

WEST HOLLYWOOD COUNCIL MEETINGS ARE BROADCAST BY GROUP W CABLE

CH. 10, EVERY TUESDAY NIGHT AT 8:00 P.M.

SMOKING IS NOT PERMITTED IN THE CITY COUNCIL CHAMBERS
(W.H. ORDINANCE NO. 13)

MINUTES

DECEMBER 5, 1985

CITY COUNCIL MEETING

WEST HOLLYWOOD PARK
6:00 P.M. - CLOSED SESSION
7:00 P.M. - MEETING

CALL TO ORDER: The meeting was called to order by Mayor Heilman at 7:25 p.m.

PLEDGE OF ALLEGIANCE: Mayor Heilman led in the Pledge of Allegiance.

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

Also
Present: City Manager -
Brotzman City
Attorney -
Jenkins

APPROVAL OF AGENDA: The following is a list of Council recommendations amending the December 5, 1985 agenda:

Table 2 e) for one week

Pull 2 h) for amendment.

Pull 2a), 2 f) and 2 k).

Pull and table two weeks Item 2 o).

Add 2 p) on the joint resolution with the City of Beverly Hills regarding the widening of route 2.

Move Item 10 after Item 6.

Requested to add a new ordinance before Item 3.

Pull Item 11, 12 and 15 for 2 weeks

ACTION: To approve agenda as amended. Motion Heilman. Hearing no objection so ordered..

TREASURER'S REPORT: Johnathan Ahearn gave the Treasurer's report:

Balance as of September 30, 1985	4,989,728
Receipts for October 1985 per schedule A	1,609,580
Total Expenditures	1,134,825
Balance as of October 31, 1985	5,464,483
Less Certificates of Deposit per schedule B	3,900,000
Balance of Operating and Treasurer's Accounts as of October 31, 1985	1,564,483

1. **City Manager's Report:** The City Manager at this time waived giving his report.

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

b) **Traffic Signal:** Recommended Action: It is recommended that the Council authorize staff to negotiate a contract with BSI Consultants and that once completed and approved by the City Attorney the Mayor be authorized to execute the contract on behalf of the city.

c) **Road Improvement - Tract No. 38427:** Recommended Action: It is recommended that the City Council release the remaining \$600 of the surety bond posted for road improvements for Tract No. 38427.

d) **Bid Specifications for City Hall Cabinetry:** Recommended Action: That the City Council approve the bid package at an estimated cost of \$30,000 and authorize the City Clerk to receive bids until December 27, 1985, open the bids at that time, and report the lowest responsible bidder to the City Council for approval.

g) **Election Supplier Proposals:** Recommended Action: To accept the proposal from Martin & Chapman for the Elections Supplier for the Municipal Election of April 8, 1986. The money had been budgeted by the Clerk's office and approved by the Council.

i) **A Resolution Requesting Board of Supervisors to Render Specified Services to the City Relating to the Election:** Recommended Action: To adopt Resolution No. 138, "RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO RENDER SPECIFIED SERVICES TO SAID CITY RELATING TO THE CONDUCT OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON TUESDAY, APRIL 8, 1986."

j) A Resolution Adopting Regulations for Candidates for Elective Office, Pertaining to Materials Submitted to the Electorate, and the Costs of the Candidate's Statement for the General Municipal Election: Recommended Action: That the City Council adopt Resolution No. 139, allowing a candidate's statement of 200 words, with each candidate to pay their pro-rata share. (Probably 120 to 150 dollars).

m) Approval of Minutes: Council Meeting November 14, 1985:
RECOMMENDED ACTION: To approve minutes.

ACTION: To approve Consent Calendar. Motion Schulte seconded Albert. Hearing no objection so ordered.

2 a) Planting of Trees on Santa Monica Blvd. - From La Brea to Doheny: RECOMMENDED ACTION: That the City Council authorize United Pacific Corporation to perform the work described in Option 1, at a cost of \$11,770.

ACTION: By the Consensus of the Council, Item 2 a) was tabled for two weeks for further information.

2 f) Construction of a Fence and Gate at Community Gardens:
RECOMMENDED ACTION: That the City Council approve the proposed fence at an estimated cost of \$4,023 and award the work to A - 1 Steel Fence Co.

ACTION: To approve staff recommendation with construction in March: Motion Albert seconded Schulte.

AYES: Albert, Terrigno,
Viterbi, Schulte

NOES: Mayor Heilman
Motion carried.

2 h) A Resolution Calling and Giving Notice for General Municipal Election - April 8th, 1986: RECOMMENDED ACTION: To adopt Resolution No. 137, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN SAID CITY ON APRIL 8, 1986, FOR THE ELECTION OF CERTAIN OFFICERS OF SAID CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES."

ACTION: To amend the closing of the poll time in Section 4 to 8:00 p.m. and adopt Resolution No. 137 as amended. Motion Viterbi seconded Heilman. Hearing no objection so ordered.

2 k) Funding Request - Alternative Living for the Aging:

RECOMMENDED ACTION: The following are the staff recommendations:

1. It is recommended that \$38,251 be transferred from the unobligated reserve to the Social Services Division budget to fund additional improvements to Alternative Living for the Aging's Service Center and associated architectural and permit fees. Construction change orders, if any, will not be funded by the City of West Hollywood.

2. It is recommended that Council instruct staff to amend the existing contract with Alternative Living for the Aging to provide an additional year of services at a level to be negotiated by staff in exchange for the additional rehabilitation funds.

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

2 l) Demands and Warrants: Moved to later in the evening.

2 p) A Joint Resolution of the Cities of Beverly Hills and West Hollywood: RECOMMENDED ACTION: To approve a joint resolution apposing the widening of Santa Monica Blvd. as proposed by Cal-Trans.

ACTION: Hold until later in the evening.

ORDINANCE NO. 95 U: ACTION: To adopt Ordinance No. 95 U, "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".

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

NOES: None
Motion carried.

PUBLIC HEARING:

3. Specific Plan Case No. 85-001 - Pacific Design Center:
RECOMMENDED ACTION: It is recommended that the City Council approve Specific Plan 85-001 in concept and instruct the staff to return to the next meeting with findings and a draft resolution of approval. A draft list of conditions were attached to staff report as Exhibit A.

ACTION: To extend the speaker time to five minutes and expand discussion to a second public hearing on December 19th, 1985. Motion Schulte seconded Albert. Hearing no objection so ordered.

ACTION: To limit the discussion of this issue at this meeting to two hours. Motion Heilman seconded Schulte. Hearing no objection so ordered.

ACTION: The Council opened the public hearing and received public testimony both pro and con on the subject.

The following people spoke in favor of the proposed expansion of the Pacific Design Center:

Murray Feldman, 8687 Melrose Ave., W.H. 90069, Executive Director of the Pacific Design Center.

Cesar Pelli, 1056 Chapel St., New Haven, CT 06510, Architect for project.

Harry Parker, 4366 Kling St., Burbank, CA 91505

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

Allen Rubenstein, Gruen Associates, 6330 San Vicente, LA 90048

David Breier, 10850 Wilshire Blvd, LA 90024

Joseph Thompson, 7956 1/8 W. Norton, W.H. 90046.

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

The following people from the community spoke in favor of the proposal, however, had reservations concerning certain aspects of the proposal, such as parking:

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

Morris Newman, 537 N. Orlando Ave., W.H. 90048.

Allen Chivens, 435 N. Westmount, W.H. 90048.

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

Ralph Feeley, 812 Westbourne Dr., W.H. 90069.

Harald Hahn, 8731 Rosewod, W.H. 90048.

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

The following people spoke either against the proposal or focussed on issues that concerned them:

Peter Freed, 720 Huntley Dr., W.H. C.A. 90069

Robert A. Jassen, 717 N. Huntley Dr., W.H. 90069.

Martial Rio, 804 Westknoll Dr., W.H. 90069.

Bruce Traub, 828 Huntley Drive, W.H. 90069.

Jacquiline Balogh, no address given.

Stephen Martin, 816 Westbourne, #8, W.H. C.A. 90069.

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

The hearing was continued open to the meeting of December 19, 1985. Finally, a workshop for the public to meet with the developers was arranged for Monday, December 16th, 1985, at 7:00p.m. at the conference room at the Pacific Design Center.

A recess was called at 9:52 p.m.

The meeting was reconvened at 10:13 p.m. to a public hearing on the hair salon JAPSS.

6. JAPSS: ACTION: The City Council opened the public hearing to take public testimony both pro and con on the subject. The following people spoke in favor of J.A.P.S.S. Hair Salon:

Steven Friedman, 433 North Camden Dr., Suite 900, B.H. 90210, representing the owner.

The following people spoke in opposition to the Salon's name:

David Monkawa, 3515 1/2 Wellington, LA, CA 90016 - spoke on behalf of NCRR.

Ken Inouye - JACL, Distric Governor.

Emily Mondoze, UCLA - Asian American Studies.

Rich Osep - NCRR member.

Teresa Garay, 1533 N. Martel, L.A..

John Dentinger, P.O. Box 692200, W.H. 90069.

The Public hearing was then closed.

ACTION: No action taken by Council at this time.

4. Smoking Ordinance: RECOMMENDED ACTION: That the Mayor open the meeting for a Public Hearing on the Smoking Ordinance, take testimony from the public, close the Public Hearing and return to Council for discussion.

The following people spoke in favor of the ordinance during the public hearing on the subject.

Jackie Greenstein, American Health Association, 3550 Wilshire Blvd., LA, CA 90010

Stanley Rubin, MD, Cedars-Sinai Medical Center, 90048

Walt Bilofsky, Californians for Nonsmokers Rights, 14478 Glorietta Dr., Sherman Oaks, 91423.

Jeanne Dobrin, 9000 Cynthia, W.H.

ACTION: To introduce for approval Ordinance No. 96, as amended. Motion Viterbi seconded Heilman.

AYES: Albert, Terrigno,
Viterbi, Schulte
Mayor Heilman

NOES: None
Motion carried.

5. Interim Zoning Ordinance - The City Council will Open and Continue to First Hearing on December 19th, 1985.

ACTION: To open public hearing and continue it for two weeks to the meeting of December 19, 1985. Motion Schulte seconded Terrigno. Hearing no objection so ordered.

10. Proposed Exemption for Expansion of an Existing School Site:
RECOMMENDED ACTION: The staff's policy is not to make recommendations regarding exemption proposals.

The following people addressed the Council on this issue during the Public Hearing:

Reveta Bowers, 563 N. Alfred Street, Representative of The Center for Early Education spoke in favor of the exemption.

Ron Shipton, 8718 Rosewood, W.H. 90048, directed questions to Council concerning parking and Council's approach towards granting exemptions to the moratorium.

Nancy Taylor, 1047 N. Crescent Hights, W.H., C.A. 90046, directed questions to Council concerning parking fees.

ACTION: To give direction to the City Attorney to come back with an Ordinance that would open up the C.U.P. process for this proposal and similar proposals that meet the same standards. Motion Terrigno seconded Schulte.

AYES: Albert, Terrigno,
Viterbi, Schulte

NOES: Mayor Heilman
Motion carried.

Direction was given to staff to review the plan and make recommendations which would expedite this proposal to meet the school's time frame.

7. Approval of Resolution No. 134 for Conditional Use Permit No. 85-001 and Resolution No. 135 for Variance No. 85-001 - Sunset Towers: RECOMMENDED ACTION: That the City Council approve Resolution No. 134 and 135 subject to the following modification.

1. The Exhibit "A" which incorporates the applicant's wording for Condition #33 is acceptable if the shuttle bus system is provided for employees if the off-site parking is greater than 500 feet from the site. The applicant is requesting that the shuttle system would only be required if parking is more than 1000 feet from the hotel site.

ACTION: To approve Resolution No. 134 and 135 as amended. Motion Albert second Schulte.

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

NOES: None
Motion carried.

8. City Hall Staff Parking: Pulled from Agenda previous to meeting.

9. Data Processing and Telecommunications Consultant: RECOMMENDED ACTION: To approve agreement with The Warner Group and appropriate \$10,000 from the Unobligated Reserve to be transferred to the Information Management Division.

ACTION: To table for more information and conditions. Motion Terrigno seconded Viterbi.

AYES: Terrigno,
Viterbi, Schulte

NOES: Heilman, Albert
Motion carried.

Councilmember Schulte asked to reconsider his vote.

ACTION: To reconsider motion to table. Motion Schulte seconded Mayor Heilman.

AYES: Albert, Schulte,
Mayor Heilman

NOES: Terrigno, Viterbi
Motion carried.

ACTION: To approve staff recommendation however to hold the request for an additional \$10,000 from the Unobligated Reserves until a time when it becomes necessary to allocate those funds. Motion Heilman seconded Schulte.

AYES: Albert, Schulte,
Mayor Heilman

NOES: None
ABSTAINED: Terrigno, Viterbi
Motion carried.

11. Business Expense Policy: RECOMMENDED ACTION: If Council wishes to establish an annual limitation for itself, it may wish to consider \$600 a year (\$50 per month) for each member for local expenses.

ACTION: During the approval of the Agenda this item was held for two weeks.

12. Sullivan Principles, South Africa: RECOMMENDED ACTION: 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: During the approval of the Agenda this item was held for two weeks.

13. Boards and Commissions - Interview Process: RECOMMENDED ACTION: That each Councilmember submit two names for interviews and arrange an interview schedule for December 12, 1985. In addition, determine who will be conducting interviews.

ACTION: That the individual Council appointments be made on December 19th, 1985 to each of the commissions and that at that time each Councilmember nominate two additional people for the at large appointments. In addition, that each Councilmember individually interview the candidates and come back on January 9th, 1986 to make the formal appointments for each of the two at large appointments. Motion Viterbi seconded Schulte.

AYES: Albert, Terrigno,
Viterbi, Schulte

NOES: Mayor Heilman
Motion carried.

ACTION: That the General Plan Advisory Committee be composed of 31 members and that each of the Councilmembers appoint five members and that the Council at large appoint six. Council appointments are to come back on December 19th, 1985 with nominations for the six council appointees to be brought back at that time. Motion Schulte seconded Viterbi. By the consensus of the Council so ordered.

14. Transportation Task Force: RECOMMENDED ACTION: It is recommended that the City Council provide any appropriate comments regarding the proposed staffing of the transportation issues, provide any additional programs, tasks, or projects which it would like to see on the interim list of transportation issues, and give direction to the staff regarding any other projects which it would like to see completed in this interim period.

ACTION: Direction was given for Council to discuss individually with staff transportation issues. In addition it was recommended that this issue come back on a another agenda to give the public a chance to speak on the issue.

15. Participation in Public Employees Retirement System: RECOMMENDED ACTION: To approve participation in the California Public Employees Retirement System.

ACTION: During the approval of the Agenda this item was held for two weeks.

Councilmember Terrigno left the meeting at 12:30 a.m..

16. Ordinance No. 90 - Establishing Commissions and Boards for Adoption: RECOMMENDED ACTION: To adopt Ordinance No. 90, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING COMMISSIONS AND BOARDS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".

ACTION: To waive further reading and adopt Ordinance No. 90. Motion Heilman seconded Schulte.

AYES: Albert, Viterbi, Schulte, Mayor Heilman

NOES: None

ABSENT: Terrigno
Motion carried.

Councilmember Terrigno returned at 12:38 a.m.

17. Vesting Tentative Map Ordinance For Adoption: RECOMMENDED ACTION: To approve on first reading and introduce.

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

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

NOES: None
Motion carried.

18. Animal Ordinance for Adoption: RECOMMENDED ACTION: To adopt Ordinance No. 93, "ORDINANCE AMENDING ORDINANCE NO. 93, PROVIDING FOR THE CONTROL OF ANIMAL NUISANCES".

ACTION: To waive further reading and adopt Ordinance No. 93. Motion Heilman seconded Schulte.

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

NOES: None
Motion carried.

2. p) Joint Resolution re: opposition to proposed widening of Santa Monica Boulevard.

ACTION: To adopt Resolution No. 141. Motion Heilman seconded Schulte.

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

NOES: None
Motion carried.

2. 1) Demands and Warrants: ACTION: To adopt Resolution No. 140, the Demand Register. Motion Heilman seconded Albert.

AYES: Albert, Schulte,
Mayor Heilman

NOES: None

ABSTAINED: Viterbi, Terrigno
Motion carried.

The Council meeting was adjourned to a closed session to discuss potential litigation at 12:42 a.m.

The City Council meeting was reconvened at 1:30 a.m.

Adjournment: The City Council meeting was adjourned at 1:30 p.m. to a Workshop on the Interim Zoning Ordinance at Plummer Park, Hall A - 7:00 p.m., December 12, 1985.