

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

**4:00 P.M. – ADJOURNED REGULAR MEETING**

**CALL TO ORDER:** Mayor Heilman called the meeting order at 4:03.

**PLEDGE OF ALLEGIANCE:** Jackie Subeck led the Pledge of Allegiance.

**ROLL CALL:**

**PRESENT:** Councilmember Horvath, Councilmember Meister, Mayor Pro Tempore Duran, and Mayor Heilman.

**ABSENT:** Councilmember D’Amico.

**ALSO PRESENT:** City Manager Arevalo, City Attorney Jenkins, City Clerk Quarker and Assistant City Clerk Crowder.

**APPROVAL OF AGENDA:**

City Clerk Quarker indicated that there is a correction to Item 2.B. on the Consent Calendar (November 6, 2017 Minutes). She stated that the under Item 3.A., the minutes should reflect a 3-2-0 approval, noting the “no” votes of Councilmember Horvath and Mayor Heilman relating to the Temporary Use Permits for existing operators and a unanimous approval relating to the size of the consumption area. She further commented that there is a minor clerical correction for Item 2.F. - Attachment B (Transgender Advisory Board Meeting Synopsis), and that Public Safety Staff will correct before their minutes are approved. Mayor Heilman also commented on a correction to Item 2.F. Attachment E. Council accepted the revisions by consensus.

**ADJOURNMENT MOTIONS:**

Councilmember Horvath requested that the meeting be adjourned in memory of the following military personnel: Army Sergeant 1<sup>st</sup> Class Hughton O. Brown (43), Army Chief Warrant Officer 2 Lee M. Smith (35), and Army Sergeant 1<sup>st</sup> Class Stephen B. Cribben (33).

Mayor Heilman requested that the meeting be adjourned in memory of Rusty Millar.

**PRESENTATIONS:** None.

**1. PUBLIC COMMENT:**

DAVID REID, WEST HOLLYWOOD, spoke regarding Item 2.I.

RANDALL DERRICK, WEST HOLLYWOOD, spoke regarding issues with the property at 1236 N. Fairfax.

JASON BECK, WEST HOLLYWOOD, spoke regarding Item 2.D.

### **COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:**

Councilmember Horvath congratulated Mayor Heilman for being recognized by the Jacaranda Foundation. She also congratulated former Councilmember Abbe Land for being honored by the National LGBT Task Force. She reported that she represented the City at the recent California Contract Cities Association monthly meeting. She congratulated and thanked Kate Mayerson for representing the City at a recent Women Leaders in Government event in Downtown L.A. She reported on the recent LAUSD working group meeting with LAUSD Board member Nick Melvoin, who participated and shared his vision. She spoke regarding Item 2.M. and expressed her gratitude to Staff for this item. She spoke regarding Item 2.H. and thanked Steve Campbell. She also requested clarification on some of the items relating to Item 2.D, regarding background checks being a part of the process, whether our intention was to be the same or different than State Law, ensuring that all perspective businesses will go through the same process, and when the selection criteria will be provided.

Councilmember Meister thanked Mayor Heilman for a great Veteran's Day program which highlighted our Transgender service personnel as well as Russian Veterans. She reported that she attended the Westside Cities Council of Governments meeting, where there were presentations from the West Hollywood Community Housing Corporation and their counterpart in Santa Monica to discuss the challenge of developing affordable housing. She reported that she represented West Hollywood at the City of Beverly Hills City Council meeting, and spoke during the public hearing regarding water rates. She stated that we were granted a 30-day continuance so that Staff can review the Study that Beverly Hills provided regarding the 25% surcharge. She commented that she and Councilmember Meister attended the unveiling of a mural at West Hollywood Elementary. She also reported that she attended the Vanderpump Dog Foundation Gala and presented the Dog Hero Award to former Marine Corporal Megan Levy and Rex. She also spoke regarding Item 2.D. and expressed similar concerns as Councilmember Horvath on the specific criteria to be used and the weighting of each license type. She also spoke in support of ensuring that the applicants can demonstrate innovative boutique business models consistent with the West Hollywood community, and that having a prior business should not necessarily have any more weight. She also expressed concern that the process may attract companies from other states over those that are in West Hollywood that are qualified. She also spoke in favor of an in-person interview by whatever Panel will be reviewing the applications.

Mayor Pro Tempore Duran indicated that represented the City at the National League of Cities Conference and participated on a panel regarding advocating for LGBT rights in a hostile political environment. He reported that he also attended a workshop on

seeking racial equity in municipalities. He also spoke regarding World AIDS Day on December 1<sup>st</sup> and extended an invitation to the community to attend the annual Paul Stark Warrior Awards where several guest speakers who were instrumental during the early fights of the virus will be speaking.

Mayor Heilman acknowledged staff for their great work on the Veterans' Day event. He commented that Secretary of State Tillerson issued a very positive statement with respect to Transgender individuals. He mentioned the Transgender Day of Remembrance event scheduled for 6:00 p.m. at the Center for Early Education. He asked the City manager to report back at the next Council meeting on how the issues raised by Mr. Derek during public comment are being addressed. He thanked David Reid for his work on AIDS Watch and spoke regarding various events and activities surrounding this day, December 1, 2017. He spoke briefly regarding the concerns raised relating to Item 2.D., and stated that at the last meeting, Council directed staff to work with experts to develop the criteria. He also expressed concern with requiring an in-person interview for applicants since all applicants will have to go before the Business License Commission. He stated that the process should be evaluated by experts and staff as always.

#### **CITY MANAGER'S REPORT:**

City Manager Arevalo responded to questions regarding Item 2.D. He indicated that background checks will be completed for all applicants. He stated that the applications for liquor licenses must be consistent with State law. He responded to the comments regarding the article that was published regarding a potential business wanting to do a joint venture with a hotel, and clarified that they would have to go through the same process as everyone else. He also provided information on the weighting criteria and application process, and stated that the focus will be on 4 particular areas that are outlined in the ordinance: 1) connection to West Hollywood; 2) ability to serve West Hollywood, 3) familiarity with the City; and 4) looking for innovative boutique business models consistent with the West Hollywood Community. He stated that staff will be working with the professionals assisting us to further define the criteria and assigning weight or points to each criterion. He mentioned that he understands the request to have interviews and will look stated that staff will consult the professionals regarding this; but reiterated that the City wants to ensure that the application process is consistent, fair and objective for all applicants.

#### **FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$177,450 in expenditures, \$0 in potential revenue, and (\$2,811) 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. Motion by Councilmember Horvath, seconded by Councilmember Meister, and approved.**

**2.A. POSTING OF AGENDA:**

*SUBJECT: The agenda for the meeting of Monday, November 20, 2017 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Wednesday, November 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 November 6, 2017. **Approved as part of the Consent Calendar.**

**2.C. APPROVAL OF DEMAND REGISTER NO. 814 (D. WILSON, L. QUIJANO):**

*SUBJECT: The City Council shall receive the Demand Register for period ending November 10, 2017 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.*

**ACTION:** Approve Demand Register NO. 814 and adopt Resolution No.17-5002, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 814". **Approved as part of the Consent Calendar.**

**2.D. ORDINANCE NO. 17-1016 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF WEST HOLLYWOOD, APPROVING AMENDMENTS TO THE MUNICIPAL CODE AND ZONING ORDINANCE TO REGULATE CANNABIS USES" [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 17-1016 approving amendments to the municipal code and zoning ordinance to regulate cannabis uses.*

**ACTION:** Waive further reading and adopt Ordinance No. 17-1016, "AN ORDINANCE OF THE CITY COUNCIL OF WEST HOLLYWOOD, APPROVING AMENDMENTS TO THE MUNICIPAL CODE AND ZONING ORDINANCE TO REGULATE CANNABIS USES". **Approved as part of the Consent Calendar.**

**2.E. ORDINANCE NO. 17-1017 (2ND READING) "AN ORDINANCE AMENDING SECTION 17.08.010 (DEFINITIONS) AND ADDING A NEW CHAPTER 17.58 ("ELECTRIC VEHICLE CHARGING STATIONS") TO THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING A LANDLORD TO APPROVE A TENANT'S REQUEST TO INSTALL AN ELECTRIC VEHICLE CHARGING STATION AT A RENT STABILIZED PROPERTY." [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 17-1017 amending section 17.08.010 (Definitions) and adding a new chapter 17.58 "Electric Vehicle Charging Stations" to the West Hollywood Municipal Code requiring a landlord to approve a tenant's*

*request to install an electric vehicle charging station at a rent stabilized property.*

**ACTION:** Waive further reading and adopt Ordinance No. 17-1017, "AN ORDINANCE AMENDING SECTION 17.08.010 (DEFINITIONS) AND ADDING A NEW CHAPTER 17.58 ("ELECTRIC VEHICLE CHARGING STATIONS") TO THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING A LANDLORD TO APPROVE A TENANT'S REQUEST TO INSTALL AN ELECTRIC VEHICLE CHARGING STATION AT A RENT STABILIZED PROPERTY". **Approved as part of the Consent Calendar.**

**2.F. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will receive Synopses from the Disabilities Advisory Board and Transgender Advisory Board regarding actions taken at their recent meetings.*

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

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

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

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

**2.H. INTEGRATED PEST MANAGEMENT PROGRAM [O. DELGADO, S. CAMPBELL, H. COLLINS]:**

*SUBJECT: The City Council will consider the Facility and Field Services Division's Integrated Pest Management Program.*

**ACTION:** Incorporate the Integrated Pest Management Program into the City Maintenance Standards. **Approved as part of the Consent Calendar.**

**2.I. ACKNOWLEDGE DECEMBER 1, 2017 AS "WORLD AIDS DAY" AND APPROVE CITY PARTICIPATION AND SPONSORSHIP OF RELATED EVENTS [D. GIUGNI, C. ROSKIN]:**

*SUBJECT: The City Council will acknowledge December 1, 2017 as World AIDS Day and approve City participation and sponsorship of related events.*

**ACTIONS:** The City Council will acknowledge December 1, 2017 as World AIDS Days and approve City participation and sponsorship of related events. 1) The City Council of the City of West Hollywood will proclaim December 1, 2017 as World AIDS Day; 2) Direct staff to work with HIV/AIDS and substance abuse treatment organizations and providers in organizing World AIDS Day events as noted; 3) Direct staff to work with 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; 4) Authorize the use of the City of West Hollywood logo on materials associated with the sponsored and co-sponsored events; 5) Waive facility rental fee, facility security deposit, and any facility staff time for opening, closing, and securing the Council Chambers; and 6) Approve the provision of validated parking at the five-story public parking garage for persons who park at the garage and attend the City's World AIDS Day events. **Approved as part of the Consent Calendar.**

**2.J. PUBLIC OUTREACH FOR CALIFORNIA UTILITY DISCOUNT PROGRAMS [J. HEILMAN, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to do public outreach to property owners and tenants in West Hollywood to raise awareness about available utility discount programs.*

**ACTIONS:** 1) Direct the Social Services Division to work with the Communications Department and other applicable divisions to do public outreach to property owners and tenants in West Hollywood to raise awareness about available utility discount programs; and 2) Authorize the Director of Finance and Technology Services to allocate \$1,000 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with public outreach. **Approved as part of the Consent Calendar.**

**2.K. AMENDMENT TO RENT STABILIZATION ORDINANCE REGARDING RELOCATION FEES [L. MEISTER, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to amend the Rent Stabilization Ordinance to eliminate the requirement for tenants to forfeit relocation fees under certain circumstances.*

**ACTIONS:** 1) Direct staff to amend the Rent Stabilization Ordinance Section 17.52.020 to eliminate the requirement for tenants to forfeit relocation fees under certain circumstances; and 2) Present proposed amendments to the Rent Stabilization Commission prior to returning to City Council for final approval. **Approved as part of the Consent Calendar.**

**2.L. CO-SPONSORSHIP OF A FILM SCREENING OF THE SQUARE [J. HEILMAN, A. LOVANO]:**

*SUBJECT: The City Council will consider co-sponsoring the SWEA Los Angeles film screening of The Square on December 9, 2017 in the City Council Chambers.*

**ACTIONS:** 1) Approve co-sponsorship of the screening of *The Square* hosted by SWEA Los Angeles on Saturday, December 9, 2017 in the City Council Chambers; 2) Authorize the use of the City's name and logo on promotional materials; 3) Approve the use of City venues for this event and waive the room usage fee, and authorize validated parking for the event at the 5-story West Hollywood Park garage for event attendees (estimated \$1,351); 4) 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; 5) Authorize the Director of Finance & Technology Services to allocate \$450 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with tech support (Waveguide); and 6) Approvals are conditional upon the execution of an Event Cosponsorship Agreement with the Event Organizer per the attached agreement template. **Approved as part of the Consent Calendar.**

**2.M. MEMORANDUM OF AGREEMENT BETWEEN THE CITY OF WEST HOLLYWOOD AND THE LOS ANGELES COUNTY DEPARTMENT OF MENTAL HEALTH REGARDING THE MENTAL HEALTH EVALUATION TEAM [K. COOK, R. WINRADER]:**

*SUBJECT: The City Council will consider approving a Memorandum of Agreement between the City of West Hollywood and the Los Angeles County Department of Mental Health regarding a Mental Health Evaluation Team in the amount of \$176,000 to respond to calls involving a mental health crisis or mental illness.*

**ACTIONS:** 1) Approve a Memorandum of Agreement with the Los Angeles County Department of Mental Health in the amount of \$176,000 for mental health response services for 12 months from the effective date; and 2) Authorize the City Manager or designee to execute documents incident to this agreement. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE MASTER FEE RESOLUTION (NO. 17-4952) TO ADJUST AND ADD BUSINESS LICENSE FEES RELATED TO CANNABIS BUSINESSES [D. WILSON, J. LEONARD]:**

*SUBJECT: The City Council will consider adopting an amendment to the master fee resolution for fiscal-year 2017-18 to adjust and add business license fees related to cannabis businesses.*

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

Revenue Management Manager John Leonard provided background information as outlined in the staff report dated November 20, 2017.

Mayor Heilman opened the public hearing and no public speakers came forward. Mayor Heilman closed the public hearing.

**ACTION:** Adopt Resolution No. 17-5003: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE MASTER FEE RESOLUTION (NO. 17-4952) TO ADJUST AND ADD BUSINESS LICENSE FEES RELATED TO CANNABIS BUSINESSES". **Motion by Mayor Pro Tempore Duran, seconded by Councilmember Meister and approved.**

**4. UNFINISHED BUSINESS: None.**

**5. NEW BUSINESS: None.**

**EXCLUDED CONSENT CALENDAR: None.**

**6. LEGISLATIVE: None.**

**PUBLIC COMMENT:**

RICK WATTS, WEST HOLLYWOOD, spoke regarding Item 2.D. and expressed concerns regarding the proposed delivery services.

**COUNCILMEMBER COMMENTS:**

Mayor Heilman thanked everyone who participated in United Ways' Homewalk.

**ADJOURNMENT:** The City Council adjourned at 4:35 P.M. in memory of Rusty Millar, Army Sergeant 1<sup>st</sup> Class Hughton O. Brown (43), Army Chief Warrant Officer 2 Lee M. Smith (35), and Army Sergeant 1<sup>st</sup> Class Stephen B. Cribben (33) to its next regular meeting, which will be on Monday, December 4, 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 4<sup>th</sup> day of December, 2017 by the following vote:

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

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JOHN HEILMAN, MAYOR

ATTEST:

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YVONNE QUARKER, CITY CLERK