

MINUTES
WEST HOLLYWOOD CITY COUNCIL

AUGUST 1, 1985

- CALL TO ORDER: The meeting was called to order at 7:18 p.m. at West Hollywood Park by Mayor Terrigno.
- ROLL CALL: Present: Albert, Schulte, Viterbi, Heilman, Mayor Terrigno
Absent: None
Also Present: City Manager Brotzman
City Attorney Jenkins
- PLEDGE OF ALLEGIANCE: The pledge of allegiance was led by City Manager Brotzman.
- APPROVAL OF AGENDA: Mayor Terrigno requested that the Huntley Drive report be put with Item 2, that Item 14a, an Amendment to the Building Moratorium, be added to 14, and that Item 6 be changed to 3b.
- Councilmember Viterbi asked that Item 11 be sent to Business and Finance for approval and then brought back before the Council in two weeks and that Item 7, Anti-Graffiti Measures, be held for 1 week.
- Councilmember Schulte requested that Item 15 be changed to 3a.
- The City Manager requested that Item 4 be continued for one week.
- ACTION: To approve the agenda. Motion Schulte seconded by Albert. Hearing no objection it was so ordered.
- PROCLAMATIONS: Proclamations were given to Melrose Sprague and Jim Wilder for community service.
- REORGANIZATION OF CITY COUNCIL: Rescheduled for August 8, 1985. Hearing no objection it was so ordered.
- CONSENT CALENDAR:
- ITEM 1: RENT CONTROL REPORTS: RECOMMENDED ACTION: To receive and file.
- ITEM 1a: APPLICATION FOR SUBPENA: RECOMMENDED ACTION: To authorize the Mayor to execute the subpoena and the Assistant City Attorney to proceed with the investigation.
- ACTION: To approve the recommended actions on the Consent Calendar, Item 1 and 1a. Motion Heilman seconded by Terrigno. Hearing no objection it was so ordered.
- ITEM 2: CITY MANAGER REPORT: The City Manager reported on personnel recruitment and requested that Council schedule a personnel session to meet with two of the prospective candidates; one for Assistant City Manager and one for Director of Human Services. This was set for an early session before the meeting next Thursday. He also asked for Council authorization for sponsors of the 5-10K run to sell beer at that event on September 8th in the park.

ITEM 2: (cont'd.)
CITY MANAGER
REPORT:

As Councilmembers asked for more information on liability and a Sheriff's report this item was tabled for one week. The City Manager announced that Jeff Kudlac was now with the City as Code Enforcement Officer.

A report was given on the status of Huntley Drive. The City Attorney stated that the State of California had jurisdiction in this matter and that was why the State Health Department had assumed the role of lead agency. The suspected tank at the car wash had been emptied and was no longer in use.

ITEM 3:
WEST HOLLYWOOD
BEAUTIFICATION
CORP.:

The City Attorney reported that last year the W.H.B.C. entered into an agreement with So. Pacific to beautify the median strip. They incurred expenses in excess of the contributions they raised and since then the County of Los Angeles has taken possession of the strip and the City has entered into an agreement with the County to beautify the strip. The improvements are still on the median strip and the W.H.B.C. is asking the City to purchase these from them, (trees, flagpoles, irrigation system, etc.), for \$19,442.00.

Austin Green of the Rotary Club which organized the W.H.B.C. and Herschel Gilbert, President of the Rotary Club, addressed the Council and stated that in addition to these improvements was \$10,000 worth of soil plus the grading that was done. Many of the businesses that were enthusiastic about the project did nothing.

ACTION: That the City would contribute \$1.00 for every \$2.00 raised by the Beautification Corp. and would recognize the contributions already received of \$10,290 for the challenge match. Motion Viterbi seconded by Mayor Terrigno.

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

NOES: None

Motion carried.

ITEM 15:
AIDS:

Mayor Terrigno announced that the Council had proposed an Ordinance to prevent discrimination against persons with AIDS. To this end the Council was requesting public input, as well as council discussion, on this issue.

Coming forward to speak were:

Neil Schram, 6200 Via Subita, Rancho Palos Verdes, Chairman of the City/County Aids Task Force;

Robert McLane of AIDS Project L.A.

Gregory Merritt of AIDS Project L.A.

Budd Kops, 969 N. Larrabee St.

Lee Walker, 6300 Wilshire Blvd (Atty's)

Peter Laura, 6300 Wilshire Blvd (Atty's)

Rick Saslaw, 450 1/2 N. Hayworth

Nancy Taylor, Crescent Heights

David Pierce, 8207 De Longpre

Kay McGraw - Chamber of Commerce

Bob Lucas, 7985 Santa Monica Blvd.

The testimony of all persons related the need for education - AIDS is not contagious but is transmitted by intimate physical contact and through blood by-products.

ITEM 12:
COMPARABLE WORTH
PLAN:

FURTHER ACTION: To re-activate the Comparable Worth Committee to review this plan and bring back information on consultants. Motion Mayor Terrigno seconded by Schulte. Hearing no objection it was so ordered.

ITEM 13:
ORDINANCE NO. 68u:

Sorin Alexanian reported that this Ordinance, an exception to the building moratorium, would apply to four properties in West Hollywood that had been partially destroyed by fire. The Council discussion centered on the in-lieu fee for parking, which has not been set; and pedestrian oriented design standards.

Jean Dobrin, 9000 Cynthia stated she felt this Ordinance would be loosening standards, not tightening them.

Nancy Taylor, 1047 N. Crescent Heights Blvd., felt that in lieu fees were a way to get around sound planning and parking requirements.

Russ Wilson, 661 N. Robertson, owner of Koontz Hardware, that burned down 3 1/2 years ago, stated that his plans for rebuilding had been designed in conjunction with the lenders, to the West Hollywood Community plan.

Jeff Seymour, 2007 Sawtelle, who was representing Koontz Hardware urged the Council to establish the pedestrian and parking criteria as soon as possible.

ACTION: To adopt Ordinance No. 68u, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING ORDINANCE NO. 9 BY EXPANDING THE EXCEPTIONS PERTAINING THERETO AND DECLARING THE URGENCY THEREOF," as amended with direction to staff that pedestrian oriented design standards and in lieu parking fee structure are to be developed by the Planning Department and brought to the Council for approval. Motion Schulte seconded by Viterbi.

AYES: Albert, Schulte, Viterbi, Mayor Terrigno

NOES: Heilman
Motion carried.

ITEM 14:
ORDINANCE NO. 69u:

The City Attorney reported that this Ordinance was prepared at the recommendation of the planning sub-committee to allow for additions or expansions to existing commercial buildings that need small additions.

ACTION: To continue this item for one week to August 8th, 1985. Motion Mayor Terrigno seconded by Schulte.

AYES: Albert, Schulte, Viterbi, Heilman Mayor Terrigno

NOES: None
Motion carried.

Mayor Terrigno asked for discussion on a memo from Woody Tescher dated July 30, 1985.

ITEM 15: (cont'd.)
AIDS:

The City Attorney reported that he should have an ordinance in front of the Council for consideration on August 15th.

ITEM 6:
FIRE AND
SAFETY
AWARENESS:

The City Manager reported that at the time of the hearings on the Sheriff's budget, Captain Cook outlined the personnel of the Crime Prevention Unit and proposed the elimination of one deputy and the addition of one member from the Fire Department. The City Council approved this idea in concept and the proposal and budget are now ready for approval and authorization of the appropriate funds of first time cost of \$4,000 for equipment and supplies and an annual fee for personnel and mileage of \$55,589.00.

Charlie Crane of the Fire Department reported that program was presently being set up and was ready to go right away.

ACTION: To approve the contract. Motion Viterbi seconded by Mayor Terrigno.

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

NOES: None
Motion carried.

Jeanne Dobrin, 9000 Cynthia stated that she was in favor of this project and thanked the Council for their foresight.

ITEM 10:
1201 N.Larrabee
Subdivison:

The City Attorney reported that Tract. No. 37561, 1201 N. Larrabee, a new condominium project that has been completed since mid-1982, has not received final approval due to the failure of American City Bank and subsequent law suits. Through meetings with the attorney for the developer an agreement has been secured in which Larrabee has agreed to pay the outstanding fees and provide the bonds after approval of the final tract map but before recordation of same.

ACTION: To approve the contract and the final map, authorize the Mayor to execute the document, conditioned on Larrabee dismissing the lawsuit against the County of Los Angeles. Motion Viterbi seconded by Schulte.

AYES: Albert, Viterbi, Schulte, Terrigno Heilman

NOES: None

A recess was called at 9:07 p.m..

The meeting reconvened at 9:45 p.m..

ITEM 5:
ENVICOM CONTRACT:

The City Manager reported that the contract between the City and Envicom, for General Plan and Zoning Ordinance Services had not yet been executed. The agreement is now before the Council for approval. Councilmember Schulte questioned Woody Tescher about page 7 - item 16- Post Contractual Limitations. Mr. Tescher stated it would not pose problems for them if this was modified to strike everything after legislative capacity in the last sentence.

ITEM 5: ACTION: To approve the contract and authorize
ENVICOM CONTRACT: the Mayor to sign, striking "excepting
(cont'd.) technical or feasibility studies which are
not intended as support to a specific land
use application and which would not
require interface with the city", on page 7,
Item 16. Motion Schulte seconded by Albert.

AYES: Albert, Schulte, Viterbi, Heilman
Mayor Terrigno

NOES: None
Motion carried.

ITEM 8: The City Manager requested that the City
City Clerk: Council approve the Organization chart, salary
RESOLUTION NO. 88 ranges, and job descriptions for City Clerk/
Records Management Department and adopt
Resolution No. 88 authorizing the appointment
of Mary Tyson as City Clerk. He also requested
that the Council authorize the filling of
two positions within the general office worker
career ladder.

ACTION: To approve the City Manager's request
and to adopt Resolution No. 88, "A RESOLUTION
OF THE CITY COUNCIL OF THE CITY OF WEST
HOLLYWOOD APPOINTING MARY TYSON AS CITY
CLERK." Motion Mayor Terrigno seconded by
Schulte. Hearing no objection it was so
ordered.

ITEM 9: The City Manager reported that the current
COMMUNICATION contract with Communication Works was due
WORKS: to expire.

ACTION: To extend the current contract with
Communication Works through the end of
August. Motion Schulte seconded by
Mayor Terrigno.

AYES: Albert, Schulte, Viterbi, Heilman
Mayor Terrigno

NOES: None
Motion carried.

ITEM 12: The City Manager reported that he had prepared
COMPARABLE WORTH an interim concept in order for the City to
PLAN: establish a basis under which they could hire
general office employees to meet the current
workload requirements. He requested that the
City Council authorize the establishment of
a career ladder as reflected on the chart,
approve the job descriptions, establish the
salary ranges and authorize the employment
of three general office workers.

After discussion by the Council, the consensus
was established to hire someone to take over
the consulting job on a comparable worth
study, which had been awarded to Dr. Treiman
and never completed.

ACTION: To accept the organization chart
and salary range subject to review by someone
hired to prepare a comparable worth plan for
the City. Motion Mayor Terrigno seconded by
Schulte.

AYES: Schulte, Viterbi, Heilman, Mayor Terrigno
NOES: Albert
The motion carried.

ITEM 14:
ORDINANCE NO. 69u:
(cont'd.)

Woody Tescher stated that the intent was an Ordinance to expand the scope of the current exemptions for residential units from 10 to 25 units and would require that 20% of these units be made available for low and moderate income persons. He stated he would do some research on, and provide information on, the HUD definition of low and moderate income. This item will be returned to the Council in one week.

Councilmember Viterbi asked that the Council add an item to the agenda at this time; a moratorium on sale of alcoholic beverages for off-premises consumption.

Soren Alexanian explained that the City has no control at the present time on the establishment of liquor stores or mini-marts that sell alcoholic beverages. He was requesting that, since the new Zoning Ordinance will require a conditional use permit for the sale of alcoholic beverages, the Council consider a moratorium at this time.

PROPOSED ACTION: To table this item for two weeks. Motion Mayor Terrigno seconded by Schulte.

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

ACTION: To adopt Ordinance No. 73 u, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD DECLARING A MORATORIUM ON THE USE OF PROPERTY FOR SALES OF LIQUOR OR ALCOHOLIC BEVERAGES AND DECLARING THE URGENCY THEREOF." Motion Viterbi seconded by Schulte.

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

ITEM 16:
REVENUE SHARING
RESOLUTIONS:
RESOLUTION NO. 89
RESOLUTION NO. 90

The City Attorney reported that a city entirely encompassed within the territory of a library or fire protection district may elect to pay to the district the amount the district would derive from its share of property tax allocations. This tax appears on the property owner's tax bill as a city tax. When the tax is paid it is transferred to the district but the city receives credit for the purpose of receiving its share of revenue sharing funds.

ACTION: To adopt Resolution No. 89, "A RESOLUTION OF THE CITY COUNCIL OF WEST HOLLYWOOD PROVIDING REVENUE SHARING CREDIT FOR COUNTY FIRE PROTECTION TAXES PAID BY CITY PROPERTY OWNERS", and Resolution No. 90, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD PROVIDING REVENUE SHARING CREDIT FOR COUNTY LIBRARY TAXES PAID BY CITY PROPERTY OWNERS." Motion Heilman seconded by Mayor Terrigno. Hearing no objection it was so ordered.

ITEMS 17:
ORDINANCE NO. 46: The City Attorney removed this Ordinance from the agenda as it is no longer correct and is inconsistent with the rent control department.

ITEM 18:
COMMUNICATIONS: Nancy Taylor asked why a public hearing was required for a moratorium but not for an exception to a moratorium. The City Attorney replied that this is State law.

Jeanne Dobrin, 9000 Cynthia stated she felt the agendas should be available earlier and is disturbed by non-agenda items being brought up.

At 11:35 p.m. the Council adjourned to a closed session.

At 12:00 the Council reconvened and the Mayor announced that they had discussed litigation and personnel matters. The meeting was adjourned to a meeting at 5:30 p.m., at Plummer Park on August 8, 1985.