

Approved
7-6-87

MINUTES

**CITY COUNCIL MEETING
June 15, 1987
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BLVD.
7:00 P.M.**

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

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

ROLL CALL: Present: Albert, Heilman, Land, Schulte, Mayor Viterbi
Absent: None

Also Present: City Manager Brotzman
City Attorney Jenkins

APPROVAL OF AGENDA: Pull items 2d, 2f, 2h, 2i, 2l, 2n, 2q, 2v, and 2y for separate discussion. Table Item 2k, no time certain, and Item 4 and Item 12 to the meeting of July 6, 1987.

PROCLAMATIONS AND COMMENDATIONS: July - Parks and Recreation month
Gay Pride Month
Richard Settle

1. CITY MANAGER'S REPORT: The City Manager reported on the Sherman Avenue Storm Drain Project and the Street Resurfacing Project.

2. CONSENT CALENDAR: ACTION: The following routine matters were acted upon by one motion to approve with the majority consent of the City Council. Motion Land second Heilman. Hearing no objection it was so ordered.

a. Posting of Agenda - Report by City Clerk: The agenda for the meeting of June 15, 1987 was posted at City Hall, Plummer Park, the Sheriff's Station and library on San Vicente on Tuesday, June 9, 1987. **ACTION:** To receive and file.
Approved as part of the consent calendar.

b. Demand Register No. 63 - Resolution No. 329: ACTION: To approve Demand Register 63 and adopt Resolution No. 329.
Approved as part of the consent calendar

c. Minutes: April 15, 1987
April 20, 1987
May 18, 1987
May 26, 1987
June 1, 1987

ACTION: To approve the minutes of April 15, 1987, April 20, 1987, May 18, 1987, May 26, 1987, and June 1, 1987.
Approved as part of the consent calendar.

d. Claims: Richard Dorsey Muller
REMOVED FROM CONSENT FOR ACTION AFTER THE CLOSED SESSION BUT LISTED HERE FOR CLARITY. **ACTION:** To approve payment on the claim of Richard Dorsey Muller in the amount of \$470.42, and authorize the Risk Manager to execute a release agreement. Motion Land second Heilman. Hearing no objection it was so ordered.

e. Public Restrooms in Service Stations: **ACTION:** To instruct staff to develop an Ordinance to require new service stations to provide restroom facilities for use by their customers. Approved as part of the consent calendar.

f. Safe Water/Toxic Act - Proposition 65: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Page 2 of the Resolution was amended to read "League of California Cities". **ACTION:** To adopt Resolution No. 331, as amended, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD URGING COMPLIANCE WITH THE SAFE DRINKING WATER AND TOXIC ENFORCEMENT ACT OF 1986", and direct staff to take the appropriate steps to notify the Governor of this action. Motion Schulte second Heilman. Hearing no objection it was so ordered.

g. Resolution 327 - Approving Development Permit 86-88 - 1026 Cory Avenue: On May 4, 1987, the City Council held a Public Hearing on an appeal from denial of Development Permit 86-88 by the Planning Commission. The appeal was granted and staff was instructed to return with the proper Resolution. **ACTION:** To adopt Resolution No. 327, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, LOS ANGELES COUNTY, CALIFORNIA, APPROVING DEVELOPMENT PERMIT NO. 86-88 ON AN APPLICATION OF CHARLES H. HORNBERG, JR. FOR 1026 CORY AVENUE, WEST HOLLYWOOD".
Approved as part of the consent calendar.

h. Handyworker Improvement Program (H.I.P.) Proposals For Fiscal Year 1987-88: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. **ACTIONS:** 1. To award Jewish Family Service Agency a contract for the provision of security and safety services. This contract should not exceed \$80,592 of which no more than 20% should be allocated for administration; 2. Instruct the Housing Division to prepare a contract reflecting the proposed scope of services and authorize the Mayor to sign the contract after the City Attorney has reviewed all documents; and 3. Instruct the Housing Division to maintain a list of bona fide contractors and handypersons and have the Housing Rehabilitation Specialist supervise the bidding out of contracts and the actual work on units on an as needed basis. The remaining \$34,408 is more than adequate to cover other minor repair work. Motion Heilman second Albert. Noting the objection of Councilmember Schulte it was so ordered. }

i. Selection of Co-Sponsoring Non-Profit Organization for the 1987 West Hollywood Tom Proctor 5K/10K Run and Walkathon: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Ron Shipton, West Hollywood, addressed the Council and recommended that Aid for AIDS be the sole co-sponsor. ACTION: To select Being Alive, Inc., and Aid for AIDS as this year's co-sponsoring non-profit organizations for the West Hollywood Tom Proctor 5k/10K Run and Walkathon. Motion Schulte second Land. Hearing no objection it was so ordered.

j. Financial/Loan Documentation Services - Housing Rehabilitation Programs: ACTION: To approve the agreement with Community Development Financial Corporation for financial/loan documentation services. Approved as part of the consent calendar.

k. Fifth Annual Garlic Festival: RECOMMENDED ACTIONS: 1. Authorize exclusive use of West Hollywood Park for the 5th Annual Garlic Festival on July 19th, from 3 p.m to 10 p.m.; 2. Authorize the street closure of San Vicente Boulevard from just North of Melrose Avenue to just South of Santa Monica Boulevard from 6 a.m., July 18th, to 6 a.m. July 20th; and 3. Authorize the sale of beer and/or wine at the event. TABLED ON APPROVAL OF AGENDA.

l. Request for Proposals - Redevelopment Blight Analysis: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. PROPOSED ACTION: To table this item to July 6 for information from the Planning Commission and Budget approval. Motion Land. Died for lack of a second. Ron Shipton and Jeanne Dobrin, West Hollywood, addressed the Council on this item. ACTION: To approve the Request for Proposals to conduct a Redevelopment Blight Analysis. Motion Schulte second Albert. Noting the objection of Councilmember Land it was so ordered.

m. AIDS In the Workplace Policy - Resolution No. 328: ACTIONS: 1. Adopt Resolution No. 328, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING AN AIDS IN THE WORKPLACE POLICY" and 2. Approve matching funds for a catastrophic illness fund up to a maximum of \$6,000. Approved as part of the consent calendar.

n. Engineering Staff Services Contract: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The City is in need of major engineering work for various services beyond the level presently provided by staff. ACTION: To approve the contract services agreement for Staff Engineering with Harris and Associates for Fy 1987/88. Motion Heilman second Albert. Noting the objection of Councilmember Land it was so ordered.

o. Fountain/Fairfax Parking Task Force: On March 16, 1987 the City Council requested members of the neighborhood and the Crescent Heights Methodist Church to form a task force to address neighborhood needs. The task force has met and is now submitting their recommended measures to improve parking. ACTION: To receive and implement the Fountain-Fairfax Avenues Parking Task Force recommendations.
Approved as part of the consent calendar.

p. Suspension of Permit Parking Regulations During Christopher Street West Weekend: ACTION: To approve the suspension of the permit parking regulations for Districts 1 and 2 on June 27 and 28, 1987; notify the Sheriff's Department of the suspension and further, that Christopher Street West shall notify all residents within permit parking districts 1 and 2 of the suspension.
Approved as part of the consent calendar.

q. West Hollywood Beautification Corporation: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The West Hollywood Beautification Corporation is still indebted for \$12,088.99 for flagpoles, flags and trees on the median strip and have requested payment from the City. ACTION: Pending release from all suppliers, Council consider these facilities as in-kind cash contributions and pay the West Hollywood Beautification Corporation \$6,907.70. Motion Schulte second Albert. Noting the objection of Heilman and Land it was so ordered. FURTHER ACTION: To refer the question of what we want on the Median Strip to the Public Facilities Board and have a representative of the Fine Arts Board at the meeting and report back to the Council at their first meeting in September. Motion Land. Councilmember Heilman stated that this may be a bit premature as we don't own the median yet but felt they could start to look at what the City should do when they do own the median strip. By consensus of the Council.
Ron Shipton, West Hollywood addressed the Council on this item in favor of the study.

r. Rangely Street Between Croft Avenue and Clinton Avenue - One-Way Regulation: ACTION: To adopt Resolution No. 332, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REGULATING THE DIRECTION OF VEHICLES ON RANGELY STREET", establishing one-way traffic westbound on Rangely Street between Croft Avenue and Clinton Avenue.
Approved as part of the consent calendar.

s. Bond Release - 1123 Flores - Tract Map 38995: The construction of water system improvements has been completed in compliance with the conditions of development. ACTION: To approve and accept for maintenance the water system improvements associated with Tract Map 38995 and authorize the release of the Water System Agreement among Los Angeles County, Los Angeles Department of Water and Power, and A. and R. Development Company.
Approved as part of the consent calendar.

t. Clarification of Action on Civic Center Site Selection: On April 15, 1987 the City Council approved the use of West Hollywood Park for the proposed Civic Center. The intent of this is to clarify that motion. **ACTION:** That the City Council clarify that West Hollywood Park was authorized to be used for the civic center design competition in order to test and insure that the project may be built without any loss in recreation or park space; and that it was the intent of the Council to use that site if it is demonstrated to be feasible in a way which is acceptable to the City Council. Approved as part of the consent calendar.

u. Support for the International Ladies Garment Workers Union and Boycott of Ideal Textiles Company, Inc.: **ACTION:** To adopt Resolution No. 330, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ENCOURAGING ALL RETAILERS IN WEST HOLLYWOOD AND SURROUNDING COMMUNITIES TO REMAIN NEUTRAL IN THE LABOR DISPUTE BY REFRAINING FROM USING IDEAL'S PRODUCTS DURING THE ILGWU BOYCOTT", and direct staff to send appropriate letters to Ideal Textile's Management to inform them of the Council's action. Approved as part of the consent calendar.

v. Council Intern Funding: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. **ACTION:** To approve funding of a third intern position for a period of approximately two months, funded by the surplus from the previous year's budget in this category, to allow one of the present interns to finish the research on Toxic regulation. Motion Albert second Land. Noting the objection of Schulte and Heilman it was so ordered.

w. City Legislative Advocacy Program: The City retains the services of legislative advocates in the area of Rent Control and in the area of issues relating to AIDS. An opportunity now exists for the City to expand its program without increasing the amount of resources that the City allocates to the program. **ACTION:** To receive and file the report. Approved as part of the consent calendar.

x. AIDS/AIDS-Related Legislation: **ACTIONS:** 1. Support an increase in funds to address AIDS in the State of California and encourage the Governor to augment the FY 1987/88 AIDS budget as requested by the AIDS Budget Task Force.
2. Support the inclusion of AIDS long range planning issues on the agenda of the Joint Legislative Budget Committee's fall hearings and that this support be communicated to the Committee's Chairperson, Senator William Campbell.
3. Support AB2217 regarding AIDS day care center pilot programs.
4. Support AB806 regarding AIDS testing with amendments to assure confidentiality and anonymity.
5. Support AB2260 regarding alternative AIDS test sites.
6. Support SB920 regarding AIDS testing.
Approved as part of the consent calendar.

y. Greater West Hollywood Food Coalition Site Options: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Jodi Curlee gave the staff report. Ron Shipton, West Hollywood, asked why this should not be handled as an RFP for Social Services funding. PROPOSED ACTION: To extend the food program at the Crescent Heights United Methodist Church for 2 months and bring this item back to the Council at their first meeting in September, along with reports from the Public Facilities Board and the Human Services Commission. Motion Albert second Schulte.

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

PROPOSED ACTION: To move the food program to Plummer Park within 30 days. Motion Heilman second Viterbi. Chip Hermish, West Hollywood, addressed the council about litter patrol. Councilmember Heilman withdrew his motion.

PROPOSED ACTION: Table this item to July 6 and return with reports from Human Services Commission and the Public Facilities Board. Motion Schulte second Albert.

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

ACTION: To move the food program to Plummer Park within 30 days, that the site for preparation could be the Church or the Park, with service indoors and with proper public relations. Motion Heilman second Mayor Viterbi.

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

z. A Resolution in Opposition to Assembly Bill 2190:
Assembly Bill 2190 would require a district election in cities with greater than 25,000 population. ACTION: To approve and adopt Resolution No. 333, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING ASSEMBLY BILL 2190." Approved as part of the consent calendar.

PUBLIC HEARINGS

3. TEXT AMENDMENT TO SIGN ORDINANCE - ORDINANCE NO. 149: The staff report was given by Jeff Lambert. The City Clerk reported that notice was posted at City Hall, Sheriff's Station, The San Vicente Library, and both Parks, as well as published in the Post Newspaper.

Mayor Viterbi opened the public hearing and the following persons came forward to speak:

Tony Melia, Chamber of Commerce
Jeanne Dobrin, West Hollywood
Lester Hirsch, West Hollywood

No one else coming forward to speak, Mayor Viterbi closed the Public Hearing.

ACTION: Waive further reading and introduce on first reading, Ordinance No. 149, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGULATING TEMPORARY SIGNS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".

Motion Heilman second Land.

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

NOES: None

Motion carried.

4. APPEAL - SUNSET BAR-B-Q: OFF SITE PARKING REQUIREMENTS:

RECOMMENDED ACTION: Open the Public Hearing and take public testimony. Staff recommends that the City Council uphold the Planning Commission decision and deny the appeal of this off-site parking agreement.

THIS ITEM WAS TABLED ON APPROVAL OF AGENDA.

CITIZEN COMMENTS: This time has been set aside for the public to address the City Council on any item on the agenda except for the public hearings. At this point in time the following persons came forward to address the Council:

Dennis Bouvey, Program Co-ordinator for the Handiworker Program.

UNFINISHED BUSINESS

5. COMMISSION APPOINTMENTS:- PLANNING - HUMAN SERVICES - PUBLIC FACILITIES BOARD: **ACTION:** To re-advertise and continue to the meeting of July 6, 1987. By consensus of the Council.

NEW BUSINESS

6. BUSINESS LICENSE ORDINANCE TASK FORCE: The staff report was given by Paul Self. Jeanne Dobrin, West Hollywood spoke on this issue.

ACTION: To approve the creation of a business license ordinance task force, which would meet for at least five meetings, composed of members from each of the following:

1. 3 residents of the West Hollywood community at large, to be appointed by the City Council at the second meeting in July.
2. 1 representative of the City's Business License Commission,
3. 1 representative of the City's Small Business Task Force,
4. 1 representative of the Chamber of Commerce, and
5. 1 representative of the West Hollywood Community Alliance.

Further, to approve the recommended timeline for the development of a permanent business license ordinance, with the Ordinance being ready for first reading by the Council in December. Motion Land second Schulte. Hearing no objection it was so ordered.

7. WEST HOLLYWOOD ROCK WALK OF FAME: ACTION: To remove this project from the current capital improvements projects list. Motion Land second Schulte. Hearing no objection it was so ordered.

8. DISCUSSION ON COUNCIL MEETING SCHEDULES - JULY AND AUGUST:

July 6, 1987 - Regular meeting
July 13, 1987 - Study Session - Campaign reform and 90-day work programs
July 20, 1987 - Meeting cancelled
July 27, 1987 - Regular meeting

August 3, 1987 - Meeting cancelled
August 10, 1987 - Study Session - To Council in July to decide on topic.
August 17, 1987 - Regular meeting
August 23-24, 1987 - City Council retreat

September 8, 1987 - Tuesday - Regular Meeting - September 7th, Monday, is Labor Day

LEGISLATIVE

9. ORDINANCE NO. 153 - LIABILITY INSURANCE RESERVE FUND: ACTION: To waive further reading and introduce on first reading, Ordinance No. 153, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING SELF INSURANCE FUND AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE", and direct that expenditures from the self-insurance reserve be replenished annually, and that \$100,000 be added each year until the reserve reaches \$1 million. Further, to move \$2 million to reserve account for capital improvements. Motion Schulte second Land. Hearing no objection it was so ordered.

10. AMENDMENT TO TITLE 10, L.A. COUNTY ANIMAL CONTROL - LICENSING AND FEES - ORDINANCE NO. 152: ACTION: To waive further reading and introduce on first reading, Ordinance No. 152, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING BY REFERENCE TITLE 10 OF THE LOS ANGELES COUNTY CODE RELATING TO ANIMAL CARE AND CONTROL SERVICES"; set for public hearing at the meeting of July 6, 1987, and direct the City Clerk to publish the appropriate notices. Motion Schulte second Heilman. Hearing no objection it was so ordered.

11. ORDINANCE NO. 150 - JUST AND REASONABLE RETURN: ACTION: To waive further reading and adopt on second reading, Ordinance No. 150, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". Motion Schulte second Land. Hearing no objection it was so ordered.

At this point in time Mayor Viterbi presented a plaque of appreciation to former Mayor Schulte for his guidance and hard work over the past year.

12. ORDINANCE NO. 151 - RECODIFYING AND EXPANDING PROVISIONS RELATING TO HARASSMENT: RECOMMENDED ACTION: To waive further reading and introduce on first reading Ordinance No. 151, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RE-CODIFYING AND EXPANDING THE PROVISIONS RELATING TO HARASSMENT AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." TABLED TO THE MEETING OF JULY 6, 1987.

CLOSED SESSION: The Council adjourned to closed session at 9:08 p.m. to discuss matters pertaining to litigation, potential litigation and/or personnel.

ADJOURNMENT: Mayor Viterbi reconvened the meeting at 9:43 and adjourned the meeting to June 17, 1987, in the City Hall Council Chambers at 7:00 p.m.