and to know exactly where the funding is going to come from. He would like to refer this out to a deliberate plan.

Councilmember Koretz stated that the Public Facilities Commission should implement a specific plan.

Mayor Heilman stated that there is a commitment to the residents and that as part of the this project the \$2 million should be there for partial replacement of the greenspace that is being lost as a result of the current

Santa Monica Boulevard redevelopment. He also stated that he has no problem with Public Facilities reviewing it but that staff should be directed to come back with specific sites for acquisition.

Mayor Pro Tem Prang stated that he does not agree on specific dates to come back to the Council but in order to give him the level of comfort that he needs it could take six months.

Councilmember Martin stated that he would not support this issue because time should be taken to receive some public outreach. He stated that the resources for the funding should be known and a deliberate plan should be instituted.

Councilmember Koretz stated that the financing could be done later but a plan needs to be in place and the Public Facilities Commission should have an opportunity to review this issue.

Mayor Heilman stated that pushing this item forward is to recoup some of the greenspace before it gets pushed down on the list of priorities and that he understands the Public Facilities Commission desire for a plan. His vote for the project was contingent on the replacement of the greenspace.

Mayor Pro Tem Prang stated that the Public Facilities Commission should come back with a plan but not overly aggressive with the dates.

Councilmember Martin stated that this should be referred back to the Public Facilities Commission staff to formulate a work plan.

Mayor Heilman stated that staff has identified several parcels that are agreeable with the Public Facilities Commission proposal for the Greening of West Hollywood.

ACTION: 1) Request funding for green space acquisition and improvement of \$2 million in the Santa Monica Boulevard Budget; 2) Direct the Public Facilities Commission to continue to work on their Greening West Hollywood proposal; and 3) Identify specific sites for acquisition and present to a Joint Meeting of the City Council and the Public Facilities Commission within the next 120 days.

Motion Mayor Heilman, seconded by Councilmember Guarriello and unanimously carried.

4.B. PUBLIC ART IMPLEMENTATION FOR SANTA MONICA BOULEVARD RECONSTRUCTION PROJECT:

Hassan Haghani, Associate Planner, and Alison Maxwell, Development Specialist /Art Coordinator, provided background information as outlined in the staff report dated April 19, 1999.

BARBARA HAMAKER, WEST HOLLYWOOD, stated her curiosity as to why this project has been given priority over other projects and she suggested that some projects be started on the Eastside.

STEPHEN ROSE, WEST HOLLYWOOD, stated that he is very excited about the art projects and thought that there are other areas where the money could be spent rather than putting a water display on the farthest west end.

J.W. MOORE, IV, WEST HOLLYWOOD, spoke against spending so much money on a water display on the Westside.

BUD SIEGEL, WEST HOLLYWOOD, stated that he supports art work on the Eastside.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that she supports water artwork at the intersection of Doheny Drive and Santa Monica Boulevard and she suggested that J.H. Snyder be the one to fund an artwork at Santa Monica Boulevard and LaBrea Avenue.

Mayor Heilman stated that he would like the priority level to be increased on the Eastside, such as the Vista/Gardener location. He also commented that the artwork should be integrated in the LaBrea Gateway Project and funded by J.H. Snyder.

Councilmember Guarriello asked why the Veteran's Memorial was not included in this plan.

Ms. Maxwell stated that it could be included and that the 1% of the art would not pay for the water project totally.

Councilmember Martin stated that the Veterans Memorial Project should be a higher priority because it would be a larger benefit for the City.

Mayor Heilman suggested that staff incorporate the water element projects with the construction of Santa Monica Boulevard to keep from digging up the ground twice.

ACTION: 1) Approve the Public Art Implementation Plan and direct staff to implement the Doheny Fountain Art Project; and, 2) Approve a 1% for Art Fee for the Santa Monica Boulevard Development Project (\$150,000) to be allocated to the design and development of the Veterans Memorial and include some smaller projects on the Eastside, particularly the Vista/Gardener. **Approved by a consensus of the City Council.**

4.C. SANTA MONICA BOULEVARD TREES:

John Chase, Urban Designer, provided background information as outlined in the staff report dated April 19, 1999.

BARBARA HAMAKER, WEST HOLLYWOOD, spoke in support of uniformity of the trees and of the evergreen.

BUD SIEGEL, WEST HOLLYWOOD, stated that he attended the last meeting and he spoke in support of two different kinds of trees in two rows.

STEVE ROSE, WEST HOLLYWOOD, spoke in support of one tree which looks the best and he spoke in support of the London Plane and the evergreen elm.

STEVE WAYLAND, WEST HOLLYWOOD, spoke in support of a single tree and the evergreen elm.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke against one single tree. She spoke in support of a variety of trees.

Councilmember Koretz supports 2 evergreen trees and 1 deciduous tree. He also stated that staff has concluded that there are about a dozen Ficus trees that could be saved and he would support this effort.

Mayor Pro Tem Prang stated that the deciduous trees make a dramatic impact at night with the holiday lights strewn on them and supports alternative No. 5, 2 varieties of evergreen trees and 1 deciduous tree.

Councilmember Guarriello supports saving the Ficus trees where Warner Brothers is located and the evergreen elm.

Councilmember Martin supports one single tree and he stated that he liked the Magnolia tree however the consultants are not able to find any.

He supports the Evergreen Elm as an alternative tree to the London Plane.

ACTION: 1) Select the Drake Evergreen Elm Tree as the Street Tree; 2) Select the Flowering Jacaranda Tree for key intersections; 3) Retain the Ficus Trees in front of the French Market and Warner Brothers if feasible, subject to discussions with property owners and root maintenance; and 4) Direct staff to incorporate City Council's selection of pattern and tree species into the Santa Monica Boulevard Master Plan and Reconstruction Project.

Motion Mayor Heilman, seconded by Councilmember Martin and unanimously carried.

4.D. SANTA MONICA BOULEVARD MASTER PLAN ZIMMER GUNSUL FRASCA PARTNERSHIP CONTRACT:

Ray Reynolds, Director of Department Community Development, provided background information as outlined in the staff report dated April 19, 1999.

ACTION: 1) Approve the contract amendment for Zimmer Gunsul Frasca Partnership as contained in their proposal of April 9, 1999; 2) Authorize the City Manager to execute the agreement amendment; and, 3) Authorize the Finance Director to allocate \$26,465 from the unallocated reserves in the Santa Monica Boulevard Fund to Contract Services (Line Item No. 345-7010-9443).

ZGF will provide the following: 1) Alternative street tree plans: three (3) planting plans that incorporate evergreen trees and a variety of species. Plan will be coordinated with Wildan Associates; 2) Prepare and conduct tree tours: prepare an itinerary and lead individual street tree tours as requested; 3) Prepare presentation materials: colored plans of each alternative and color slides with various species; 4) Master Plan revisions: revise the Santa Monica Boulevard Master Plan to reflect tree planting plans; and, 5) Meetings: attend meetings to develop and present tree plans.

Motion Councilmember Martin, seconded by Mayor Pro Tem Prang and unanimously carried.

4.2. UNFINISHED BUSINESS – GENERAL ITEMS:

4.E. SENIOR ADVISORY BOARD APPOINTMENT:

Tabled to May 17, 1999.

4.F. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF HAWTHORNE AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS:

Moved to Consent Calendar as Item 2.HH.

4.G. PROPOSED RESOLUTION FOR KINGS ROAD AND ROMAINE STREET – REQUEST FOR ALL-WAY STOP CONTROL AND PEDESTRIAN CROSSWALK AT THE INTERSECTION:

This Item tabled and referred to the Transportation Commission.

5. NEW BUSINESS:

5.A. CREATION OF WEST HOLLYWOOD INFORMATION RADIO STATION – FOR THE PURPOSE OF DISASTER INFORMATION, TRAFFIC REPORTS, SPECIAL EVENT INFORMATION AND CITY NEWS:

Scott Svonkin, Council Deputy to Councilmember Koretz provided background information as outlined in the staff report dated April 19, 1999.

STEPHEN ROSE, WEST HOLLYWOOD, spoke in support and urge that all the audio portions of anything that is televised be included.

ACTION: 1) Direct the Public Safety Division and the Public Information Division to develop a plan for a West Hollywood Radio Station. Committee made up of no more than nine (9) members; 2) Form a committee with one (1) member from the following: Public Safety Commission, CERT, Sheriff's Department, Fire Department, Public Information Division and local Emergency Medical Services, to assist in the development and review of the plan for the radio station; and, 3) provide updates on the City Council immediately on all current road construction projects.

Motion Councilmember Guarriello, seconded by Councilmember Koretz and unanimously carried.

5.B. CITY OF WEST HOLLYWOOD 1998-2000 BUDGET UPDATE:

Moved to the Consent Calendar as Item 2.II.

5.C. PROPOSED RESOLUTION OPPOSING THE SAFER SEX AND PARKING INITIATIVES SPONSORED BY THE AIDS HEALTHCARE FOUNDATION:

Removed from the Agenda.

5.D. APPROVAL FOR THE CLOSURE OF SANTA MONICA BOULEVARD FOR THE METROPOLITAN COMMUNITY CHURCH (MCC) WORLD JUBILEE CONVENTION AND BUILDING DEDICATION:

This item taken out of order, before Unfinished Business.

EXCLUDED CONSENT CALENDAR:

2.G. PROPOSAL TO CREATE AN ORDINANCE TO ENFORCE THE ANTI-SMOKING LAW IN BARS, TAVERNS AND OTHER ESTABLISHMENTS:

Mayor Heilman stated that he was generally in support of this item, however he wanted to get a report from Code Enforcement staff in respect to violations.

Scott Svonkin, Deputy to Councilmember Koretz stated that Mayor Pro Tem Prang's office and Councilmember Koretz's office have attended meetings with the Health Department and Code Enforcement and notices have been given to the businesses not in compliance but they have no ability to enforce the law.

Howard Jacobs, Deputy to Mayor Pro Tem Prang, stated that letters have been written to the businesses to let them know that complaints have been received from residents.

Mayor Heilman asked that a report be given to the City Council from the City Manager as to why no citations have been issued under the law.

Councilmember Koretz stated he has observed that if the signs are present in the restaurants and clubs that would be helpful.

Councilmember Martin stated that the way the state has drafted the law it make it difficult for the City to point the finger of non compliance. This ordinance could at least focus on the weaknesses.

ACTION: 1) Direct the Public Safety Division, Code Compliance Division, Sheriff's Department, Fire Department and the City Attorney to draft an ordinance that would set up guidelines for enforcement of the anti-smoking law in bars, taverns and other establishments to be returned to

the City Council in sixty (60) days; and, 2) Direct the Public Safety Division, Public Information Division and Code Compliance Division to publicize the ordinance to all appropriate businesses. **Approved by a consensus of the City Council with direction to the City Manager to report on the activities of the Code Enforcement Division and explain the lack of citations.**

2.V. CITY OF WEST HOLLYWOOD PARTICIPATION IN 1999 GAY AND LESBIAN PRIDE FESTIVALS AND PARADES:

Mayor Heilman stated that his real concern is that there are a number of staff and commissioners which will be participating, however should the City pay for the Cheerleaders whom are not affiliated with the City in any official capacity and we have no control over their conduct and he has seen them engage in inappropriate behavior.

City Manager Makinney stated the Cheerleaders came to the City and are willing to abide by our rules and the constraints the City puts on their contingent participants.

Kevin Fridlington, Manager of Human Resources, stated that this was a concept to seek sponsorship from the West Hollywood Visitors Convention Bureau to take a larger representation to the parade and hence not compete with each other.

Councilmember Martin stated that the control issues could be negotiated and this was meant to create a sense of spontaneity and fun.

ACTION: 1) Direct staff to solicit volunteers to organize a City of West Hollywood Parade Contingent to be entered in Gay and Lesbian Pride Parades in the following West Coast Cities:

Long Beach	West Hollywood
San Francisco	Portland, Oregon
San Diego	Palm Springs

2) Request the West Hollywood Convention and Visitors' Bureau (WHCVB) to co-sponsor and share the cost of the parade entries; 3) Authorize the City Manager to expend funds already appropriated for Gay and Lesbian Pride Festival activities to support the parade entries; and, 4) Encourage the Mayor and all Councilmembers to participate in at least one (1) out-of-town parade. 5) Direct the City Manager to return with additional information for the participation of the West Hollywood Cheerleaders. **By consensus of the City Council.**

6. LEGISLATIVE:

6.A. PROPOSED ORDINANCE, WHICH MAKES AVAILABLE RESTROOM FACILITIES, FOR PERSONS WITH PHYSICAL HANDICAPS REGARDLESS IF THEY ARE A CUSTOMER, CLIENT, EMPLOYEE OR PAID ENTRANT:

This Item was moved to the Consent Calendar as Item 2.JJ.

6.B. PREVENTION OF RENT INCREASES AFTER SHORT TERM VACANCIES:

This Item was moved to the Consent Calendar as Item 2.KK.

PUBLIC COMMENT:

TOM PAVICH, WEST HOLLYWOOD, representing the Disability Advisory Board, stated his concern regarding saving the Ficus trees in front of the French Market Restaurant because of the mobility issues.

JEANNE DOBRIN, WEST HOLLYWOOD, stated that the Supreme Court is not going to address exactly what constitutes a disabled person in June.

COUNCILMEMBER COMMENTS:

Councilmember Guarriello commented on an early adjournment given the length of the agenda.

Councilmember Martin directed staff to look at the trees in front of the French Market Restaurant. He also thanked all the volunteers at the Kid's Fair. He thanked Mayor Pro Tem Prang for his efforts in diffusing the initiative process with AIDS Healthcare Foundation.

Mayor Heilman stated that his intention was always to trim the roots of the Ficus trees in front of the French Market Restaurant and Warner Brothers. He also thanked City Clerk Thompson and Assistant City Clerk Assistant City Clerk Bell for their help with the long agenda.

City Manager Makinney stated that staff informed him that there were many items that were put off and not on this agenda and perhaps there is a need for another City Council Meeting in May.

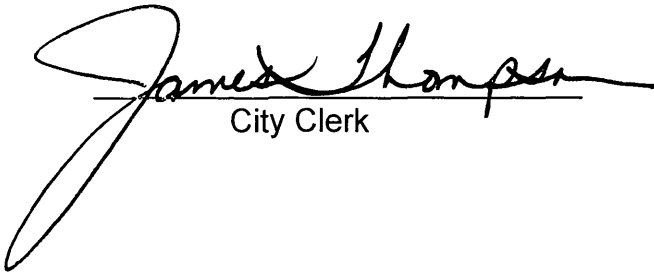
Mayor Heilman stated that the City Council will tentatively schedule a Special Meeting on May 24, 1999.

ADJOURNMENT: The City Council adjourned, in memory of Joyce Chung, John Nieto's father, Assemblymember Tom Bane, the Oklahoma City bombing victims, at 11:25 PM to a Budget Study Session on Monday, May 3, 1999 at 6:00 PM followed by the next regular meeting at 7:00 P.M. at West Hollywood Park, 647 N. San Vicente Boulevard.

APPROVED BY A MOTION OF THE WEST HOLLYWOOD CITY COUNCIL THIS 7TH DAY OF JUNE, 1999.


MAYOR

ATTEST:


City Clerk