

MINUTES

DECEMBER 19, 1985

CITY COUNCIL MEETING

WEST HOLLYWOOD PARK
7:00 P.M.

CALL TO ORDER: The meeting was called to order by Mayor Heilman at 7:20 p.m.

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

ROLL CALL: Present: Albert, Terrigno, Viterbi,
Schulte, Mayor Heilman

Also
Present: City Attorney - Jenkins
City Manager - Brotzman

PROCLAMATION: DECEMBER 20, P.S. YOUR CAT IS DEAD DAY:
Councilmember Schulte presented a proclamation to Andrew Stevens, Ron Palillo, Anne Lockhart and Brodie Greer for their work in the benefit production of James Kirkwood's, "P.S. Your Cat is Dead", directed and produced by Steven Brooks. Proceeds from the play go to benefit the Ed Edelman Clinic at The Gay and Lesbian Community Center.

APPROVAL OF AGENDA: The following are a list of Council recommendations amending the agenda:

Add 2w and 2x - claims for damages to the Consent Calendar.

Add 2aa - Purchase of Office Furniture.

Add 2bb - Hearing Examiner Contracts.

Pull Item 8 and take Recommendation 1 from Item 8 and put under Consent Calendar as 2z.

Table Item 10 and Item 11 to January 9th, 1986.

Pull 2m for special presentation.

Pull Item 2n, 2o, 2s and 2y off Consent Calendar.

Table Item 12, Smoking Ordinance, to the meeting of January 9, 1986.

ACTION: To approve Agenda as amended. Hearing no objection so ordered.

ORIGINAL

OFF AGENDA ITEM: Jeff Cole, 8804 Rosewood Ave., W.H. presented to Council a petition regarding the closure of Danny's Oki Dogs on Santa Monica Boulevard. Mr. Cole claims that he had been assaulted by the owner of the hot dog stand while getting a coke at his stand. Mr. Cole had wanted to take this opportunity to alert Council of this incident. Mayor Heilman stated that he would have the matter looked into and the appropriate measures taken.

1. City Manager's Report: At this time the City Manager presented all pertinent issues to the City Council.

Direction from Council was given to staff about painting new lines on Santa Monica Boulevard at San Vicente and La Cienega.

2. m) Resolution No. 136 Endorsing the Great Peace March:
RECOMMENDED ACTION: That the City Council adopt Resolution No. 136, "A RESOLUTION OF THE CITY COUNCIL OF WEST HOLLYWOOD ENDORSING THE GREAT PEACE MARCH."

ACTION: To adopt Resolution No. 136. Motion Mayor Heilman seconded Councilmember Terrigno.

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

NOES: None
 Motion carried.

2. Consent Calendar: The following routine matters will be acted upon by one motion to approve with the majority consent of the City Council.

a) Minutes from December 5, 1985: **RECOMMENDED ACTION:** To approve Minutes from December 5, 1985.

b) Minutes from December 12, 1985: **RECOMMENDED ACTION:** To approve Minutes from December 12, 1985.

c) Resolution supporting League of California Cities / Southern California Edison Company Rule 20A Undergrounding Agreement: **RECOMMENDED ACTION:** It is recommended that the City Council approve a resolution supporting the League of California Cities/Southern California Edison Company Rule 20A undergrounding agreement.

d) Time Extensions TR-40653 Subdivision: **RECOMMENDED ACTION:** That the City Council:

- 1) Approve the Time Extension
- 2) Accept the Bond
- 3) Approve the agreement and authorize the Mayor to execute.

4) Order the Clerk in the letter of transmittal to inform the Subdivider that no further extensions will be granted and that the required improvements be constructed before expiration of the agreement.

e) **Employee of the Quarter Program:** RECOMMENDED ACTION: That the City Council approve and adopt a program at a cost not to exceed \$800 to recognize employees for outstanding service.

f) **Code Enforcement Assistant:** RECOMMENDED ACTION: It is recommended that the City Council authorize a budget transfer of \$22,838 from the Special Services line of the Planning Division budget to the Permanent Employee line of the budget, to create an Administrative Aide II position to assist with business licenses and code enforcement.

g) **March 14, 1985 Council Action re: Billboard Removal at 8730 Santa Monica Blvd:** RECOMMENDED ACTION: That Council rescind the portion of a motion made on March 14, 1985 regarding billboard removal at 8730 Santa Monica Blvd..

h) **Assessment on Proposition A Proposal:** It is recommended that the City Council, by minute order, vote not to pay West Hollywood's Proposition A assessment at \$300.00 and to instruct the City Manager to send a letter to the Contract Cities Association explaining this decision.

i) **Request for Proposals for a City Bus Shelter Program:** RECOMMENDED ACTION: That Council approve a bus shelter program for the City which would consist of hiring a firm to provide, maintain and replace bus shelters. The bus shelter provider will sell advertising space and the City will share in any advertising revenue. In addition, for Council to approve a Request for Proposals for a bus shelter program.

j) **Various City Engineering Tasks:** RECOMMENDED ACTION: That Council take the following actions:

A) Authorize the City Manager to enter into a contract for City Engineer services;

B) Authorize the Director of Community Development to request proposals for pavement management;

C) Authorize Harris and Associates to prepare the bid specifications for the listed resurfacing projects;

D) Instruct Harris and Associates to complete a needs assessment of engineering and public works functions within 60 days; and

E) Authorize the Director of Community Development to prepare an RFP for street reconstruction and storm drain projects.

k) **Senior Discount Program:** RECOMMENDED ACTION: It is recommended that the City Council endorse the "Its Nifty to Be Sixty" Program, and authorize staff to begin its implementation.

l) **Dames and Moore Contract Extension:** RECOMMENDED ACTION: To retain the services of Dames and Moore on an as-needed basis, to re-evaluate after a three month period.

m) **Resolution No. 136 Endorsing the Great Peace March:** RECOMMENDED ACTION: That the City Council adopt Resolution No. 136, "A RESOLUTION OF THE CITY COUNCIL OF WEST HOLLYWOOD ENDORSING THE GREAT PEACE MARCH."

This Item was pulled off the Consent Calendar for a special presentation.

n) **Authorization for Staff to Prepare a Report on Programs for Creating Affordable Housing Opportunities:** RECOMMENDED ACTION: That City Council authorize staff to prepare a report on programs for creating affordable housing opportunities within the next three months. At that time set date for a study session on subject, including a roundtable discussion with housing developers and specialists from the area.

This Item was pulled off the Consent Calendar for Council discussion.

o) **Sheriff's Training Program:** RECOMMENDED ACTION: That the City Council authorize \$28,400 from the unappropriated reserve and conduct a formal training program utilizing the services of Ross Lewis & Associates. However, should the City Council wish to consider additional consultants, it is recommended that Council direct the staff to informally obtain additional proposals for consideration at the January 22nd meeting of the City Council.

This Item was pulled off the Consent Calendar for Council discussion.

p) **Demands and Warrants - Resolution No. 142:** RECOMMENDED ACTION: That Council approve Resolution No. 142, the Demand Register.

q) **Claim for Damages - Shaul Meir:** RECOMMENDED ACTION: To deny without comment and refer to insurance carrier.

r) **Claim for Damages - State Compensation Insurance Fund For Recovery of Benefits For Thomas O'Brien:** RECOMMENDED ACTION: To deny without comment and refer to insurance carrier.

s) **Nightclubs and Taverns open until 4:00 A.M. on New Years Eve:** RECOMMENDED ACTION: That the City Council authorize that the ordinary closing requirement not be enforced until 4:00 A.M. to allow time for the gradual dispersion of people and traffic and also to allow time for the effect of any alcoholic drinks the patron may have had to wear off, on the condition that no alcoholic beverages be served after the hour of 2:00 A.M.

This Item was pulled off the Consent Calendar for Council discussion.

t) **Job Description, Administrative Aide 1:** RECOMMENDED ACTION: That Council approve the Administrative Aide I job description.

u) **Rent Stabilization Regulations:** RECOMMENDED ACTION: That the City Council approve regulation 60000 as amended by the Rent Stabilization Commission.

v) **Application for Subpena Duces Tecum:** The City Attorney is conducting an investigation into an alleged violation of the Rent Stabilization Ordinance. The City Attorney requests information from Southern California Edison Company, Southern California Gas Company, and Los Angeles Times Mirror Corporation.

RECOMMENDED ACTION: That the City Council approve the application for and execute each Subpena Duces Tecum.

w) **Claim for Damages - Clinton D. Lord:** RECOMMENDED ACTION: That Council deny without comment and refer to the City's insurance carrier.

x) **Claim for Damages - Greg Aldon France:** RECOMMENDED ACTION: That Council deny without comment and refer to the City's insurance carrier.

y) **Drive Alive Program:** RECOMMENDED ACTION: That Council approve the Agreement with Beverly Hills Cab Company for the co-sponsorship of the "Drive Alive" program.

This Item pulled off the Consent Calendar for Council discussion.

z) **Rent Stabilization Regulations:** RECOMMENDED ACTION: To approve regulation 66042, promulgated by the Rent Stabilization Commission.

aa) **Approval of Purchase of Additional Furniture for City Hall:** RECOMMENDED ACTION: That Council approve the purchase of additional furniture for build out at a cost range of \$10,000 - \$12,500.

bb) **Hearing Examiner Contracts:** RECOMMENDED ACTION: That City Council approve the standard agreement for contract hearing examiners and authorize the Rent Stabilization Director to enter into contractual arrangements with as many qualified hearing examiners as is found necessary to satisfy hearing activities.

ACTION: To approve the Consent Calendar. Motion Schulte seconded Mayor Heilman. Hearing no objection so ordered.

2. n) **Authorization for Staff to Prepare a Report on Programs for Creating Affordable Housing Opportunities:** RECOMMENDED ACTION: See 2. n) under Consent Calendar.

ACTION: To approve. Motion Heilman seconded Albert. Hearing no objection so ordered.

2. o) Sheriff's Training Program: RECOMMENDED ACTION: See under Consent Calendar 2 o).

ACTION: To approve recommendation with the addition of proposals from other agencies. Motion Schulte seconded Albert. Hearing no objection so ordered.

2. s) Nightclubs and Taverns open until 4:00 A.M. on New Years Eve: RECOMMENDED ACTION: See Consent Calendar for Staff Recommendation under 2 s).

The following people spoke in favor of recommendation.

John Harris, 8714 Rosewood, W.H. 90048.

Jeanne Dobrin, 9000 Cynthia, W.H. 90069.

Stephen Hughes, no address given.

The following people spoke against the recommendation.

Bill Kazari, no address given.

Robbie Shaw, 7707 Santa Monica Blvd., W.H. 90046.

ACTION: To approve recommendation. Motion Schulte seconded Terrigno.

AYES: Albert, Terrigno, Schulte,
Mayor Heilman

NOES: Viterbi

2. y) Drive Alive Program: RECOMMENDED ACTION: See Consent Calendar for Staff Recommendation under 2 y). ACTION: To approve recommendation. Motion Mayor Heilman seconded Schulte. Hearing no objection so ordered.

7. Social Services Funding Recommendations: RECOMMENDED ACTION: It is recommended that the City Council:

1. Approve funding \$92,700 to the Gay and Lesbian Community Services Center for services in its Lesbian Central, Counseling, and Information and Referral programs to Lesbians in a manner proportionate to the funding; services in its Counseling and Information and Referral programs to Gay men in manner proportionate to the funding; and to provide accounting and administrative support.

2. Authorize staff to negotiate the actual project description, scope of services, and budget documents for the Gay and Lesbian Community Services Center contract.

3. Authorize staff to continue developing the concept of the Gay Protection Project.

ACTION: To approve staff recommendations. Motion Schulte seconded Terrigno. Hearing no objection so ordered.

3. Vacation of alley south of Santa Monica Blvd., Formosa Ave.: RECOMMENDED ACTION: In the absence of either written or oral protests it is recommended that the alley be vacated and that utility easements be reserved as outlined in the October 25, 1985, letter from the County Director of Public Works.

ACTION: To waive further reading and adopt Resolution No. 143.

4. Pacific Design Center: RECOMMENDED ACTION: That Council take Public Testimony.

The following people spoke either against the proposed expansion or raised questions concering such issues as parking, day care center, etc.

Harald R. Hahn, 8731 Rosewood, W.H., C.A. 90048.

Helen Palmer, 545 Westbourne Dr., W.H., C.A. 90048.

Doug Routh, 1264 N. Harper Ave., #4, W.H., C.A. 90046.

Ron Stone, 8722 3/4 Holloway Dr., W.H., 90069.

G. Bruce Traub, 828 Huntley Dr., W.H. 90069.

Woody McBreairty, 1010 Palm Ave., W.H. 90069.

Budd Kops, 969 N. Larrabee St., W.H., 90069.

Joyce Hundal, 9002 Rangely Ave., W.H. 90048.

Jeanne Dobrin, 9000 Cynthia, W.H. 90069.

Andrew Werch, 9017 Harratt, *8, W.H., C.A..

ACTION: To increase Item 17, Transit Improvement Fund, (Now named the Parking Improvement Fund), to 50 cents per square foot. In addition to remove Item 22. Motion Terrigno seconded Schulte.

AMENDING ACTION: To take the 50% matching grant up to \$50,000 to be used as seed money and put it in a Parking Implementation Fund.

Motion Viterbi seconded Terrigno.

ACTION: To sever Item 22 from the main motion. Motion Heilman seconded Albert.

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

ACTION: To approve main motion as amended.

AYES: Terrigno, Viterbi, Schulte,
Mayor Heilman

NOES: Albert
Motion carried.

ACTION: To provide in Condition No. 1 that the parking structure be redesigned. That this redesign be done in conjunction with at least one public meeting to be held under Murray Feldman's direction and that there be complete closure of the east side of the parking structure pending the outcome of the acoustical study. In addition, review the possibility of a greater setback of the parking structure on the east side. Motion Schulte seconded Terrigno. Hearing no objection so ordered.

ACTION: To accept, as a separate condition, the Pacific Design Center's offer to make the entire parking structure a carriage entrance with a twenty minute turnover. Motion Schulte seconded Heilman. Hearing no objection so ordered.

ACTION: To have Council go on record supporting permit parking plan area north of Melrose bounded by San Vicente, La Cienega and Santa Monica Boulevard, pending staff recommendation and public hearing/discussion of the issue. Motion Schulte seconded Viterbi.

AYES: Albert, Terrigno, Viterbi,
Schulte

NOES: None
ABSTAIN: Mayor Heilman
Motion carried.

ACTION: To limit cleaning of parking lot by mechanical equipment between the hours of 9:00 a.m. to 11:00 p.m. Motion Viterbi seconded Terrigno. Hearing no objection so ordered.

ACTION: To hold off construction of Exactions No. 4,5 and 6 until a workshop has been held to discuss the implication to the study. Motion Terrigno seconded Schulte.

AYES: Albert, Terrigno, Viterbi,
Schulte

NOES: Mayor Heilman
Motion carried.

ACTION: To support the Pacific Design Center's proposed expansion in concept and allow to continue per amended conditions No. 1 - 44. Motion Terrigno seconded Schulte.

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

NOES: None

The Council meeting was recessed at 10:15 p.m.

The Council meeting was reconvened at 10:45 p.m. to a public hearing on the Interim Zoning Ordinance.

5. Interim Zoning Ordinance: RECOMMENDED ACTION: That City Council take testimony and continue the Public Hearing open to the meeting of January 9, 1986.

The following people either raised concerns or asked for clarification on particular sections of the Interim Zoning Ordinance during the public hearing.

Ron Shipton, 8718 Rosewood, W.H. 90048.

Budd Kops, 969 N. Larrabee St., W.H. 90069.

Jeanne Dobrin, 9000 Cynthia, W.H. 90069.

Joyce Hundal, 9002 Rangely Ave., W. H. 90048.

Richard Settle, 7213 Santa Monica Blvd., W.H. 90046.

Rubby Shaw, 7707 Santa Monica Blvd., W.H. 90046.

Alexander Haagen, 3500 S. Sepulveda, W.H. 90067.

Donn Morey, 2007 Sawtelle Blvd, Suite 6, LA 90025.

Ron Stone, 8722 3/4 Holloway Dr., W.H. 90069.

Arlen Andelson, 825 N. San Vicente, W.H. 90069.

Abbe Land, 1301 Havenhurst, W.H. 90046.

Art Tucker, 7415 Santa Monica Blvd., W.H. 90046.

ACTION: To continue Public Hearing open to January 9th, 1986 with direction given to staff to work with the City Chamber to schedule a public workshop prior to the January 9th, 1986 meeting. If workshop could not be scheduled by January 9th, then to schedule workshop between first and second reading of the Ordinance.

6. Boards and Commissions: RECOMMENDED ACTION: That Council's individual appointments be made at this time to each of the commissions and that each Councilmember nominate two additional people for the at-large appointments. In addition, Council is to nominate the six council appointees for the General Plan Advisory Committee.

John Harris addressed the Council on this issue. Mr. Harris requested that no appointments be made that show a conflict of interest with the post nominated for.

The following are list of nominees to each of the four commissions and the at large appointments:

PLANNING:

Appointments:

Viterbi	Weinberger, Peter
Schulte	Siegel, Bernard "Bud"
Heilman	Richmond, Jeff
Albert	Doering, Bruce
Terrigno	Mc Alear, Peter

At Large Nominations:

Viterbi:	Fulton, William
	Hundell, Joyce

Schulte:	Fulton, William
	Land, Abbe

Mayor	Land, Abbe
Heilman:	Vukas, Gerald

Albert:	Land, Abbe
	Fulton, William

Terrigno:	Fulton, William
	Hundal, Joyce

PUBLIC FACILITIES COMMISSIONS:

Appointments:

Schulte	Settle, Richard
Heilman	Crowe, Bradford
Albert	Combs, Joanne
Terrigno	Burkhart, Erich
Viterbi	Williams, Robert

At Large Nominations:

Schulte: Turn in by Tuesday

Mayor Burkhardt, Erich
Heilman: Litz, James W.

Albert: Burkhardt, Erich
Morgenstern, Aida

Terrigno: Morgenstern, Aida
Litz, James W.

Viterbi: Doser, Dean
open - will turn in Tues.

TRANSPORTATION COMMISSION:

Appointment:

Schulte Dobrin, Jeanne
Viterbi Fabe, Dr. James
Albert Harvey, Susan
Heilman Hundel, Joyce
Terrigno Shay, Garry S.

At Large Nominations:

Albert: Seigal, Margot
Marks, Dennis

Terrigno: Zadin, Sibyl
Kops, Budd

Viterbi: Seigal, Margot
Reynolds, Robert M. Jr.

Schulte: Strudler, Martin
Snyder, David

Mayor Lawson, Craig
Heilman: Marks, Dennis

HUMAN SERVICES:

Appointments:

Terrigno Werner, Richard
Viterbi Vays, Zigmund
Schulte Hirsch, Lester
Heilman Yaryan, Ruby, Ph. D.
Albert Cowan, Michael, Rev.

At Large Nominations:

Terrigno: Pizer, Katie
Turk, Jeanette

Viterbi: Hochman, Judi
Garay, Teresa

Schulte: Garren, Edward
Hochman, Judi

Mayor
Heilman: McBreairty, Woody
Lathrop, Richard J.

Albert: Kornas, Kathy
McBreairty, Woody

GENERAL PLAN ADVISORY COMMISSION:

Appointments:

Mayor
Heilman: Berke, Lisa
Gannon, Joseph
Howard, Jane
Sode, Jim
Lehman, Mark

Albert: Ocamb, Karen
Mitchell, Kay
Etezadi, David
Thompson, Joe
Taylor, Jim

Terrigno: Moschetta, Patricia
Haag, Nancy M.
Pierson, Robert John
Smith, Sam M. D.
Snyder, David

Viterbi: Stone, Ron
Baker, Stephen G.
Contini, Edgardo
Kates, Ronald S.
Slagle, Phillip Roger

Schulte: Taylor, Nancy
Ezra, Ed
Genhart, Don
Bonbright, Christopher V.
Hundal, Joyce (Will talk with her about being on
Commission)

At Large Nominations:

Mayor Highland, Jim
 Heilman: Cronin, Carleton
 Schlosser, Walter
 Settle, Richard
 Land, Abbe
 Warrior, David Brian

Albert: Doering, Bruce
 Burg, Lester
 Marke, Marigo
 Zaden, Sibyl A.
 Crista, Laura

Terrigno: Chivens, Allen
 Kops, Budd E.
 Strudler, Martin
 (To be submitted at a later date.)

Viterbi: Kops, Budd E.
 Chivens, Allen
 Werksman, Mark
 (To be submitted at a later date.)

Schulte: Kops, Budd E.
 Vulcan, Bob
 (To be submitted at a later date.)

7. Social Services Funding Recommendations: RECOMMENDED ACTION: It is recommended that the City Council:

1. Approve funding \$92,700 to the Gay and Lesbian Community Services Center for services in its Lesbian Central, Counseling, and Information and Referral programs to Lesbians in a manner proportionate to the funding; services in its Counseling and Information and Referral programs to Gay men in a manner proportionate to the funding; and to provide accounting and administrative support.

2. Authorize staff to negotiate the actual project description, scope of services, and budget documents for the Gay and Lesbian Community Services Center contract.

3. Authorize staff to continue developing the concept of the Gay Protection Project.

9. Election Night Vote Counting: RECOMMENDED ACTION: To consolidate with Beverly Hills for the vote count on election night and authorize the City Clerk to work with the Beverly Hills City Clerk to set up election night procedure and security.

ACTION: To approve recommendation. Motion Heilman seconded Schulte. Hearing no objection so ordered.

10. Sullivan Principles, South Africa: RECOMMENDED ACTION: That Council direct the preparation of an ordinance which would allow the City to accept bids or proposals from firms doing business in or with the Republic of South Africa if they are signatories to the Sullivan Principles and have achieved a rating on their performance of Categories I or II.

ACTION: Tabled to January 9th, 1986.

11. Retirement: RECOMMENDED ACTION: That Council approve participation in the California Public Employees Retirement System.

ACTION: Tabled to January 9th, 1986.

12. Smoking Ordinance No. 96, for adoption: RECOMMENDED ACTION: To approve Ordinance No. 96, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO SMOKING IN PUBLIC PLACES AND PLACES OF EMPLOYMENT AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."

ACTION: Tabled. Direction given to set workshop and return to Council January 23, 1986, early in the meeting as either unfinished business or as a public hearing.

13. Exemption for Expansion of School Site, Ordinance No. 97U, for Adoption: RECOMMENDED ACTION: That Council Adopt Ordinance No. 97U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING AN EXEMPTION TO THE MORATORIUM ON PERMITS ESTABLISHED IN ORDINANCE NO. 9 AND DECLARING THE URGENCY THEREOF".

ACTION: To adopt Ordinance No. 97U. Motion Albert seconded Schulte.

AYES: Albert, Terrigno, Viterbi, Schulte

NOES: Mayor Heilman
Motion Carried.

14. Vesting Tentative Map Ordinance No. 94, for Adoption: RECOMMENDED ACTION: That Council adopt Ordinance No. 94, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROVIDING FOR VESTING TENTATIVE MAPS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".

ACTION: To waive further reading and adopt Ordinance No. 94. Motion Heilman seconded Albert.

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

NOES: None
Motion Carried.

15. Written and Oral Communications:

a) Council

b) Public:

Ron Shipton, 8718 Rosewood, W.H. 90048, addressed the Council concerning posting at public places. He suggested that a display case be installed to protect the documents.

The Council recessed to a closed session to discuss matters of potential litigation at 1:10 a.m.

The Council meeting was reconvened at 1:18 a.m.

Adjournment: Mayor Heilman adjourned the meeting to a closed session of the City Council at Plummer Park, Fiesta Hall, 6:00 p.m. on Thursday, January 1, 1986.