

**MINUTES  
CITY COUNCIL MEETING  
SEPTEMBER 5, 1989  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BOULEVARD  
7:00 P.M.**

**CALL TO ORDER:** Mayor Land called the meeting to order at 7:10 p.m.

**PLEDGE OF ALLEGIANCE:** The Pledge was led by Ron Shipton.

**ROLL CALL:** PRESENT: Albert, Heilman, Schulte, Koretz,  
Mayor Land

ALSO PRESENT: Assistant City Manager Chenelle  
City Attorney Jenkins

**APPROVAL OF AGENDA:** Remove items 2b, 2g, 2i, 2p, 2q, 2s, 2t, 2u, 2w, 2y, and 2z from the consent calendar for discussion. Move item 14 to earlier in the agenda. Motion Albert second Schulte. Hearing no objection it was so ordered. **FURTHER ACTION:** To add item 2cc, a proposed resolution to League of Cities regarding Domestic Partnerships, as an urgency item which came up after the 72 hour required posting of the agenda. Motion Schulte second Heilman. All members of the Council voted aye.

**PROCLAMATIONS AND COMMENDATIONS:**

**1. CITY MANAGER'S REPORT:** This time has been set aside for the City Manager to report to the City Council on any or all matters of importance. Assistant City Manager, Jeri Chenelle, reported on the Business License Advisory Committee meeting. The Council concurred with her recommendations.

**2. CONSENT CALENDAR:** The following routine matters were acted upon by one motion to approve with the consent of the Council or were removed by a Councilmember for separate discussion. **ACTION:** Approve 2a, c, d, e, f, h, j, k, l, m, n, o, r, v, x, aa, and bb. Motion Heilman second Schulte. Hearing no objection it was so ordered.

**a. Posting of Agenda:** The agenda for the meeting of September 5, 1989, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday, August 30, 1989.

**ACTION:** Receive and file.

Approved as part of the Consent Calendar.

**b. Demand Register No. 116, Resolution No. 578.  
Demand Register No. 117, Resolution No. 579.**

**ORIGINAL**

REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.  
ACTION: Approve Demand Register No. 116 and adopt Resolution No. 578, and approve Demand Register No. 117 and adopt Resolution No. 579. Motion Heilman second Koretz. Hearing no objection it was so ordered.

**c. Minutes: August 7, 1989.**

RECOMMENDED ACTION: Approve the minutes of August 7, 1989.  
Approved as part of the Consent Calendar.

**d. Claims: Norma Peterson and Doris Jeshke  
Richard Dickey  
Stephen and Allison Sapunor  
Howard Kesner  
Ariel Itaev**

ACTION: To deny the claims of Norma Peterson and Doris Jeshke, Richard Dickey, and Howard Kesner without comment and refer to the City's Claims Adjustor; to deny the claim of Stephen and Allison Sapunor without comment and refer to the City Attorney; to remove the claim of Ariel Itaev from the Consent Calendar and place into Closed Session for further discussion.

Approved as part of the Consent Calendar.

**e. Waiver of Further Reading:** ACTION: After the City Attorney has read the title of any Ordinance on tonight's agenda, the further reading thereof be waived.  
Approved as part of the Consent Calendar.

**f. Ordinance No. 228:** ACTION: To adopt on second reading Ordinance No. 228, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA AND HOTEL MARKETING ZONE IN THE CITY OF WEST HOLLYWOOD."  
Approved as part of the Consent Calendar.

**g. Ordinance No. 234:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: To adopt on second reading Ordinance No. 234, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING THE PROJECT COMPLIANCE AND IN-LIEU FEE ELIGIBILITY POLICIES OF THE INCLUSIONARY HOUSING PROGRAM AND AMENDING SECTION 9225 OF CHAPTER IX, SECTION 2 OF THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Heilman second Albert.

AYES: Albert, Heilman, Schulte, Mayor Land

NOES: Koretz

Motion carried.

**h. Ordinance No. 235:** ACTION: To adopt on second reading Ordinance No. 235, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING DEVELOPMENT FEE REQUIREMENTS FOR AFFORDABLE HOUSING, PUBLIC OPEN SPACE, CHILD CARE FACILITIES AND TRANSPORTATION FACILITIES AND PROGRAMS AND AMENDING THE

WEST HOLLYWOOD MUNICIPAL CODE."  
Approved as part of the Consent Calendar.

**i. Ordinance No. 236 - Regarding Registration Fees for Rental Units:** This Item was moved at request of staff to Item 15 on the Agenda, under Legislative Items.

**j. Ordinance No. 237:** ACTION: To adopt on second reading Ordinance No. 237, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING MAINTENANCE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."  
Approved as part of the Consent Calendar.

**k. Ordinance No. 238 - Vacancy Rent Increases:**  
ACTION: 1) To adopt on second reading Ordinance No. 238, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING RENTS CHARGED FOR RENTAL UNITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE"; 2) Direct Rent Stabilization Dept. staff to complete the analysis on frequency of vacancy rent increases and return to the Council with findings and recommendations on October 2, 1989.  
Approved as part of the Consent Calendar.

**l. Approval of Job Description - Maintenance Worker II:** ACTION: Approve specifications for Maintenance Worker II.  
Approved as part of the Consent Calendar.

**m. Proposed Metropolitan Core Transportation Study from Southern California Association of Governments (SCAG):**  
ACTION: Approve the City's participation in the metropolitan core transportation study; designate Mayor Abbe Land to be part of a policy committee that interfaces with SCAG and other municipalities participating in the metropolitan core transportation study, and designate one staff person to serve on this policy committee.  
Approved as part of the Consent Calendar.

**n. Parking Meters (CIP #921), Notice of Completion:**  
ACTION: That City Council accept the Parking Meters (New Meters) and authorize the following:  
1. Filing of a Notice of Completion by the Director of Public Works;  
2. Final payment at the end of the 35 day lien period.  
3. Release of the Performance Bond and Material Bond.  
Approved as part of the Consent Calendar.

**o. Werle Building, exterior (CIP #970):** ACTION: Award the painting of the Werle Building contract to Eric Fast Painting, Inc., for the amount of \$16,500.  
Approved as part of the Consent Calendar.

**p. Gardner-Vista Street Angled Parking:** REMOVED FOR

SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The staff report was given by Chuck Bergsen, Director of Public Works, and the following persons came forward to address the Council:

M. Wilma Johnson, Vista Street, West Hollywood  
Elizabeth Wolf, Gardner Street, West Hollywood  
Jami Horwitz, Gardner Street, West Hollywood.

ACTION: Direct the installation of approximately 119 angled parking spaces on Gardner-Vista Street (from Fountain to Romaine), reduce the speed limit to 25 miles per hour, and reduce the number of travel lanes from 4 to 2. Motion Heilman second Schulte. Hearing no objection it was so ordered.

**q. Romaine Street Parking:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Staff report was given by Chuck Bergsen, Director of Public Works. ACTION: Direct the installation of approximately 29 parallel parking spaces on the north side of Romaine Street (Hayworth Avenue to Gardner Street). Motion Schulte second Heilman. Hearing no objection it was so ordered.

**r. Recognition of West Hollywood Management Association:** ACTION: That Council grant recognition to the West Hollywood Management Association pursuant to Resolution 216, Article II, Section 1 (n). Approved as part of the Consent Calendar.

**s. Agreements for Architectural Services for Commercial Revitalization Project:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Mark Winogrand, Director of Community Development, gave the staff report. ACTION: Approve the proposed agreements for architectural services with Akar, Inc. and John Chase Design Studios and authorize the Mayor to sign on behalf of the City. Motion Schulte second Albert. Hearing no objection it was so ordered.

**t. Resolution Relative to Construction of Public Parking Structures - Intent to Issue Bonds:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Elizabeth Atwell gave the staff report. A letter from Ethel Shapiro, dated September 5, 1989, was distributed to the Council. ACTION: To approve and adopt Resolution No. 580, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD RELATIVE TO CONSTRUCTION OF PUBLIC PARKING STRUCTURES." Motion Heilman second Schulte. Hearing no objection it was so ordered.

**u. Phonemail Upgrade:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Patrick Depew reported that the figures were copied wrong and should be reduced to \$44,795. ACTION: 1) Approve the purchase of a new hard disk and eight channels for the phonemail system; 2) transfer \$44,795 from

the Unobligated Reserve to Account Number 41-999-85-836, Telecommunications Equipment. Motion Schulte second Albert. Hearing no objection it was so ordered.

**v. Approval of Application for Bicycle/Pedestrian Facility Funds under the Transportation Development Act (TDA ARTICLE 3 FUNDING):** ACTION: To adopt Resolution No. 581, Authorizing the Application for Transportation Development Act Article 3 funds, and for these funds to be placed on reserve with the L.A. County Transportation Commission.

Approved as part of the Consent Calendar.

**w. 450 N. Robertson - Resolution Approving D.P. 89-03:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The staff report was given by Mark Winogrand, Director of Community Development, who stated that the changes that had been made from the original Resolution proposed in July were mainly in the Landscaping and design requirements, and a few in operations. Mike Jenkins, City Attorney, proposed that the following changes be made in the present Resolution:

- 1) Page 2, paragraph 1.4 - "Original approval is hereby superseded by this approval".
- 2) Paragraph 8.4 - additional language immediately after "soot arresters": "and by constructing the parking trellis so as to minimize obstruction of the south-facing windows of the property."

At this point in time the following persons came forward to address the Council:

Sal Levina, Attorney for Earl McGrath, 454 Robertson.  
Ron Shipton, West Hollywood.

ACTION: To approve and adopt Resolution No. 582, as amended, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING DEVELOPMENT PERMIT 89-03 AND A GENERAL PLAN MODIFICATION ON AN APPLICATION OF DAVID JONES TO CONVERT AN EXISTING COMMERCIAL BUILDING TO MIXED USE AND ADD A THIRD FLOOR FOR PROPERTY LOCATED AT 450 NORTH ROBERTSON BOULEVARD." Motion Heilman second Albert. Noting the abstention of Schulte, it was so ordered.

**x. 1989 Street Pavement Sealing Program (CIP #903):** ACTION: That City Council award the 1989 Street Pavement Sealing Program contract (CIP #903) to Excel Paving Company for the amount of \$314,949.  
Approved as part of the Consent Calendar.

**y. Approval of Various Special Consultant Contracts for Civic Center Project:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. John Given gave the staff report. ACTION: That City Council approve each of the following

agreements and authorize the City Manager to sign: 1) Interior Design - CRS Sirrene, Inc.; 2) Audio-visual and Acoustic - McKay Conant Brook, Inc.; 3) Telecommunications - Robin & Dackerman, Inc.; 4) Signage & Graphics - Follis Design & Shiffman Young Design Group; 5) Parking Structure - International Parking Design. Motion Heilman second Albert.

AYES: Albert, Heilman, Mayor Land

NOES: Schulte, Koretz

Motion carried.

**z. Resolution Supporting the March on Washington in October for Affordable Housing:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: To approve and adopt Resolution No. 583, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF HOUSING NOW'S MARCH ON WASHINGTON CALLING FOR AFFORDABLE HOUSING." Motion Land second Koretz. Hearing no objection it was so ordered.

**aa. Association of Confidential Employees - MOU:**

ACTION: That City Council approve the 1989/90 Memorandum of Understanding between the City of West Hollywood and the Association of Confidential Employees. Approved as part of the Consent Calendar.

**bb. Award of Contract for Electrical Conduit Installation on Santa Monica Blvd.:** ACTION: To approve the award of the contract to Herman Weissker, Inc., for Electrical Conduit Installation on Santa Monica Blvd. Approved as part of the Consent Calendar.

**cc. (ADDED AS AN URGENCY ITEM ON APPROVAL OF AGENDA) SUBMITTAL OF PROPOSED RESOLUTION TO THE LEAGUE OF CALIFORNIA CITIES.** Mayor Land gave the report on this proposed Resolution. ACTION: Approve and sponsor a Resolution Endorsing the Concept of Domestic Partnership and Calling for its Promotion within the State and Local Governments, for consideration at the annual meeting October 22-25, in San Francisco. Motion Schulte second Heilman. Hearing no objection it was so ordered.

**PUBLIC HEARINGS**

**3. IMPLEMENTATION OF TWO-HOUR, NON-PERMIT TIME ZONE IN PREFERENTIAL PARKING DISTRICT 5:** The City Clerk reported that this hearing was advertised in the Post Newspaper and posted in the three required places plus at City Hall. Elizabeth Atwell reported that staff recommends the adoption of a two-hour, non-permit time zone (7:00 p.m. to 9:00 p.m., every day) on both sides of Cynthia St. between Doheny Drive and San Vicente Blvd., requiring an amendment to the Preferential Parking Ordinance. Mayor Land opened the public hearing and the following persons came forward to address the

Council:

Paul M. Sewell, First Baptist Church  
Rev. Edgar Neuenschwander, West Hollywood  
Paul Webber, West Hollywood  
Jeanne Dobrin, West Hollywood

A Petition supporting the proposal, bearing the signatures of 16 residents at 9000 Cynthia Street, and a letter in opposition from Mr. & Mrs. Daniel Curran, were presented to the Council.

ACTION: To introduce on first reading Ordinance No. 239, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE PARKING RESTRICTIONS IN PREFERENTIAL PARKING DISTRICT NO. 5 AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Heilman second Schulte. Hearing no objection it was so ordered.

FURTHER ACTION: The Council requested a 6 months review of the parking change and referred to staff and the Parking Task Force to redesign the signs and report on a tow-away zone.

AYES: Albert, Heilman, Schulte, Koretz

NOES: Mayor Land

Motion carried.

**4. CULTURAL HERITAGE PRESERVATION ORDINANCE:** Mayor Land presented certificates of commendation to the Task Force for all of their hard work: Robert Pearson, Gene Smith, Ruthann Lehrer and Banks Montgomery. Anne Browning gave the staff report, recommending that the Council approve the Ordinance with the changes outlined in the section on staff analysis in this report. Gene Smith spoke for the Planning Commission, recommending a separate Board or Commission, not an added duty for the Planning Commission. Mayor Land opened the public hearing and the following persons came forward to address the Council on this item:

Richard Weisman, Century Park East  
Rev. Edgar Neuenschwander, West Hollywood  
Leslie Heumann, Los Angeles  
Ruthann Lehrer, Los Angeles  
Wendy Phillippay, Avenue of the Stars  
Bob Pierson, West Hollywood  
Banks Montgomery, West Hollywood  
Derek Widdiss, West Hollywood  
Peter Snell, Los Angeles  
Bettie Wagner, Los Angeles  
Jamie Wolf, Los Angeles  
Richard Maggio, West Hollywood  
Ralph Feeley, West Hollywood  
Louis Ajluni, West Hollywood  
Rev. Tom Griffity, West Hollywood  
Jeanne Dobrin, West Hollywood  
Joseph Hantman, Los Angeles

David Enos, Los Angeles  
Paul Webber, West Hollywood

No one else coming forward to speak, this item was returned to Council for discussion. Additional information was requested on "personnel financial difficulties", State funding regulations, Board or Commission vs. Planning Commission, CEQA approval, special provisions for non-profit and religious organizations, small owners requirements, designation process, effect on commercial enterprises such as Warner Studios and Sunset Plaza, strengthening of language on criteria, tightening language on demolitions, and options to provide people with needed resources.

ACTION: Continue the Public Hearing open to the meeting of October 2, 1989. By consensus of the Council.

At this point in time Sally Fisher gave a Hunger Strike report and thanked the City Council for their assistance.

Mayor Land called a recess at 9:41 P.M.  
The meeting reconvened at 9:50 P.M.

Mayor Land announced that Items 14 and 11 would be moved forward and heard following Item 8.

#### **BUILDING REHABILITATION APPEALS BOARD**

**5. BOARD OF APPEALS HEARING FOR PROPERTIES LOCATED AT 1216 N. LA BREA AVENUE:** Bob Harvey, Building and Safety Department, gave the staff report. The following persons came forward to address the Council on this issue:

Earle Adams, West Hollywood  
Dr. Hilton Cutler, West Hollywood  
Dr. Frank F. Cutler, West Hollywood  
Mrs. Lucille Ristuccia, Hemet - Owner of the property.

City Council discussion ensued concerning the on-going problems the City has had with this property.

ACTION: That the Building Rehabilitation Appeals Board find the property substandard, declare it a public nuisance, and order that repairs be done by October 10, 1989, or the buildings be demolished. The fencing is to be maintained, the lots to be kept clear of debris. City staff is authorized to go on the property, make the needed repairs or demolition and place a lien on the property for the cost of such repairs or demolition. Motion Schulte second Heilman.

AYES: Albert, Heilman, Schulte, Koretz, Mayor Land

NOES: None

Motion carried.



Directions were given to staff to assist the adjoining property owners to gain access for repairs necessitated by a fire on the subject property.

**CITIZEN COMMENTS:** This time has been set aside for the public to address the Council on any item of interest except for the Public Hearings. The following persons came forward to address the Council:

R. J. Hays, West Hollywood - restoring a single family home.  
Rev. John Vondouris, West Hollywood - food program.  
Richard Cederberg, West Hollywood - food program.  
Gary Kramer, West Hollywood - traffic hazard Kings Road  
Paul Webber, West Hollywood - Homeless  
G. Bruce Traub, West Hollywood - low income, small owners  
Sibyl Zaden, West Hollywood - support tow-aways  
David Weissfeld, West Hollywood - support tow-aways  
Jeanne Dobrin, West Hollywood - National Night Out  
Steve Martin, West Hollywood - Discrimination clause in contracts

**COUNCILMEMBERS COMMENTS:** This time has been set aside for the Councilmembers to direct comments to staff and/or the public on any and all matters of interest.

Councilmember Koretz would like Human Services Department to return to Council with a report on crime in the parks.

Councilmember Heilman replied that a task force is meeting and will bring back recommendations. He also stated that the handicapped would qualify for the Jewish Family Service Food Program and it would better accommodate their needs.

Councilmember Koretz reminded everyone that it is Pet Awareness Week and there would be a pet parade on Sunday in Plummer Park.

Councilmember Schulte asked staff to set up a study session with the Council and the Rent Stabilization Board. He also requested that the Human Services Department look at the criteria for when homeless/mentally ill are at risk to themselves and how long people can be held for observation, and return to Council in 30 days with a report. At that time the City should contact its lobbyist in Sacramento and try to get co-sponsors for needed legislation.

Councilmember Albert announced the Beau Arts Festival next weekend.

Councilmember Heilman asked if there were activities in October for AIDS Awareness Month and if the changed attitudes on testing could be included.

Mayor Land requested a study session on City investments and our policies along with the Rent Stabilization session in October or November. She further requested information on the requirement for house numbering and business numbering and a report on Palette Restaurant.

**UNFINISHED BUSINESS**

**6. GLASS WILTON GROUP HOME:** Jodi Curlee gave the staff report. Dan Gumbleton, GLASS, requested support. Councilmember Heilman expressed the City's frustration at the delay in GLASS projects. ACTION: That City Council extend the time of performance of the GLASS Wilton Group Home contract to February 28, 1990. Motion Schulte second Koretz. Hearing no objection it was so ordered.

**7. SUNSET BOULEVARD TRAFFIC STUDY (CIP #835):** Chuck Bergsen, Director of Public Works, gave the staff report. The following persons came forward to address the Council on this item:

Garry Shay, representing the Transportation Commission  
Sibyl Zaden, Shoreham Heights Homeowners Association  
David Weisfeld, West Hollywood, Shoreham Heights  
Richard Maggio, Horn Avenue, West Hollywood

Council discussion followed and Councilmember Heilman requested that staff meet with Tower Records management to work out solutions. He stated that he also has concerns with the safety of crosswalks on Sunset on non-signal intersections. Mayor Land had questions on the number of parking spaces on page 9, and requested a timeline on when these various things will happen. ACTION: That City Council review and adopt the recommendations of the Transportation Commission and its Subcommittee and direct the Department of Public Works to implement those recommendations. Motion Schulte second Albert. Hearing no objection it was so ordered.

**8. FINAL SOCIAL SERVICES FUNDING YEAR 1989-90 CONTRACT EXTENSIONS AND MERIT INCREASES:** Staff report was given by Jodi Curlee. Paul Self, Executive Director from Aid for AIDS addressed the Council. ACTION:

1) Approve Exhibit 1 (Attachment A) as boilerplate to extend social services contracts to September 30, 1990 and direct staff to negotiate budgets and Exhibit A's and otherwise implement extensions of current social services contracts to September 30, 1990;

2) Approve 1989-90 Social Services funding allocations including merit increases as summarized in Attachment B for the period October 1, 1989 through September 30, 1990;

3) Approve Aid for AIDS for \$80,860 and direct staff to decrease its goals proportionately to the reduction in supplemental funding;

4) Authorize staff to change GLCSC Legal's Exhibit A and Budget by reducing consultation and referral goals, adding a community education project, and adding the development and distribution of a "Know Your Rights" brochure and legal resource list for the entire West Hollywood community.

5) Approve CORE for \$36,383 (includes 5% merit increase) plus \$5,940 in AIDS education funds for a total of \$42,323 with a corresponding increase in goals and negotiate to target street youth for materials distribution.

6) Direct staff to return with recommendations for spending of AIDS supplemental funding (\$19,800) and savings in merit increase recommendations (\$8,904). Motion Heilman second Schulte. Hearing no objection it was so ordered.

**9. STATUTORY ENTITLEMENT OF RELOCATION BENEFITS FOR TENANTS WHOSE RENTS ARE INCREASED BY 20% OR MORE IN A ONE YEAR PERIOD:** This Item is pulled from the agenda at request of staff, and will be re-scheduled.

#### **NEW BUSINESS**

**10. DESIGNATION OF VOTING DELEGATE AND ALTERNATE FOR ANNUAL LEAGUE OF CALIFORNIA CITIES CONFERENCE:** ACTION: Appoint Abbe Land, voting delegate and Steve Schulte, voting alternate for the 1989 Annual League Conference to be held in San Francisco, October 22-25, 1989. Motion Heilman second Albert. Hearing no objection it was so ordered.

**11. PROTECTION OF RESIDENTIAL NEIGHBORHOODS:** THIS ITEM WAS HEARD FOLLOWING ITEM 14 (WHICH WAS HEARD AFTER ITEM 8) BUT IS LISTED HERE FOR CLARITY. Councilmember Heilman reported on this item and presented a letter from Norma Kemper, 1012 N. La Jolla Avenue, signed by 14 neighbors, regarding the problems in the area. There were also letters from Richard Schoenberg of Bonner Drive and West Hollywood West Residents Association. At this point in time the following persons came forward to address the Council:

Norma Kemper, La Jolla Avenue.  
John Beldzik, Ashcroft Avenue  
Yolanda Stevens, Ashcroft Avenue  
Wuzzy Spaulding, Norton  
Jack Sroka, Havenhurst Dr.  
Stephen Martin, Huntley Dr.  
Jeanne Dobrin, Cynthia

The Council directed that this would only apply to vehicular traffic and they wished to add: "Ashcroft between Robertson and Almont".

**ACTION:** To approve and adopt Resolution No. 584, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROVIDING FOR TEMPORARY CLOSURE OF PORTIONS OF CERTAIN CITY STREETS PURSUANT TO VEHICLE CODE SECTION 21101." The City Manager and Sheriff's Department to develop implementation and procedures. Motion Heilman second Schulte. Hearing no objection it was so ordered.

Direction was given to staff to look at providing intensified foot patrol on Havenhurst/La Jolla/Santa Monica area. Councilmember Schulte asked for a follow-up report from the Sheriff's Department on the surveillance of Act-Up .LA. Councilmember Heilman suggested that staff look at applying substances or materials on walls in the La Jolla parking lot to keep people from sitting on them.

**12. SPACE CONSULTANT FOR EXISTING CITY HALL:** The staff report was given by Jeri Chenelle, Assistant City Manager. ACTION: 1) Approve an agreement with Michael Feerer and Associates, who are the space planners for the Civic Center, as they are already familiar with our organization; 2) Transfer \$7,500 from the Unobligated Reserve to Account 01-260-54-700, Professional Services account. Motion Heilman second Albert. Hearing no objection it was so ordered.

#### **LEGISLATIVE**

**13. ORDINANCE REQUIRING PEOPLE TO CLEAN SIDEWALKS ABUTTING THEIR HOMES AND BUSINESSES:** Report was given by Mayor Land. The following came forward to address the Council:

Jeanne Dobrin, West Hollywood

Bruce Traub, West Hollywood

ACTION: To introduce on first reading Ordinance No. 241, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGULATING CLEANING OF SIDEWALKS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE," and work with Public Information Office to publicize this action to the residents and business owners in West Hollywood.

**14. PUBLIC SAFETY COMMISSION:** THIS ITEM WAS HEARD FOLLOWING ITEM NO. 8 BUT IS LISTED HERE FOR CLARITY. Paul Brotzman, City Manager, gave the staff report, and stated that, under State law, the commission could not investigate specific complaints on individual instances, but could make recommendations to the Council concerning behavior patterns that they see in the Sheriff's Department.

At this point in time the following persons came forward to address the Council:

Connie Norman, Los Angeles

Gary Kramer, West Hollywood

Jay Greenstein, West Hollywood

David Etezadi, West Hollywood

Sally Fisher, Los Angeles

Christopher Fairchild, West Hollywood

Bruce Mirken, West Hollywood

Peter Cashman, West Hollywood

Roger Coggan, Los Angeles

Stephen Weltman, West Hollywood

Mark Kostopoulos, Los Angeles  
Stephen Martin, West Hollywood  
Marshal Phillips, West Hollywood  
Steve Smith, West Hollywood  
Tony Arn, West Hollywood

Councilmember Schulte proposed the following changes in the draft ordinance:

Section 2989. Duties

a through c - leave as submitted

d. add "serve as the principal citizen liaison with the Los Angeles County Sheriff's Department, the Fire Department, and other emergency service agencies;" at the end of the paragraph.

e. "serve, in conjunction with a staff person in the City Manager's office, as the city's main mechanism to establish and maintain communications with citizens relative to public safety, including processing, hearing, and monitoring trends in complaints received by the city regarding law enforcement"

f. no changes.

Delete the sunset clause but review the responsibilities, staffing and funding in one year.

Section 2990. Limitation - add "direct" the process - -.

Council requests that the Commission work on establishing a working relationship with Neighborhood Watch.

**ACTION:** To introduce on first reading, Ordinance No. 240, with the above changes, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A PUBLIC SAFETY COMMISSION AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Schulte second Koretz. Hearing no objection it was so ordered.

**CLOSED SESSION:** This time has been set aside for the City Council to meet in closed session to discuss matters pertaining to litigation, potential litigation, personnel, and/or claims. Mayor Land adjourned the Council to closed session at 12:56 A.M.

The City Council reconvened at 1:30 A.M. City Attorney Jenkins reported that they had discussed claims and Concerned Citizens v. City of West Hollywood, concerning Ordinance No. 236 on tonight's agenda. There will be a change made in the ordinance, so it will need to be re-introduced.

**ACTION:** Approve the claim of Ariel Itaev. Motion Heilman second Land. Hearing no objection it was so ordered.

**15. ORDINANCE NO. 236 AND ORDINANCE NO. 236U - REGARDING  
REGISTRATION FEES FOR RENTAL UNITS - FOR REINTRODUCTION:**  
The City Attorney read the following changes to be made:

Add - Section 2. Section 6411C 1 c of Chapter 4 of Article VI of the West Hollywood Municipal Code is hereby amended to read as follows:

c. Operating Expenses - Inclusions: Operating expenses shall include the following: rent increase application filing fees and vacancy increase application fees (if the application is found to be meritorious), annual registration fees which, pursuant to resolution of the City Council, cannot be passed through to tenants (which, if the application is found to be meritorious, shall be waived by the Commission), license fees, real property taxes, utility costs, insurance, management expenses - and the remaining language in the section is exactly as the section reads today in that section of the code.

There is also an additional Section 3 of the Urgency Ordinance which reads as follows:

Section 3. The annual registration fee for rental units established by the City Council in Resolution 560 is to be paid to the City by September 1st, pursuant to the Rent Stabilization regulations. In addition, the City Council also has established the amount of the fee which may be passed through to tenants residing in rental units. On August 30, 1989, a lawsuit was filed in the Superior Court, West Hollywood Concerned Citizens, et al. v. City of West Hollywood, et al., (L.A.S.C. No. WEC 139671), to prevent the City from collecting the registration fees for rental units and asserting that such fees cannot be collected until this Ordinance is effective. As a result, it has become necessary to adopt this Ordinance immediately on an urgency basis to avoid confusion in the community arising from this litigation and uncertainty regarding the law which is in effect and the lawful amount of the registration fee which is required to be paid. In the absence of immediate effectiveness, the City may be enjoined from collecting the registration fees which will preclude the City from administering the programs and information services provided by the Rent Stabilization Department which will cause further confusion and disruption in the community. It is necessary for the public health, safety and welfare that this Ordinance take effect immediately. This is an urgency ordinance and shall take effect upon adoption.

ACTION: To adopt on an urgency basis Ordinance No. 236U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING REGISTRATION FEES FOR RENTAL UNITS SUBJECT TO THE PROVISIONS OF THE RENT STABILIZATION ORDINANCE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE AND DECLARING THE URGENCY THEREOF."  
Motion Heilman second Albert.

AYES: Albert, Heilman, Koretz, Mayor Land  
NOES: Schulte  
Motion carried.

FURTHER ACTION: To reintroduce on first reading Ordinance No. 236, as amended, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING REGISTRATION FEES FOR RENTAL UNITS SUBJECT TO THE PROVISIONS OF THE RENT STABILIZATION ORDINANCE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Heilman second Albert.

AYES: Albert, Heilman, Koretz, Mayor Land  
NOES: Schulte

City Attorney Jenkins then requested that the City Council readopt Resolution No. 569 with the new Resolution No. 585, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING AN ANNUAL REGISTRATION FEE WHICH MAY BE PASSED THROUGH TO TENANTS", which is precisely the same as Resolution No. 569 that was adopted by Council on August 7, 1989, with the exception of the Resolution No., and it will contain a new Section 2 which reads as follows:

"Section 2. Resolution No. 569 is hereby rescinded and superceded".

FURTHER ACTION: To adopt Resolution No. 585, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING AN ANNUAL REGISTRATION FEE WHICH MAY BE PASSED THROUGH TO TENANTS." Motion Heilman second Albert. Noting the objection of Schulte it was so ordered.

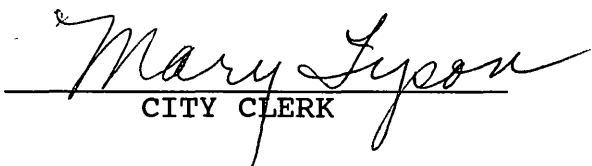
ADJOURNMENT: The meeting was adjourned at 1:36 A.M. to a regular adjourned meeting to be held on September 18, 1989, at West Hollywood Park at 7:00 P.M.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 2ND DAY OF OCTOBER, 1989.



MAYOR

ATTEST:

  
CITY CLERK