

Approved,
9-8-87

MINUTES

**CITY COUNCIL MEETING
AUGUST 17, 1987
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BLVD.
5:30 P.M.**

CALL TO ORDER: Mayor Viterbi called the meeting to order at 5:30 P.M.

ROLL CALL: Present: Albert, Heilman, Land, Mayor Viterbi
(Viterbi left the meeting at 8:58 P.M.)
Absent: Schulte (arrived at 7:59 P.M.)
Also Present: City Manager Brotzman
City Attorney Jenkins

CLOSED SESSION: At this time the Council adjourned to closed session to discuss matters pertaining to litigation, potential litigation and/or personnel.

THE CITY COUNCIL MEETING RECONVENED AT 7:20 P.M.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was led by Peter Depew.

APPROVAL OF AGENDA: Item 5 will be continued to the meeting of September 8, 1987; Item 11 to be heard following the Consent Calendar; Item 2f to be tabled at the request of the City Attorney; and Items 2l, 2p, 2q and 2z to be removed from the consent calendar for separate discussion. ACTION: To approve the agenda as revised. Motion Albert second Land. Hearing no objection and noting the absence of Schulte it was so ordered.

TREASURER'S REPORT: The Treasurer's report was given by Jonathan Ahearn, and approved on the Consent Calendar.

PROCLAMATIONS AND COMMENDATIONS: Beverly Hills Law Guild

DISCUSSION ON CIVIC CENTER: Tabled to a latter meeting due to the length of the agenda.

1. CITY MANAGER'S REPORT: This time has been set aside for the City Manager to bring any and all items to the attention of the City Council. There was no report at this meeting.

2. CONSENT CALENDAR: ACTION: To approve Items 2a, b, c, d, e, g, h, i, j, k, m, n, o, r, s, t, u, v, w, x and y. Motion Heilman second Land. Hearing no objection and noting the absence of Schulte it was so ordered.

a. Posting of Agenda: The agenda for the meeting of August 17, 1987 was posted at the three required places and at City Hall on August 11, 1987. ACTION: To receive and file. Approved as part of consent calendar.

b. Demand Register: Demand Register Sixty-Six, Resolution No. 344 (Approved by Mayor, 8/3/87). Demand Register Sixty-seven, Resolution No. 351. ACTION: To adopt Resolution No. 344 and 351 and approve Demand Register No. Sixty-six and Sixty-seven. Approved as part of consent calendar.

c. Treasurer's Report: April, May and June, 1987. ACTION: Approve the treasurer's reports for April, May and June, 1987, and receive and file. Approved as part of consent calendar.

d. Minutes: JULY 13, 1987
JULY 27, 1987
ACTION: Approve the minutes of July 13, 1987, and July 27, 1987. Approved as part of consent calendar.

e. Claims: Charlotte Schockner
Cynthia Marie Caminite
Marion Alpert
Steve Marquette Hearne
Sandra Lynn Clark
ACTION: To deny without comment and refer to the City's claims adjustor. Approved as part of consent calendar.

f. Resolution 336 - Crescent Heights Methodist Church: At the City Council meeting of March 16, 1987, a public hearing was held on an appeal of the Planning Commission decision to grant Minor Conditional Use Permit No. 86-06. The City Council denied the appeal and directed staff to return with the appropriate resolution. RECOMMENDED ACTION: Adopt Resolution No. 336, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING AN APPEAL OF A PLANNING COMMISSION DECISION TO GRANT MINOR CONDITIONAL USE PERMIT NO. 86-06 ON AN APPLICATION OF CRESCENT HEIGHTS UNITED METHODIST CHURCH, 1296 NO. FAIRFAX AVENUE, WEST HOLLYWOOD". REMOVED FROM THE AGENDA AT THE REQUEST OF THE CITY ATTORNEY.

g. Budget Change Request to Transfer Funds from Contract Services to Salaries and Wages and Increase Permanent Staffing by one Position: ACTION: 1) Approve the request to transfer \$33,605 from Contract Services to Wages and Salaries/Fringe

Benefits in the RSD Hearings Division budget; 2) Authorize an increase in employee staffing of RSD/Hearings Division from 10 to 11; and 3) Instruct personnel to take the steps necessary to fill the position.
Approved as part of consent calendar.

h. Resolution No. 345, appointing the City Council the Building Rehabilitation Appeals Board: In order to hear appeals on unoccupied buildings and structures and Building and property rehabilitation violations, the City Council must designate a Building Rehabilitation Appeals Board. ACTION: To adopt Resolution No. 345, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING THE CITY COUNCIL AS THE BUILDING REHABILITATION APPEALS BOARD".
Approved as part of consent calendar.

i. Pay Telephones at City Parks and other Locations: ACTION: 1) authorize the City Attorney to negotiate and execute a one-year contract with the Great American Telephone Company to provide equipment, service, and maintenance on existing pay telephones at West Hollywood and Plummer Parks and other locations on City owned property; 2) direct the Public Works Director to report back to City Council after the system has been in effect for 6 months; the report would indicate revenue differences; 3) after one year, if private pay telephone service proves successful, staff will prepare a City-wide analysis of pay telephone needs on public property; a scope of work and request for proposal will be prepared; 4) the City reserves the right to cancel the agreement in 30 days.
Approved as part of consent calendar.

j. Tri-city Traffic Task Force: ACTION: To adopt Resolution No. 349, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FORMING A TRI-CITY TRAFFIC TASK FORCE WITH THE CITIES OF BEVERLY HILLS AND LOS ANGELES".
Approved as part of consent calendar.

K. Resolution upholding the Planning Commission on DP 87-13, Tetrad Corporation: At the July 27, 1987 meeting of the City Council, a Public Hearing was held on the appeal by the Tetrad Corporation and staff was instructed to return with the proper Resolution. ACTION: To adopt Resolution No. 350, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF TETRAD CORPORATION AND UPHOLDING THE DECISION OF THE PLANNING COMMISSION TO APPROVE DEVELOPMENT PERMIT 87-13 FOR FOURTEEN (14) UNITS ON PROPERTY LOCATED AT 9024-26 CYNTHIA STREET, WEST HOLLYWOOD".
Approved as part of consent calendar.

l. Award of Contract - Redevelopment Blight Study: ENDED
REMOVED FROM THE CONSENT CALENDAR FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: To approve the agreement with Udewitz Associates to conduct the Redevelopment Blight Analysis, with the addition of e on Page 2, "look at either the increase or decrease in sales or property tax". Motion Land second Heilman. Hearing no objection and noting the absence of Schulte it was so ordered.

m. Schindler House Restoration Project: The funds to carry out this project are already budgeted in the Economic Development Division's budget. ACTION: To approve the contract with Friends of the Schindler House in the amount of \$12,000 for restoration work on the Schindler House. Approved as part of consent calendar.

n. Acceptance of Legislative Advocate Report: An up-date and report on activities by Lenny Goldberg, Legislative Advocate. ACTION: To receive and file. Approved as part of consent calendar.

o. Prop A Bus Bench Project: ACTION: To restore the \$10,000 in Prop. A funds that were cut from the bus bench project to finance the purchase and installation of 34 non-advertising bus benches in the Commercial Revitalization Area. The project has been approved by the LACTC and the funds are available. Approved as part of consent calendar.

p. Selection of Bond Counsel: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Assistant City Manager, Jeri Chenelle reported that requests for Proposals for Bond Counsel were sent to nine firms, interviews were held, and it is time to select one to assist the City to finish the Capital Improvement Program and begin plans for financing specific projects.

Robert Burke, 429 S. Arnaz Drive addressed the Council concerning this item.

RECOMMENDED ACTION: To select Jones, Hall, Hill & White as the City's Bond Counsel and direct preparation of an agreement.

ACTION: To table this item to the meeting of September 8, 1987. By consensus of the Council.

q. City of West Hollywood Emergency Plan: California Government Code Section 8610 authorizes the creation of plans to

handle local emergencies and to establish disaster councils to make recommendations to local authority on emergency matters. This emergency plan is now before the Council for approval. RECOMMENDED ACTION: 1. Adopt Resolution No. 347, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE ATTACHED WEST HOLLYWOOD EMERGENCY PLAN AS REQUIRED BY ORDINANCE NO. 119 OF THE CITY OF WEST HOLLYWOOD"; and 2. Adopt Resolution No. 348, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING ADOPTION ON AN INTERIM BASIS OF CERTAIN SPECIFIC SECTIONS OF THE WEST HOLLYWOOD EMERGENCY PLAN. THESE SECTIONS MUST HAVE BEEN APPROVED BY THE DIRECTOR OF EMERGENCY SERVICES TO BE EFFECTIVE ON AN INTERIM BASIS UNDER THIS RESOLUTION".

ACTION: To table this item to the meeting of September 8, 1987. Motion Land second Albert. Hearing no objection and noting the absence of Schulte it was so ordered.

r. Gay and Lesbian Task Force: ACTION: To extend the application deadline to September 15th and approve October 1987, for the task force start date.
Approved as part of consent calendar.

s. Women's Issues Task Force: The Women's Issues Task Force has been meeting since June, 1987. ACTION: To allow for adequate preparation time of the Task Force report, that Council extend the meeting schedule to October 1, 1987.
Approved as part of consent calendar.

t. Award of Contract for Copy Machine: ACTION: To award the bid to Copier Concepts, 5412 Wilshire Blvd., Los Angeles, CA, for Ricoh FT7060 copier, 20 bin collator and large capacity tray as per our proposal, in the amount of \$13,264.58.
Approved as part of consent calendar.

u. Resolution 346: ACTION: To adopt Resolution 346, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD REQUESTING THE STATE ASSEMBLY TO AMEND AB 563 (KLEHS) TO INCLUDE AIDS EDUCATION/PREVENTION AND DIRECT SERVICE PROVIDERS AS ELIGIBLE FOR TRUST FUNDS".
Approved as part of consent calendar.

v. Contract Amendment with the United Community Housing and Development Corporation: In order to avoid any interruption in the handyworker services during the response period to the RFP, the Housing Division requests a two-month extension of the existing contract. ACTION: To approve the contract amendments and authorize the appropriate persons to sign.

Approved as part of consent calendar.

w. Construction Management Services: The Department of Public Works is presently implementing the FY88 Capital Improvement Program (CIP) and there is insufficient staff to provide the appropriate construction contract services, and the existing engineering services contract, while providing good service, is expensive. Staff has solicited proposals from various firms and is recommending the retention of an independent construction manager. ACTION: To approve the agreement with Warren G. Williams, Jr., as Construction Contract Manager.

Approved as part of consent calendar.

x. AIDS Bill of Rights: ACTION: That the City Council direct staff to send a letter in support of the AIDS Bill of Rights to the City Council of New York City asking them to join in fighting discrimination against people with AIDS and AIDS related complex.

Approved as part of consent calendar.

y. Support of AB 1081, SB 802 and AB 1787: These are bills which are pending in the Legislature dealing with racial prejudice and hate crimes. ACTION: To inform our State representatives of the city's support of these bills.

Approved as part of consent calendar.

z. ADOPTION OF RENT STABILIZATION COMMISSION RESOLUTION NO. 87-14: THIS ITEM WAS REMOVED FOR SEPARATE DISCUSSION BUT IS LISTED HERE FOR CLARITY. Richard Dorsey Muller, Director of Rent Stabilization reported that this resolution extends 3 pilot programs: 1) Program to add services to a building; 2) program to add services to a unit; and 3) program to appeal an administrative determination. ACTION: To approve the adoption of Rent Stabilization Resolution No. 87-41, extending 3 pilot programs. Motion Heilman second Land. Hearing no objection and noting the absence of Schulte it was so ordered.

PUBLIC HEARINGS

3. ZONING ORDINANCE TEXT AMENDMENTS - Clarifying language on non-profit activities and appeal procedures: The City Clerk, Mary Tyson reported that this hearing was noticed in the Post Newspaper and posted in the three required places plus at City Hall. Jeff Archuleta reported that the Interim Zoning Ordinance sets forth certain definitions and requirements for non-profit groups, some of which are ambiguous or contradictory. In addition the Ordinance is silent as to the manner in which appealed cases are to be treated. Mike Jenkins, City Attorney

stated that "the Community Development Department and I both are in total agreement that these amendments represent clarifications of what we believe to be the existing law in this city, and, as far as I'm concerned, these amendments don't really have to be made other than for the fact that clarity is the best possible type of situation. You recall how quickly this Interim Zoning Ordinance was originally drafted and adopted in order to get rid of the moratoriums so that people could begin developments and not every piece of language in that Ordinance is a paragon of clarity. We believe that this merely represents a clarification and does not represent any change in the meaning or the significance of the policies of that Ordinance. I just wanted to make that absolutely clear on the record because it shouldn't be interpreted as though this is a change of any kind, with the exception of the one item dealing with how appeals are handled that is separate but as far as the other sections are concerned, we believe that this represents simply a clarification of what we meant in the original language."

Mayor Viterbi opened the public hearing and the following persons came forward to speak in favor of the Ordinance:

Carole Hossan, West Hollywood
Sal Guarriello, West Hollywood

No one else wishing to address the Council on this item, Mayor Viterbi closed the public hearing and returned the item to the Council for discussion.

The City Attorney, Mike Jenkins, stated for the record, "that this is a generic ordinance and doesn't apply to any specific situation. It applies across the board and it's consistent with the original policy and philosophy of the Interim Zoning Ordinance, which was, that certain types of non-profit charitable activities are appropriate uses in the residential zones under certain conditions and certain circumstances and simply clarifies and carries forth that planning philosophy".
ACTION: To waive further reading and introduce on first reading, Ordinance No. 156, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ARTICLE IX OF THE WEST HOLLYWOOD MUNICIPAL CODE (ZONING ORDINANCE) FOR THE PURPOSE OF CLARIFYING THE LANGUAGE ON NON-PROFIT GROUPS AND APPEAL PROCEDURES". Motion Land second Heilman.

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| AYES: | Albert, Heilman, Land, Schulte, Mayor Viterbi |
| NOES: | None |
| ABSENT: | None |

Motion carried.

Mayor Viterbi turned the gavel over to Mayor Pro-tempore Albert and left the meeting at 8:38 P.M.

4. APPEAL OF PLANNING COMMISSION DECISION DENYING PREVIOUS APPEAL OF DECISION OF DIRECTOR OF COMMUNITY DEVELOPMENT REVOKING TEMPORARY USE PERMIT 87-04: City Clerk, Mary Tyson reported that this hearing was advertised in the Post Newspaper and posted at the three required places plus at City Hall. Jeff Archuleta reported that on May 12, 1987, the Director of Community Development revoked Temporary Use Permit 87-04 for a swap meet to be held once a month at West Hollywood School, after determining that the permit had been granted in error. The swap meet operator appealed to the Planning Commission and was subsequently denied. He has now appealed the Planning Commission decision to the City Council.

Mayor Pro-tempore Albert opened the public hearing and the following people came forward to speak in favor of the appeal:

Dennis Carno, appellant
Jim Pat Flynn, Temple City
Kenneth Gale, Arcadia
G. W. Flath, 1073 Meadowbrook Avenue

The following people came forward to speak against the appeal:

Budd Kops, West Hollywood
Lester Hirsch, West Hollywood

Dennis Carno, the appellant delivered a rebuttal at this time.

ACTION: To uphold the prior decisions of the Director of Community Development and the Planning Commission and deny the appeal of Temporary Use Permit 87-04. Staff to return with the appropriate Resolution at the meeting of September 8, 1987.
Motion Land second Schulte.

AYES: Heilman, Land, Schulte, Mayor pro-tempore Albert
NOES: None
ABSENT: Mayor Viterbi

5. APPEAL OF DECISION OF PLANNING COMMISSION DENYING CONDITIONAL USE PERMIT 87-04, 7073 SANTA MONICA BOULEVARD OFF-SALE BEER AND WINE: On July 2, 1987 the Planning Commission denied Conditional Use Permit 87-04, a request to allow the sale of beer and wine for off-site consumption in connection with a convenience food mart. The owner, Nassrollah Aliabadi, has appealed the Commission's decision to the City Council.

RECOMMENDED ACTION: Hold the Public Hearing, take public testimony and, if appropriate, deny the appeal and uphold the Planning Commission decision, based on the findings noted in the staff report. Staff to return with the appropriate Resolution at the meeting of September 8, 1987.

ACTION: At the request of the appellant, Mayor Pro-tempore Albert opened the Public Hearing and continued it open to the meeting of October 5, 1987. Motion Heilman second Land. Hearing no objection and noting the absence of Mayor Viterbi it was so ordered.

6. APPEAL- CONDITIONAL USE PERMIT 87-03 - APPEAL OF PLANNING COMMISSION DECISION TO APPROVE A PINBALL AND VIDEO GAME ARCADE: APPELLANTS: (1) MARK NOTTOLI APPEALING CONDITIONS OF APPROVAL (2) LOIS SIDNEY, JEANNE DOBRIN, ET AL - APPEALING THE APPROVAL: City Clerk, Mary Tyson, reported that this hearing was advertised in the Post Newspaper and posted at the three required places plus at City Hall. Jeff Lambert, Community Development Department gave the staff report.

Mayor Pro-tempore Albert opened the public hearing and the following persons came forward to speak:

- 1) Mark Nottoli, appellant
- 2) Lois Sidney, appellant
Jeanne Dobrin, appellant (requested return of \$175.00 fee)

At this point in time the following persons came forward to speak against the appeal of Mark Nottoli:

Budd Kops, West Hollywood
David Reiss, West Hollywood
David Behr, West Hollywood
Douglas Sykes, West Hollywood
Jason Rosman, West Hollywood
Ken Savage, West Hollywood
Mary Gries, West Hollywood
Andonia Katsaros, West Hollywood
Gary Campbell, West Hollywood
Ira Stein, West Hollywood

Rebuttal statements were given by Mark Nottoli and by Jeanne Dobrin

Mayor Pro-tempore Albert closed the public hearing and returned this item to the Council for discussion. Councilmember Heilman stated, for the record, that he had held extensive conversations

with Mark Nottoli.

ACTION: To deny the Nottoli appeal, grant the Dobrin/Sidney appeal, to deny the CUP and to refund the \$175 appeal fee to Dobrin/Sidney, and request staff to return with a resolution setting forth the findings of the Council based on the testimony and evidence that has been received during this hearing. Motion Heilman second Schulte.

Mayor pro-tempore Albert adjourned to a recess at 10:03 P.M.

The Council reconvened at 10:22 P.M.

7. AT THIS POINT IN TIME THE CITY COUNCIL ADJOURNED TO SIT AS THE BUILDING REHAB BOARD OF APPEALS FOR THE FOLLOWING:

7-1. ABATEMENT OF SUBSTANDARD CONDITIONS OF 1020 N. HAMMOND STREET: Jerry Maiques of Building and Safety reported that this property contains discarded furniture and refrigerator on the property and appliances on the sidewalk. He further reported that the property was posted and notices were mailed as per the Building Code. Chairman Albert opened the Public Hearing and no one coming forward to speak, closed the hearing and returned to the Board for discussion. **ACTION:** The Board finds the subject property substandard and declares it a public nuisance and hereby orders the abatement of this nuisance by repair or demolition by September 1, 1987. Motion Heilman second Schulte. Noting the absence of Boardmember Viterbi it was so ordered.

The Boardmembers also requested the staff return to the board with criteria and recommendations on how to address these issues prior to the next meeting of the board.

7-2. ABATEMENT OF SUBSTANDARD CONDITIONS OF 1037 N. LAUREL AVENUE: Jerry Maiques of Building and Safety Department reported that on July 1, 1987, this building was boarded up due to the hazards it presented and the continuing use of it by transients. The Fire Department has recommended demolition of the residence but the Planning Commission has recommended that the property be cleaned and fenced; that abatement be by repair and to deny demolition. The property was posted and notices were mailed as required by the Building Code.

Chairman Albert opened the Public Hearing and the following persons came forward to speak in favor of abatement and demolition:

Susan Ross, 1027 N. Laurel Avenue, West Hollywood

Fred A. Wong, 940 E. Main St., Alhambra - representing owner
Robert Ross, West Hollywood

The following persons came forward to speak in favor of rehab by
cleaning and installation of a 6 foot chain link fence:

Dale Liebowitz-Neglia, West Hollywood
Dave Behr, West Hollywood

Chairman Albert closed the Public Hearing and returned the item
to the Board for discussion:

Boardmember Heilman stated his objection to the deletion of
demolition, as he could see no purpose in maintaining an empty,
derelict house.

ACTION: The Board finds the building substandard and declares
it a public nuisance and hereby orders the abatement of this
nuisance by repair, cleaning and chain link fence by September
1, 1987, with staff to return this item for a rehearing at the
meeting of September 21, 1987. Motion Schulte second Land.

AYES: Land, Schulte, Albert
NOES: Heilman
ABSENT: Viterbi

Motion carried.

**7-3. ABATEMENT OF SUBSTANDARD CONDITIONS AT 846 N. WESTBOURNE
DRIVE:** Jerry Maiques of Building and Safety Department reported
that the buildings are in disrepair, lot full of overgrown
vegetation, discarded furniture including refrigerator and
freezers and an abandoned vehicle. This property was posted and
notices were mailed as required by the Building Code.

Chairman Albert opened the public hearing and the following
person came forward to speak in favor of rehabilitating this
property:

Ralph Feeley, West Hollywood.

No one else wishing to speak on this item, Chairman Albert
closed the public hearing and returned this item to the Council
for discussion.

ACTION: The Board finds the building substandard and declares
it a public nuisance and hereby orders the abatement of this
nuisance by repair by September 1, 1987. Motion Land second
Schulte.

AYES: Heilman, Land, Schulte, Albert

NOES: None
ABSENT: Viterbi
Motion carried.

Chairman Albert reconvened the City Council Meeting.

CITIZEN COMMENTS: This time has been set aside for members of the audience to address the Council on any item. At this point in time the following persons came forward to address the Council:

Paul Athans, West Hollywood spoke on a Rent Stabilization matter.

Jeanne Dobrin, West Hollywood spoke on enforcement.

Dave Behr, West Hollywood spoke on notices mailed by Community Development.

UNFINISHED BUSINESS

8. APPOINTMENTS - BUSINESS LICENSE ORDINANCE TASK FORCE

RECOMMENDED ACTION: To make the appointments to the 7-member Task Force.

TABLE TO THE MEETING OF SEPTEMBER 8, 1987. BY CONSENSUS OF THE COUNCIL.

9. APPOINTMENTS - W.H. SENIOR ADVISORY COMMITTEE: **RECOMMENDED ACTION:** Each Councilmember make two appointments to the committee: one for a two-year term and one for a one-year term.

Heilman - 2 year term - Jerry Hundal
1 year term - Lottie Kahn

Schulte - 2 year term - Eleanor Bardine
1 year term - Morris Beckerman

Land - 2 year term - Elizabeth Burns
1 year term - Floyd Akerman

Albert - 2 year term - Babette Lang
1 year term - Frances Eisenberg

ACTION: To approve the appointments. Motion Heilman second Schulte. Hearing no objection and noting the absence of Mayor Viterbi it was so ordered.

NEW BUSINESS

10. REQUEST FOR WAIVER FOR UNREASONABLE HARDSHIP OF HANDICAPPED PARKING REQUIREMENTS: This is a request by the Shearson Beverly

Hills Medical Office Partners, 9201 Sunset Boulevard, an existing building. ACTIONS:

1) That the unreasonable hardship waiver for minimum vertical clearance of 8 feet 2 inches for the existing parking structure be granted and that it be made a permanent part of the Building Department records. Motion Heilman second Schulte. Hearing no objection and noting the absence of Viterbi it was so ordered.

2) To request the City Attorney to research prior Attorney General opinions regarding establishment of basis for granting of waivers for unreasonable hardship and any interpretations of the existing regulations relating thereto. Motion Land second Schulte. Hearing no objection and noting the absence of Viterbi it was so ordered.

LEGISLATIVE

11. VICIOUS DOG ORDINANCE: THIS ITEM WAS HEARD FOLLOWING THE ASSENT CALENDAR BUT IS LISTED HERE FOR CLARITY.

(Councilmember Schulte entered the meeting at 7:59 P.M.)

ORDINANCE NO. 158: Mayor Viterbi reported that this item has been prepared by the City Attorney at the request of the City Council and is before the Council for consideration.

At this point in time the following persons came forward to address the Council supporting a vicious dog ordinance, not a breed ordinance:

Renee Johnson, President, Golden State Pit Bull Club
Clabe Hartley, representing a group called DOG
Budd Kops, West Hollywood

The City Attorney and Paul Koretz both reported on the proposed Ordinance.

PROPOSED ACTION: Waive further reading and introduce on first reading, Ordinance No.158, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE ANIMAL CONTROL ORDINANCE PERTAINING TO VICIOUS ANIMALS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". Motion Viterbi second Land.

After further discussion the maker and second of the Ordinance withdrew this motion.

ACTION: Waive further reading and introduce on first reading, Ordinance No. 158, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD **AMENDING THE ANIMAL CONTROL ORDINANCE PERTAINING TO VICIOUS ANIMALS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE**", with the deletion of sections 10.08.205, 10.20.215, 10.32.025, and only containing Section 10.38. Motion Schulte second Viterbi.

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

NOES: None

ABSENT: None

Motion carried.

FURTHER ACTION: To table the Pit Bull portion of the Ordinance until such time as the County adopts their Ordinance. Motion Heilman second Albert.

AYES: Albert, Heilman, Land, Schulte

NOES: Mayor Viterbi

Motion carried.

12. AMENDMENT TO RENT STABILIZATION ORDINANCE: ORDINANCE NO. .
This is an Ordinance amending Section 6404 of the West Hollywood Municipal Code, and stating that members of the Rent Stabilization Commission shall be residents at the time of initial appointment to the Commission. RECOMMENDED ACTION: To waive further reading and introduce on first reading, Ordinance No. ____: "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."
THIS ITEM WAS WITHDRAWN FROM THE AGENDA BY COUNCILMEMBER SCHULTE.

ADJOURNMENT: Mayor Pro-tempore Albert adjourned the meeting to Sunday, August 23, 1987 at 9 A.M. at the Sunset Marquis for a team building session.