

MINUTES

**CITY COUNCIL MEETING
February 1, 1988
WEST HOLLYWOOD PARK
647 N. SAN VICENTE BLVD.
7:00 P.M.**

CALL TO ORDER: Mayor Viterbi called the meeting to order at 7:05 P.M.

PLEDGE OF ALLEGIANCE: The Pledge was led by Marla Baklin

ROLL CALL: PRESENT: Albert, Heilman, Land, Schulte,
Mayor Viterbi
ABSENT: None
ALSO PRESENT: City Manager Brotzman
City Attorney Jenkins

APPROVAL OF AGENDA: ACTION: Remove Items 2g, 2j, 2m and 2p from the consent calendar for separate discussion.

PROCLAMATIONS AND COMMENDATIONS: None

1. CITY MANAGER'S REPORT: This time has been set aside for the City Manager to report to the City Council on any and all matters of importance. Mr. Brotzman reported on the parking citation problems and progress made in curing them.

TREASURER'S REPORT: Jonathan Ahearn gave the treasurer's report for November, 1987.

2. CONSENT CALENDAR: The following routine matters were acted upon by one motion with the majority consent of the City Council or were removed by the Council for separate discussion.
ACTION: Approve items 2a, 2b, 2c, 2d, 2e, 2f, 2h, 2i, 2k, 2l, 2n, 2o, 2q. Motion Schulte second Heilman. Hearing no objection it was so ordered.

a. Posting of Agenda - Report by City Clerk: The Agenda for the meeting of February 1, 1988 was posted on Wednesday, January 27, 1988, at City Hall, Plummer Park, the Sheriff's Station and the San Vicente Library. ACTION: Receive and file. Approved as part of consent calendar.

b. Demand Register No. 79 - Resolution No. 402: ACTION: Approve Demand Register No. 79 and adopt Resolution No. 402. Approved as part of consent calendar.

c. Treasurer's Report: For Month Ending November 30, 1987. ACTION: Accept the Treasurer's Report for month ending November 30, 1988, and receive and file. Approved as part of consent calendar.

d. Motion to Waive 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 consent calendar.

e. Central American Peace Plan - Resolution No. 400:
ACTION: Adopt Resolution No. 400, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING THE ARIAS PEACE PLAN, WHICH HAS BEEN SIGNED AND SUPPORTED BY THE PRESIDENTS OF THE FIVE REPUBLICS OF CENTRAL AMERICA".
Approved as part of consent calendar.

f. Ordinance No. 178 - Recycling of Wine and Spirit Cooler Containers: ACTION: Adopt on Second Reading, Ordinance No. 178, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A REDEMPTION VALUE FOR WINE COOLER AND SPIRIT COOLER CONTAINERS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of consent calendar.

g. Resolution No. 404 - Beverly Hills Massage Parlor:
REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. City Attorney Jenkins reported that he was distributing new copies of the Resolution that had been amended to include the 2 blank forms from the Sheriff's Department in the list of evidence. ACTION: To adopt Resolution No. 404, as amended, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD UPHOLDING THE DECISION OF THE BUSINESS LICENSE COMMISSION AND REVOKING THE BUSINESS LICENSE OF THE BEVERLY HILLS MASSAGE PARLOR." Motion Land second Schulte. Hearing no objection it was so ordered.

h. Mid-Year Social Services Program Evaluations and Agency Self Assessments: ACTION: Authorize the conclusion of administrative probation and the extension of program probation for the G.L.C.S.C. Lesbian Central and Legal Services Programs and Receive and File the report.
Approved as part of consent calendar.

i. Rent Stabilization Commission Resolution No. 88-3 Amending the Rent Stabilization Regulations Relating to Rent Certification: California law requires that local jurisdictions which register rents of residential units provide certificates of permissible rent levels at the request of landlords or tenants and provide appeals within specified periods. ACTION: Amend Resolution No. 88-3 by adding Section 60068.A.iii, to read:
iii. The objection form is not accompanied by the payment in full of the applicable fee in the form of cash, money order, certified check or other form satisfactory to the Rent Stabilization Department.
Approve the adoption of Resolution No. 88-3 as amended.
Approved as part of consent calendar.

j. Notice of Completion, Street Paving (CIP #802):

REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.

Chuck Bergson, Director of Public Works, reported that Sully-Miller Contracting Co. satisfactorily completed all work on January 22, 1988. Councilmember Land stated that she understood that certain areas needed to be redone as the job was not acceptable on some streets. Mr. Bergson stated that was true and No. 2 should be amended to add "provided that the process is completed". ACTION: Accept the 1988 Street Resurfacing Project 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 thirty-five (35) day lien period, provided that the process is completed.
 - 3) Release the performance bond and material bond.
- Motion Land second Heilman. Hearing no objection it was so ordered.

k. West Knoll Dr./Rosewood Ave. Stop Sign - Resolution No.

396: ACTION: Adopt Resolution No. 396, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A BOULEVARD STOP AT THE INTERSECTION OF WEST KNOLL DRIVE AND ROSEWOOD AVENUE".

Adopted as part of consent calendar.

l. Santa Monica Boulevard, Striping Modification Between Croft and Sweetzer Avenues - Resolution No. 395: ACTION: Adopt Resolution No. 395, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD PROHIBITING PARKING ON A PORTION OF SANTA MONICA BOULEVARD".

Adopted as part of consent calendar.

m. Fountain Avenue Traffic Controllers - Reprogram CIP No.

836: THIS ITEM WAS REMOVED FOR SEPARATE DISCUSSION BUT IS LISTED HERE FOR CLARITY. Chuck Bergson, Director of Public Works, reported that Capital Improvement Project #836 is to provide a traffic signal at Beverly Boulevard and Swall Drive. This project is still under study and will not be completed this fiscal year. ACTION: Approve the reprogramming of this capital project to provide new traffic controllers on Fountain Ave.

Motion Schulte second Albert. Hearing no objection it was so ordered.

n. Los Angeles County Peace Officers Memorial Fund - Consent to Contribute \$1,000: ACTION: Approve this one time contribution of \$1,000, to come from surpluses anticipated in the Sheriff's contract services funds.

Approved as part of consent calendar.

o. Resolution No. 401 - Amending the Council Deputies' MOU: ACTION: 1) Adopt Resolution No. 401, "AN AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF WEST HOLLYWOOD AND AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL EMPLOYEES, LOCAL NO. 3339, SETTING FORTH THE TERMS, CONDITIONS, BENEFITS, SALARIES AND WORKING CONDITIONS OF THE COUNCIL DEPUTY UNIT". 2) Approve the method of implementation, and 3) approve the transfer of \$11,507.19 from the unobligated reserve to 1000-400-502 Regular Salaries.
Approved as part of consent calendar.

p. Eliminate Use of Styrofoam in City Hall: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. Councilmember Land informed the Council that they would need to transfer \$500 to cover extra costs. ACTION: Direct staff to purchase bio-degradable containers for use during work hours, functions and activities, and transfer \$500 to the proper account to cover extra costs. Staff should also inform all contractors who do business with the city about this concern and encourage them to also purchase and use bio-degradable items for their use. Motion Land second Heilman. Hearing no objection it was so ordered.

q. Resolution No. 403 - Opposing the Appointment of Lungren as Treasurer of the State of California: ACTION: Adopt Resolution No. 403, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD OPPOSING THE CONFIRMATION OF REPRESENTATIVE LUNGREN TO THE OFFICE OF TREASURER OF THE STATE OF CALIFORNIA."
Approved as part of consent calendar.

r. 1988-89 Social Services RFP Process: Approved under Council Comments but listed here for clarity. ACTION: To approve the proposed timeline and receive and file this report. Motion Heilman second Albert. Hearing no objection it was so ordered.

PUBLIC HEARINGS

3. APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT-FUNDED PROJECTS FOR FISCAL YEAR 1988-89: Debbie Potter, Director of Economic Development gave the staff report. The City Clerk reported that this hearing was noticed in the Post Newspaper and posted at City Hall, Plummer Park, the Sheriff's Station and the West Hollywood Library. Mayor Viterbi opened the Public Hearing and no one coming forward to speak, closed the Public Hearing and returned the item to the Council for discussion. ACTION: Approve the project and cost summaries for the FY1988-89 Community Development Block Grant program and authorize staff to forward the summaries to the County of Los Angeles Community Development Commission before February 12, 1988; and authorize staff to continue negotiating with other cities for the purchase of their CDGB funds. Motion Heilman second Albert. Hearing no objection it was so ordered.

CITIZEN COMMENTS: This time has been set aside for the public to address the City Council. At this point in time the following persons came forward to address the Council.

Jeanne Dobrin, West Hollywood - enforcement on handbill Ordinance.

Lester Hirsch, West Hollywood - Building on Hilldale and Sunset.

Ira Stein, West Hollywood - Enforcement of CUP's.

COUNCILMEMBERS COMMENTS: This time has been set aside for Councilmembers to direct comments to staff or the public on items of interest. Councilmember Heilman noted that the Council had not taken action on 2r on the consent calendar, so action was taken to approve. Councilmember Schulte requested a report on recycling from Public Works within 60 days.

UNFINISHED BUSINESS

4. FUTURE DIRECTION OF THE HOMELESS PROGRAM: Jodi Curlee reported that the City Council has directed the Department of Human Services to develop a plan that establishes a non-profit organization that will ultimately operate a comprehensive homeless program, including shelter, for the City of West Hollywood. Coming forward to speak on this item were the following:

Budd Kops, West Hollywood
Paul Webber, West Hollywood Homeless
Sal Guarriello, West Hollywood
Marla Baklin, West Hollywood
Michael Radcliffe, Merchants Association
Sam Weinstein, West Hollywood

UNFINISHED

BUSINESS

CONTINUED

4. FUTURE DIRECTION OF THE HOMELESS PROGRAM: (CONTINUED)

ACTION: Authorize staff to negotiate a contract with Shelter Partnership, not to exceed \$50,000 and return within 30 days for Council approval; staff to prepare a complete comprehensive plan and report back in the near future on a step by step plan on how the money is to be spent, along with recommendations on how to recruit and expand the membership of the steering committee to include community representation and fund raising capabilities, and come back with a time frame on when the goals will be accomplished and how to provide the services as quickly as possible. Motion Schulte second Albert.

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

NOES: None

Motion carried

NEW BUSINESS

5. IMPLEMENTATION PLAN FOR SMALL BUSINESS TASK FORCE RECOMMENDATIONS: Debbie Potter reported that the City Council has requested that staff prepare an implementation plan based on the Small Business Task Force findings in their final report. At this point in time Tony Melia addressed the Council for the Chamber of Commerce. **RECOMMENDED ACTION:** 1) Approve the implementation plan submitted by staff. 2) Authorize the Task Force to reconvene in 3 months and 6 months to evaluate progress in implementation and report back to the City Council. 3) Approve the expenditure of \$5,000 to create a one-stop small business center at City Hall, and authorize staff to negotiate a contract with the County of Los Angeles Economic Development Corporation not to exceed \$20,000 to develop a one-on-one business counseling program for small businesses. 4) approve in concept a Marketing Corporation small business marketing project and a Chamber of Commerce small business assistance project for FY1988-89. 5) Refer the pilot cul-de-sacing program to the Transportation Commission and Public Works Department to research. 6) Commit to continue the Street Beautification measures without putting a figure on it, and 7) Delete the trigger mechanism to phase out permit parking. Motion Land second Albert. Hearing no objection it was so ordered.

LEGISLATIVE

6. PROPOSED ORDINANCE REGARDING PARK CLOSURE HOURS - ORDINANCE NO. 174U: Captain Squiers of the Sheriff's Department reported that assaultive type behavior had increased and that crime was reducing the use of the parks. The recommendation by the Sheriff's Department is to adopt on an urgency basis, Ordinance No. 174U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD CHANGING PARK HOURS, AMENDING THE MUNICIPAL CODE AND DECLARING THE URGENCY

LEGISLATIVE CONTINUED

6. PROPOSED ORDINANCE REGARDING PARK CLOSURE HOURS - ORDINANCE NO. 174U: (CONTINUED)

THEREOF." Sandra Jacoby Klein, Chairman of the Human Services Commission, reported that the recommendation by the Human Services Commission is that the City Council increase law enforcement's presence at the City's parks during the early morning hours and not to expand the number of hours during which the parks are closed.

At this point in time the following persons came forward in opposition to the Ordinance:

Norman Chramoff, West Hollywood
Ralph Feeley, West Hollywood
Mike Radcliffe, Movietown Plaza Merchants, West Hollywood
Paul Webber, Homeless, West Hollywood
Sam Weinstein, West Hollywood
Michael Chernick, West Hollywood

This item was returned to the Council for discussion with Council and staff.

PROPOSED ACTION: Allow current hours for a 4-month period and grant the Sheriff's Department the resources to increase enforcement to the level needed and return to Council in 2 weeks with a specific plan. Motion Schulte second Albert.

After further discussion it was determined that it would entail an expenditure of \$400,000 to \$500,000 annually for 4 additional officers. Council asked for information on how this money could be better used to provide shelter for the homeless.

ACTION: Continue this item to the meeting of March 7, 1988, to be accompanied by the comprehensive report and Ordinance and plan for shelter for the homeless and a regular and urgency ordinance on park hours. Also an oral report from Jodi Curlee, Social Services Administrator, to be given at the meeting of February 16, 1988. Motion Heilman second Land. By consensus of the Council.

CLOSED SESSION: This time has been set aside for the City Council to adjourn to closed session to discuss matters pertaining to litigation, potential litigation and/or personnel. The City Council adjourned to closed session at 10:00 P.M.

The Council reconvened at 10:14 P.M. and reported that they had discussed items concerning litigation and potential litigation.

ADJOURNMENT The City Council adjourned to a regular adjourned meeting on February 2, 1988, at West Hollywood Park at 7:00 P.M., at which time they will hold a public hearing on the proposed General Plan.

APPROVED BY MOTION OF THE CITY COUNCIL THIS 7TH DAY OF MARCH, 1988.