

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MARCH 20, 2017
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Meister called the meeting to order at 6:41 p.m.

PLEDGE OF ALLEGIANCE: Abbe Land led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Councilmember D’Amico, Councilmember Duran, Councilmember Horvath, Mayor Pro Tempore Heilman, and Mayor Meister.

ABSENT: None.

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, City Clerk Quarker, and Administrative Specialist IV Poblador.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the Closed Session was called to order at 6:00 p.m. He further stated that no items were added to the Agenda, there were no public comments, and no reportable action. He reported that the Closed Session adjourned at 6:35 p.m.

APPROVAL OF AGENDA:

Mayor Meister requested that Item 5.A. and item 6.A. be moved to the Consent Calendar as Items 2.AA. and 2.BB. respectively.

Councilmember Duran requested that appointments to the Planning Commission and the Lesbian and Gay Advisory Board listed in Item 5.B., be tabled to the April 3, 2017 meeting.

Motion by Councilmember Horvath, seconded by Councilmember D’Amico to approve the March 20, 2017 agenda as amended, and unanimously approved.

ADJOURNMENT MOTIONS:

Councilmember Horvath requested that the meeting be adjourned in memory of retired City employee Gary Martinez.

Mayor Pro Tempore Heilman requested that the meeting be adjourned in memory of his neighbor, Patricia Gentry.

PRESENTATIONS:

Mayor Meister presented a Proclamation to Mariana Marroquin from the Los Angeles LGBT Center honoring Cities' Day of Immigration Action.

Mayor Meister presented a plaque to outgoing Sherriff's Captain Holly Perez in honor of her service to the City of West Hollywood.

Mayor Meister presented a Proclamation to Troy Masters of the Los Angeles Blade.

1. PUBLIC COMMENT:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the current political climate.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding Item 2.Q. and her suggestions for improving closed captioning.

AMANDA GOODWIN, WEST HOLLYWOOD, spoke regarding Item 2.R. and her support in repealing the Ellis Act.

LARRY BLOCK, WEST HOLLYWOOD, spoke regarding the upcoming Pride parade.

ANNA SWETT, WEST HOLLYWOOD, spoke regarding Item 2.X. and her support of SB 219, and thanks Captain Perez for her service to her community.

AMANDA SMASH HYDE, WEST HOLLYWOOD, spoke regarding Item 2.R. and her support of the Council changing the Ellis Act.

KEVIN BURTON, WEST HOLLYWOOD, spoke in support of Item 2.Z.

CYNTHIA BLATT, WEST HOLLYWOOD, spoke regarding Item 2.M. and the usage of CDBG funds.

BRIAN PENDLETON, LOS ANGELES, spoke regarding the Resist March on June 11th beginning at Hollywood & Highland and going into West Hollywood for Pride.

LYN ETCETERA, WEST HOLLYWOOD, expressed concerns with the West Hollywood Community Housing Corporation.

MARCO COLANTONIO, WEST HOLLYWOOD, spoke regarding CSW and Pride.

IVY BOTTINI, WEST HOLLYWOOD, spoke regarding the West Hollywood election.

DAN MORIN, WEST HOLLYWOOD, spoke regarding the new micro-park and the presence of dogs in the City.

JOHN ASUNCION, NORTH HOLLYWOOD, spoke regarding his reality show "Boys Town."

DON ZUIDEMA, WEST HOLLYWOOD, spoke regarding the upcoming Pride events.

LYNN HOOPINGARNER, WEST HOLLYWOOD, spoke regarding the new administration and how tourism might be affected in our City. She also expressed concerns with the City Council approving amplified music on rooftops.

The following individuals did not wish to speak, but submitted citizen position slips in support of Item 2.R.: *Christopher Kelly and Mary Ann Collins*

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember D'Amico requested that Brian Pendleton from CSW provide clarification and information on the Resist March. He spoke regarding the City once again receiving a AAA Bond rating. He also spoke regarding Item 2.H. and requested that Staff provide clarification on how traffic mitigation measures are approved for neighborhoods. He spoke regarding Item 2.R. and stated that Council is committed to this issue. He asked the City Manager to provide an update on alternative venues for the Pride Festival.

Councilmember Horvath reported that an Item to discuss a Citywide Traffic Study will be brought to Council next month and encouraged residents to attend and comment. She thanked Councilmember D'Amico for working on Item 2.R. with her. She thanked her colleagues for their support of Items 2.X. and 2.Z., and also thanked Staff for bringing forward Item 6.A. She congratulated her colleagues on their re-election, and reminded everyone to utilize City Council support staff as a point of contact for Councilmembers and directing the City Manager to add their contact information onto the City Council webpage. She spoke regarding the City of West Hollywood being a Sanctuary City and asked the City Manager to bring forward an Item to Council to clarify exactly what that means and what it doesn't mean. She reported that she attended the National League of Cities Conference, and that she also attended a Transportation reception to advocate for additional funds, and also represented West Hollywood at a recent Housing Conference. Finally, she thanked Captain Holly Perez for her service to West Hollywood, and congratulated incoming Captain Aloma.

Councilmember Duran thanked the community for his re-election. He reported that he attended the recent South by Southwest Conference and spoke regarding LGBT rights and technology. He reported that he will be a guest speaker at the upcoming AIPAC Policy Conference in Washington, D.C. He thanked his colleagues for their support of Item 2.T. He requested that the City Manager provide an update on the Werle Building construction project. He spoke regarding craftsman homes on the Eastside, and asked that Council put a hold on the current project while a Council sub-committee meets with residents and provides answers to questions regarding the process. He also thanked Captain Perez for her service. He also thanked CSW for speaking about the Resist March and expressed his support.

MPT Heilman reported that he also attended National League of Cities Conference in Washington, and reported that attending Councilmembers signed a letter opposing the current administration's budget cuts. He wished the Iranian community a Happy Nowruz. He also thanked the residents of the City for voting in favor of Measure H. Heilman also commented on the Resist March and CSW. He congratulated those that participated in the L.A. Marathon and reported that a West Hollywood resident finished in the top 25. Finally, he spoke regarding the historic preservation survey on the Eastside, and requested that the City Manager direct staff to suspend the project and bring an Item back to the full Council for further clarification and discussion.

Mayor Meister congratulated her colleagues on their re-election as well. She spoke regarding Item 2.H. and clarified the process that neighborhoods have to follow in order to have their area reviewed for traffic mitigation measures, such as speed bumps, and speed lumps. She stated that a petition must be signed by over 50% of the residents in order for the City to begin any testing. She suggested that staff look into "deep dips," like those currently being used in Beverly Hills; which seem to help with traffic calming as well as draining. She spoke regarding Item 2.Y. and asked Councilmember Horvath if she could add direction to the City Manager to direct staff to look into City owned public restrooms and to set an example by not charging for feminine hygiene products in our City as well. She also spoke regarding Pride and the Community Forums that were held so that residents could provide feedback and to discuss the challenges with the construction in the park. She stated that this is a time to re-set the event and take it back to its roots, and stated that a smaller event can be successful as well.

CITY MANAGER'S REPORT:

City Manager Arevalo updated the Council on various items, including the crosswalks on Santa Monica Blvd., and stated that the Public Works Bid will be awarded at the next Council meeting. He stated that the ground floor of the Werle Building will be ready by June and the second floor by early summer. He stated that Staff will bring an Item to the next meeting to clarify what it means to be a Sanctuary City. He also reported that the Sheriff's Department and Social Services Division will be trained on how to handle individuals with Alzheimer's. Finally, he reported that he has been in discussion with the Executive Officer of the Pacific Design Center and will soon have a definitive answer about the use of the site for Pride. He also thanked Captain Perez and congratulated incoming Captain Aloma. He also expressed kind words regarding former employee Gary Martinez.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$1,275,000 in expenditures, \$1,034,000 in potential revenue, and (\$9,148) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, as amended, 2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Y.,Z.,AA.,BB. Motion by Councilmember Duran, seconded by Councilmember D’Amico, and approved.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, March 20, 2017 was posted at City Hall, Plummer Park, the Sheriff’s Station, and at the West Hollywood Library on Wednesday, March 15, 2017.

ACTION: Receive and file. Approved as part of the Consent Calendar.

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of the prior Council meeting.

ACTION: Approve the minutes of March 6, 2017. Approved as part of the Consent Calendar.

2.C. APPROVAL OF DEMAND REGISTER NO. 799 [D. WILSON, L. QUIJANO]:

SUBJECT: The City Council shall approve or reject the Demand Register for period ending March 11, 2017 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 799 and adopt Resolution No.17-4919, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 799.” Approved as part of the Consent Calendar.

2.D. CLAIMS ADMINISTRATION [D. WILSON, A. WARD]:

SUBJECT: The City Council is asked to deny claims filed against the City as an administrative step in claims processing.

ACTION: Deny the claims of Elon Winkler and Melissa Eastwick. Approved as part of the Consent Calendar.

2.E. ORDINANCE NO. 17-1001 (2ND READING) “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING BY REFERENCE TITLE 32 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA FIRE CODE, 2016 EDITION; MAKING AMENDMENTS TO SAID CODES; AMENDING CHAPTERS 14.04 AND 14.08 OF TITLE 14 OF THE WEST HOLLYWOOD MUNICIPAL CODE” [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 17-1001 adopting by reference Title 32 of the Los Angeles County Code, Incorporating the California Fire Code, 2016 Edition, making amendments to said codes, and amending Chapters 14.04 and 14.08 of Title 14 of the West Hollywood Municipal Code.

ACTION: Waive further reading and adopt Ordinance No. 17-1001, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING BY REFERENCE TITLE 32 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA FIRE CODE, 2016 EDITION; MAKING AMENDMENTS TO SAID CODES; AMENDING CHAPTERS 14.04 AND 14.08 OF TITLE 14 OF THE WEST HOLLYWOOD MUNICIPAL CODE". **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive reports from various Commissions and Advisory Boards on actions taken at their recent meetings.

ACTION: Receive and file. **Approved as part of the Consent Calendar.**

2.G. TREASURER'S REPORT FOR JANUARY 2017 [D. WILSON, L. QUIJANO, K. BARENG, N. CORONADO]:

SUBJECT: The City Council will receive the Treasurer's Report for the month ended January 2017 pursuant to Section 53646 of the Government Code of the State of California.

ACTION: Receive and file the January 2017 Treasurer's Report. **Approved as part of the Consent Calendar.**

2.H. NORMA TRIANGLE NEIGHBORHOOD TRAFFIC STUDY AND TEST IMPLEMENTATION OF SPEED LUMPS ON NORMA PLACE AND ELEVADO STREET [S. DEWOLFE, J. KEHO, B. SIEGL, W. DAVIS]:

SUBJECT: The City Council will receive and file the Norma Triangle Neighborhood Traffic Study regarding proposed traffic calming improvements and consider approving the test implementation of speed lumps on Norma Place and Elevado Street.

ACTIONS: 1) Receive and file the Norma Triangle Neighborhood Traffic Study; and 2) Approve the test implementation of speed lumps on Elevado Street and Norma Place. **Approved as part of the Consent Calendar.**

2.I. DESIGNATION OF APPLICANT'S AGENT FOR THE CALIFORNIA OFFICE OF EMERGENCY SERVICES [K. COOK, B. SMITH, L. CAMPBELL]:

SUBJECT: The City Council will consider updating its designation of authorized agents for the California Office of Emergency Services.

ACTIONS: 1) Adopt Resolution No. 17-4920 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING AUTHORIZED AGENTS AUTHORIZED TO EXECUTE FOR AND ON BEHALF OF THE CITY OF WEST HOLLYWOOD FOR FINANCIAL ASSISTANCE FROM THE FEDERAL EMERGENCY AGENCY (FEMA) AND THE CALIFORNIA OFFICE OF EMERGENCY SERVICES (CAL OES) FOR RECOVERING COSTS ASSOCIATED WITH DECLARED

EMERGENCIES;” and 2) Rescind resolution No. 11-4248. **Approved as part of the Consent Calendar.**

2.J. APPROVAL OF THE UPDATED 2017 CITY OF WEST HOLLYWOOD NIMS/SEMS EMERGENCY PLAN [K. COOK, B. SMITH, L. CAMPBELL]:

SUBJECT: The City Council will consider approving the updated 2017 City of West Hollywood National Incident Management System (NIMS) and Standardized Emergency Management System (SEMS) compliant Emergency Plan.

ACTIONS: 1) Approve the updated 2017 City of West Hollywood NIMS/SEMS Emergency Plan; 2) Authorize the Mayor to sign the “Letter of Promulgation” and forward to the California Governor’s Office of Emergency Services; and 3) Authorize staff to make changes to the 2017 City of West Hollywood NIMS/SEMS Emergency Plan with City Manager approval as necessary until the next formal update to the State of California. **Approved as part of the Consent Calendar.**

2.K. LEASE AGREEMENT – KOONTZ BUILDING LLC. [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving a lease agreement with Koontz Building, LLC for office space at 8916 Santa Monica Boulevard.

ACTIONS: 1) Authorize the City Manager to enter into a three-year lease agreement in an amount not-to-exceed \$558,000 for the lease of 6,250 square feet of office space at 8916 Santa Monica Blvd.; and 2) Authorize the City Manager or designee to negotiate terms and execute documents incident to the Lease Agreement. **Approved as part of the Consent Calendar.**

2.L. AUTHORIZATION TO AMEND THE AGREEMENT WITH WEST BASIN MUNICIPAL WATER DISTRICT [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider an Amendment to the Agreement with the West Basin Municipal Water District for the installation of a drought tolerant Ocean-Friendly Demonstration Garden in the median strip of Santa Monica Boulevard, starting at North Doheny Drive (western border of the City).

ACTIONS: 1) Amend Agreement Number W2584 dated June 10, 2015 with the West Basin Municipal Water District; and 2) Authorize the City Manager or designee to negotiate terms and execute documents incident to the Amendment. **Approved as part of the Consent Calendar.**

2.M. AWARD OF CONSTRUCTION CONTRACT FOR CIP 1704, CONCRETE REPAIR PROGRAM EAST SIDE – PHASE VI, CDBG PROJECT NO. 601799-16 [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider awarding a construction contract for CIP 1704, Concrete Repair Program East Side – Phase VI, CDBG Project No. 601799-16.

ACTIONS: 1) Accept the bid dated March 8, 2017, submitted by CJ Concrete Construction, Inc.; 2) Approve an agreement for services with CJ Concrete Construction, Inc., in the amount of \$278,950.00 for the construction of CIP 1704, Concrete Repair Program East Side – Phase VI, CDBG Project No. 601799-16; 3) Authorize the City Manager or designee to execute documents incident to the agreement; 4) Authorize the City Engineer to manage change orders to the agreement for services in an amount not to exceed 5% (\$13,947.50) of the total agreement amount; 5) Adopt Resolution No. 17-4921, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF THE CONCRETE REPAIR PROGRAM EAST SIDE – PHASE VI, CIP 1704, CDBG PROJECT NO. 601799-16, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT;” and 6) Make a finding that pursuant to the provisions of the California Environmental Quality Act (CEQA-Public Resources Code, Section 21084 et. Seq.), Concrete Repair Program East Side – Phase VI, CIP 1704, CDBG Project No. 601799-16, meets the requirements for a categorical exemption in compliance with Article 19, Section 15301, (Class 1- Existing Facilities). **Approved as part of the Consent Calendar.**

2.N. AWARD OF CONSTRUCTION CONTRACT FOR CIP 1709, STREET TREE WELL REHABILITATION PROGRAM [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider awarding a construction contract for CIP 1709, Street Tree Well Rehabilitation Program.

ACTIONS: 1) Accept the bid dated March 7, 2017, submitted by Environmental Construction, Inc.; 2) Approve an agreement for services with Environmental Construction, Inc. in the amount of \$484,250 for the construction of CIP 1709, Street Tree Well Rehabilitation Program; 3) Authorize the City Manager or designee to execute documents incident to the agreement; 4) Authorize the City Engineer to manage change orders to the agreement for services in an amount not to exceed 10% (\$48,425) of the total agreement amount; and 5) Adopt Resolution No. 17- 4922, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF THE STREET TREE WELL REHABILITATION PROGRAM, CIP 1709, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT.” **Approved as part of the Consent Calendar.**

2.O. AWARD ON-CALL TRAFFIC AND TRANSPORTATION SERVICES AGREEMENTS [S. DEWOLFE, J. KEHO, B. SIEGL, B. CHEUNG]:

SUBJECT: The City Council will consider awarding multiple professional services agreements for on-call traffic and transportation analysis services to create a bench of qualified consultants for pending work.

ACTIONS: 1) Authorize staff to keep and maintain an active list for on-call traffic and transportation analysis services for a period of two years, through June 30, 2019; 2) Authorize the City Manager to enter into individual, two-year agreements (expiring in June 2019), with the following contractors to provide on-call traffic and transportation analysis services: a) Community Design & Architecture - not-to-exceed \$75,000, b) Emerson & Associates - not-to-exceed \$75,000, c) Fehr & Peers - not-to-exceed \$75,000, d) Gibson Transportation Consulting Inc.- not-to-exceed \$75,000, e) KOA Corporation - not-to-exceed \$75,000, f) Leslie Scott Consulting - not-to-exceed \$75,000, g) Nelson\Nygaard - not-to-exceed \$75,000, h) Sam Schwartz Engineering, DPG - not-to-exceed \$75,000, i) Steer Davies Gleave - not-to-exceed \$75,000; and 3) Authorize the City Manager or designee to execute documents incident to the agreements.
Approved as part of the Consent Calendar.

2.P. AUTHORIZATION TO RELEASE REQUEST FOR PROPOSALS FOR WEBSITE DESIGN, HOSTING SERVICE AND CONTENT MANAGEMENT SYSTEM [L. BELSANTI, B. WHITE]:

SUBJECT: The City Council will authorize staff to release a Request for Proposals for Website Design, Hosting Service and Content Management System.

ACTION: Approve the release of a Request for Proposals for Website Design, Hosting Service and Content Management System. **Approved as part of the Consent Calendar.**

2.Q. AUTHORIZATION TO RELEASE REQUEST FOR PROPOSALS FOR REALTIME CLOSED CAPTIONING SERVICES [L. BELSANTI, B. WHITE, K. EGENBERGER]:

SUBJECT: The City Council will authorize staff to release a Request for Proposals for realtime closed captioning services for live broadcasting on WeHoTV.

ACTION: Approve the release of a Request for Proposals for realtime closed captioning services. **Approved as part of the Consent Calendar.**

2.R. UPDATE ON ELLIS ACT ADVOCACY EFFORTS AND COMMUNITY ENGAGEMENT CAMPAIGN [J. D'AMICO, L. HORVATH, A. LOVANO]:

SUBJECT: The City Council will receive an update on the City's advocacy efforts and community engagement campaign regarding the Ellis Act and will consider forming a City Council subcommittee to participate in upcoming public policy deliberations regarding changes to the Ellis Act as proposed in AB 982 (Bloom, D-West Hollywood).

ACTIONS: 1) Direct the City Manager to continue to work with staff and the City Lobbyist to actively advocate for passage of AB 982, which will amend the Ellis Act; 2) Authorize the City Manager to work with staff to identify key community stakeholders to participate in public policy deliberations and use existing budgeted resources towards stakeholders' participation as needed; 3) Authorize the formation of a City Council subcommittee to work with staff on upcoming public policy discussions and appoint Councilmember John D'Amico and Councilmember Lindsey Horvath to serve on the subcommittee; and 4) Direct the City Manager to work with staff to utilize all appropriate communications tools including, but not limited to, the City's website and newsletters, to relay information on the Ellis Act and the City's advocacy efforts to the public. **Approved as part of the Consent Calendar.**

2.S. CO-SPONSORSHIP OF WEHO DODGEBALL CHARITY TOURNAMENT [L. MEISTER, L. HORVATH, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring the WeHo Dodgeball Charity Tournament on April 29th in the West Hollywood Auditorium. The event will serve to raise awareness for Sexual Assault Awareness Month and proceeds will go to nonprofit organizations serving women in the region.

ACTION: 1) Approve the co-sponsorship of the WeHo Dodgeball Charity Tournament and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the use of City venues for the events and waive the room usage fees and event permits (estimated \$581); 3) Authorize validated parking at the 5-story West Hollywood Park garage for event participants (estimated \$2,400); 4) Allow the consumption of food and alcohol on City-owned property and buildings during the tournament; 5) Direct the Communications Department to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools; and 6) Approvals are conditional upon the execution of an Event Co-sponsorship Agreement with the Event Organizer per the attached agreement template. **Approved as part of the Consent Calendar.**

2.T. CO-SPONSORSHIP OF THE L-PROJECT'S FRIDA FEST – ART & MUSIC FESTIVAL [J. DURAN, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsorship of the L-Project's Frida Fest – Art & Music Festival on Saturday, September 23 in Fiesta Hall at Plummer Park from 5 p.m. to 8 p.m.

ACTIONS: 1) Approve co-sponsorship of The L-Project's Frida Fest – Art & Music Festival and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the use of Fiesta Hall at Plummer Park and waive room usage fee, event permit fees, and the Plummer Park three hour parking regulation (estimated \$686); 3) Allow the consumption of food and alcohol on City-owned property and buildings during the event; 4) Direct the Communications

Division to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools; and 5) Authorize the Director of Finance and Technology Services to allocate \$2,000 from next year's FY 17-18 Budget in the Special Council Programs account number 100-1-01-00-531001 for costs associated with providing the required fire safety officer and sheriff deputies for the duration of the event. **Approved as part of the Consent Calendar.**

2.U. CO-SPONSORSHIP OF THE RED CIRCLE PROJECT AT AIDS PROJECT LOS ANGELES'S C.L.A.S.S. EVENT [L. MEISTER, L. HORVATH, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring the Red Circle Project at AIDS Project Los Angeles's C.L.A.S.S. event on April 15, 2017 at Plummer Park from 10:00 am to 3:00 pm.

ACTIONS: 1) Authorize co-sponsorship of the APLA Red Circle Project's C.L.A.S.S. event, scheduled for April 15, 2017; 2) Waive facility use fees, special event permit fees, and encroachment fees for the event (estimated \$646 in waived fees); 3) Authorize parking enforcement to be lifted at the Plummer Park South Parking Lot during the hours of the event from 8:00 am to 6:00 pm.; 4) Direct the City's Recreation staff to coordinate with APLA's Red Circle Project in terms of event date and location within Plummer Park; 5) Authorize APLA's Red Circle Project to utilize the City of West Hollywood's name and logo on printed and online promotional materials; 6) Direct the Communications Department to utilize all appropriate communications tools to promote the event including, but not limited to, the City's website and social media tools; and 7) Approvals are conditional upon the execution of an Event Co-sponsorship Agreement with the Event Organizer per the attached agreement template. **Approved as part of the Consent Calendar.**

2.V. AMENDMENT TO CO-SPONSORSHIP OF THE 2017 CMALA CONFERENCE [J. DURAN, A. LOVANO]:

SUBJECT: The City Council will consider amending the City's co-sponsorship of the 2017 Crystal Meth Anonymous of Los Angeles (CMALA) Annual Conference that will take place April 21-23, 2017 at Plummer Park to include use of the West Hollywood Auditorium and parking waivers.

ACTIONS: 1) Approve the use of Fiesta Hall on March 26, and the use of the West Hollywood Auditorium on April 8-9 and waive the facility use fees (estimated \$435); and 2) Authorize validated parking at the 5-story West Hollywood Park garage for event participants (estimated \$2,400). **Approved as part of the Consent Calendar.**

2.W. RESOLUTION TO AUTHORIZE APPLICATION FOR AND EXECUTION OF THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY

DEVELOPMENT'S HOUSING RELATED PARKS GRANT STANDARD AGREEMENT [E. SAVAGE, P. NOONAN]:

SUBJECT: The City Council will consider authorizing the City Manager to apply for and execute the California Department of Housing and Community Development's Housing Related Parks Grant Standard Agreement.

ACTIONS: 1) Adopt Resolution No. 17-4923 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AUTHORIZING APPLICATION FOR AND EXECUTION OF THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT'S HOUSING RELATED PARKS GRANT STANDARD AGREEMENT;" and 2) Authorize the City Manager to apply for and execute the Agreement and all necessary contracts, payment requests, and amendments for the purposes of securing the grant funds, and to implement and carry out the purposes specified in the grant application. **Approved as part of the Consent Calendar.**

2.X. RESOLUTION IN SUPPORT OF SB 219, THE CALIFORNIA LGBT SENIORS LONG-TERM CARE BILL OF RIGHTS [J. HEILMAN, J. DURAN, A. LOVANO]:

SUBJECT: The City Council will consider adopting a resolution in support of SB 219 (Wiener), the California LGBT Seniors Long-Term Care Bill of Rights, which will strengthen protections for LGBT seniors living in long-term care facilities against discrimination based on sexual orientation, gender identity, gender expression, or HIV status.

ACTIONS: 1) Adopt Resolution No. 17- 4924 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB 219 (WIENER), THE LESBIAN, GAY, BISEXUAL, AND TRANSGENDER LONG-TERM CARE FACILITY RESIDENT'S BILL OF RIGHTS;" and 2) Direct staff to send copies of the adopted resolutions to Governor Jerry Brown, Senators Ben Allen and Scott Wiener, Assemblymember Richard Bloom, and other legislators and statewide partners as appropriate. **Approved as part of the Consent Calendar.**

2.Y. RESOLUTION IN SUPPORT OF AB 10 (GARCIA) FEMININE HYGIENE PRODUCTS IN SHELTERS, SCHOOLS, AND UNIVERSITIES [L. HORVATH, A. LOVANO, S. BERGER]:

SUBJECT: The City Council will consider adopting a resolution in support of AB 10 (Garcia), which would require an adequate supply of feminine hygiene products to be available in shelters, schools, and universities.

ACTIONS: 1) Adopt Resolution No. 17- 4925 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 10 (GARCIA): FEMININE HYGIENE PRODUCTS: ADEQUATE SUPPLY: SCHOOL AND COLLEGE BATHROOMS AND SHELTERS;" and 2) Direct staff to send copies of the adopted resolutions to Governor Jerry Brown, Senator Ben Allen, Assemblymembers Richard Bloom and

Cristina Garcia, and other legislators and statewide partners as appropriate. **Approved as part of the Consent Calendar.**

2.Z. RESOLUTIONS IN SUPPORT OF SB 1 (BEALL) AND AB 1 (FRAZIER) TRANSPORTATION FUNDING [L. HORVATH, H. MOLINA]:

SUBJECT: The City Council will consider adopting two resolutions in support of SB 1 (Beall) and AB 1 (Frazier) related to funding for transportation-related projects, including funding for the state highway system, local streets and roadways.

ACTIONS: 1) Adopt Resolution No. 17-4926 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF SB 1 (BEALL) TRANSPORTATION FUNDING"; 2) Adopt Resolution No. 17-4927 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1 (FRAZIER) TRANSPORTATION FUNDING"; and 3) Direct staff to send copies of the adopted resolution to Governor Jerry Brown, Senators Ben Allen and Jim Beall, Assemblymembers Richard Bloom and Jim Frazier, the League of California Cities, California Contract Cities Association, and other organizations as appropriate. **Approved as part of the Consent Calendar.**

2.AA. (5.A.) ASSIGNMENT AGREEMENT BETWEEN THE CITY OF LAKEWOOD AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS [E. SAVAGE, DAVID GIUGNI, P. GOODMAN]:

SUBJECT: The City Council will consider a General Fund trade agreement for Proposition A Local Return Funds with the City of Lakewood.

ACTIONS: 1) Approve an Assignment Agreement for a Proposition A local return fund exchange with the City of Lakewood for \$750,000 in City of West Hollywood General Fund dollars in exchange for \$1,000,000 in City of Lakewood Proposition A Funds; 2) Authorize the Director of Finance and Technology Services to allocate \$75,000 from reserves committed for Proposition A purchase in the General Fund, to the Expenditure for Traded Funds account (100-1-03-31-531016); 3) Authorize the Director of Finance and Technology Services to increase budgeted revenues in the Proposition A Fund, revenue account 203-421001, by \$100,000; and 4) Authorize the City Manager to execute the Assignment Agreement. **Approved as part of the Consent Calendar.**

2.BB. (6.A.) OFFICIAL BUSINESS PARKING PERMITS [O. DELGADO, R. MARQUEZ, D. NORTE]:

SUBJECT: The City Council shall consider changing entitlement of official business permits from the Planning, Transportation, and Public Safety Commissions to all City commissions.

ACTIONS: 1) Introduce for first reading, Ordinance No. 17-1002 “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.150 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO ENTITLE ALL CITY COMMISSIONS TO OFFICIAL BUSINESS PARKING PERMITS AND AMENDING THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE”; and 2) Create a parking permit for advisory board members to park while attending City sponsored special events that fall under the purview of the respective board. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF THE PLANNING COMMISSION APPROVAL OF A REQUEST TO EXPAND AN EXISTING RESTAURANT WITHIN THE EXISTING LOBBY AND ROOFTOP AREA WITH ALCOHOLIC BEVERAGE SERVICE WITHIN AN EXISTING HOTEL (PALIHOUSE) LOCATED AT 8465 HOLLOWAY DRIVE IN WEST HOLLYWOOD [S. DEWOLFE, J. KEHO, D. DEGRAZIA, R. DIMOND]:

SUBJECT: The City Council will consider an appeal of a Planning Commission decision to approve the expansion of a restaurant into a hotel lobby and rooftop with alcoholic beverage service at the Palihouse, located at 8465 Holloway Drive.

City Clerk Quarker stated that the Item was noticed as required by law.

Council provided disclosures and Mayor Pro Tempore Heilman recused himself from this Item and left the dais, due to the proximity of the project to his residence.

Senior Planner Rachel Dimond provided background information as outlined in the staff report dated March 20, 2017.

Mayor Meister opened the public hearing and the following speakers came forward.

SUSANA LAGUDIS, APPELLANT, spoke regarding the project and requested that Council approve her Appeal.

MATT FISHER/NEIL SHAW, APPLICANTS spoke regarding the proposed expansion and provided a supplemental noise analysis as clarification on the acoustics. They asked that Council uphold the Planning Commission decision and deny the appeal.

Mayor Meister requested that Staff investigate whether or not Palihouse is indeed in compliance and not renting units on a short-term basis. She

spoke regarding a recent post on Trip Advisor that seems to suggest otherwise.

JEFF KIERNAN, WEST HOLLYWOOD, spoke in support of staff recommendation and the expansion of Palihouse.

CARLOS DEMENEZES, WEST HOLLYWOOD, spoke against the expansion and his thoughts on the sound magnification.

GENEVIEVE MORILL, WEST HOLLYWOOD, spoke in support of Palihouse expansion.

KRIS TOMINAGA, LOS ANGELES, spoke in support of restaurant expansion.

CYNTHIA BLATT, WEST HOLLYWOOD, spoke against the expansion.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke against the expansion.

MATT DUBIN, WEST HOLLYWOOD, spoke in favor of the appeal.

AMANDA GOODWIN, WEST HOLLYWOOD, spoke in favor of the appeal.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in favor of the appeal.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke in favor of the appeal.

DAN MORIN, WEST HOLLYWOOD, spoke in favor of the appeal.

LARRY BLOCK, WEST HOLLYWOOD, spoke in hopes of a compromise.

The following individual did not wish to speak, but submitted citizen position slips in support of the recommended Item: *Christopher Kelly and Mary Ann Collins*

The following individuals did not wish to speak, but submitted a citizen position slip in opposition to the recommended Item: *Deane Kenworthy.*

SUSANA LAGUDIS, APPELLANT, provided a brief rebuttal and asked Council not to consider the supplemental noise analysis provided by the Applicant, as it was not provided at the original hearing.

MATT FISHER/NEIL SHAW, APPLICANTS provided a brief rebuttal and clarified the current use of the roof-top.

Councilmember D'Amico spoke regarding other sites that have a roof-top use and spoke regarding the Community Development Departments and Code Compliance Divisions efforts to bring them into compliance.

Councilmember Horvath expressed concern and requested clarification Code Compliance regarding violations surrounding short-term rentals issues. Code Compliance Manager Jeff Aabel reported that a warning letter was sent and that Palihouse worked with the City to come into compliance before any Citations were issued.

Councilmember Duran asked staff about mitigation practices.

Mayor Meister requested clarification from staff regarding the distances between hotel and closest residence. She expressed concern regarding the noise and the close proximity to residences.

Mayor Meister closed the public hearing.

Councilmember Duran made commentary in response to public comment and summarized portions of the resolution. He spoke in support of Staff's recommendation and stated that no new evidence was presented to support overturning the Planning Commission's decision.

Mayor Meister expressed her concerns regarding the noise levels and the difference between this project and others as it relates to the height of the building being at the same level of residences. She spoke regarding the time-frame of the sound test, and stated that she is not convinced that they are in compliance with the City's rules regarding short-term housing. She expressed support for the restaurant expansion, but stated that she did not support the roof-top expansion.

Councilmember D'Amico spoke regarding several mitigation measures that could be employed, such as limiting the number of speakers and directing them away from the residences. He spoke in support of the project and stated that he trusts staff to ensure that mitigation measures are followed.

Councilmember Horvath stated that she has spent a lot of time at the site, but stated that she is not a neighbor and wants to take their concerns into consideration. She expressed concerned with the short-term rental violations, and stated that that corrodes the overall trust of the residents. She spoke in support of approving the expansion of the interior restaurant, but suggested holding off on the rooftop portion until after a six to twelve month check-in.

ACTIONS: Deny the Appeal, in part, and approve the expansion of the existing restaurant with full alcohol service into an existing lobby only; and revisit the roof-top expansion in six to twelve months. **Motion by Councilmember Horvath, seconded by Councilmember Meister. The motion failed, with Councilmember D’Amico and Councilmember Duran voting No. The vote was 2-2-0; the decision of the Planning Commission stands.**

Mayor Meister made a motion to approve the Appeal and overturn the Planning Commission’s decision. There was no second to this motion; the motion Failed.

The decision of the Planning Commission stands.

4. UNFINISHED BUSINESS:

4.A. PUBLIC SAFETY UPDATE [K. COOK, L. CAMPBELL, H. PEREZ, A. WILLIAMS, J. AUBEL, D. GIUGNI]:

SUBJECT: The City Council will receive an update on public safety activities and provide additional direction to staff.

Director of Public Safety Kristin Cook provided background information as outlined in the staff report dated March 20, 2017. Sherriff’s Captain Holly Perez, Lt. Aloma, and Fire Chief Williams were also present to provide information outlined in the Staff Report.

Captain Perez provided a report on crime in the City. She stated that the crime increased 11% since the last report and provided detailed statistics relating to the types of crime Sheriff’s encounter in the City.

Councilmember D’Amico asked whether the Sheriffs are tracking crimes against residents versus non-residents. Lt. Aloma stated that the department is not currently tracking this; however they could begin to have the crime analyst look at these stats to help determine what types of outreach and education is needed for residents.

Mayor Pro Tempore Heilman spoke regarding concerns he has received from the community including the issues surrounding the growing number of rental units being used for Airbnb, slow response time to calls, and the number of medical runs the Fire Department handles as opposed to handling actual fire related emergencies.

KEVIN BURTON, WEST HOLLYWOOD, spoke about the decrease of collisions between vehicles and bicycles.

Councilmember Duran spoke regarding upcoming conversation that will be had regarding marijuana, and stated the importance of having a

representative from the Sherriff's department as part of these upcoming conversations. He spoke regarding a recent incident that was reported by a friend and the praise that was given to Officer Daniel Martinez. He asked that Staff work with the Sherriff's Department so that Officer Martinez can receive a commendation from Council and to also invite Jason King to be a part of the presentation.

Councilmember Horvath congratulated incoming Captain Aloma and thanked Captain Perez for her hard work. She expressed concern with the issues surrounding short-term rental in the City and asked that Staff look at what the City of Santa Monica is doing to help combat the issue. She also requested additional patrols on Sunset and directed Staff to include this option in the upcoming budget cycle.

Captain Perez and Lt. Aloma provided a brief updated on the critical Deputy incident that occurred on Palm, which Councilmember Horvath inquired about.

ACTION: Receive an update on and provide additional direction to staff regarding public safety priorities including crime prevention, improving customer service and communication, mental health resources, deployment, neighborhood livability, nuisance issues, and public education. **Motion by Councilmember Heilman, seconded by Councilmember D'Amico, and approved.**

4.B. AIDS MONUMENT UPDATE AND FIRST REVISED AND RESTATED MEMORANDUM OF UNDERSTANDING WITH THE FOUNDATION FOR THE AIDS MONUMENT [S. DEWOLFE, J. HANKAMER, M. LOUIE, A. CAMPBELL]:

SUBJECT: The City Council will receive an update on the AIDS Monument and consider a first revised and restated Memorandum of Understanding (MOU) between the City and the Foundation for The AIDS Monument (FAM), including commitments totaling \$1,106,000 in additional capital investment and contribution pledges to support the monument.

Special Projects Senior Planner Joanna Hankamer provided background information as outlined in the staff report dated March 20, 2017.

DAVID REID, LOS ANGELES, spoke about a different type of monument for Council consideration.

DAN MORIN, WEST HOLLYWOOD, spoke regarding his concerns on this item, and asks Council to table it.

MARK LEHMAN, WEST HOLLYWOOD, spoke about his passion for FAM, and thanked staff for their efforts.

ROGERIO CARVALHEIRO, WEST HOLLYWOOD, spoke about the budget for this project.

CRAIG DOUGHERTY, REPRESNETING FAM, offered financial information on fundraising efforts.

MICHAEL FERRERA, LOS ANGELES, spoke about his excitement to begin outreach on this project.

Councilmember D'Amico spoke in support of the item and talked briefly about the original staff report and the direction given regarding this project and its design. He suggested that an area for future protests would help the monument be a "living" monument.

Councilmember Duran expressed his full support of this project, and urged his colleagues to vote yes.

Councilmember Horvath spoke in support of ensuring that the community has meaningful input on the project.

Mayor Pro Tempore Heilman thanked FAM and Councilmembers Duran and D'Amico for their work on the sub-committee. He expressed interest in learning more about how the monument will be a living monument, and spoke regarding incorporating new stories or additional names in the future or with a website or other technology. He expressed concern with the City committing \$550,000 to the project and suggested that this amount be earmarked as a matching contribution to ensure that FAM continues its outreach and fundraising efforts. He asks that recommendation #4 be amended, make it a matching pledge structure.

Mark Lehman and Staff provided clarification that the \$550,000 was indeed intended to be matching funds. Mayor Pro Tempore Heilman thanked them for the clarification and stated that he supports the Item as presented.

Mayor Meister spoke in support of the project and asked that FAM and Staff setting realistic expectations for residents regarding the intent of any outreach that is conducted. She expressed concern with having a donor wall as part of the project and stated that it doesn't feel right to have it included.

ACTIONS: 1) Receive an update from staff and FAM on the AIDS Monument Project; 2) Approve First Revised and Restated Memorandum of Understanding (MOU) between the City and FAM; 3) Approve an AIDS Monument Project budget for outreach in the amount of \$250,000 to implement a comprehensive outreach and content development program; 4) Approve an AIDS Monument Project budget for contributions in the

amount of \$550,000, for pledges according to the "City AIDS Monument Contribution Schedule" in the MOU, toward the outreach, fabrication and construction costs of the AIDS Monument; 5) Approve an increase in the West Hollywood Park Phase II Project budget of \$209,000 for a new total project budget of \$96,023,779 for additional site improvements to accommodate the AIDS Monument; 6) Approve an AIDS Monument Project budget for City project management assistance including document and cost estimate review by Heery International in the amount \$37,000; 7) Approve an AIDS Monument Project budget for financial audits in the amount of \$60,000 to perform up to three audits during the AIDS Monument fundraising and development program, including one full project audit before the City accepts the AIDS Monument as a gift from FAM; 8) Authorize the City Manager, or his designee, to conduct all negotiations, and to execute and submit all documents including, but not limited to, applications, agreements, amendments, payment requests and so forth, which may be necessary for the completion of the AIDS Monument Project; and 9) Authorize the Director of Finance & Technology Services to allocate \$1,106,000 from unallocated General Fund Reserves in fiscal year 2016-17 to pay for additional capital improvements and related costs as described above. **Motion by Councilmember Duran, seconded by Councilmember D'Amico, and approved.**

5. NEW BUSINESS:

5.A. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF LAKEWOOD AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS [E. SAVAGE, DAVID GIUGNI, P. GOODMAN]:

SUBJECT: The City Council will consider a General Fund trade agreement for Proposition A Local Return Funds with the City of Lakewood.

ACTIONS: This Item was moved to the Consent Calendar.

5.B. APPOINTMENTS TO THE DISABILITIES ADVISORY BOARD, HISTORIC PRESERVATION COMMISSION, LESBIAN AND GAY ADVISORY BOARD, PLANNING COMMISSION, AND SENIOR ADVISORY BOARD [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider making appointments to the Disabilities Advisory Board, Historic Preservation Commission, Lesbian and Gay Advisory Board, Planning Commission, and Senior Advisory Board.

ACTIONS: 1) Councilmember D'Amico appointed **Kevin Yavari** to the Historic Preservation Commission; 2) Table the appointments to the Lesbian & Gay Advisory Board and the Planning Commission to April 3, 2017; and 3) Table the at-large appointments to the Disabilities Advisory

Board and Senior Advisory Board until June 5, 2017. **Council approved by Consensus.**

EXCLUDED CONSENT CALENDAR: None.

6. LEGISLATIVE:

6.A. OFFICIAL BUSINESS PARKING PERMITS [O. DELGADO, R. MARQUEZ, D. NORTE]:

SUBJECT: The City Council shall consider changing entitlement of official business permits from the Planning, Transportation, and Public Safety Commissions to all City commissions.

ACTIONS: This Item was moved to the Consent Calendar.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 11:41 p.m. in memory of Gary Martinez and Patricia Gentry, to its next regular meeting, which will be on Monday, April 3, 2017 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers

PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 3rd day of April, 2017 by the following vote:

AYES:	Councilmember:	D'Amico, Duran, Horvath, Mayor Pro Tempore Heilman, and Mayor Meister.
NOES:	Councilmember:	None.
ABSENT:	Councilmember:	None.
ABSTAIN:	Councilmember:	None.

LAUREN MEISTER, MAYOR

ATTEST:

YVONNE QUARKER, CITY CLERK