

## MINUTES

CITY COUNCIL MEETING  
August 15, 1988  
WEST HOLLYWOOD PARK  
647 N. SAN VICENTE BLVD.  
7:00 P.M.

**CALL TO ORDER:** Mayor Albert called the meeting to order at 7:20 P.M.

**PLEDGE OF ALLEGIANCE:** The Pledge of Allegiance was led by Rita Guarriello.

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

**ALSO PRESENT:** City Manager Brotzman  
City Attorney Jenkins

**APPROVAL OF AGENDA:** Remove items 2i, m, r, u, v, w, x, and z for separate discussion. Councilmember Heilman to make an announcement under Proclamations and to comment under Councilmember comments. Agenda approved as amended, by consensus.

### PROCLAMATIONS AND COMMENDATIONS:

Councilmember Heilman announced that the City's annual 5K/10K Run will be held on Sunday (August 21). The proceeds will benefit two organizations that serve West Hollywood residents. Applications are available at City Hall for anyone who would like to attend or volunteer.

**1. CITY MANAGER'S REPORT:** City Manager Brotzman reported that it is now three months into the revocation period regarding the Cable TV franchise. The City is continuing to meet with Century Cable to discuss steps to take to bring them into compliance prior to the revocation date. Century has decided to create a new West Hollywood/Beverly Hills system that will be separate from the Santa Monica system. The office will be located in West Hollywood on Santa Monica Boulevard east of Fairfax. The City Manager introduced the new general manager for the West Hollywood and Beverly Hills system, Louise Anylan.

Louise Anylan stated she is looking forward to serving the community and talked about some of her background in Cable television and her goal, to give the best possible customer service and resolve any problem hopefully in the same day it comes up. The office will be open by November 1, 1988, hopefully in October.

**2. CONSENT CALENDAR:** The following routine matters were adopted

ORIGINAL

by one motion to approve with the consent of the Council or were removed for separate discussion. ACTION: To approve Items 2a, b, d, e, f, g, h, j, k, l, n, o, p, q, s, t, y, and aa. Motion Schulte second Land. Hearing no objection it was so ordered.

**a. Posting of Agenda:** The agenda for the meeting of August 15, 1988 was posted at City Hall, Plummer Park, the West Hollywood Library and the Sheriff's Station on Wednesday, August 10, 1988. ACTION: Receive and file.  
Approved as part of the consent calendar.

**b. Demand Register No. 91 - Resolution No. 469  
Demand Register No. 92 - Resolution No. 471:**  
ACTION: To approve Demand Register No. 91 and adopt Resolution No. 469, and to approve Demand Register No. 92 and adopt Resolution No. 470.  
Approved as part of the consent calendar.

**c. Treasurer's Report:** There was no Treasurer's Report for this meeting.

**d. Minutes: March 29, 1988  
July 18, 1988**  
ACTION: To approve the minutes of March 29, 1988 and July 18, 1988.  
Approved as part of the consent calendar.

**e. Claims: Trudy R. Day  
John Escobar  
Ben Frank  
Itya Fridman  
Olga Judith Ochoa  
Pacific Bell  
Fred Stolar**  
ACTION: Deny without comment and refer to the City's Claims Adjustor.  
Approved as part of the consent calendar.

**f. Application for Leave to Present Late Claim by Attorney for John Brokaw:** ACTION: Based on statutory criteria (Government Code 911.6), that Leave to Present Late Claim be denied on the grounds that there was no excusable negligence. Claimant had full and complete knowledge within time to file a timely claim.  
Approved as part of the consent calendar.

**g. Claims: Magdolna Faerstain  
Margaret Elizabeth Flesh  
Max Greenberg  
Eva Schwartz  
Alex Weinberger  
Rose Yeger**  
ACTION: To be taken into closed session for discussion.  
Approved as part of the consent calendar.

**h. Infocel Agreement:** ACTION: To extend the contract with Infocel for on-site support for an additional two months, expiring October 31, 1988.  
Approved as part of the consent calendar.

**i. Parking Ticket Bail Schedule:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. RECOMMENDED ACTION: That the City Council approve the recommendations on bail schedules contained in the letter to Judge Judith Stein proposed for the signature of City Manager Paul Brotzman, however the Council may wish to consider a lesser increase in the parking meter bail. Staff recommends at least \$18 plus the 10% or \$20.

ACTION: To increase the bail rates on parking in a red zone and parking where sign limits are posted, to the suggested level.  
Motion Schulte second Land.  
AYES: Koretz, Land, Schulte, Mayor Albert.  
NOES: Heilman  
Motion carried.

MOTION: To maintain the current rate for bail for meter expirations (\$13). Motion by Councilmember Schulte. Motion died for lack of a second.

MOTION: To increase the bail for expired meters to \$20.  
Motion Land second Koretz. After discussion, Mayor Pro Tem Land withdrew her motion because of lack of support by Councilmembers Heilman and Schulte and Mayor Albert. Staff was given direction to look into a more comprehensive report in order to be prepared next year, and to review the memo sent to Council by the Transportation Commission regarding the bail fees.

At this time City Manager Brotzman stated that it might be possible, if the Bail Committee has not met by the first week in September, to come back on September 6th with more details regarding actions being taken by surrounding cities and specific recommendations. Direction was given to staff, if that latitude is given by the Court, to bring this issue back to Council at the September 6th meeting.

**j. Monica Boulevard Sprinklers - Notice of Completion:**  
ACTION: To accept the Notice of Completion for the Santa Monica Blvd. Median Sprinklers (CIP #806) 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.

**k. Janitorial Services for City Hall:** ACTION: To award the janitorial maintenance contract to Pacific Maintenance Services in the amount of \$1,886.00 per month for the period of one year.  
Approved as part of the consent calendar.

**l. City-Wide Street Tree Services Contract (AIP #969):**  
ACTION: That Council waive Golden Bear Arborists' bid bond irregularity and award the subject contract to Golden Bear Arborists.  
Approved as part of the consent calendar.

**m. Werle Building Modifications (CIP #970):** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.  
RECOMMENDED ACTION: To authorize solicitation of competitive proposals for construction of a Council Chamber/community meeting hall and handicap accessibility to the Werle Building.  
ACTION: To table this Item for at least two weeks. Motion Heilman second Land. Hearing no objection it was so ordered.

**n. Ordinance No. 201:** ACTION: To adopt on second reading Ordinance No. 201, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING PENALTIES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE."  
Approved as part of the consent calendar.

**o. GLASS Social Service Contract:** ACTION: To approve the boilerplate language and authorize payment of \$44,562 to Gay and Lesbian Adolescent Social Services for start-up costs at the adolescent group home at 1816 Wilton, Los Angeles.  
Approved as part of the consent calendar.

**p. RTD Senior Bus Pass Fare Increase:** ACTION:  
1) Increase the total amount of Prop. A funding allocated to the RTD Senior and Disabled Bus Pass Buy-Down Program to \$145,472 for FY 1988-89; 2) Extend the interim subsidy of \$6.00 per pass for one additional month, through October; 3) Subsidize at the rate of \$5.00 per pass effective beginning with the sales period for November passes; 4) Instruct staff to take actions necessary to provide two months' notice to consumers of the increase in their cost.  
Approved as part of the consent calendar.

**q. HIV Library:** ACTION: To direct the Department of Human Services to establish an HIV Information Library at West Hollywood Library, appropriate \$4,000 from the unallocated reserves for that purpose, and authorize the expenditure of \$1,000 from the Department of Human Services 1988-89 budget.  
Approved as part of the consent calendar.

**r. West Hollywood Library - Supplemental Sunday Hours - Six-Month Interim Report:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. ACTION: To allocate \$15,000 from the City's unobligated reserves to provide funding for supplemental Sunday hours at the West Hollywood Library during fiscal year 1988-89. Motion Land second Heilman. Hearing no objection it was so ordered.

**s. Approval of Positions - Payroll Technician, Landscape**

**Maintenance Superintendent:** ACTION: 1) To approve the job description for the newly-created position of Landscape Maintenance Superintendent for the Department of Public Works;  
2) To approve the job description of Payroll Technician for the Department of Administrative Services at the existing salary range of Account Clerk II. Approved as part of the consent calendar.

**t. Award of Contract - Transcription Services:** ACTION: To award the contract for transcription services to Ashley-Wells and Company.  
Approved as part of the consent calendar.

**u. Warming Center Lease:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Negotiations have been completed and a draft lease agreement is prepared for review and approval by the City Council to establish an emergency shelter and transitional center for the homeless at 1033 La Brea Avenue in West Hollywood.

The following persons came forward to speak on this item:

Budd Kops, W.H.: Opposed. We should ask the residents what they want. Where will money come from if we don't get subsidies? Should help those who help themselves.

Sam Weinstein, homeless: Spoke in support.

Eric Lewis, homeless: Spoke in support. Asked that homeless get help such as coffee in the morning, and if they can come inside earlier in the evening.

Pappa Hays, homeless: Spoke on Sheriff Department abuse.

Mike Radcliffe, W.H.: Opposed. Hope you will reject the lease and enter into an agreement with the property owner that will guarantee the safety of these people. Asked Council to work with the business community, make them a partner in this problem.

Gladys Snyder, W.H.: Spoke regarding Item 4, Ashkenazy Agreement. Opposed to the agreement. Said that her nephew, David Ward, who goes to a special school, had regressed due to their being evicted from Le Mondrian.

ACTION: To hold this Item to discuss during closed session. By consensus.

**v. Services to Homeless - Non-Profit Entity:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. The City has developed a program design to provide comprehensive services to the homeless. A key element is the incorporation of a non-profit entity to administer the services, including the recruitment of a committee to launch the organization. RECOMMENDED ACTION: To approve the concept of appointing an incorporation committee to launch the new non-profit organization and appoint some or all of

its members.

Jodi Curlee, Social Services Administrator, introduced Joel Schwartz, consultant, who spoke on the issues involving the incorporation of a nonprofit homeless organization.

Councilmember Schulte requested that a list of recommended names for the incorporation committee be given to Councilmembers before the next meeting.

The following persons came forward to speak:

Valentino Morocco Cooper, homeless: Why can't we help each other?

At this time there was an interruption from a homeless woman, (Hedda) who was led away by some of the staff.

Budd Kops, W.H.: (He requested to yield his time; Mayor Albert denied request.)

Sam Weinstein: The process has been exclusionary; needs community support; needs to be opened up to participation by the community, businesses, the homeless.

Tim Delatorris, W.H.: (Did not come forward to speak.)

Joan Karolus, homeless: First time being homeless. Thanked West Hollywood Park and the Council for help.

Scott Friedman, homeless: Appreciates what City has done. Suggested organizing a program where homeless can help with remodeling, etc., feel a part of it.

Anthony Smith: (Did not come forward to speak.)

Mike Radcliffe, W.H.: Community is being left out. If this is passed, will seek to take it to the voters. This program will change the nature of the community. Will be inviting 7,000 homeless into the City. Should do a smaller program with community participation.

Julio Rodriguez, homeless: Something must be done quickly to help the people. Am now a problem to the community; am willing to accept help and turn my life over.

Candy Leskin, homeless: Came to Hollywood about 10 days ago; have been staying at the shelter about two weeks. Was helped with food and clothing; went out to look for a job. Want to thank Council.

Bryan Cutrer, homeless: Homeless need a place to store clothes, etc. Asked whether the Council had received the complaint about some people who had a picnic in the park, were drinking and throwing bottles etc., at the homeless.

Paul Webber: Has found an apartment. There needs to be a solution to the problems.

Eddie Williams, homeless: Wish something better could be done, in a quicker way. Police are harassing people.

Joel Thurston, homeless: Need a program as soon as possible.

**ACTION:** To go ahead with the incorporation committee; to bring back nominations (a list of names) at the next Council meeting; in the meantime, to have at least one discussion that involves members of the Alliance and residents and anyone who wants to discuss this concept. The meeting is to be organized by staff or the Human Services Commission. Motion Schulte second Koretz. Hearing no objection it was so ordered.

**w. Implementation of Small Business Task Force**

**Recommendations:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmember Heilman requested that when looking at locations for cul-de-sacs, staff should look at places where there is a limited impact in terms of the traffic flow; make sure that people are not blocked from getting to their homes; and that there is a safe way for people entering and exiting the cul-de-sac. There are certain locations where the visibility for getting in and out would not be good. **ACTION:** 1) Authorize staff to move forward with the pilot cul-de-sac project as described in the staff report; 2) Endorse progress to date in implementing the Small Business Task Force recommendations contained in the staff report. Motion Heilman second Schulte. Hearing no objection and noting the comments of Councilmember Heilman, it was so ordered.

**x. National Volleyball Tournament:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. **ACTION:** 1) Authorize Recreational Services staff to pay the outstanding bill of \$1,857.86 to James Catering for the banquet that was held in connection with the volleyball tournament; 2) Direct Recreational Services staff to work with the tournament's organizing committee to develop a schedule of volleyball clinics and volunteer activities in exchange for the City's commitment to pay the outstanding bill. Motion Land second Heilman. Hearing no objection it was so ordered.

**y. Resolution Supporting UNADES:** **ACTION:** To adopt Resolution No. 470, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING UNADES, THE NATIONAL UNION OF EARTHQUAKE VICTIMS OF EL SALVADOR, AND THE 1988 CAMPAIGN CALLED 'BUILDING WITH THE VOICELESS OF EL SALVADOR'"; and to authorize Mari Riddle to represent Mayor Helen Albert and the City of West Hollywood as part of the delegation to El Salvador. Approved as part of the consent calendar.

**z. Rent Stabilization Commission Resolution No. 88-68 Regarding Maintenance of Common Areas and the Extension of**

**Experimental Programs:** REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. RECOMMENDED ACTION: To approve the adoption of Rent Stabilization Commission Resolution 88-68.

Rent Stabilization Department Director Richard Muller explained Resolution 88-68, and what it would do, in response to questions by Councilmembers.

The following persons came forward to speak:

Grafton Tanquary, W.H.: Regarding the question of additional amenities and services on vacancy, it should go back to the drawing board. Regarding the procedure for requesting a rent reduction in case of substantial reduction in common housing service, it is grossly unfair to have one person given that power; some reasonable number of occupants must band together in some kind of appeal. If you want to change it from 50 percent, some number better than one, that's fine. Strongly opposed to the Resolution as it is proposed, insofar as it involves giving rent reductions for everybody in the building.

Craig Mordoh (attorney): Opposed to the Resolution as proposed. You're telling landlords not to upgrade apartments during vacancies, not to add amenities. In terms of rent decrease, you're creating a scheme that will cause problems in buildings.

ACTION: To table to the next meeting (September 6, 1988), for staff to come up with revisions, and for existing regulations to remain in place until Council takes action on this Resolution. Motion Koretz second Schulte. Noting the objection of Councilmember Heilman, it was so ordered.

**aa. Waiver of Further Reading:** ACTION: After the City Attorney has read the title of any ordinance on tonight's agenda, the further reading thereof shall be waived. Approved as part of the consent calendar.

Mayor Albert called a recess at 9:18 p.m.  
The City Council reconvened at 9:30 p.m.

#### **PUBLIC HEARINGS**

**3. APPEAL OF PLANNING COMMISSION DECISION ALLOWING 38 ADDITIONAL PARKING SPACES ON THE ROOF LEVEL OF THE PARKING STRUCTURE AT THE SPORTS CONNECTION INSTEAD OF A RUNNING TRACK AND BASKETBALL COURT:** An appeal was filed by Councilmember Heilman of the Planning Commission's approval to modify Conditional Use Permit No. 86-03 for the Sports Connection. Specifically, the modification allowed for the expansion of rooftop parking through the elimination of the rooftop recreation area. RECOMMENDED ACTION: The staff's recommendation is to open the public hearing, take testimony, and uphold the Planning Commission's approval based on the findings and conditions in Planning Commission Resolution No. 88-28.



Howard Zelefsky, Planning Manager, gave the staff report.

The City Clerk reported that the public hearing was noticed in The Post Newspaper on August 4, 1988, and was posted at City Hall and the three required posting places.

Councilmember Heilman stated briefly the reasons for his appeal.

The following persons came forward to speak:

Sal Guarriello, W.H.: Spoke against the Sports Connection, in favor of the appeal.

Martin Strudler, W.H.: Speaking for the Neighborhood Council. Opposed to the parking spaces. (In favor of appeal.)

Arlen Andelson, Attorney for The Sports Connection: Stated that the rooftop activity (recreation) was an authorized activity, not a required activity. The area we are talking about is 30 percent of roof, of which 70 percent is parking. Parking is much more needed.

Joseph Loudermilk, Sherman Oaks, Architect for The Sports Connection: Displayed a drawing showing where the additional parking would be. Additional cars will be 29. There will be an opaque mesh screen for visual screening of the parked cars.

Phil Swain: (A member of Sports Connection staff; available for questions. He did not speak.)

Paul Case: Works for Sports Connection. Responsible for overseeing the construction and development of the parking structure. We spent over a million dollars on the parking structure to mitigate problems. We are losing money on parking.

Joyce Hundal, W.H.: Don't think open-roof parking adjacent to a residential area is a good idea in any situation.

**ACTION:** To uphold the decision of the Planning Commission.  
Motion Land second Koretz.  
Noting the objection of Councilmember Heilman, it was so ordered.

**CITIZEN COMMENTS:** The following persons came forward to address the Council:

Budd Kops, W.H.: Requested that speakers on the Ashkenazy Item be allowed to speak for three minutes, and one speaker be allowed to give a 10 minute summation.

Joyce Hundal, W.H.: Commented that there were five taxi-cabs parked in West Hollywood Park parking lot tonight.

Jeanne Dobrin, W.H.: Asked City Council to cancel the hearing

regarding liquor license at 900 Hammond. See no cause for it. California Administrative Law Judge on July 28, 1988, ruled there should be no liquor license at 900 Hammond.

**COUNCILMEMBERS COMMENTS:** Councilmember Heilman commented that the Community Housing Corporation has a possibility of purchasing a building, and needs us to move ahead with some of the changes to the zoning ordinance, in order for us to do it and reap the tax benefits from that deal. He requested that it be brought before Council in September.

Councilmember Schulte asked if Council could also get a list of other pending zoning code amendments.

**ACTION:** To direct staff to bring back to the City Council by the first meeting in September, a list of pending zoning ordinance amendments. Motion Heilman second Schulte. Hearing no objection it was so ordered.

#### **UNFINISHED BUSINESS**

**4. ASHKENAZY SETTLEMENT AGREEMENT: RECOMMENDED ACTION:** To approve and authorize the signing of the settlement agreement between the City and Ashkenazy Enterprises, and the restrictive covenants with regard to Le Dufy, Le Parc, Le Reve, Le Valedon, and 949 Larrabee.

At this time the City Council discussed whether to allow each public speaker three minutes or two minutes to speak. The Council decided, by consensus, to allow each speaker two minutes, with a brief summation at the end by Steve Martin.

City Manager Paul Brotzman gave the staff report.

The following persons addressed the Council on this item:

Ethel Shapiro, W.H.: Opposed to the agreement.

Budd Kops, W.H.: Urge Council to say no or continue to a date uncertain.

Sal Guarriello, W.H.: Opposed.

Helen Samett, tenant, 900 Hammond: Opposed.

Gladys Snyder, W.H.: Opposed.

Gerda Spiegler, W.H.: Find it financially unacceptable. Ask Council to postpone any settlement until something more reasonable.

Scott Keesling, tenant: Opposed.

Peter Depew, W.H.: Opposed.

Suzan Mann: Resident of Le Dufy. Opposed. Martin Strudler, of Neighborhood Council: Opposed.

Dana Skolfield, W.H.: Opposed.

Ira Stein, W.H.: Opposed.

Gregg Wilson: Lives across from Le Valadon. Opposed.

Alex Wortmann, W.H.: Opposed.

Jesse Webb: (Not present.)

Ms. Eddie Armstrong: Former tenant of Le Mondrian. Stated she was severely injured by a jackhammer.

Eva Raber, W.H.: Opposed.

Don Marshall: (Not present.) Patrick Wall, W.H.: Opposed.

Janet Bridgers, W.H.: Opposed.

Joyce Hundal, W.H.: Opposed.

Gary Salt, W.H.: Opposed. The City Attorney should call Ashkenazy and tell him we'll see him in court.

David Weissfeld: Of Shoreham Heights Association. Opposed.

Norman Chramoff: (Not present.)

Jeanne Dobrin, W.H.: Representing The Commonwealth for West Hollywood Neighborhood Communication. Opposed.

Sibyl Zaden: President, Shoreham Heights Association. Opposed.

David Behr, W.H.: Opposed.

Dell Ross: Property owner across from Le Dufy. Busses dieseling on Sunday; can't get a policeman.

Stephen Martin, President, West Hollywood Democratic:

(Summarized.) People implore that you exercise option C and

reject. Go forward with enforcement regardless of the

consequences. If the City does accept this agreement, it will be a sad day for the residents.

Following the public testimony portion of the hearing the City Council questioned staff and held discussion.

Direction was given to staff to more fully explore some of the issues which need to be addressed: code enforcement, the financial aspect, land use element, protection of the existing tenants, the trust factor--whether they will live up to any agreement we reach with them, the question of incursion into the residential area in the first place, and to bring this back to City Council at the meeting of September 6, 1988.

**5. MELROSE PROPERTY - RELEASE AND SALE: RECOMMENDED ACTION:** That the Council sell parcel 4, Block A, Tract 5101 to the owners of the adjacent property at the appraised cost.

Public Works Director Chuck Bergson reported that the property at 8674 Melrose Avenue has been assessed at \$2,500.

**ACTION:** To sell parcel 4, Block A, Tract 5101 to the owners of the adjacent property at the appraised cost of \$2,500. Motion Schulte second Koretz. Hearing no objection it was so ordered.

**6. CHILD CARE POLICY STATEMENT: RECOMMENDED ACTION:** That the City Council: a) Reaffirm the child care policy statement recommended in the Women's Issues Task Force report of December 10, 1987 and adopted by the Council on January 4, 1988; b) Adopt the staff additions to the Task Force statement; c) Direct staff to implement the short and long-term activities outlined in the staff report with particular emphasis on plans for a child care center at the proposed Civic Center site and changes in the zoning code which

address the needs of family day care and child care centers; d) Provide child care service coordination, information, referral and resource identification for the community with existing staff; and e) Retain the bulk of the \$35,000 allocation not expended on printing or consultants to apply to direct programming.

Daphne Dennis, Lead Program Specialist, Human Services Department, gave a staff report. Remarks were also given by Abby Liebman, Human Services Commissioner.

Councilmember Heilman requested that, regarding the money reserved, anything left be saved and rolled over to next year's budget. He also requested that the day care brochure be done on desk-top publishing, in-house, and the money saved could be used for direct provision of service.

**ACTION:** To approve the recommendations as stated in the staff report, with the added provision of having whatever amount of the \$35,000 is not used, rolled over to next year, and make additional provisions at that time. Motion Land second Schulte. Hearing no objection it was so ordered.

**7. HART PARK DESIGN (CIP 868), PROPOSED MEMORIAL GROVE:** Public Works Director Bergson gave a brief staff report. Architects Rios and Pearson were present to answer questions.

Councilmember Schulte commented that he wished to acknowledge Bob Bell and Mark Vanderveldon, who had a lot to do with getting the design this far and making sure the City has an appropriate AIDS memorial.

The following person addressed the Council on this item:  
Robert Bell: Spoke regarding the proposed AIDS memorial grove in Hart Park. He wholeheartedly supports this concept. A positive alternative to the original AIDS memorial which he had brought before Council on May 2, 1988.

**ACTION:** To approve the concept for an amphitheater and AIDS Memorial Grove in Hart Park and authorize design. Motion Schulte second Land. Hearing no objection it was so ordered.

**8. HUMAN SERVICES COMMISSION APPOINTMENT:** **ACTION:** To appoint Kim Krajl to the Human Services Commission (at-large appointment). Motion Land second Koretz. Hearing no objection it was so ordered.

**9. ADJUSTMENTS AND PENALTIES FOR FAILURE TO COMPLY WITH RENT STABILIZATION ORDINANCE:** **RECOMMENDED ACTION:** 1: Direct staff to complete work on options to withhold entitlements for non-performance of maintenance and tenant performance of maintenance and return to Council with recommendations; 2) Direct staff to explore remaining options and return with recommendations for Regulation and Ordinance amendments as outlined

in the staff report; 3) Direct staff to coordinate abatement efforts in occupied residential rental buildings;  
4) Direct the Rent Stabilization Department to monitor performance of the Los Angeles City Rent Escrow Account Program and report back to Council.

Richard Muller, Rent Stabilization Department Director, gave the staff report.

**ACTION:** To hold this Item pending research by the City Attorney, to be brought back at the second meeting in September with a supplemental report. Motion Heilman second Schulte. Hearing no objection it was so ordered.

**9a. REVIEW OF ENCLOSURE DESIGN AND OFF-SITE PARKING FOR THE CHEERS BAR AT 8279 SANTA MONICA BOULEVARD:** The City Attorney reported that an enclosure design and parking lease were to be brought back to the Council at this meeting. The applicant has not yet completed the design, has not turned anything in to the City for review, and therefore there is nothing for the Council to do on this item. However, the failure of the owner of the business to bring these matters in for review does not in any way extend the time periods for compliance with the City's orders, and the City will be proceeding to enforce those orders at such time as is appropriate. The City Attorney also reported that the potential for litigation on this matter would be discussed in closed session this evening.

Councilmember Heilman requested that the record reflect that he did not participate in discussion of this item due to a conflict of interest.

**ACTION:** To continue this item to September 6, 1988. By consensus.

#### **NEW BUSINESS**

**10. VOTING DELEGATE FOR LEAGUE CONFERENCE:** **RECOMMENDED ACTION:** To appoint a voting delegate and a voting alternate to represent the City at the annual League of California Cities Conference, to be held October 16-19 in San Diego.

**ACTION:** To appoint Mayor Helen Albert as delegate, and City Manager Paul Brotzman as alternate. Motion Schulte second Land. Hearing no objection it was so ordered.

**11. CITY HALL PROCEDURE:** This Item had been pulled from the agenda prior to the Council Meeting.

#### **LEGISLATIVE**

**12. ORDINANCE NO. 202 - NOTICE FOR STREET CLOSURE:** **ACTION:** To introduce on first reading Ordinance No. 202, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REQUIRING SEVENTY-TWO (72) HOURS NOTICE OF

TRAFFIC CONGESTION, HAZARD, OR DISRUPTION OF NORMAL FLOW OF TRAFFIC AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Schulte second Land. Hearing no objection it was so ordered.

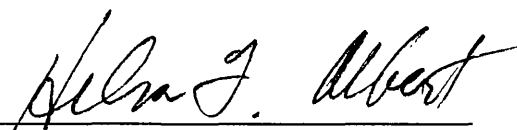
**13. ORDINANCE RE: MAINTENANCE OF RENTAL UNITS: ACTION:** To introduce on first reading Ordinance No. 203, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGARDING MAINTENANCE OF RENTAL UNITS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Land second Schulte. Hearing no objection it was so ordered.

**CLOSED SESSION:** The City Council adjourned to closed session at 12:17 p.m. to discuss matters of pending litigation, including Simonsen vs. the City of West Hollywood and Maidenberg vs. City of West Hollywood; several matters of potential litigation; several claims which have been filed against the City; matters of personnel; and a prospective lease of property by the city.

The City Council reconvened at 1:42 a.m., and Mayor Albert announced that the City Council had approved the payment of the claims which were discussed in closed session (the claims of Magdolna Faerstain, Margaret Elizabeth Flesh, Max Greenberg, Eva Schwartz, Alex Weinberger, and Rose Yeger). Also, during closed session, the City Council authorized Mayor Albert to sign the warming center lease, subject to minor language change in the agreement.

**ADJOURNMENT:** The meeting was adjourned at 1:45 p.m. to a personnel session on September 6, 1988, starting at 6:00 p.m., at West Hollywood Park.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 19TH DAY OF SEPTEMBER, 1988.

  
MAYOR

ATTEST:

  
CITY CLERK