

MINUTES  
WEST HOLLYWOOD CITY COUNCIL

December 13, 1984

- CALL TO ORDER                   The meeting was called to order at 1:30 p.m. by Mayor Terrigno (Pursuant to Section 54955 of the Government Code of the State of California, the regular City Council meeting of December 6 was adjourned to this date, December 13, at the hour of 1:00 a.m. and was posted at the doors of the Fiesta Hall at Plummer Park at West Hollywood Park).
- ROLL CALL:                   Present:           Albert, Heilman, Schulte, Viterbi, Mayor Terrigno  
Absent:           None  
Also Present:    City Manager Bien, City Attorney Jenkins
- APPROVAL OF AGENDA:       Item No. 10 moved to December 20 agenda. Mayor Terrigno called for the approval of the agenda.
- MOTION:   Schulte, second Albert  
                              AYES:     Albert, Heilman, Schulte, Viterbi, Mayor Terrigno  
                              NOES:     None
- ITEM NO. 2                   A confirming resolution for payment of bills Resolution No. 26: approved at the last Council meeting. Demand Register No.1:\$4,540.05 approved, includes 30-day coverage of public officials bond. Motion to adopt.
- MOTION:   Heilman, second Albert  
                              AYES:     Albert, Heilman, Schulte, Viterbi, Mayor Terrigno  
                              NOES:     None
- ITEM NO. 3                   Payment of demand register No. 2, \$4,877.72, Resolution No. 27: includes general liability policy and reimbursement to Mr. Moos for personal expenses Demand Register No. 2: regarding bulk mailing. Motion to adopt.
- MOTION:   Viterbi, second Mayor Terrigno  
                              AYES:     Albert, Heilman, Schulte, Viterbi, Mayor Terrigno  
                              NOES:     None
- ITEM NO. 4                   The Bank of Los Angeles will provide the Resolution No. 28 City's checking account. Both the Mayor and Bank of Los Angeles City Manager's signatures are required on a check. Motion to adopt Resolution No. 28.
- A supplemental resolution to be brought in later would provide for Councilmember Albert to be a third signature on a check and two signatures out of three would be required on a check.
- MOTION:   Heilman, second Schulte  
                              AYES:     Albert, Heilman, Schulte, Viterbi, Mayor Terrigno
- ITEM NO. 5                   To waive further reading and adopt. Ordinance No. 13 Prohibiting Smoking in Council Chambers:       MOTION:   Viterbi, second Albert  
                              AYES:     Albert, Heilman, Schulte, Viterbi, Mayor Terrigno

ITEM NO. 6:  
Contract Cities  
Seminar, League  
of California  
Cities

Motion to attend the training seminar of the League of California Cities on the 15th, 16th and 17th of January and to join the League. The cost of joining is \$3,245, based on the population of a city.

MOTION: Mayor Terrigno, second Heilman  
AYES: Albert, Heilman, Schulte, Viterbi  
Mayor Terrigno  
NOES: None

Motion to pay the dues for joining the California Contract Cities Association, which would be prorated from \$2,000 a year. Payment would be for \$1,000.

MOTION: Mayor Terrigno, second Heilman  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

Mr. Bien suggested that the City might also benefit from joining SCAG, Southern California Association of Governments. Also there is a Southern California Chapter of the League of California Cities which is separate from the state-wide league. Councilmember moved the Council join this chapter.

MOTION: Heilman, second Albert  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

ITEM NO. 7:  
Parking Meter  
Maintenance

The County of Los Angeles will perform the maintenance of the meters for the balance of the fiscal year (six months) for \$65,000. These costs should be offset by expected revenues. Mayor Terrigno proposed a shorter term than six months, and moved to contract until March 1st with an option to extend until July 30th, if necessary.

MOTION: Mayor Terrigno, second Schulte  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

The City Manager was asked to prepare a report detailing the expenditures involved in parking meter maintenance. Also, the County Tax - Collector is to continue to collect the revenues from the meters. This is a separate charge from the \$65,000. Councilmember Schulte moved this be continued until March 1st.

MOTION: Schulte, second Heilman  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

ITEM No. 8  
 Preferential  
 Parking Permits

From the first of July, 1984, to the date of incorporation, the County issued 965 annual residential permits and 500 commercial permits. The commercial parking permits are issued quarterly with the next expiration date on the 31st of December. Renewal would extend them from January to March. This issue was part of the County Traffic Ordinance adopted on the 29th of November, 1984. The County Road Department would continue issuing the permits until the end of the fiscal year at a cost of \$10,000. This is expected to be offset by proceeds, though the degree of offset is not known. Mr. Viterbi suggested to continue contracting with the County to the end of March, and have the City Manager do a study regarding this issue to be presented to Council by February 15th, as well as to prorate the fee and make the residential fees quarterly.

MOTION: Viterbi, second Mayor Terrigno  
 AYES: Albert, Heilman, Schulte, Viterbi,  
 Mayor Terrigno  
 NOES: None

ITEM No. 9  
 Report on  
 Staff Personnel

After a report by Councilmember Schulte describing the necessity for full-time staff as aid to the Councilmembers, Councilmember Viterbi made a motion to authorize the Council to hire staff at a salary of \$1,800 a month or \$21,000 a year, each to be appointed by a Councilmember without the approval of the full Council. Councilmember Schulte seconded. Councilmember Albert offered a friendly amendment that the positions be half-time instead of full-time. This was rejected by Councilmember Viterbi. City Manager suggested that these people be "nonclassified" employees to avoid conflicts with other staff members. This suggestion was agreed to by both Councilmembers Viterbi and Schulte. Councilmember Heilman objected to the amendment and raised the point that he would rather see the City Manager form of government adhered to.

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

Mayor Terrigno offered a motion to pay the temporary staff.

MOTION: Mayor Terrigno, second Heilman  
 AYES: Albert, Heilman, Schulte, Viterbi,  
 Mayor Terrigno  
 NOES: None

There was an introduction of the people hired: Dori Stegman as the City's Administrative Assistant, Adam Moos as the Rent Control Counselor, and Harry Gottlieb as the second Rent Control Counselor. Also three other people from Kelly Services were hired to fill other administrative positions.

ITEM NO. 11  
Taxicab Permits

Councilmember Schulte introduced Sergeant Larry Schwartz of the Sheriff's Department, who explained the licensing procedure. Next to speak was Frank Filosa of United Independent Taxi, who handed the Council a document summarizing his ideas on the issue of professional taxi service in West Hollywood. Mr. Vincent deCalsu of Red Top Cab and Celebrity Cab, urged a moratorium against granting any more taxi cabs in the City. David Shapiro spoke for consideration for the independent drivers. Michael Gerstein of Blue and Yellow Taxi stated that he did not want to add any more taxis, just to have permits for the existing ones.

Councilmember Schulte moved to ask the City Manager to write a letter to the County Business License Committee and ask them not to issue any new permits but to extend current permits that meet their requirements and standards. The appropriate subcommittee is to do a study and report back to the City Council by the first of April.

MOTION: Schulte, second Viterbi  
 AYES: Albert, Heilman, Schulte, Viterbi,  
 Mayor Terrigno  
 NOES: None

ITEM NO. 12  
Employment  
Discrimination,  
Religious  
Holidays:

There was a motion asking the City Attorney to draft an ordinance similar to the New York City ordinance against religious discrimination and bring it back next Thursday for approval. City Attorney advised that Federal Law now provides a remedy in this area, and that the New York law goes no further. The new motion proposed by Councilmember Viterbi was that the City Attorney bring a report to next Thursday's meeting so that the Council can have a full discussion and plan on a public hearing on the issue.

ITEM NO. 13  
Exemption Requests,  
Rent Control

The Council wanted this opportunity to listen to the public express their views and concerns on this issue. At this time, the Council was not going to grant any exemptions, but wanted to get feedback from the public before making a motion. All of the speakers on this issue were landlords, though renters were also welcome.

1. Sonia Sobol, 921 N. Ogden Drive, #6 stated her problem that by law she is required to have a resident manager, but she can't evict anyone, and none of the tenants wants the job.

2. Grafton Tanquary, 1287 Crescent Heights, identified some items of hardship among housing providers in West Hollywood, and made some suggestions for modifications in the Rent Control Ordinance. There followed a question and answer session between the Council and Mr. Tanquary.
3. Joel Silverman, 8888 Olympic Blvd. #204, passed in support of the gist of Mr. Tanquary's remarks.
4. Lois Gordon, 5239 Alcott, Van Nuys, supported Mr. Tanquary's remarks and urged quick action.
5. Eve Gay, 8852 Ashcroft Avenue, raised the issue of a tenant who is preventing her from moving into her new home.
6. Margaret Fishman, 3134 Dona Sarita Pl., Studio City, stated hardship of having had apartments vacant for a long time and, because of ordinance, rent is rolled back to point where they were last occupied.

Mayor Terrigno moved that each Councilmember write down his or her impressions and concerns about the issue and pass it around during the next week, so that by next Thursday there will be a consensus.

The City Attorney stated that he is preparing a letter to the presiding judge at the Beverly Hills Municipal Court advising the Court as to the purpose of the ordinance and placing a freeze on all actions that have gone into judgment on this issue.

## ITEM NO. 14

Exemption Requests,  
Building Moratorium:

The following persons spoke to the Council on specific areas where they might want to enact hardship exemptions:

1. Robert Seligman, of the Writers Guild, 8955 Beverly Blvd., requested permission for use of modular office units for less than 180 days.
2. Kostas Avgeropoulos, 8276 W. Norton Ave., stated that construction on a building was stopped by the moratorium and he may lose bank financing by the delay.
3. James Platler, 609 Broadway, stated that building at 155 N. LaPeer bought by A Goldschmidt needs exterior and interior remodeling.
4. David Breier, 10850 Wilshire Blvd. #1075, represented the Pacific Design Center in asking that the cap in the moratorium on interior remodeling be raised from \$50,000 to \$125,000, while maintaining the same height, land coverage, etc.

5. Jeffery Oberman, 3550 Wilshire Blvd. #1434, stated Oberman family trust owns property at 7761 Santa Monica Blvd., on which it would like to put two stores; however, they are required to put in a handicapped entrance ramp, which they can't do because of the ordinance.
6. Clydell Hill, 7507 Sunset Blvd., wishes to relocate to Orange Grove a 3-unit apartment building onto a vacant lot, requests to lift zoning moratorium.

Motion was made to raise the cap in internal remodeling for commercial use if there is no change in height, land space, or use.

MOTION: Mayor Terrigno, second Schulte  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

Councilmember Viterbi made a motion to have City Attorney prepare an urgency ordinance to be carried next week that would allow for the construction of new rental housing structures that are in compliance with the community plan and that are solely for residential purposes and not for commercial. Also, to ask Mr. Cain to look at the projects which could fall within that category and to prepare a report on each of those projects and have it by next Tuesday so the Council could review it before the next meeting.

MOTION: Viterbi, second Schulte  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

Motion was made to accept the placement of temporary mobile units that are needed for temporary activity for a maximum of 90 days as an urgency ordinance.

A recess was held and the session reconvened at 6:30 p.m.

After the recess, City Attorney presented Ordinance No. 14 - an ordinance of the City of West Hollywood establishing exemptions on the moratorium of permits established in Ordinance No. 9 and declaring the urgency thereof - "temporary modular units, mobile homes, or trailers for the purpose of temporary activities connected with temporary use of the lot exempted from standards presently in effect, are accepted for a period not to exceed 90 days for the duration of this moratorium or a shorter period." The appropriate motion recommended by the City Attorney was to waive further reading and adopt Ordinance No. 14, an urgency ordinance.

MOTION: Viterbi, second Mayor Terrigno  
AYES: Albert, Heilman, Schulte, Viterbi,  
Mayor Terrigno  
NOES: None

ITEM NO. 16

Sign Regulations:

(Item 16 was advanced for the speaker's convenience) There was a short presentation about signs and their regulations. City Attorney stressed the need that the Council should give a direction to the public on this issue. Mr. Frank Wiltenburg, 1123 Greenacre, spoke about the proliferation of large, ugly signs in the City. Councilmember Viterbi expressed the desire that the City Attorney bring an ordinance regarding signs for next week's meeting. There was a discussion by Sheriff Schwartz and the Council about the sign at 8282 Sunset Blvd. which consists of a live exhibition. Sergeant Schwartz stated that he does not believe it violates 372 P.C. (public nuisance). Mr. Cain stated that he was in contact with the advertiser regarding proper railing, stairs, hand rails, and guard rails, and is still waiting for the advertiser to reply. A representative of the firm also appeared before the Council.

ITEM NO. 15

Cable Casting,  
Group W

John MacKay, 1240 N. Flores reported to the Council that the general manager of Group W had agreed to provide the coverage of Council meetings. They were told that in the future, the Council would be prepared to acquire the necessary hard equipment to televise its own meetings. Until that time, Group W will provide the equipment. Today's meeting will be shown two times in the next week.

Resolution No. 29  
Volunteer Employees

A resolution of the City of West Hollywood declaring that volunteer employees are employees of the City of West Hollywood for purposes of Division 4 of the Labor Code, so that Workers Compensation would apply to all people who work as volunteers and were compensated.

MOTION: Schulte, second Viterbi  
AYES: Albert, Heilman, Schulte, Viterbi  
Mayor Terrigno  
NOES: None

ITEM NO. 17

OTHER BUSINESS:  
Community Develop-  
ment Fund,  
Subcommittees and  
Assignments

Mayor Terrigno reported that in a meeting with the City Attorney, the Association of County Parks were supposed to give information on their staff structure and leases. These have not yet been received. City Attorney was asked to follow through with it. Also, information is required from the County regarding the Community Development Fund. City Manager was asked to look into that.

The discussion on subcommittees was pushed to next week and each council member was asked to bring names for appointments.

Mayor Terrigno changed the assignments of Councilmembers to committees as follows:

Committee for Economic Development, Small Business Development, Finance, and Budget: Councilmember Viterbi, Chair, Mayor Terrigno, member.

Committee for Management, Personnel, Contracts, Intergovernmental Relations, and Transportation: Councilmember Heilman, Chair, Schulte, member.

The third committee has been changed to Structural Planning, Zoning, Parking, and Transportation (Public Works has been removed). Councilmember Schulte, Chair, Councilmember Viterbi, member.

The fourth committee is Parks, Public Spaces, Public Safety, adding Public Works, Cultural Affairs, Tourism, and Recreation: Mayor Terrigno, Chair, Councilmember Albert, member.

The fifth committee is Human Services, Health, Housing, Rent Control: Councilmember Albert, Chair, Councilmember Heilman, member.

Councilmember Heilman suggested tabling this motion for a week. He also objected to the groupings of subjects in the committees as well as to the people chosen. Mayor Terrigno stressed the need to act expeditiously, as many matters need to be referred to committees. Motion was made to accept the structure as the Mayor had proposed it.

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

Patricia Stander, 870 N. Doheny Drive, objected to having the committee for cultural affairs together with public works.

ADJOURNMENT:

The meeting was adjourned at 8:30 p.m. to 7:00 p.m. on December 20 at Plummer Park Fiesta Hall by Mayor Terrigno.