MINUTES WEST HOLLYWOOD CITY COUNCIL FEBRUARY 7, 1985

CALL TO ORDER

The meeting was called to order at 7:12 p.m. by Mayor Terrigno at West Hollywood Park.

HOLLYWOOD PALK

ROLL CALL

The City Manager called the roll.

Present: Councilmembers Albert, Heilman, Schulte, Viterbi; Mayor

Terrigno

Absent: None

Also Present: City Manager Bien City Attorney Jenkins

APPROVAL OF AGENDA

Mr. Viterbi moved to add distribution of cheese in the City and discussion of merchandise displays. The City Manager deleted Item No. 10. Mr. Heilman moved to approve the agenda with the above additions. Ms. Albert seconded. The agenda was approved unanimously.

APPROVAL OF MINUTES, JANUARY 3, 1985

Mr. Heilman moved to include the verbatim transcript for page 3 under "Public Hearing." Mayor Terrigno moved to adopt the minutes with this revision. Mr. Heilman seconded. The minutes were approved unanimously.

TREASURER'S REPORT BY JONATHAN AHEARN

The report was presented with discussion of general funds and street improvement funds. Mr. Ahearn will make a report monthly. The sewer study money was discussed. Mr. Schulte moved adoption of the Treasurer's report. Mr. Viterbi seconded. The Treasurer's report was approved unanimously.

UNFINISHED BUSINESS DOMESTIC PARTNERSHIP
ORDINANCE (VT)
First Reading

Mayor Terrigno asked for discussion of the ordinance by the City Attorney. The terms "necessaries" and "responsible for each other's welfare" were discussed. Section 2D was discussed. Mr. Heilman moved to amend the ordinance to require domestic partners to live together. Mayor Terrigno asked to table the motion until after public discussion. Mr. Heilman withdrew the motion. Section 8 was discussed as perhaps being too broad. Fees for filing domestic partnership statements were discussed. Mayor Terrigno called for a public hearing.

Mark Dana, 866 Hilldale, No. 4, asked if domestic partnership could exist if one partner does not reside in West Hollywood. Mr. Jenkins stated there is no requirement for residency in West Hollywood. Ivy Bottini, 811 Coronado Terrace, spoke in opposition to waiting six months to file a new statement when there is no requirement to live together.

Joi Jackson, 8608 North Holloway, No. 325, asked if benefits would be available to heterosexuals and homosexuals living together. Mr. Heilman stated the ordinance does not require any sexual activity between the parties. Ron Shipton, 8718 Rosewood, requested inclusion of people related by blood. Mr. Schulte noted that related people already have the privileges granted by this ordinance. John O'Brien, 1641 North Alexandria, argued for exclusion of requirement to live together. James Ledford, 1000 North San Vicente, No. 1, argued against six months' domestic partnership and in favor of one-year requirement. Mayor Terrigno clarified the terms relating to Mr. Ledford's statement. Mr. Heilman expressed intention of this ordinance to permit people to visit each other in hospitals and jails. Marc Bliefield spoke in favor of the ordinance. Bill Larkin, 1122 North Kings Road, No. 1, argued in favor of living together as a requirement. Jean Mendorf, 1360 Laurel Avenue, argued against requiring people to live together.

Mr. Jenkins stated the following changes: Page 1, Section 1A, subparagraph 3, change "necessaries" to "necessities." Subparagraph 8, "the persons agree to notify the City of any change in the status of their domestic partnership. Page 2, Section 2A, subparagraph 3, change "necessaries" to "necessities," and on paragraph 8, "the persons agree to notify the City of any change in the status of their domestic partnership. Page 3, Section 3, paragraph A, line 4, the word "shall" is to be included before the word "not." Under paragraph C on page 3, the language is to read "the City Clerk shall charge a fee for filing a domestic partnership statement, a termination of domestic partnership statement, and for filing an amendment to a domestic partnership statement. The amount of this fee shall be determined by resolution of the City Council. Page 4, subparagraph 2, "certification of additional copies at the time of filing shall cost an amount per copy to be determined by resolution of the City Council. Certification of additional copies at any other time shall cost an amount per copy to be determined by resolution of the City Council." Page 5 under paragraph A, subparagraph 3, change "necessaries" to "necessities."
Page 5, Section A, "change in the status

The Council agreed to discuss residency requirements on second reading. On a roll call vote, the Council voted unanimously to place Ordinance No. 22 on first reading.

NEW BUSINESS CITIZEN COMMITTEE REPORTS CITY HALL SEARCH

The City Manager reported on meeting with the broker representing the owner of the building under consideration. Terms of the negotiations were discussed. The City Manager suggested employing a firm to make conversion recommendations. A written lease providing for 40 parking spaces was suggested. Mayor Terrigno and Mr. Heilman suggested continuation of negotiations for this property while the Council also looks for other options. The City Manager was given direction by the Council to make a proposal at \$8,000 triple net for a maximum of three years with no restoration deposit and with a rent adjustment on a C.P.I. basis, but the Committee should look at alternatives with a view to accessibility for senior citizens and disabled persons. The Committee Chairman is to participate in the negotiations.

The Council agreed to rearrange the order in which items 4 through 7 would be heard on the agenda.

COMPARABLE WORTH

Ivy Bottini presented the Comparable Worth Report. Recommended were Hay Associates for \$17,000 - \$20,000,60 to 90 days' delay; Dr. Donald Treiman for \$5,000 with 60 days' delay; or student interns and graduate students from UCLA and USC with low fees and a six-month delay. Jobs created after finalization of the Comparable Worth project were discussed. Mr. Heilman suggested the City Manager do an analysis of how the consultant would fit in with the City's work in hiring staff. Ms. Albert moved to use the services of Dr. Treiman. Mr. Schulte seconded.

On a roll call vote, Mr. Viterbi voted no. Ms. Albert, Mr. Heilman, Mr. Schulte, and Mayor Terrigno voted aye. The motion carried. The City Manager clarified the motion to be to direct the City Attorney to prepare an agreement which will be returned to the Council for approval. Mr. Heilman moved to adopt the City Manager's proposal. Mayor Terrigno seconded. The motion was approved unanimously.

PERSONNEL BENEFITS

The Committee recommended the Council adopt as policy the employee benefits package outlined in the Committee's proposal so the Committee can seek companies needed to provide benefits. Benefits are health insurance, vacation, compensated time off, sick leave, retirement, and additional benefits. The retirement plan and insurance coverage for dependents were discussed.

Mayor Terrigno moved to adopt the Committee's recommendation as policy and direct the Committee to develop an RFP for the City Manager for revision or approval, then the RFP will go to the Council for approval. Mr. Viterbi seconded the motion and added a deadline of bringing the RFP to the Council at its next regular meeting. Mr. Heilman asked for more time to study the proposal and objected to voting. Mr. Viterbi also objected to voting. On a roll call vote, the motion carried unanimously.

CITY MANAGER SEARCH

The Committee reported 100 resumes have been received with 10 to 12 good candidates. The Council agreed to interview candidates together starting approximately March 10th on weekends, if possible. The Committee Chairman requested \$300 to attend the California League of Cities meeting in Monterey for recruitment purposes. Mr. Viterbi moved to approve the request. Mr. Schulte seconded. On a roll call vote, Ms. Albert, Mr. Heilman, Mr. Schulte, and Mr. Viterbi voted aye. Mayor Terrigno abstained. The motion carried.

INSURANCE

Dori Stegman stated the report will be distributed to the Council on February 8, 1985. Mr. Viterbi noted March 29 is the deadline to cancel insurance.

REQUEST TO ADDRESS CITY COUNCIL

The City Manager noted no representative of the Bachelors and Bachelorettes dance group was present to support the group's request for the Council to reconsider the site for Council meetings on Thursday nights. The Council tabled the item until the February 21 meeting.

IDENTIFICATION PROCEDURES (SS)

The City Attorney explained the ordinance as an amendment to the Code. Violation of the ordinance will be a misdemeanor. Jerry Hyde, 8952 Dicks Street, Manager of Rage, opposed the proposed ordinance. The legal responsibility of clubs was discussed in the event the ordinance should pass. Charles Stewart, Dr. Nathan Woodruff, Jr., of Mission Hills, Greg Byrd, 3842 Aloha Street, and Richard Phillips, 924 North Ogden Drive, No. 4, spoke in support of the ordinance. Scott Forbes, 652 North La Peer, spoke in opposition to the ordinance.

The City Attorney read the final clause of Chapter 3, Section B and Section A. Mr. Heilman moved to limit public debate to ten minutes. Ms. Albert seconded. Mayor Terrigno moved to limit public debate to two minutes per person. Mr. Heilman seconded. The Council approved the limitation unanimously.

Bill Larkin, 1122 North Kings Road, No. 1, opposed the ordinance.

John O'Brien, 1641 North Alexandria Avenue, Joi Jackson, 8608 North Holloway Drive, No. 325, Arturo Olivas, 2606 Corralitas Drive, Dennis Sheldon, 3842 Aloha Street, Colin Gibson, 1349 Elysian Park Drive, and Sallie Fiske, 6617 Waring, supported the ordinance. Mr. Heilman moved to waive further reading and adopt the ordinance as drafted. Mr. Schulte seconded. T The City Attorney suggested an additional section be added as a new 4302, entitled "Proof of Age - Uniform Treatment," to state all business establishments of any kind in the City of West Hollywood which require proof of age for admittance or for service shall inspect for such identification in accordance with Section 4300 in a uniform and nondiscriminatory manner. The City Attorney suggested the Council move to adopt the ordinance in concept and put the ordinance into the Code for first reading. Mr. Heilman agreed. Mayor Terrigno suggested that cross-dressing not be prohibited. Heilman accepted this amendment. On a roll call vote, the Council approved adoption of the ordinance unanimously. The motion carried.

Mr. Viterbi requested the outdoor display merchandising issue be addressed out of order.

Warwick Sims, 414 North Huntley Drive, asked permission to display merchandise on his private business property. Mr. Viterbi moved to request the Business and Finance Committee to work with the City Attorney to revise the outdoor display ordinance and return it to the Council in two weeks. Mayor Terrigno seconded with the amendment to make sure public displays will not interfere with passage of people. Mr. Viterbi accepted the amendment. Jeanne Dobren, 9000 Cynthia Street, spoke in opposition to revision of the ordinance. The motion was approved unanimously.

(Recess from 11:40 p.m., February 7, 1985, to 12:03 a.m., February 8, 1985)

RESOLUTION AGAINST
PREEMPTIVE (RENT CONTROL) LEGISLATION
AB483 (HA)

Ms. Albert read the resolution. Mayor Terrigno called for a vote in favor of passing the resolution and sending it to the Governor and members of the Assembly and Senate. The suggestion was approved unanimously.

SANTA MONICA MEDIAN DIVIDER (VT) - REPORT

TWO RESOLUTIONS

The City Attorney reported on receiving a written assignment of the lease from Southern Pacific Transportation Company with a written assignment from the beautification corporation to the City and asked for a closed session at the end of the agenda to discuss the City's potential involvement in litigation. The City

Attorney explained a resolution of the Council opposing 39, diminution or elimination of the Santa Monica Boulevard median strip. Mayor Terrigno stated the City wishes to have control of the property. Mr. Schulte moved to adopt the resolution. Mr. Viterbi seconded. Mr. Heilman objected to passage before studying other options. On a roll call vote, Ms. Albert, Mr. Schulte, Mr. Viterbi, and Mayor Terrigno voted aye. Mr. Heilman abstained. The motion carried.

APPLICATION FOR
FRANCHISE - SOUTHERN
CALIFORNIA GAS COMPANY
RESOLUTION NO. 36
RESOLUTION OF
INTENTION

The City Manager explained the item. Mr. Heilman moved to adopt Resolution No. 36. Ms. Albert seconded. Adoption of Resolution No. 36 was approved unanimously.

INTRODUCTION OF MUNICIPAL CODE ORDINANCE NO. 21 ON FIRST READING

The City Attorney explained the Code, recommending it be introduced on first reading and recommending an amendment to allow dry-cleaning establishments as automatically permitted uses in C-3 and CM zones. Mr. Heilman moved to waive further reading and introduce Ordinance No. 21 on first reading. Ms. Albert seconded. The introduction of Ordinance No. 21 was approved unanimously.

EXTENSION OF TIME - MANAGEMENT AIDE AND HOT LINE SUPERVISOR

The City Manager explained the need to extend temporary employment of two City employees for 60 days. Ms. Albert moved to approve the extension. Mr. Schulte seconded. The extension was approved unanimously.

Mr. Schulte moved to approve a temporary half-time clerical position to begin as soon as possible. Mr. Viterbi seconded. On a roll call vote, the Council approved the half-time clerical position unanimously. The motion carried.

Mr. Viterbi moved to authorize hiring an accountant for the City. Mayor Terrigno tabled the item until the next meeting.

The City Manager reported the hot line supervisor will have meetings to acquire information for rent control administration and requested approval of a substitute hot line telephone operator for 20 hours next week. Mayor Terrigno moved to approve the employment requested. Mr. Schulte seconded. The motion was approved unanimously.

RESOLUTION NO. 37 DEMAND REGISTER NO. 6

Mr. Viterbi explained the item. Mr. Heilman moved to adopt resolution No. 37. Mr. Viterbi seconded. The motion was approved unanimously.

Mr. Viterbi moved to authorize payment of taxes through City National Bank. Mr. Heilman seconded. The motion was approved unanimously.

Council members made announcements of upcoming City-related meetings.

Group W cable laying was discussed. Mr. Schulte objected to permitting Group W to proceed on the grounds of insufficient notice having been given. The Council agreed the City Manager is responsible to ensure timely proper notice is given to residents by Group W.

Mr. Viterbi moved to authorize the City Manager to direct the proper County agency that the City wishes continuation of cheese distribution. Mr. Schulte seconded. The motion was approved unanimously.

The agenda for the upcoming study session and whether or not to invite cable TV to study sessions were discussed. Mayor Terrigno called for a study session at 1:00 p.m. on February 14. The Council approved unanimously. Mr. Viterbi moved not to invite Group W to study sessions. Mayor Terrigno seconded and clarified that any media are welcome to attend but express invitation need not be given. On a roll call vote, Mr. Heilman and Mr. Schulte voted no; Mr. Viterbi and Mayor Terrigno voted aye; and Ms. Albert abstained. The motion did not carry.

Mr. Schulte moved to invite Group W to cover study session on February 14. Mr. Heilman amended the motion to the effect that Group W has an open invitation to attend all meetings. Ms. Albert seconded. On a roll call vote, Ms. Albert, Mr. Heilman, and Mr. Schulte voted aye; Mr. Viterbi and Mayor Terrigno abstained. The motion carried.

ORAL COMMUNICATIONS

Ruben Israel asked the Council to build the City upon the foundation of God's laws.

James Ledford, 1000 North San Vicente, expressed appreciation of deaf community for signers and requested signers at rent control and all other hearings.

A resident of 805 West Knoll Drive discussed problems with evicting a tenant from her home. The City Attorney explained an exception being written to the moratorium on evictions. Mayor Terrigno moved to waive further reading of Ordinance No. 2 and adopt it. Mr. Viterbi seconded. On a roll call vote, the motion carried unanimously.

Mr. Viterbi moved to have a signer for rent control hearings. Mr. Schulte seconded. Mr. Heilman amended to authorize a signer only when requested for a hearing. The motion was approved unanimously.

Mr. Viterbi amended the motion to authorize signers for the next three hearings only. Mr. Schulte seconded. The motion was approved unanimously.

The meeting was adjourned at 1:32 a.m., February 8, 1985, until February 14, 1985, at 1:00 p.m.