

MINUTES

JUNE 5, 1986

CITY COUNCIL MEETING

WEST HOLLYWOOD PARK
7:00 P.M.

CALL TO ORDER: The meeting was called to order by Mayor Heilman at 7:17 p.m.

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

ROLL CALL:

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| Present: | Albert, Viterbi, Schulte; Mayor Heilman |
| Also Present: | City Manager - Brotzman City Attorney - Jenkins |

REORGANIZATION OF CITY COUNCIL:

a) **Election of Mayor:** ACTION: City Council appointed Councilmember Steve Schulte, Mayor by acclamation.

b) **Election of Mayor Pro Tempore:** ACTION: City Council appointed Councilmember Allen Viterbi, Mayor Pro Tempore by acclamation.

APPROVAL OF AGENDA: ACTION: To approve the following list of recommendations amending the evening's agenda:

Pull for separate discussion - 3j, 3l, 3u, 3w, and 3z.

Table - 3q, 3bb.

Table Item 5 for two weeks.

Add 3dd, Resolution No. 206, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ALTERNATE MEMBER OF THE BOARD OF DIRECTORS OF LOS ANGELES COUNTY SANITATION DISTRICT NO. 4."

Add 3ee, Resolution No. 205, "RESOLUTION OF THE CITY OF WEST HOLLYWOOD OPPOSING THE PROPOSED LA ROUCHE INITIATIVE."

By the consensus of the Council so ordered.

PROCLAMATION: Gay Pride Month: ACTION: To approve a proclamation declaring the month of June as Gay Pride Month in the City of West Hollywood. Hearing no objection so ordered.

PROCLAMATION: Rabbi Gilbert Kollin Day: ACTION: To approve a proclamation declaring May 31st, 1986, Rabbi Gilbert Kollin Day in the City of West Hollywood. Hearing no objection so ordered.

1. CITY MANAGER'S REPORT: At this time the City Manager presented the following pertinent issues to the City Council: Asked for direction on selection of Board of Directors for Non-Profit Corporation on marketing.

ACTION: To add to the agenda Item 15 regarding Non-Profit Corporation - Marketing Board of Directors. Motion Mayor Schulte second Councilmember Heilman. Hearing no objection so ordered.

2. REPORT FROM AIDS LEGISLATIVE ADVOCATE: Helyne Meshar was present to present an oral report.

ACTION: To draft recommended resolution and a letter from the Mayor regarding funding for next meeting. Motion Albert second Mayor Heilman. Hearing no objection so ordered.

3. CONSENT CALENDAR: The following matters were acted upon by one motion to approve with the majority consent of the City Council.

ACTION: To approve 3a, 3b, 3c, 3d, 3e, 3f, 3g, 3h, 3i, 3k, 3m on the Consent Calendar. Motion Albert second Heilman. Hearing no objection so ordered.

a) Acceptance of Historic Survey Grant: ACTION: To approve Historic Survey Project Agreement.

Approved as part of the Consent Calendar.

b) Resolution to the Board of Supervisors requesting Consolidation of the Election in November: ACTION: To adopt Resolution No.201.

Approved as part of the Consent Calendar.

c) Claim: Eric Kent: ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

d) Claim: State Farm Mutual Automobile Ins. Co.: ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

e) Claim: Irving Feldman: ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

f) **Claim: Patrick Allen Davis:** ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

g) **Claim: Eileen Hammes:** ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

h) **Claim: Theodore Edwards:** Request for permission to file a late claim: ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

i) **Claim: Ralph Acosta; Eladio Gonzalez and Thomas Dinucci:** ACTION: To deny and refer to the Insurance Adjuster.

Approved as part of the Consent Calendar.

j) **Nightclubs:** ACTION: That Council authorize Councilmember John Heilman and Councilman Alan Viterbi to convene a meeting with the owners of all the clubs, discos and nightspots in West Hollywood to discuss these issues, and determine what steps can be taken to alleviate any problems that might exist between the clubs, their patrons, and the residents of the City.

ACTION: City Manger to schedule Study Session between owners and Council with public comment. Motion Albert second Heilman. Hearing no objection so ordered.

k) **Clean Water Act:** ACTION: To adopt Resolution No. 202, urging repeal of Section 301 (h) and strengthening of the Clean Water Act of 1972.

Approved as part of the Consent Calendar.

l) **SB 2169 - Re: Prostitution:**

The following people spoke in support of SB 2169:

J.J. Kaplan, 3800 Barham Bl., L.A., CA

Jeanne Dobrin, 9000 Cynthia, L.A., CA

The following person spoke in opposition of SB 2169:

Susan McGreivy-A.C.L.U., 633 Shatto Pl.

ACTION: To adopt Resolution No. 200, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING SENATE BILL 2169 (ROBERTI): AMENDING THE PENAL CODE REGARDING PROSTITUTION.

ACTION: To approve Senate Bill 2169. Motion Viterbi second Mayor Schulte.

AYES: Viterbi

NOES: Albert, Heilman,
Mayor Schulte

Motion fails.

m) Sheriff's Patrol in Parks - Protection of Turf: ACTION: To send a letter to Captain Cook requesting that the Sheriff's Department not drive across the grass in the parks except in the event of a clear necessity for the discharge of their duties.

Approved as part of the Consent Calendar.

n) Demands and Warrants: ACTION: To approve Demands and Warrants No. 38, Resolution No. 203.

Approved as part of the Consent Calendar.

o) Selection of 5k/10k Run and Walk-a-thon Consultant: ACTION: To approve the agreement with Edward Montan.

Approved as part of the Consent Calendar.

p) Application for Roberti/Z'berg/Harris Funding: ACTION: That the City Council approve Resolution No. 198 approving the application for grant funds under the Roberti-Z'berg-Harris Urban Open-Space and Recreation Program for the renovation of the irrigation system at Plumber Park.

Approved as part of the Consent Calendar.

q) Regulation 41000 for Adoption: Rent Control: ACTION: Tabled during aproval of agenda.

r) Minutes: April 15, 1986: RECOMMENDED ACTION: To approve Minutes from Council Meeting of April 15, 1986.

Approved as part of the Consent Calendar.

s) Minutes: April 17, 1986: ACTION: To approve Minutes from Council Meeting of April 17, 1986.

Approved as part of the Consent Calendar.

t) Minutes: May 8, 1986: ACTION: To approve Minutes from Council Meeting of May 8, 1986.

Approved as part of the Consent Calendar.

u) Minutes: May 15, 1986: ACTION: To approve Minutes from Council Meeting of May 15, 1986. Motion Heilman second Albert.

v) Minutes: May 22, 1986: ACTION: To approve the Minutes from Council Meeting of May 22, 1986.

Approved as part of the Consent Calendar.

w) Approval of Pavement Managing Contract with Harris and Associates: ACTION: To approve the contract with the addition of non-discrimination language and authorize the Mayor and City Clerk to execute on behalf of the City. Motion Heilman second Mayor Schulte. Hearing no objection so ordered.

x) Joint Study Session on Social Services Policy and Procedures: ACTION:: That the City Council schedule a joint study session with the Human Services Commission to review the Social Services Policy and Procedure on June 26, 1986.

Approved as part of the Consent Calendar.

y) Approval of Final Map - Tract 42284: ACTION: To approve the map, accept the streets, and make the findings as outlined in the staff report.

Approved as part of the Consent Calendar.

z) Parking Prohibition on a portion of Poinsettia Drive: RECOMMENDED ACTION: To approve Resolution No. 199, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROHIBITING PARKING ON A PORTION OF POINSETTIA DRIVE". Motion Heilman second Mayor Schulte. Hearing no objection so ordered.

aa) Annual Fiscal Audit: ACTION: To authorize the City Manager to enter into an agreement with Arthur Young of Beverly Hills to conduct this year's fiscal audit with costs not to exceed \$5,000 to be taken from Administrative Services Budget.

Approved as part of the Consent Calendar.

bb) Salary Range Adjustment: ACTION: Tabled during approval of agenda.

cc) Perelman/Calmus Consulting Contract: ACTION: That the City Council approve the amended contract for Perelman/Calmus and direct the Mayor to sign same.

Approved as part of the Consent Calendar.

dd) Resolution to Appoint Alternate to L.A. County Sanitation Board of Directors: ACTION: To appoint Councilmember Heilman as alternate and approve Resolution No. 206, " A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ALTERNATE MEMBE OF THE BOARD OF DIRECTORS OF LOS ANGELES COUNTY SANITATION DISTRICT NO. 4."

ee) Resolution Opposing the Proposed La Rouche Initiative:
ACTION: To approve Resolution No. 205, "RESOLUTION OF THE CITY OF WEST HOLLYWOOD OPPOSING THE PROPOSED LA ROUCHE INITIATIVE."

UNFINISHED BUSINESS:

4. Sponsoring Organization for 5k/10k Run and Walk-a-thon:
ACTION: To approve staff recommendation that the City Council select the Los Angeles Free Clinic as this year's co-sponsoring non-profit organization for the West Hollywood 5K/10K Run and Walk-a-thon. Motion Heilman second Albert.

AYES: Albert, Heilman,
NOES: Viterbi,
Mayor Schulte
Motion fails.

FURTHER ACTION: To select the Los Angeles Free Clinic and the Gay and Lesbian Adolescent Social Services Agency as his year's co-sponsoring non-profit organization for the West Hollywood 5K/10K Run and Walk-a-thon. With two-thirds of the proceeds going to the Los Angeles Free Clinic and one-third to the Gay and Lesbian Adolescent Social Services Agency and that the work would be appropriately divided. Motion Viterbi second Mayor Schulte.

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

5. Appointments to Rent Stabilization Commission: ACTION:
Tabled for two weeks.

6. Appointment of a Management Task Force: RECOMMENDED
ACTION: To make appointments to the Management Task Force.

Councilmember Albert appointed Brad Crowe
Councilmember Heilman - Open
Councilmember Viterbi - Open
Mayor Schulte appointed Paul Silvern

ACTION: To approve the appointments by Councilmembers Albert and Schulte and to return to the June 19, 1986 meeting to finalize the appointments.

7. P.D.C. - Conditions of Approval:

Murray Feldman and Lily Berrios gave a short presentation of the plan to the City Council.

ACTION: To approve recommendation that City Council approve the site screening, landscape, and irrigation plans as submitted by the applicant, finding them satisfactory in complying with Condition No. 3 and 18 of Specific Plan 85-001. Motion Heilman second Albert.

AYES: Albert, Heilman, Viterbi, Mayor Schulte

NOES: None
Motion carried.

8. On Street Parking Controls: ACTION: To approve Option #1 outlined as follows with direction from council to bring back for review in three months:

1. Requests and proposals for on-street parking controls should be analyzed by City Engineering staff.

2. Requests should be forwarded to the Transportation Commission with a staff report.

3. The Transportation Commission should review each request and determine what action to take with regard to the staff recommendation.

4. Action taken by the Commission should then be forwarded to the City Council with the commission's recommendation for adoption.

5. Staff recommendations approved by the Commission should be forwarded to the City Council to be placed on the consent calendar for action.

Motion Heilman second Albert.

AYES: Albert, Heilman, Mayor Schulte

NOES: Viterbi
Motion carried.

8a. Campaign Contributions: RECOMMENDED ACTION:

1. That the ordinances in place in other cities in California be reviewed and that a definite proposal be returned to the City Council for consideration;

2. That the staff be directed to research what type of enforcement mechanism would be necessary to assure compliance with such a campaign contribution law based on the experience of other cities with such laws and to bring back to the City Council recommendations regarding staffing budgeting for such enforcement.

ACTION: To approve recommendations and report back to City Council in August. Motion Heilman second Albert.

AYES: Albert, Heilman,
Viterbi,
Mayor Schulte

NOES: None
Motion carried.

Council recessed at 9:00 P.M. and recovened the meeting at 9:25 P.M.

NEW BUSINESS:

9. Smoke Detection/Fire Suppression Options:

The following people spoke in favor of smoke detectors and in opposition to sprinkler systems:

Budd Kops, 969 N. Larrabee, W.H., CA:

Albert Korngutt, 850 N. Kings Rd., W.H., CA:

RECOMMENDED ACTION: That 1) Council direct the Los Angeles County Fire Department to review a sprinkler system requirement for our city, 2) that the Fire Department offer a recommendation of a sprinkler system requirement in our city by September 1, 1986, 3) that staff meet with homeowner and tenant groups to inform them of our proposal and seek their input, and 4) that the City not adopt a smoke detector ordinance independent of impending State requirements.

ACTION: To approve recommendations 1, 2, and 3 with 4 to read as follows: That staff return September 1st to Council with recommendations on a policy regarding smoke detectors/sprinkler and be prepared to proceed immediately with public information and implementation. Motion Viterbi second Albert.

AYES: Albert, Heilman,
Viterbi,
Mayor Schulte

NOES: None
Motion carried.

10. Computer Master Plan: RECOMMENDED ACTION: To approve the Data Processing and Telecommunications Master Plan for the City of West Hollywood.

ACTION: To approve Master Plan and adopt phase #1. To further study voice mail and electronic mail costs.

AYES: Albert, Heilman,
Viterbi,
Mayor Schulte

NOES: None
Motion carried.

11. Poppers: DIRECTION: To staff and the City Attorney to draft legislation that would require signs be posted at the point-of-sale of poppers warning of the possible adverse health effects of the continued use of these inhalants and that the Public Information Officer disseminate information on the Council's action. Motion Heilman second Mayor Schulte. Hearing no objection so ordered.

12. Petition to Council to Grant Recognition of the American Federation of State, County and Municipal Employees as the Exclusive Representative of the Employees of the City of West Hollywood:

The following people spoke against the recognition of AFSME as the exclusive representative of the employees of the City of West Hollywood.

Emily Kreins, 12247 Hesby St. W.H.,

Janyce Kamahela, 7865 Lasaine Ave,

The following people addressed Council in favor:

Abby Baker/Debbie Potter, City Hall, 8611 Santa Monica Bl.

John Wyrrough, Executive Director, District Council 36 - AFSME, 3932 Wilshire Bl. #108, L.A.

ACTION: To defer to closed session. By consensus of the Council so ordered.

LEGISLATIVE:

13. Ellis Bill Ordinance - Amending Rent Control Ordinance:
The following persons addressed the Council on this issue:

Albert Korngute, no address: Did not believe that a relocation fee should not be paid by the landlord prior to a tenant vacating a premise.

Jeanne Dobrin, 9000 Cynthia, LA, CA: Addressed the Council on her concerns regarding laws governing owner occupants in a condominium unit.

ACTION: That the City Council waive further reading and adopt the ordinance amending the Rent Stabilization Ordinance: Ordinance No. 107-U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION ORDINANCE TO COMPLY WITH GOVERNMENT CODE SECTIONS 7060 ET SEQ. (ELLIS) AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF", as an urgency ordinance to insure that the legislation is in place on July 1, 1986. Motion Heilman second Albert.

AYES: Albert, Heilman,
Viterbi,
Mayor Schulte

NOES: None
Motion carried.

FURTHER ACTION: To waive further reading and introduce on first reading the Rent Stabilization Ordinance: Ordinance No. 107 "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE RENT STABILIZATION ORDINANCE TO COMPLY WITH GOVERNMENT CODE SECTIONS 7060 ET SEQ. (ELLIS) AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF".

AYES: Albert, Heilman,
Viterbi,
Mayor Schulte

NOES: None
Motion carried.

14. Electrical Code Amendment - Ordinance No. 108: ACTION:
To waive further reading and introduce Ordinance No. 108, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING BY REFERENCE THE LOS ANGELES COUNTY ELECTRICAL CODE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Albert second Heilman.
Hearing no objection so ordered.

15. Non-Profit Corporation - Marketing - Board of Directors:
DIRECTION: That the Public Information Officer is to inform the community that the City Council is in the process of reviewing applicants for the Board of Directors of the West Hollywood Marketing Corporation and Advisory Committee and to explain these entities and invite the community to apply with Council making appointments July 24, 1986. Motion Vitebi second Heilman.

AYES: Albert, Heilman,
Viterbi,
Mayor Schulte

NOES: None
Motion carried.

WRITTEN AND ORAL COMMUNICATIONS:

- a) **Council:** None
- b) **Public:** None

Council recessed to a closed session at 11:02 P.M. and reconvened at 12:25 P.M. Mayor Schulte announced they discussed potential litigation on parking meter revenue, Group W, Ma Maison, and personnel matters.

ADJOURNMENT: The meeting was adjourned to Council Chambers on May 9, 1986 at 7:00 P.M. for a Budget Study Session.