

MINUTES

NOVEMBER 21, 1985

CITY COUNCIL MEETING

WEST HOLLYWOOD PARK  
Personnel Session - 5:00 p.m.  
Regular Meeting - 7:00 p.m.

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

**PLEDGE OF ALLEGIANCE:** The pledge of allegiance was led by Mayor Heilman.

**ROLL CALL:**

Present:	Albert, Terrigno Viterbi, Schulte (left meeting at 12:35 a.m.), Mayor Heilman
Also Present:	City Manager - Brotzman City Attorney - Jenkins

**APPROVAL OF AGENDA:** The following is a list of changes amending the agenda:

1. To move Item 15 before Item 3.
2. That Item 11 be tabled to December 5, 1985.
3. That 2J, Rent Stabilization Regulations, be pulled from the Consent Calendar and held until the meeting of December 19, 1985.
4. A closed session to be held after the public hearing.

**ACTION:** To approve the above changes in the agenda. Motion Schulte seconded Viterbi.

**AYES:** Albert,  
Terrigno,  
Viterbi, Schulte

**NOES:** Mayor Heilman  
Motion carried.

**ACTION:** To limit personnel session to fifteen minutes. Motion Terrigno. Hearing no objection so ordered.

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

**PROCLAMATIONS:** Proclamations to be presented by Councilmember Schulte at the National Conference of Gay and Lesbian Elected Officials to Councilman Joel Wachs of Los Angeles, Congressman Henry Waxman, Supervisor Ed Edleman and Congressman Ed Roybal, for their support and work in human rights and the prevention of AIDS discrimination

**PROCLAMATION: Veteran's Day Parade:** Mayor Heilman presented a proclamation to Jim Highland declaring him an exemplary citizen for his work on the City's Veterans Day Parade.

**PROCLAMATION: Day of Fasting:** City Council adopted a proclamation proclaiming November 24, the Sunday before Thanksgiving, as the "National Day Of Fasting To Raise Funds To Combat Hunger".

**TREASURER'S REPORT:** The City Treasurer was not present at this time to present the monthly Treasurer's report.

**1. City Manager Report:** The City Manager reported that he would be presenting the report on Goals for the City to the Council in December.

The Transportation Task Force has been identifying key issues in parking, transit and traffic safety, to be presented to the Transportation Commission after it is appointed in December. Hope to have report for Council at their meeting of December 5, 1985.

He also hopes to have the list of needed improvements in the city parks before the Council in December.

He reported that RTD would be holding a public hearing on Route 2 (Santa Monica Boulevard) on November 26th and felt it was important for the City to be strongly represented. On the agenda for December 5th, he will present a resolution to the Council opposing the widening of Santa Monica Boulevard and the reduction or elimination of the median island.

The Chamber of Commerce is planning to sell anniversary pins and would like the City Council to designate them as the official anniversary pins.

**ACTION:** Approval by City Council of an official Cityhood birthday pin for West Hollywood's first anniversary (By consensus of the Council).

**2. Consent Calendar:** The following routine matters were acted upon by one motion to approve with the majority consent of the City Council. **ACTION:** To approve the consent calendar, items a through n, with the exception of item 2j. Motion Schulte second Albert. Hearing no objection it was so ordered.

- a) Application to File Late Claim - David Blomquist:**  
ACTION: To deny the Application for Permission to file a late claim, pursuant to Government Code 911.6 and have the City Clerk so notify the attorney, Bernard Freedman, and refer to the City's insurance carrier.  
Approved as part of the consent calendar.
- b) Claim - Betty Hoffman:** ACTION: To deny claim without comment and refer to City's insurance carrier.  
Approved as part of the consent calendar.
- c) Claim - Stanley Kolsky:** ACTION: To deny claim without comment and refer to City's insurance carrier.  
Approved as part of the consent calendar.
- d) Sprinkler System Bond - Tract #40653:** ACTION: That the City Council approve the installation of the sprinkler system for Tract No. 40653 and exonerate the Surety Bond per the request of the Deputy City Engineer.  
Approved as part of the consent calendar.
- e) Set Public Hearing: Smoking Ordinance:** ACTION: To set a public hearing for December 5, 1985 on the proposed ordinance relating to smoking in public places and places of employment.  
Approved as part of the consent calendar.
- f) Set Public Hearing: Vacation of Alley - South of Santa Monica Boulevard at Formosa:** ACTION: That the City Council consider the vacation, adopt the Resolution of Intention and schedule a Public Hearing on December 19, 1985.  
Approved as part of the consent calendar.
- g) Minutes - November 7, 1985:** ACTION: To approve the minutes of November 7, 1985.  
Approved as part of the consent calendar.
- h) Minutes - November 14, 1985:** ACTION: To approve the minutes of November 14, 1985.  
Approved as part of the consent calendar.
- i) Demands and Warrants - Resolution No. 130:** ACTION: To approve the Demand Register and adopt Resolution No. 130.  
Approved as part of the consent calendar.
- j) Rent Stabilization Regulations:** Tabled to the meeting of December 19, 1985.
- k) McAdams and Siembab Contract:** ACTION: That the City Council approve McAdams and Siembab's proposal for Phase II of the development of the Rent Stabilization Administration and authorize the expenditure of \$40,500 for this purpose.  
Approved as part of the consent calendar.

l) **Amendment of Project Agreement BG-19-031 of the Urban Grant Program SB 175, Transferring Agreement Obligations from the Park and Recreation Department of Los Angeles County to the City of West Hollywood - Resolution No. 126.:** ACTION: That the City Council adopt Resolution No. 126 and authorize the mayor to execute the Resolution.  
Approved as part of the consent calendar.

m) **Amendment of Project Agreement 06-00833 of the Land and Water Conservation Obligations from the Park and Recreation Department of L.A. County to the City of West Hollywood - Resolution No. 127:** ACTION: That the City Council adopt Resolution No. 127 and authorize the mayor to execute the Resolution.  
Approved as part of the consent calendar.

n) **Claim for Indemnification Filed by the County in Connection with the Claim of Said Hussainy:** ACTION: To deny without comment and refer to City's insurance carrier.  
Approved as part of the consent calendar.

#### PUBLIC HEARING

3. **CUP and Variance request - Sunset Towers:** The City Clerk reported on the noticing for this item and Mark Winogron and Jeff Kudlac gave the staff report. Mayor Heilman opened the public hearing and the following persons came forward to address the Council in favor of the project:

David Becker, 825 N. San Vicente  
Arlen Andelson, 825 N. San Vicente  
Richard Adkins, 6614 Emmet Terrace  
Marian Gibbons, 6406 Bryn Mawr, L. A., 90068  
Rodney Kossack, 1260 N. Wetherly Dr.  
Budd Kops, 969 N. Larrabee  
Tomito Kakos, 7411 Santa Monica Boulevard

Tom Weiss (attorney for James Wahl, former owner of property), 1964 Cummings: stated he was not for or against the project, but was just present to give information on the property.

The following persons came forward to speak in opposition to the project:

Jack Gross, 8400 De Longpre  
Lionel Krisel, 10840 Savona Road, L.A., 90077  
Ira Stein, 8944 Dicks Street  
Peter Griffin, 8450 De Longpre  
Rene Fisher, 8400 De Longpre  
Jeanne Dobrin, 9000 Cynthia: Rose to ask questions about the St. James Club.

Extensive discussion ensued between Council and Staff. ACTION: To approve the C.U.P. and the variance; address the issue of rent stabilization if it has not been handled in the reversion; and approve the conditions as modified:

7. "dedicated to the City" not City Council.
12. change interim to "interior" and change the hours of removal to 9 a.m. to 1 p.m. or other specific 4 hour time frame.
13. change time to conform with condition 12.
17. add satisfactory street lighting on 500 ft. of DeLongpre.
23. color and materials plan be brought back to the City Council at the time the landscaping, lighting, and sign plans come back.
24. add materials to read, "construction equipment, materials and construction employee vehicles, except as provided on site".
33. still discussing off-site parking site location.
34. delete "during working hours".
39. change to "Monday through Friday", add grading and non-interior construction prohibited on Saturday and Sunday and require an on-site construction manager be on-site to handle complaints.

**ACTION:** To approve the CUP and Variance in concept with the revisions to the conditions and the Resolution is to be brought back at the next meeting which will contain a provision approving the negative declaration; approve the negative declaration and the findings contained therein. Motion Albert second Terrigno.

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

**NOES:** None

Motion carried.

**3. a) Specific Plan Case No. 85-001 - Pacific Design Center:**

**ACTION:** That City Council continue the public hearing open for Specific Plan Case No. 85-001 to their regularly-scheduled meeting on December 5th, 1985.

Mayor Heilman called a recess at 10:10 p.m.

Mayor Heilman reconvened the meeting at 10:17 p.m. and adjourned to a closed session to discuss a personnel matter.

Mayor Heilman reconvened the meeting at 10:52 and announced that personnel matters and potential and pending litigation matters were discussed and directions were given.

**UNFINISHED BUSINESS**

**4. Traffic Engineering Reports and Recommendations:** The staff report was given by Bob Mimiaga.

1. 804 Hilldale - 15 minute time limit parking zone.
2. W/S Westbourne Drive S/O Santa Monica Blvd. - Rescind the existing passenger loading zone and establish a commercial loading zone on west side of Westbourne Dr. from 85 feet to 146 feet south of Santa Monica Blvd.
3. Deny the request for commercial loading zone on Rangely W/O Robertson.
4. Hampton Ave. W/O Poinsettia - extend the existing red curb on the s. curb of Hampton Avenue at Poinsettia Place 50 feet westerly.
5. San Vicente/Santa Monica - RTD bus stop relocations - The existing five metered parking spaces on the S. of Santa Monica Blvd. east of the main entrance to the RTD parking structure be eliminated for an RTD bus stop lay-over area. Two metered parking spaces be established on the W. side of San Vicente Blvd. south of Santa Monica Boulevard and three metered parking spaces be established on the W. side of San Vicente Blvd. approximately 200 feet north of the West Hollywood Park entrance.
6. 1330 N. Sweetzer - Red Curb - City Engineer recommends no action.
7. 7362 Santa Monica Blvd. - Passenger Loading Zone be installed on the south side of Santa Monica Blvd. from a point 47 feet to a point 67 feet east of the east curb line of Martel Avenue (subject to approval of Caltrans).
8. Norton/Laurel - 4 way stop.
9. El Tovar Place - Commercial Loading Zone be installed east of the 8749 El Tovar Place driveway from 139 to 159 feet east of Robertson Blvd. on the north side of El Tovar Place.
10. Crescent Heights/Fountain - recommend against traffic signal modification.
11. W/S Vista S/O Santa Monica - recommend against commercial loading zone.
12. 8908 Beverly Blvd. - recommend against commercial loading zone.
13. N/W Corner Santa Monica/San Vicente - recommend against commercial loading zone.

14. 944 Genesee Ave. - Red Curb - recommend against a red curb.
15. La Jolla and Harper at Santa Monica Blvd. - City engineer recommends no action on requested traffic signals.

ACTION: To approve the 15 reports prepared by the County Traffic Engineer along with his recommendations. Motion Heilman second Schulte. Hearing no objection it was so ordered.

**5. Cul-de-Sacs - Huntley and Westbourne:** THIS ITEM WAS TAKEN OUT OF ORDER BEFORE ITEM NO. 5 BUT IS LISTED HERE FOR CLARITY. Mark Winogron reported on a meeting which was held with Chief Brunstrom, the Community Development Director, and the City Engineer on Wednesday morning to again study this situation and make recommendations. The Fire Department stated that this is a policy decision of the Council's and they can design a safe situation at either location. ACTION: Let the people speak to this issue if there is any new information. Motion Albert second Heilman. Hearing no objection it was so ordered.

Coming forward to speak to the Council were the following persons:

Barbara Finchain, 446 Westbourne Drive, spoke in favor of the proposal to move the cul-de-sacs back to the original spot.

Rabbi Kupfer, 310 N. Huntley Drive, stated that the school is trying to be a good neighbor but traffic is the problem.

Ira Sanders, 527 West Knoll Drive, felt the new proposed location would allow commercial encroachment in a residential area.

Edward Berman, 317 Huntley Drive, stated that 98% of the people want the barricade where it was originally.

George Humerick, 323 Huntley Drive, stated he does not want it moved.

Ron Shipton, 8718 Rosewood, stated that the main objections seem to center around fears and the City might have the school establish a bond that it would pay to move cul-de-sacs back if they sold the property.

City Attorney Jenkins stated that the city could place a covenant on the property and restrict future use there. A future Council would have the ability to remove it though.

Ethel Shapiro, 328 Westbourne Dr., stated that 311 Huntley would be thrown into the commercial zone if the barricades were moved as proposed.

Sol Kipnis, 358 N. Huntley, spoke against moving the barricade. Vaughn Pearson, 309 Westbourne Dr., stated that his property would be most affected by this move.

Joyce Hundal, 9002 Rangely, gave a history of the cul-de-sacs and stated her opposition to moving the barriers.

PROPOSED ACTION: Leave the cul-de-sacs where they are. Motion Albert second Heilman.

AYES: Albert, Heilman

NOES: Schulte, Terrigno, Viterbi  
Motion failed.

ACTION: The previous decision to move the cul-de-sac stands and staff is directed to develop a deed restriction on the Sephardic Academy property to protect the residents and Sheriff's Department is requested to report to the Council on traffic enforcement on Beverly Place and Huntley. Motion Terrigno second Schulte. Hearing no objection it was so ordered.

**6. Budget - Resolution for Adoption:** Staff report was given by Jeri Chenelle and Ralph Dowell. ACTION: To take the following and combine them into one unobligated reserve: 1) unobligated reserve, 2) civic center, 3) street fund, 4) park development and 5) equipment selection. Motion Viterbi second Terrigno.

Ralph Dowell suggested that they leave the unobligated reserves as such and call the rest capital expenditure reserve.

Hearing no objection it was so ordered.

FURTHER ACTION: To identify the following areas as priorities in expenditures from the capital expenditure reserve: Civic Center, Street Fund, Park Development, Equipment Selection, Parking, Green Space, Sr. Housing Development and Beautification. Motion Terrigno second Schulte.

AMENDMENT: To add affordable housing. Motion Heilman second Albert.

AYES: Albert, Schulte, Mayor Heilman

NOES: Terrigno, Viterbi  
Amendment passed.

Vote on the main motion.

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

NOES: None.  
Motion carried.

ACTION: To adopt Resolution No. 127, as amended, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD ADOPTING A BUDGET FOR FISCAL YEAR 1985 - 1986". Motion Terrigno second Heilman. Hearing no objection it was so ordered.



At 12:35 Councilmember Schulte left the meeting.

**7. Ordinance No. 90 - Boards and Commissions, for Re-introduction with Changes:** ACTION: To introduce on first reading Ordinance No. 90, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING COMMISSIONS AND BOARDS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Heilman second Albert. Hearing no objection and noting the absence of Councilmember Schulte it was so ordered.

**8. Animal Nuisances Ordinance - Ordinance Amending:** ACTION: To introduce on first reading, Ordinance No. 93, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROVIDING FOR THE CONTROL OF ANIMAL NUISANCES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Heilman second Albert. Hearing no objection and noting the absence of Councilmember Schulte it was so ordered.

#### **NEW BUSINESS**

**9. Traffic Signal Maintenance Agreement:** ACTION: That the City Council adopt the Joint Participation Traffic Signal Maintenance Agreement with the City of Los Angeles, to maintain the traffic signals as shown in appendix "A" and authorize the mayor to sign the agreement on behalf of the city. Motion Heilman second Albert. Hearing no objection and noting the absence of Councilmember Schulte it was so ordered.

**10. PULLED FROM THE AGENDA**

**11. Business Expense Policy:** ACTION: Tabled for 2 weeks.

**12. Historic Preservation Grant Application:** ACTION: That the City Council approve Resolution No. 131, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE APPLICATION AND THE PROJECT AGREEMENT FOR HISTORIC PRESERVATION GRANTS-IN-AID FUNDS FOR THE WEST HOLLYWOOD HISTORIC RESOURCES INVENTORY PROJECT," authorizing staff to submit an application to the State for funding of an historic resources survey and approve a \$15,000 local match combining in-kind services described above and a cash match not to exceed \$5,000. Motion Viterbi second Terrigno. Hearing no objection and noting the absence of Councilmember Schulte it was so ordered.

#### **LEGISLATIVE**

**13. Resolution No. 128 - Taxpayers for Fair Responsibility:** ACTION: To approve and adopt Resolution No. 128, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ENDORSING THE 'FAIR RESPONSIBILITY ACT OF 1986', AN INITIATIVE MEASURE TO REFORM THE INJUSTICES OF THE 'DEEP POCKET DOCTRINE'". Motion Albert second Viterbi. Hearing no objection and noting the absence of Councilmember Schulte it was so ordered.

**14. Ordinance No. 91 - Cable TV. for Adoption:** ACTION: To adopt Ordinance No. 91, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE CABLE TELEVISION FRANCHISE WITH GROUP W". Motion Viterbi second Heilman. Hearing no objection and noting the absence of Councilmember Schulte it was so ordered.

**15. Resolution No. 129 - Sanctuary:** THIS ITEM WAS HEARD BY COUNCIL IMMEDIATELY AFTER ITEM 2, CONSENT CALENDAR, BUT IS LISTED HERE FOR CLARITY.

Councilmember Albert and Mayor Heilman read the Resolution and the following persons came forward to speak in favor of the resolution:

Reverend Michael Cowen, Crescent Heights United Methodist Church  
"Maria", a refugee from El Salvador

Chris Glosser, staff at West Hollywood Presbyterian Church.

ACTION: Councilmember Terrigno requested that an addition to the wording be made on Page 2, Paragraph 2, "and to other refugees under political persecution or belief of persecution by virtue of religion, race, national origin, political belief or sexual orientation". Hearing no objection it was so ordered.

FURTHER ACTION: To adopt Resolution 129 as amended. Motion Heilman second Albert. Hearing no objection it was so ordered.

**WRITTEN AND ORAL COMMUNICATIONS:**

a) Council:

Direction to Rent Stabilization Commission re: Enforcement Priorities: Direct staff to schedule a study session with the Rent Stabilization Commission and instruct them to come back to the Council with recommendations on priorities in enforcement and any other loopholes they find in the law.

Mayor Heilman reported that he had been approached by an organization interested in food for the needy. Staff was directed to set up a canned goods drive ASAP.

City Manager Brotzman reported that the Sheriff's Department had arrested a very dangerous escapee.

There are 5 study session items that should be addressed by the Council. The session on December 12th should be devoted to interviewing commissioners. Mayor Heilman requested that staff bring back recommendations to the Council on Monday.

b) Public:

**ADJOURNMENT:** Mayor Heilman adjourned the meeting at 12:50 p.m. to a regular scheduled meeting at 5:30 p.m. on Monday, November 25, 1985 in Hall A, Plummer Park for a workshop on interim zoning.