

MINUTES

**CITY COUNCIL MEETING
JANUARY 4, 1988
CLOSED SESSION - SUNSET HYATT
5:00 P.M.**

**REGULAR ADJOURNED MEETING
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 of Allegiance was led by Peter Freed.

ROLL CALL: Present: Albert, Heilman, Land, Schulte,
Mayor Viterbi
Absent: None
Also Present: Assistant City Manager Jeri
Chenelle
City Attorney Jenkins

APPROVAL OF AGENDA: Items 2f, 2j, 2k, 2r, 2m, and 2o were pulled from the Consent Calendar for separate discussion. Item 2i was tabled. Motion Land second Heilman. Hearing no objection it was so ordered.

1. CITY MANAGER'S REPORT: The City Manager's Report was given by Assistant City Manager Jeri Chenelle: Commended Rent Stabilization Department Director Richard Dorsey Muller and the Rent Stabilization staff for completing the work on the Petris Certification. Regarding fiscal matters, we have received final reports from our auditor and will be reprinting the final budget now. Our next priorities will be to finish the Capital Improvement Program, then have the mid-year budget review, then begin work on the budget for next year. We will meet next week with the Century Cable people to review customer service and the VCR problems. People who have trouble getting through to Century Cable may call Ian Tanza, Cable TV Director. We are preparing for our building permit system to be entered into our computer system at the end of this month.

2. CONSENT CALENDAR: The following routine matters were acted upon by one motion to approve. **ACTION:** To approve items 2a, b, c, d, e, g, h, l, n, p, q. Motion Heilman second Albert. Hearing no objection it was so ordered.

ORIGINAL

a. Posting of Agenda - Report by City Clerk: The agenda for the meeting of January 4, 1988, was posted on Wednesday, December 30, 1987 at City Hall, San Vicente Library, the Sheriff's Station, and Plummer Park. ACTION: Receive and File. Approved as part of the Consent Calendar.

b. Demand Register No. 77 - Resolution No. 391: ACTION: To approve Demand Register No. 77 and adopt Resolution No. 391. Approved as part of the Consent Calendar.

c. Treasurer's Report - October, 1987: ACTION: To receive and file. Approved as part of the Consent Calendar.

d. Claims: John Vanian
Benjamin Steinmetz
Southern Cal. Rapid Transit District
Crosby & Overton, Inc.
ACTION: Deny the claim of John Vanian without comment and refer to the City's Claims Adjustor.

Deny the claim of Benjamin Steinmetz without comment and refer to the West Hollywood Marketing Corp. and the City's Claims Adjustor.

Deny the claims of So. Cal. Rapid Transit District and Crosby & Overton, Inc., without comment and refer them to the City Attorney and the City's Claims Adjustor.

Approved as part of the Consent Calendar.

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

f. Ordinance No. 162 - Per Day Fee for Motion Picture, Video, and Still Photography - For Adoption: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. At this time the following person came forward to speak on this item:

Ron Shipton, West Hollywood: Glad the City is going to establish fees, as filming has a lot of impact on residents. Suggested the City should get a credit when something is filmed --say "filmed in West Hollywood."

ACTION: Adopt on second reading, Ordinance No. 162, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING REGULATIONS FOR MOTION PICTURE, TELEVISION AND PHOTOGRAPHIC PRODUCTIONS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." Motion Land second Albert. Hearing no objection it was so ordered.

g. Ordinance No. 176 - Taxicab Licensing and Enforcement

For Adoption: ACTION: Adopt on second reading, Ordinance No. 176, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD RELATING TO BUSINESS LICENSE COMMISSION HEARINGS, AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

h. Ordinance No. 177, Regulating Demolition of Historic Structures - For Adoption: ACTION: Adopt on second reading, Ordinance No. 177, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REGULATING DEMOLITION OF HISTORIC STRUCTURES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

i. Approval of Position - Hearing Examiner/Enforcement Examiner: RECOMMENDED ACTION: Authorize the adoption of the amended position of Hearing Examiner/Enforcement Examiner for Rent Stabilization Department and instruct staff to fill the position from the list of eligibles.
THIS ITEM WAS TABLED.

j. Janitorial Services for City Hall: RECOMMENDED ACTION: Authorize solicitation for proposals for janitorial Services for City Hall. THIS ITEM WAS REMOVED FOR SEPARATE DISCUSSION BUT IS LISTED HERE FOR CLARITY.
Councilmember Land, Heilman, and Mayor Viterbi expressed concern about increasing our cost for janitorial services from \$15,000 to \$40,000, when we are presently receiving good service.

Public Works Director Chuck Bergson stated that the janitorial service we have now has no accountability in case of loss or theft of City property. A professional company would provide that accountability. \$40,000 was an estimate; bids may come in lower. As a public entity we have an obligation to do a competitive bid.

Assistant City Manager Chenelle stated that, with our insurance, we have \$100,000 deductible, where we are not covered, that's why we need a company with its own insurance or which is bonded. Right now we don't have a formal contract for janitorial services.

ACTION: To table this item for two weeks to allow staff to do further research. Motion Heilman second Land. Hearing no objection it was so ordered.

k. Parking Meters (CIP #821): REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. This plan is for the provision of parking meters on Fairfax Avenue South of Santa Monica Blvd. **ACTION:** Approve the project plans and specifications and authorize advertising of the contract. Motion Heilman second Albert. Hearing no objection it was so ordered.

l. Concrete Reconstruction Project (CIP #851): This concerns sidewalk, curb, and gutter reconstruction in various areas of the city where repairs are needed. **ACTION:** Approve the project plans and specifications and authorize advertising of the contract.
Approved as part of the Consent Calendar.

m. Resolution - Fees for Motion Picture, etc.: REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.
The following persons came forward to speak on this item:

Lisa Rawlins, Director, California Film Commission: Want to see where the costs are coming from and what kind of program goes into justifying those costs.

Gene Poe, on Board of Directors, Screen Extras' Guild:
Spoke in favor of the fees.

Ira Stein, West Hollywood: Stated that Government Code Section 54990 says prior to setting fees the City must make a report on costs available to the public.

City Attorney Jenkins stated that that section doesn't apply to these fees. We can charge people for the use of public property, the same as we provide any private user. He has been provided with cost justification which shows that the costs exceed the fees that are being proposed. The section of the government code quoted deals with planning and building fees, not with fees for the use of public property.

ACTION: Approve and adopt Resolution No. 358, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING FEES AND CHARGES FOR MOTION PICTURE, VIDEO TAPING AND STILL PHOTOGRAPHIC ACTIVITY OCCURRING IN THE CITY OF WEST HOLLYWOOD AND AMENDING RESOLUTION NO. 377". Motion Heilman second Schulte. Hearing no objection it was so ordered.

n. Selection of Election Consultant: Martin & Chapman:
ACTION: Receive and file the proposal from Martin & Chapman and direct the City Clerk to retain their services as election consultant for the April 12, 1988 election.
Approved as part of the Consent Calendar.

o. Contract for Election Deputy - Sherie Nelson: It is necessary to hire an experienced deputy to perform various duties related to the election. REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY. **ACTION:** Approve the contract with Sherie Nelson for Elections Deputy and authorize the Mayor to sign. Motion Heilman second Schulte. Hearing no objection it was so ordered.

p. Adoption of Rent Stabilization Commission Resolution No. 87-66 Amending the Rent Stabilization Regulations of the City of West Hollywood Relative to Notice of Change of

Ownership: This amendment would require that owners notify not only the city, but all tenants, of a change of ownership.
ACTION: Approve the adoption of Rent Stabilization Commission Resolution No. 87-66.
Approved as part of the Consent Calendar.

q. Legislative Proposal to Repeal California's Ban on HIV Testing for Life and Health Insurance: This is a report from Helyne Meshar, Legislative Advocate for the City of West Hollywood. **ACTION:** 1) Council oppose any efforts to repeal the Health and Safety Code Sect. 199.21(f). 2) Urge the Los Angeles County Board of Supervisors to oppose any efforts to repeal the ban on HIV antibody testing because of its potential adverse impact on County health services, and 3) Urge other cities in the County to oppose any efforts to repeal the ban on HIV antibody testing and encourage cities to voice their opposition to the County Board of Supervisors. Approved as part of the Consent Calendar.

r. Emergency Cold Weather Program for the Homeless:
REMOVED FOR SEPARATE DISCUSSION BUT LISTED HERE FOR CLARITY.
ACTION: Approve the concept of the contract with the County of Los Angeles to provide emergency cold weather shelter to the homeless and authorize the Mayor to sign the contract pending approval by the City Attorney. Motion Heilman second Schulte. Hearing no objection it was so ordered.

PUBLIC HEARINGS

3. WEST HOLLYWOOD CIVIC CENTER: This time has been set aside for the City Council to take public testimony on the proposed West Hollywood Civic Center and take whatever action they deem appropriate.

The City Clerk reported that the hearing was advertised in The Post newspaper, and notice was posted at City Hall, Plummer Park, the San Vicente Library and the Sheriff's Station.

The staff report was given by Mark Winogron, Community Development Director.

The following persons came forward to speak:

Jack Kosslyn, West Hollywood: Opposed to the cost of building the Civic Center. The money could be spent elsewhere.

Martin Strudler, W.H.: Concerned about the location. Concerned about having the police and fire stations near Pacific Design Center parking structure--could be a problem if there is an emergency. There should be more departments located in eastern end of City. Should keep the building small if located in West Hollywood Park.

Budd Kops, W.H.: Want to make sure we have a fire department

on this end of town.

Ron Shipton, W.H.: Scale back the bureaucracy and have our parks redesigned to get even greater increases in recreational, library and parking spaces, while keeping the feeling of open space. With our bureaucracy scaled back the need to take West Hollywood Park for a civic center will vanish.

Peter Freed, W.H.: We are sending the signal to citizens that we are another Beverly Hills. It's the wrong place, wrong street. Do we need a civic center across from PDC?

Efrain Reuvni, West Hollywood: Requested Council to reconsider the project.

Ron Stone: The Civic Center should be in the center. We should buy some land in the middle of the City.

Ira Stein, W.H.: Objected to using West Hollywood Park. People are offended by the notion of using park land.

Tom Larkin, W.H.: Object to cost. The location will create traffic problem. We need more park space, not less.

Joyce Hundal, W.H.: In favor of the location. In favor of phasing. Don't take away any of existing uses of park.

Alex Mann, for Sierra Club: Opposed to using this site for the Civic Center.

Jeanne Dobrin, W.H.: City needs good quarters and room for expansion. Right location but City must acquire other parkland. Wish Human Services to be in the east end.

Sibyl Zaden, Shoreham Heights Neighborhood Association: Traffic, circulation, and cost of land are three very important factors that enter into your decision. Feel confident you will weigh everything you've heard and make an intelligent decision.

At this time the public portion of the hearing was closed and City Council held discussion.

Councilmember Heilman stated, for the record, that he had received a letter from Richard Hodgekiss on behalf of some of the members of the West Hollywood West Knoll Triangle Residents Association, in support of using this site and in support of the project.

ACTION: To pick the West Hollywood Park site as the site for the proposed Civic Center. Motion Heilman second Land.

AYES: Albert, Heilman, Land, Mayor Viterbi

NOES: Schulte

Motion carried.

ACTION: To create a working task force to investigate both the phasing and functions at this site and to look at other alternatives where functions possibly could be located and what the costs and benefits would be. Motion Heilman second Albert. (Mayor Viterbi asked if that specifically includes looking at sites on the west end for a fire station other than the Park site. Councilmember Heilman stated he is willing to include that in the motion although he believes it should be at the Civic Center.)

AYES: Albert, Heilman, Land, Schulte, Mayor Viterbi
NOES: None
Motion carried.

At this time Council discussed the composition of the task force.

Mark Winogron suggested: two members of the City Council, two members of the Public Facilities Board, the architects, our financial advisor Fieldman Rolapp, along with two or three staff members who have been working on this project, and any others Council feels appropriate. Mayor Viterbi stated that Public Facilities Board could select their members, and staff could select their members, and suggested that Councilmembers Schulte and Heilman serve as the Council representatives on the task force.

Councilmember Schulte asked Mark Winogron who he had in mind as staff members. Mark Winogron stated there should be a representative from the Department of Community Development, the City Manager, a representative of Human Services Department, the Director of Administrative Services Department.

Councilmember Schulte stated there should be more balance, some other points of view. Councilmember Heilman proposed a representative from the Community Alliance, a representative from the Sierra Club, a representative from the Library, and a representative from the Fire Department. Councilmember Schulte agreed with that proposal.

Mayor Viterbi asked Mark Winogron, to clarify, if he viewed this as not a voting, policy-making body, but a body which will bring back through staff a set of recommendations to the Council at a future date.

Mark Winogron stated that, rather, it would be long, tedious sessions of working on options and pitting the options against one another.

Councilmember Heilman stated he would also like to add to the task force a representative from West Hollywood West and one from the Sherman area--both of the residents' associations that would be potentially affected.

Direction was given to Mark Winogron to coordinate in getting together the individuals for the task force, including Councilmembers Heilman and Schulte as the representatives from the Council.

Mayor Viterbi asked when the task force would be anticipated to bring back recommendations to Council, through staff. Mark Winogron stated, sixty days.

Mayor Viterbi called a recess at 8:50 P.M., and the Council reconvened at 9:15 P.M.

CITIZEN COMMENTS: At this time the following persons came forward to speak:

Ron Shipton, W.H.: Clarified that he did not request a refund of his appeal fee.

Budd Kops, W.H.: Regarding cable TV--cost \$91.50 for installation.

Ethel Shapiro, W.H.: Regarding Century Cable. Urge VCR owners drop subscription; boycott Century.

(Mayor Viterbi stated that staff would be meeting with Century Cable next week.)

David Lopez, W.H.: Who owns the property behind City Hall? When there is a change of ownership, Building and Safety should be informed.

Jeanne Dobrin, W.H.: Haven't seen publicity on the library being open on Sunday. County tax bills still show L.A., not West Hollywood--County should be informed. Haven't seen any publicity that General Plan will be wrapped up on the 19th.

Dorian Clare: Century Cable's black box is a hardship on senior citizens.

CITY COUNCIL COMMENTS: This time has been set aside for Councilmembers to direct comments to staff or the public on items of interest.

Councilmember Land stated the press releases went out this week regarding the opening of the library on Sunday, and the Planning Commission meeting on January 19th.

Mayor Viterbi noted that the Council will be adjourning tonight in memory of Sheldon Andelson, one of our leading citizens, who passed away on December 29th, and a memorial service will held this Sunday, January 10, at 11:00 A.M. at UCLA's Royce Hall.

Councilmember Albert stated that the library will be officially known as "West Hollywood Library," as of Sunday.

Councilmember Land introduced her new deputy, Mari Riddle.

Councilmember Schulte announced the resignation of Jeanne Dobrin from the Transportation Commission as of February 1, 1988, if a replacement is found by that date, and thanked her for her service to the City.

UNFINISHED BUSINESS

4. WOMEN'S ISSUES TASK FORCE FINAL REPORT: RECOMMENDED ACTION: 1) Adopt policy statements on the following: Employment, Safety, Health Care, Child Care, Economic Empowerment, Shelter, and Government. 2) Authorize and direct the following to work towards implementation of the women's issues policy statements: Legislative Advocate, Human Services Commission, a newly-created Women's Issues staff position, and existing staff and/or Commissioners, Board or Task Force members and a quarterly women's issues roundtable facilitated by Councilmembers/Council deputies. and 3) that the City Council direct an appropriate entity to provide semi-annual progress reports evaluating the City's work toward implementation of the policy statements.

Jodi Curlee, Social Services Administrator, introduced the members of the Task Force: Dorothy Huebel, Carol Przybycien, Jean Conger, Abby Leibman (not present), Ellen Faun (not present).

A verbal report was given by Jean Conger.

ACTION: To approve the policy statements (in the Final Report to the City Council, City of West Hollywood Women's Issues Task Force, dated December 10, 1987), and refer to staff to develop an implementation and phasing plan that makes sense. Motion Heilman second Land. Hearing no objection it was so ordered.

Councilmember Land asked when staff could come back, and Jodi Curlee stated, the second meeting in February.

NEW BUSINESS

5. PLANNING COMMISSION APPOINTMENT: Now is the time for Mayor Viterbi to make an appointment to the Planning Commission, for a term expiring June 1, 1988. **ACTION:** To appoint Steve Smith to the Planning Commission. Motion Viterbi second Schulte. Hearing no objection it was so ordered.

6. SCHEDULE - GENERAL PLAN MEETING DATES: RECOMMENDED ACTION: Schedule four (4) meetings for the sole purpose of discussing the Draft General Plan as recommended by the Planning Commission.

Mark Winogron suggested the first meeting be for public

testimony, then three meetings for discussion.

The following meeting dates were set by Council, by consensus:

Wednesday, February 3, 1988, 8:00 P.M.
Monday, February 22, 1988, 7:00 P.M.
Monday, February 29, 1988, 7:00 P.M.
Tuesday, March 8, 1988, 7:00 P.M.

Councilmember Heilman suggested that March 28th be kept free in case an additional meeting was needed.

At 10:10 P.M., the Council adjourned to closed session.


ADJOURNMENT: The Council reconvened at 10:40 P.M. and adjourned in memory of Sheldon Andelson.

APPROVED BY MOTION OF THE CITY COUNCIL THE 18TH DAY OF JULY, 1988.



MAYOR

ATTEST:



CITY CLERK