

MINUTES

CITY COUNCIL MEETING
FEBRUARY 17, 1987

WEST HOLLYWOOD PARK
647 N. SAN VICENTE BOULEVARD
7:00 P.M.

CALL TO ORDER: Mayor Schulte called the meeting to order at 7:13 P.M.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Mayor Schulte.

ROLL CALL: PRESENT: Albert, Heilman, Land, Viterbi,
Mayor Schulte

ABSENT: None

ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

POSTING OF AGENDA - REPORT BY CITY CLERK: The City Clerk reported that the Agenda was posted at Plummer Park, the San Vicente Library, the Sheriff's Station and at City Hall on February 11, 1987 and the Revised Agenda (with Items 2u and 2v added) was posted at City Hall on February 13, 1987.

TREASURER'S REPORT: The Treasurer not being present, this item was tabled to the meeting of March 16, 1987.

PROCLAMATIONS & COMMENDATIONS: LOS ANGELES MARATHON DAY
BLACK HISTORY MONTH
CIRCUS VARGAS, IN RECOGNITION
OF THEIR CONTRIBUTIONS TO
AID FOR AIDS.

**INFORMATION PRESENTATION ON SANITATION DISTRICT NO. 4 - RE:
WASTEWATER TREATMENT SERVICES PROVIDED BY COUNTY SANITATION
DISTRICT NO. 4 AND THE CITY OF LOS ANGELES.**

A. Presentation by City of Los Angeles Wastewater Systems Engineering staff on planned wastewater capital improvements program was given by Robert S. Horii, City Engineer.

ORIGINAL

B. Discussion by the County Sanitation District No. 4 staff on the impacts of the City of Los Angeles' capital improvements program on the cost of wastewater treatment services for the City of West Hollywood was given by James Gratteau, Financial Management and Grants Administration Department Head.

1. CITY MANAGER'S REPORT: The City Manager welcomed Chuck Bergson, Director of Public Works.

2. CONSENT CALENDAR: The following routine matters were acted upon by one motion to approve with the majority consent of the City Council except for items 2d, 2h, 2o, 2q, 2t, and 2u, which were removed for separate discussion. ACTION: To approve Items 2a, b, c, e, f, g, i, j, k, l, m, n, p, r, s and v. Motion Albert second Heilman. Hearing no objection it was so ordered.

a. Demands and Warrants - Resolution No. 290: Action: To adopt Resolution No. 290 and approve Demand Register No. 55. Approved as part of consent calendar.

b. Minutes - February 2, 1987: Action: To approve the minutes of the City Council meeting of February 2, 1987. Approved as part of consent calendar.

c. Resolution No. 291 - Agendas for Regular Meetings: This Resolution sets forth certain procedures with respect to the new Brown Act provisions. ACTION: To adopt Resolution No. 291, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING REGULATIONS REGARDING AGENDAS FOR REGULAR MEETINGS." Approved as part of consent calendar.

d. Sales Tax Review: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: Continued to the meeting of February 23, 1987. By consensus of the Council.

e. Harland Avenue - Parking Regulations: The Transportation Commission is recommending that the existing parking restriction on the south side of Harland Avenue between Doheny Drive and Willey Lane be modified as follows: "No parking any time, except 8 a.m. to 12 noon Wednesdays." ACTION: To adopt Resolution No. 289, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROHIBITING PARKING ON A PORTION OF HARLAND AVENUE."

f. Request for Proposal to Develop a Transportation Improvement Program for Sunset Boulevard: ACTION: To approve the specifications and authorize staff to solicit proposals for the Sunset Boulevard Transportation Improvement Program upon receipt of the SB 300 funds. Approved as part of the consent calendar.

g. Building and Safety: To consider whether the City of West Hollywood will continue to contract with the County's Building and Safety Division for building inspections, permit issuance and plan checks. ACTION: Mayor Schulte requests Community Development Department to review the issue and recommend alternate proposals to West Hollywood/Building and Safety relationship. Indicate additional cost (if any) to the City with each alternative proposal. Approved as part of the consent calendar.

h. Public Safety Coordinator: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The major functions are to administer and coordinate public safety contracts; develop a communication process for citizen input; develop a city disaster preparedness plan and exercise; and, evaluate contracts and recommend alternatives. ACTION: To approve the position and authorize staff to recruit to fill the position. Motion Viterbi second Albert. Hearing no objection it was so ordered.

i. Employee Cafeteria Benefit Plan: Action: It is recommended that the City of West Hollywood adopt the Cafeteria Plan and individual options, including Medical Reimbursement and Dependent Care Assistance. Approved as part of the consent calendar.

j. City Participation in Arts Festival: The City has been approached by representatives of the Fringe Festival to participate in their annual celebration of arts and theatre in Southern California. ACTION: It is recommended that Human Services staff be instructed to further develop the concept and return to the Council with details, fiscal analysis and recommendations. Approved as part of the consent calendar.

k. Adoption of Standard Specifications For Public Works Construction - Resolution No. 288: It is desirable for cities to adopt standard specifications for public works construction projects. ACTION: To approve Resolution No. 288, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING 1985 EDITION OF THE STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION". Approved as part of the consent calendar.

l. Claims - Louis Fiske;

Gary Dean Strassberg: ACTION: To deny both claims without comment and refer to the City's Insurance Adjuster. Approved as part of the consent calendar.

m. Amendment of Agreement Between City of West Hollywood and Friends of the Schindler House: On January 23, 1986, the City Council entered into an agreement with the

Friends of the Schindler House to proceed with restoration on the R.M. Schindler House located on King's Road in the City of West Hollywood. ACTION: To approve the amendment to the Agreement modifying the work schedule and termination date. Approved as part of the consent calendar.

n. Civic Center Contract: ACTION: To authorize the contract with Michael Pittas as professional advisor; to transfer \$70,000 into the Civic Center account (3000-460-770) for completion costs, with that money to be loaned by the General Fund and repaid by the Civic Center bond sales; and to authorize the City Manager to approve manual checks, as needed, from that account in order to avoid delays to the competition. Approved as part of the consent calendar.

o. Public Information on "Ellis": REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. This report provides the City Council with the status of public information on evictions filed under Section 6413 A 15 et seq. of Article VI, Chapter 4 of the West Hollywood Municipal Code (Ellis evictions). ACTION: That concentrated public information be provided to all parties affected or likely to be affected and that such information to the general constituency be deferred at this time. Motion Viterbi second Albert. Hearing no objection it was so ordered.

p. Human Services Commission - Resignation of Judi Hochman: Due to the increase in work at her company, Judi Hockman has resigned from the Human Services Commission. ACTION: Approved as part of the consent calendar.

q. AIDS Legislation Impacting Civil Rights of Individuals: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. THE CITY'S AIDS LEGISLATIVE ADVOCATE HAS IDENTIFIED THREE PIECES OF STATEWIDE LEGISLATION THAT WILL IMPACT THE CIVIL RIGHTS OF INDIVIDUALS AFFECTED BY THE AIDS EPIDEMIC. ACTION: That the City Council oppose AB 117 and AB 309 until such time as these bills are amended to guarantee that civil and individual rights will not be violated by the adoption of said bills and that these concerns be conveyed to the authors of these bills. ALSO to hold AB 250 for further information. Motion Land second Heiliman. Hearing no objection it was so ordered.

r. AIDS Legislation for Education/Prevention in Schools: That the City Council support AB 144, AB 196, and SB 136 and convey their position regarding these bills to the respective authors. Approved as part of the consent calendar.

s. Social Services Priorities: ACTION: To set March 9, 1987 as the date for a study session on the City's social services funding priorities for fiscal year 1987-88.

Approved as part of the consent calendar.

t. Approval of the Agreement Between the City of West Hollywood and D.K.S. Associates to Assess the Need for and Location of a New Parking Facility within the City as well as an Evaluation of other Means of Increasing the Available Parking: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: To approve the agreement between the City and D.K.S. Associates, as amended on Page 2,A. add "including all expenses and direct costs"; B. Add exhibits III, and "and of all direct costs", and delete D. "Reimbursable expenses". Motion Heilman second Albert. Hearing no objection it was so ordered.

u. Short Term Park Improvements: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The City Council had previously approved a contract with Taylor & Shaeffer to complete the short term park improvements. Provided for Council's information is a report on change orders which have been issued to the initial contract. ACTION: The Council requested staff to report back on the following concerns:

A planter at Plummer Park that could be a safety hazard.

The removal of an adjacent sidewalk.

The possibility of substituting non-toxic plants for the Oleander bushes.

Look at minimizing the improvements at West Hollywood Park.

Look at creating a walkway in Plummer Park from the sidewalk to the parking lot when the hedges are put in. New fence or repairs to old one at the baseball diamond. Look at delaying until after the baseball season.

Council is to be given copies of approved change orders on a periodic basis. Motion Albert second Land.

Hearing no objection it was so ordered.

v. Authorization for Mayor to Approve Demand Register No. 56: ACTION To approve Resolution No. 292, "RESOLUTION OF CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING THE MAYOR TO APPROVE THE MARCH 2, 1987 DEMANDS. Approved as part of the consent calendar.

NEW BUSINESS

3. NEIGHBORHOOD ORGANIZATIONS: The Mayor, individual councilmembers, and members of the community have all expressed a desire to crete new neighborhood organizations and strengthen existing organizations. ACTION: That the City Manager assign a staff person to gather information from cities known for creative and successful neighborhood participation programs and prepare a report with suggestions for appropriate programs for the City of West Hollywood. By

consensus of the City Council.

4. SPECIAL EVENTS/ARTS PLANNING AND COORDINATION: A need exists for the City to address the issue of special events/arts planning and coordination within the City's governmental structure. ACTION: To authorize the creation of a Special Events/Arts Supervisor position for the City, approve the job description and authorize staff to fill the position on a temporary basis until the position is filled permanently. Motion Heilman second Albert. Noting the objection of Councilmember Viterbi it was so ordered.

5. PREVAILING WAGE: The staff report was given by Kevin Fridlington on the implementation of a prevailing wage policy for services provided to the City by contractors. ACTION: That prevailing wage requirements beyond those presently administered by the City should not be considered but the City should monitor the present contracts that fall under State requirements. Motion Heilman second Albert.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte

NOES: None
Motion carried.

Mayor Schulte called a recess at 9:35 p.m.

The meeting reconvened at 10:00 p.m.

CITIZEN COMMENTS

This time was set aside for the public to address the City Council on any item on the agenda except for the public hearings. Members of the public may also bring non-agenda items to the attention of the City Council at this time. Items so presented cannot be acted upon by the Council at this time and will be referred to staff for report on a future agenda, ordered received and filed, or referred to the proper department for administrative resolution. At this point in time the following persons came forward to address the Council:

Bruce Traub, 828 Huntley Drive: Suggested that the Council ask RTD to combine their West Hollywood yard with their Venice location. The City Manager reported that the City is doing just that and will report back when they receive an answer.

Ron Shipton, questioned whether the oral report designation on the cul-de-sacs met the legal requirements on the posted agenda. The City Attorney stated that it did.

UNFINISHED BUSINESS

6. HUNTLEY/WESTBOURNE CUL-DE-SACS: The City Engineer prepared plans showing the alternative designs and locations of the cul-de-sacs planned for Huntley and Westbourne, and gave the staff report. Coming forward to speak on this issue:

Ethel Shapiro, 328 Westbourne, stated that the residents like the plan where the cul-de-sac is moved back and the green area is eliminated, as it decreases the transient problem.

Rabbi Kupfer, Sephardic Hebrew Academy, felt that this new arrangement was of no advantage.

ACTION: That the City Council approve the location of the Huntley cul-de-sac as per Exhibit A (End of South cul-de-sac being 96' north of the centerline of Beverly Place, and Westbourne cul-de-sac remaining as previously approved.) Motion Land second Albert.

AYES: Albert, Heilman, Land

NOES: Viterbi, Mayor Schulte
Motion carried.

7. NIGHTCLUB RELATED CONCERNS: MOVED TO PRECEDE ITEM 3 BUT LISTED HERE FOR CLARITY. Captain Mark Squiers reported on the Sheriff's Department recommendations related to nightclub noise, parking problems, and foot patrols. The Council thanked him for his response.

8. MID-YEAR BUDGET REVIEW: A synopsis of how the City stands on budget items at mid-year and requested changes, up or down, that should be made was given by Ray Randolph, Finance Director. Jeri Chenelle, the Assistant City Manager, reported that \$57,750 is needed out of capitol improvements for Public Works office and the Council Chambers. These City Hall modifications are to be included in the final budget.

ACTION: To approve the \$57,750 for the City Hall modifications. Motion Heilman second Viterbi. Hearing no objection it was so ordered. **FURTHER ACTION:** To approve the final budget. Motion Albert second Land. Hearing no objection it was so ordered.

9. BASE RENT STUDY: Jim Mitchell gave the report on the range of base rents in West Hollywood by net increments, number of and amenities in "low rent" and high "luxury" rent ranges. **ACTION:** To approve the Base Rent Study recommendation to take no further action regarding "low rent" or "luxury" units at this time. Motion Heilman second Albert. Hearing no objection it was so ordered.

10. APPOINTMENTS TO FINE ARTS BOARD: Nominations were made by members of the City Council at the meetings of January 20,

1987 and February 2, 1987. ACTION: The following were appointed to the Fine Arts Board:

Joseph L. Young
Barbara Zampelli
Motion Albert second Land.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte
NOES: None
Motion carried.

Bill Melmed
Aida Morgenstern
Motion Land second Viterbi.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte
NOES: None
Motion carried.

Adam Moos
Motion Viterbi second Mayor Schulte.

AYES: Heilman, Viterbi, Mayor Schulte
NOES: Albert, Land
Motion carried.

Jack Morrison
Motion Heilman second Land.

AYES: Albert, Heilman, Land, Mayor Schulte
NOES: None
ABSTAIN: Viterbi
Motion carried.

Jim Rogers
Motion Schulte second Heilman.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte
NOES: None
Motion carried.

John Christofferson
Motion Heilman second Viterbi.

AYES: Albert, Heilman, Viterbi, Mayor Schulte
NOES: Land
Motion carried.

Marc Sazer
Motion Mayor Schulte second Heilman.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte.

Motion carried.

11. STREET BEAUTIFICATION PROJECT - PHASE II: At the January 5, 1987 meeting, Council indicated a general consensus to continue funding the project at the current level for the upcoming fiscal year as an interim measure and to develop design alternatives that could be implemented as Phase II. ACTION: To approve a mix of pedestrian lighting, using present poles where feasible and adding free standing if necessary, benches and newsracks.
Motion Viterbi second Albert.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte

NOES: None

Motion carried.

FURTHER ACTION: To approve 4 experimental kiosks and review in six (6) months.

AYES: Albert, Viterbi, Mayor Schulte

NOES: Heilman, Land

Motion carried.

12. Disabilities Awareness Month: Councilmember Heilman reported that the City offers many services to residents with disabilities, however, additional attention needs to be focused on the development of specific goals, coordination of services and involvement of community representatives. To achieve this, March, 1987 was designated as Disabilities Awareness Month by the City Council. ACTION: That the City Council encourage residents, businesses and local organizations to participate in the activities planned for Disability Awareness Month. At the March 16th City Council Meeting, recognition be given to residents, business people and organizations who have made special contributions to the success of the program.
By consensus of the Council.

At this point in time Jeanne Dobrin, 9000 Cynthia, addressed the Council about including hearing disabilities; that the city should have decent sound equipment at all meetings and that this equipment should be built-in in the Council chambers and that people should be urged to speak up.

Mayor Schulte stated he felt the Council was in accord with Ms. Dobrin's statement and asked the City Manager to report back on adopting her suggestions.

LEGISLATIVE

13. RENT STABILIZATION - ORDINANCE AND REGULATIONS: THIS

ITEM WAS MOVED TO ITEM 5a BUT IS LISTED HERE FOR CLARITY. Richard Dorsey Muller reported that at the Council meeting of February 2, 1987, a public hearing was held on this item and at its conclusion, Council directed staff to make changes and additions to the proposed Ordinance amendments and promulgated Regulations and they are being presented to the Council for action at this meeting. At this point in time the following persons came forward to address the Council:

Grafton Tanquary, 1287 N. Crescent Heights, spoke about the Escrow Account and asked if the Council could make provision for unpaid rent to be subtracted from the relocation fees.

Craig Mordow, Apartment Association of Greater Los Angeles, spoke about Caps vs. Fair Return.

Harold Hahn, stated that he felt the filing fee was unfair and was opposed to the increased fees.

Al Korngute, 850 N. Kings Road, asked for a cap on relocation fees and felt the vacancy fee increase was unfair.

ACTION: To approve RESolution No. 87-2, "A RESOLUTION OF THE RENT STABILIZATION COMMISSION OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION REGULATIONS OF THE CITY OF WEST HOLLYWOOD" with the deletion of increased fees. Motion Heilman second Viterbi.

AYES: Albert, Heilman, LAnd, Viterbi, Mayor Schulte

NOES: None

Motion carried.

PROPOSED ACTION: To add a residency requirement of 90 days to Section 28. Motion Land second Albert.

AYES: Albert, Land

NOES: Heilman, Viterbi, Mayor Schulte

Motion failed.

FURTHER ACTION: To approve Section 28 as recommended in the Rent Control Resolution. Motion Heilman second Viterbi.

AYES: Albert, Heilman, Viterbi, Mayor Schulte

NOES: Land

Motion carried.

PROPOSED ACTION: To reduce the Cap from 12% to 10%. Motion Land second Albert.

AYES: Albert, Land

NOES: Heilman, Viterbi, Mayor Schulte
Motion failed.

FURTHER ACTION: To waive further reading and introduce on first reading, Ordinance No. 135, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE", with the deletion of the second paragraph of 6411-C-1-G, beginning "It shall be presumed that when the base year". Motion Heilman second Viterbi.

AYES: Albert, Heilman, Viterbi, Mayor Schulte

NOES: Land
Motion carried.

FURTHER ACTION: To waive further reading and adopt Ordinance 135U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF", with the deletion of the second paragraph of 6411 g, d ii, beginning "It shall be presumed that when the base year", Motion Heilman second Land.

AYES: Albert, Heilman, Land, Viterbi, Mayor Schulte

NOES: None
Motion carried.

CLOSED SESSION: At 11:13 p.m. the City Council adjourned to closed session to discuss matters pertaining to litigation, potential litigation and/or personnel.

RECONVENE: The City Council reconvened and announced that an agreement with a City Employee who has chosen to represent himself in accordance with State law will be tabled to the meeting of March 16, 1987.

ADJOURNMENT: The meeting was adjourned at 11:59 P.M. to the meeting of February 23, 1987 at 7:00 at West Hollywood Park.