

**MINUTES
CITY COUNCIL MEETING
JUNE 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 7:15 P.M.

PLEDGE OF ALLEGIANCE: The Pledge was led by John Land.

ROLL CALL:
PRESENT: Albert, Heilman, Mayor Land
ABSENT: Koretz, Schulte
ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

APPROVAL OF AGENDA: Table items 2j and 2n to future meeting. Table items 6, 7, 7a and 12 to the meeting of June 19. Remove items 2i and 2m for further discussion. Motion Albert second Heilman. Hearing no objection it was so ordered.

PROCLAMATIONS AND COMMENDATIONS: Bel Aire Prep High School Division V - Southern California Regional Basketball Champions

The Freedom Ride.

Commendations for Bill Melamed and John Christofferson, for service on the Fine Arts Board.

CITY TREASURER'S REPORT: Jonathan Ahearn gave the report for the month ending April 30, 1989.

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. Mr. Brotzman reported that Ralph Anderson and Associates are in the process of fact finding on the Business License Tax and will be asking for the formation of a Task Force in the near future.

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 any Councilmember for separate discussion. ACTION: Approve items 2a, b, c, d, e, f, g, h, k, l, o, p, q, r, s, t, u, v, w and x. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

a. Posting of Agenda: The agenda for the meeting of June 5, 1989, was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on May 31, 1989.

ACTION: Receive and file.

Approved as part of the Consent Calendar.

b. Demand Register No. 111, Resolution No. 541.

ACTION: Approve Demand Register No. 111 and adopt Resolution

ORIGINAL

No. 541.

Approved as part of the Consent Calendar.

c. Treasurer's Report - Month ending April 30, 1989:

ACTION: Receive and file.

Approved as part of the Consent Calendar.

d. Minutes: May 1, 1989
May 8, 1989
May 15, 1989

ACTION: Approve the minutes of May 1, 1989; May 8, 1989; and May 15, 1989.

Approved as part of the Consent Calendar.

e. Claims: John M. Hutchinson
Esther Senfeld
Cynthia Holtz
Melodye Rose

ACTION: Deny the claims of John Hutchinson and Esther Senfeld without comment and refer to the City's Claims Adjustor. Remove the claims of Cynthia Holtz and Melodye Rose from the Consent Calendar and put into closed session for discussion.

Approved as part of the Consent Calendar.

f. 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.

g. "National Night Out": The purpose of National Night Out is to increase crime prevention awareness and generate participation in our Neighborhood Watch Program. ACTION: 1) Officially kick-off National Night Out on August 8, in the early afternoon, at City Hall with the reading of a National Night Out Proclamation and a balloon release. 2) Mayor and Councilmembers to visit the event sites and take part in the festivities planned and tape crime prevention public service announcements to be broadcast on Citychannel 10 and 3) Approve the purchase and display of banners promoting National Night Out on Santa Monica Boulevard.

Approved as part of the Consent Calendar.

h. Appointments to the Five-Year Community Committee:

The Council is asked to appoint an at-large advisory committee to assist in the planning efforts for the celebration of the 5th anniversary of cityhood. ACTION: Appoint Padi Macheta, Jeffery E. Burt, Benjamin Clavan, Sibyl Zaden and a representative from the Senior Advisory Council, Lee Rensky to serve on the five-year Community Committee.

Approved as part of the Consent Calendar.

i. Community Reinvestment Plan: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Debbie Potter reported that the City of West Hollywood,, in conjunction with a task force of local banking officers and representatives of local community and business organizations, has developed a Community Reinvestment Plan. ACTION: Adopt the West Hollywood Reinvestment Plan and establish a task force to implement the programs outlined in the plan. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

Mayor Land commended Rhonda Sherman for the excellent work she has done on this project.

j. Approval of Loan Document for 1274 Harper: RECOMMENDED ACTION: Approve the \$239,000 loan agreement between the City and the Community Housing Corporation for the rehabilitation of six units and construction of eleven units at 1274 N. Harper Avenue and direct the Mayor to execute the agreement. THIS ITEM WAS TABLED TO A FUTURE MEETING ON APPROVAL OF AGENDA.

k. Child and Family Services Child Care Proposal: ACTION: Approve the allocation of \$7,000 from the \$35,000 child day care line item to Child and Family Services for the family day care provider project. Approved as part of the Consent Calendar.

l. Purchase of Excess Liability Insurance for the City of West Hollywood: ACTION: Authorize the Mayor to sign the contract with Lexington Insurance Company for coverage of \$5,000,000 excess of \$5,000,000 at a premium of \$41,240 and the First State Insurance Company for coverage of \$5,000,000 excess of \$10,000,000 at a premium of \$25,250. Transfer \$43,729 from unobligated reserves into 01-290-52-656. Approved as part of the Consent Calendar.

m. Hart Park Improvements (CIP #868), Award Contract: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Chuck Bergson, Director of Public Works reported that two sealed bids for the Hart Park Improvements have been received and were opened on May 25, 1989. Staff feels that both bids are high. ACTION: Reject all proposals and authorize the readvertisement of this contract. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

n. Bond Forfeitures: RECOMMENDED ACTION: Find that the work required pursuant to Tract Map #37814 (1200 N. Flores Avenue) is incomplete and declare the improvement

security, provided by Ohio Casualty Insurance Company in the amounts of \$13,950 and \$33,000, forfeit.
THIS ITEM WAS TABLED TO A FUTURE DATE ON APPROVAL OF AGENDA.

o. FETSIM 1989, Contract: (Fuel Efficient Traffic Signal Management System, sponsored by the State) **ACTION:** Approve the contract with Barton-Ashman Associates, Inc. for data collection services in the amount of \$24,775.
Approved as part of the Consent Calendar.

p. Approval of Positions: Development Specialists I and III: **ACTION:** Approve the job descriptions for Development Specialist I at Grade 9 and Development Specialist III at Grade 13 and open the recruitment for Development Specialist I upon approval.
Approved as part of the Consent Calendar.

q. Long Term Care Campaign: **ACTION:** That the City Council: 1) Support the efforts of the Long Term Care Campaign; 2) Direct the senior Advisory Council to participate in the Campaign's June 19th FAX/Message to Congress and authorize the Mayor to sign this letter on behalf of the City; and 3) Encourage City-funded social services agencies to participate in the June 19th FAX to Congress.
Approved as part of the Consent Calendar.

r. Request for Waiver of Permit Parking and Increase in PDC Parking Structure Fee during "Annual Gay Pride Festival," etc.: **ACTION:** Grant CSW's request to waive permit parking in Parking Districts 1 and 2, and waive the parking fee provisions of the current shared parking plan during Saturday, June 24 and Sunday June 25.
Approved as part of the Consent Calendar.

s. Ordinance No. 223, Relating to Vesting Tentative Maps, for Second Reading and Adoption: **ACTION:** To adopt on second reading Ordinance No. 223, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO VESTING TENTATIVE MAPS, AMENDING THE SUBDIVISION ORDINANCE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

t. General Services Agreement with the County, Renewal of Agreement: **ACTION:** Approve the new General Services Agreement between the City of West Hollywood and the County of Los Angeles, effective July 1, 1989, through June 30, 1994.
Approved as part of the Consent Calendar.

u. Parking Structure Siting, Construction Estimating, Management: **ACTION:** Authorize staff to negotiate a letter agreement immediately with the Rich and Associates/Harris and

Associates team to begin work as soon as possible on parking structure siting and other necessary tasks, and that the City Council authorize staff to negotiate a contract with this team to complete the scope of services which was approved at the April 3, 1989 Council meeting.
Approved as part of the Consent Calendar.

v. Public Facilities Board Resignation, E. Burkhart:
ACTION: Accept with regret the resignation of Erich Burkhart from the Public Facilities Board, and direct the City Clerk to give notice to the public that applications are being accepted to fill the vacancy.
Approved as part of the Consent Calendar.

w. Reclassification - Transportation Engineer:
ACTION: Reclassify the position of Transportation Engineer from salary Grade 17 to Grade 18.
Approved as part of the Consent Calendar.

x. Modification of Job descriptions: Records Management and Processing Manager, Rent Stabilization Information Manager,, and Landscape Superintendent:
ACTION: Approve the position specifications for Records and Processing Manager and Rent Stabilization Information Manager, and for Landscape Maintenance Superintendent, as amended, and the position title be changed to Landscape Superintendent, all three with a salary range of West Hollywood 17 (\$3452-4177 mo.). The adjusted salary range for Landscape Superintendent be applied retroactively to original position date of hire.
Approved as part of the Consent Calendar.

PUBLIC HEARINGS

3. NEWS RACK ORDINANCE AND RESOLUTION ESTABLISHING FEES:
The City Clerk reported that this hearing was advertised in the Post Newspaper and posted in the three required places plus at City Hall. Debbie Potter gave the staff report and then Mayor Land opened the Public Hearing and the following person(s) came forward to speak:
Harris Clayton, West Hollywood.

No one else coming forward to speak, Mayor Land closed the Public Hearing and returned this item to the Council for discussion. At this point, this item was continued to after Item 5 for the addition of a definition of maintenance to the Ordinance by the City Attorney, but will be continued here for continuity.

Mayor Land stated that the Council would have to continue the adoption of this Ordinance to a future date until they know the exact model number for required news racks. The City Manager asked for modifications to take care of this problem

as news racks are being installed constantly and it will take time before this is adopted. The City Attorney stated that the Council could adopt the Ordinance so that it simply requires that the news racks meet the design requirements in the Streetscape Master Plan and delete the reference to specific model numbers and that way it would simply incorporate the design and model numbers by reference. Once the Council adopts the Master Plan it would include a specific type and design of news rack.

The City Attorney read the following changes to the Ordinance:

Page 6 - subparagraph a & b into a single paragraph: News racks shall meet the design and color requirements contained in the City of West Hollywood's Streetscape/Urban Design Master Plan, and that news racks that are in place as of the effective date of the Ordinance and not in compliance with the Master Plan be replaced with news racks that are in compliance or their substantial equivalent within 12 months of the effective date of the Ordinance.

Page 6 - subparagraph e of 3710:

News racks shall at all times be maintained in good working order, and their exterior shall be maintained in a clean, untarnished and attractive condition free of defects, physical damage, handbills, extraneous markings and graffiti.

Additional Section 4 - end of Ordinance:

Chapter 1 of Article 7 of the West Hollywood Municipal Code is amended by adding section 7102 to read: Chapter 16.24 of the Highway Permit Ordinance is hereby repealed.

ACTION: Introduce on first reading Ordinance No. 224, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING THE PLACEMENT AND OPERATION OF NEWS RACKS IN THE PUBLIC RIGHT-OR-WAY", as amended. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

Mayor Land called a recess at 9:30 P.M.
The meeting was reconvened at 9:43 P.M.

4. BUILDING REHABILITATION APPEALS BOARD:

4-1. 1021-23 HILDALE AVENUE: Bob Harvey and Jim Guerra of Building and Safety gave the staff report. The following persons came forward to speak on this issue:

Harriet Segal, West Hollywood
Lester Hirsch, West Hollywood

The Council attached conditions that the property should be

kept clean, all the debris from the demolition must be taken away immediately, the property shall still be kept fenced in, no garbage shall be left on the property and the streets shall be kept clean. They further urged that this property be monitored closely all the way through to make sure there are no problems with the neighbors.

ACTION: Find the property substandard, declare it a public nuisance and order the abatement of the substandard conditions by June 15, 1989. This includes the abandonment of all plumbing and demolition of all structures. The site is to be fenced with a minimum 6' chain link fence and locked gate by June 15, 1989 and maintained clean and clear at all times from the date of completion of demolition, and the above conditions are attached. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

4-2. 1020 HAMMOND AVENUE: The staff report was given by Bob Harvey and Jim Guerra.

ACTION: Find the property substandard, declare it a public nuisance and order the abatement of the substandard conditions by June 9, 1989. This includes the abandonment of all plumbing and demolition of all structures. The site is to be fenced with a minimum 6' chain link fence and locked gate by June 15, 1989 and maintained clean and clear at all times from the date of completion of demolition, and the same conditions shall apply as in Item 4-1. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

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 came forward to address the Council:

Rae Mitchell, West Hollywood - Parks Initiative
Stephen Martin, West Hollywood - Thanks for demolitions ordered on Hammond and Harper

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 Heilman requested that staff get out the word that the Food and Drug Administration now has a toll free number to call to find out information on government funded clinical trials for people who are infected with the HIV virus or who have been diagnosed with ARC or AIDS - 1-800-TRIALS A (1-800-8742572). The FDA also has a data base that can be accessed by outside users. He requested that letters be sent to agency directors notifying them of this, that it be put on our cable programs and that the city look into getting hooked-up to the outside data base, maybe as

part of the HIV information at the Library.

Councilmember Heilman also announced that the Cable Division has developed a new show on the interests and concerns of the Gay and Lesbian community. He expressed thanks to the staff for a great job.

Mayor Land and the City Manager gave a rundown on the pre-recruitment training for the Sheriff's Department to be held Saturday at the Pacific Design Center.

UNFINISHED BUSINESS

5. URBAN DESIGN/STREETScape MASTER PLAN: The staff report was given by Debbie Potter, followed by a slide presentation by Randy Keene, ROMA Design Group. Council discussion covered all aspects of the plan and Councilmembers Albert and Heilman were appointed as a sub-committee to meet with staff and the designer and return at the July 5th meeting with options and strategies.

6. FINE ARTS ADVISORY BOARD - APPOINTMENTS: RECOMMENDED ACTION: Appoint two members to the Fine Arts Advisory Board to replace John Christofferson and Bill Melamed, who have resigned. TABLED TO THE MEETING OF JUNE 19, 1989.

7. LESBIAN AND GAY ADVISORY COUNCIL - APPOINTMENTS: RECOMMENDED ACTION: Appoint 8 members to the Lesbian and Gay Advisory Council. TABLED TO THE MEETING OF JUNE 19, 1989.

7A. CITY ATTORNEY'S REPORT ON THE PARKS INITIATIVE: TABLED TO THE MEETING OF JUNE 19, 1989.

NEW BUSINESS

8. RENT STABILIZATION COMMISSION APPOINTMENTS:
The following reappointments were made to April 30, 1990:

Land - Sal Guarriello
Heilman - Doug Routh
Albert - Babette Lang

This item to be placed on June 19th agenda for appointments by Koretz and Schulte.

9. TRI-CITIES' TASK FORCE MOU: ACTION: That City Council approve the Memorandum of Understanding between the Cities of West Hollywood, Beverly Hills, and Los Angeles, which incorporates previous Tri-City Task Force activities, and further authorizes this group to perform preliminary steps for a three-city transportation study: discuss study content and draft a proposed RFP, and negotiate a proposed resolution to the division of study costs and day-to-day management

issues for the study. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

10. ADOPTION OF RESOLUTION OF INTENT TO ESTABLISH A WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA: ACTION: To approve and adopt Resolution No. 542, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO ESTABLISH A WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA IN THE CITY OF WEST HOLLYWOOD AND SETTING A TIME AND PLACE OF A HEARING TO CONSIDER THE ESTABLISHMENT OF SUCH AREA." Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

11. JUNE, JULY, AUGUST PROPOSED MEETING DATES: ACTION: Approve the following dates for Council meetings, Budget hearings and study sessions for June, July and August:

June 19 - Regular Meeting

June 22 - Budget Workshop - 7:00 P.M. - Werle Building

June 26 - Hold date open if need for Budget Workshop

June 29 - Budget Workshop - 7:00 P.M.

July 5 - Regular Meeting (changed from July 3)

July 17 - Regular Meeting

August 7 - Regular Meeting

August 21 - Regular Meeting

12. PARK PROTECTION INITIATIVE: TABLED TO THE MEETING OF JUNE 19, 1989. RECOMMENDED ACTION: Direct staff to take the steps necessary to schedule a special election for November 1989 and to place on the ballot the proposed City Council sponsored ballot measure "An Ordinance Preserving and Protecting City Parks."

13. PROHIBITION OF POLYSTYRENE FOAM AND OTHER ENVIRONMENTALLY UNACCEPTABLE FOOD PACKAGING: ACTION: That the City Council direct the City Attorney to draft an appropriate ordinance. It is further recommended that the City should create a task force/working group on the environment to assist in development of rules and procedures for the food packaging ordinance and to help develop and implement further City policies to preserve the environment. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.

CLOSED SESSION: This time has been set aside for the City Council to meet in closed session to discuss matters

City Council Minutes
June 5, 1989
Page 10

pertaining to litigation, potential litigation, personnel, and/or claims. Mayor Land adjourned the meeting to a closed session at 10:10 P.M.

The Council meeting was reconvened at 11:15 P.M.

ACTION: Deny the claim of Melody Rose and hold over the claim of Cynthia Holtz pending receipt of a letter from her insurance company denying the claim. Motion Heilman second Albert. Noting the absence of Koretz and Schulte, it was so ordered.


ADJOURNMENT The meeting was adjourned at 11:18 P.M. in memory of Bunny MacCulloch and the City Clerk was directed to send the appropriate letter of condolence.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 19TH DAY OF JUNE, 1989.



MAYOR

ATTEST:



CITY CLERK