

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
CITY COUNCIL REORGANIZATION & INSTALLATION MEETING
MINUTES
MONDAY, APRIL 15, 2013
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:00 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Prang called the meeting to order at 6:15 p.m.

PLEDGE OF ALLEGIANCE: Mike Aguilar from Congressman Adam Schiff's office led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Councilmember D'Amico, Councilmember Duran, Councilmember Heilman, Mayor Pro Tempore Land and Mayor Prang.

ABSENT: None.

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, Assistant City Clerk Quarker and Administrative Specialist Vespoint

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the closed session was called to order at 6:00 p.m. He stated that there were no public comments. He stated that there was one item of potential litigation added to the Agenda. He stated that the closed session adjourned at 6:05 p.m. with no reportable action.

APPROVAL OF AGENDA:

City Manager Arevalo requested that Item 2.E be tabled to allow for additional community outreach.

Motion by Mayor Pro Tempore Land, seconded by Councilmember Heilman, to approve the agenda as amended and approved unanimously.

ADJOURNMENT MOTIONS:

Councilmember Duran requested that the meeting be adjourned in memory of Brett Shaad, a West Hollywood resident who recently died after contracting bacterial meningitis.

Councilmember Heilman requested that the meeting be adjourned in memory of Linda Clarkin, sister of Public Safety Commissioner Chris Clarkin. He requested the meeting be adjourned in memory of Julian Burke, West Hollywood resident and former CEO of

the Metropolitan Transit Authority. He requested the meeting be adjourned in memory of those who died in the bombing that occurred at the Boston Marathon.

Councilmember D'Amico requested that the meeting be adjourned in memory of Roy Turnbull, stepfather of Human Services Commissioner Steven Davis. He also requested the meeting be adjourned in memory of longtime resident Randy Slater.

Mayor Prang requested that the meeting be adjourned in memory of Jackie Weinberg, wife of West Hollywood resident Ken Weinberg. He also requested that the meeting be adjourned in memory of the following soldiers who died in Afghanistan since the last City Council Meeting: Chief Warrant Officer II Jarett Yoder, 27, Chief Warrant Officer III, Matthew Ruffner, 34, Specialist Deflin M. Santos Jr., 24, Specialist Wilbel A. Robles-Santa, 25, Staff Sergeant Christopher M. Ward, 24, Captain James Michael Steel, 29, and Chief Warrant Officer Curtis S. Reagan, 43.

INTRODUCTION OF DIGNITARIES:

Mayor Prang recognized the following dignitaries who were in attendance: Mike Aguilar of Congressman Adam Schiff's office, Josh Kurpies of Assemblymember Richard Bloom's office and L.A. Unified School District Board Member Steve Zimmer.

LOS ANGELES COUNTY SUPERVISOR ZEV YAROSLAVSKY ADMINISTERED THE OATH OF OFFICE TO THE NEWLY ELECTED MAYOR ABBE LAND.

ASSISTANT CITY CLERK YVONNE QUARKER ADMINISTERED THE OATH OF OFFICE TO THE NEWLY ELECTED MAYOR PRO TEMPORE JOHN D'AMICO.

PRESENTATION TO OUTGOING MAYOR PRANG:

Mayor Land presented a plaque to outgoing Mayor Jeffrey Prang.

PRESENTATIONS:

Cristin Mondy, representing the Los Angeles County Department of Public Health, spoke regarding the recent concerns surrounding meningitis.

Mike Aguilar representing Congressman Adam Schiff's office thanked outgoing Mayor Jeffrey Prang for his service, and congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico.

Andrea Kuhn and Josh Kurpies of Assemblymember Richard Bloom's office thanked Jeffrey Prang for his service and congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico.

1. PUBLIC COMMENT:

MARC HAUPERT, WEST HOLLYWOOD LIBRARY FOUNDATION, congratulated Abbe Land and John D'Amico on their new appointments, and thanked outgoing Mayor Prang for his work during his term. He spoke regarding the upcoming screening of the film, "How to Survive a Plague" at this year's Women's Leadership Conference.

ADAM KLESH, WEST HOLLYWOOD, spoke in support of Item 2.L. and indicated that the beneficiaries of the event will be Project Angel Food.

J.T. ANDERSON, WEST HOLLYWOOD, spoke in favor of preserving Great Hall, Long Hall and Plummer Park, particularly in light of those facilities' use during ACT UP Los Angeles.

AGASSI TOPCHIAN, WEST HOLLYWOOD, congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico.

GENEVIEVE MORRILL, WEST HOLLYWOOD CHAMBER OF COMMERCE, thanked Jeffrey Prang for his service as Mayor during the last year and congratulated Abbe Land on being elected Mayor.

PAT DIXON, WEST HOLLYWOOD, thanked Jeffrey Prang for his service as Mayor during the last year and congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico. She also spoke regarding an upcoming poetry reading featuring L.A. City Poet Laureate Eloise Klein Healy to be held on April 22, 2013.

NORMA SANDLER, WEST HOLLYWOOD, spoke regarding pony rides and petting zoos being illegal in the City of West Hollywood under the animal cruelty-free laws.

SIBYL ZADEN, WEST HOLLYWOOD, expressed her condolences for those victims of the bombing in Boston. She congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico, and thanked Jeffrey Prang on his year of service as Mayor.

ROB BERGSTEIN, WEST HOLLYWOOD, thanked Jeffrey Prang for his year of service as Mayor. He congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico.

YOLA DORE, WEST HOLLYWOOD, congratulated Mayor Land on her election to Mayor. She expressed her sorrow for those affected by the bombing in Boston.

TOM DEMILLE, WEST HOLLYWOOD, expressed his sorrow and condolences to those affected by the bombing in Boston.

STANLEY CHATMAN, WEST HOLLYWOOD, congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico. He thanked outgoing Mayor Jeffrey Prang for his hard work and thanked Councilmember Duran for always speaking about issues that affect the residents of the City.

ELENA GOLDENBERG, WEST HOLLYWOOD, thanked Jeffrey Prang for his year of service as Mayor. She congratulated incoming Mayor Abbe Land and Mayor Pro Tempore John D'Amico. She also spoke of the recent Arbor Day tree planting event held in the City.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Prang congratulated incoming Mayor Abbe Land and thanked her for her continuous hard work for the City of West Hollywood. He spoke regarding the role of a Mayor and stated that it was an honor to serve as Mayor to such a wonderful City. He expressed his appreciation for his fellow council members, and reflected on the achievements of City Council during the last year. He spoke regarding the new West Hollywood Park and Library, the successful community survey, the enhanced funding for public safety and the investment in public art and social services for the City. He spoke regarding future achievements in the next twelve months, including the new parking structure behind City Hall and the two new affordable housing projects for Seniors. He thanked his husband, his Deputy Michael Haibach, his directly appointed Commissioners and Board Members, and all of the City employees. He also thanked the residents of the City of West Hollywood for their continued support.

Councilmember Heilman thanked outgoing Mayor Prang for his service as Mayor. He spoke regarding several upcoming events including the Women's Leadership Conference (*May 19-20*), Victory in Europe Day (*May 11*), the Russian Community Awards (*May 15*), and the Russian Style Festival (*May 19*). He also announced that May is Senior Month in the City of West Hollywood and encouraged people to attend the Senior Award Luncheon (*May 6*) and the Senior Health Fair (*May 22*).

Councilmember Duran congratulated the incoming Mayor and Mayor Pro Tempore. He spoke on the subject of meningitis and how it can be contracted by both gay and straight individuals. He spoke regarding the symptoms of this strain of the bacteria and encouraged everyone, specifically gay men, to take advantage of the free vaccinations being offered by AIDS Healthcare Foundation. He encouraged people to seek treatment quickly as the bacteria may be treated effectively, if treated early. He directed the City Manager to look into whether or not there are organizations who need additional resources to fund free education and vaccinations to residents, and determine if the City can provide this additional funding.

Mayor ProTempore D'Amico congratulated Mayor Land on her election as Mayor. He thanked outgoing Mayor Prang for his year of service. He thanked his husband, his Deputy Michelle Rex, Councilmembers Duran and Heilman, and his Commissioners. He thanked the residents and expressed his appreciation to have the opportunity to serve the City. He spoke regarding the changes to the City, his time as a Councilmember and the future of the City, and read a poem written by Walt Whitman.

Mayor Land thanked her fellow Councilmembers for their support. She thanked Los Angeles County Supervisor Zev Yaroslavsky for administering her Oath of Office. She thanked the West Hollywood residents for their trust and support, City Staff for their

hard work, the City Manager, Board & Commission members, her Deputy Kiran Hashmi, her colleagues at the Trevor Project, her family and her husband. She thanked her mother, who recently became ill and spoke regarding how her mother's illness helped to shape the philosophy she will have for the coming year; to take it one-day-at-a-time. She spoke regarding her priorities and vision for the upcoming year; which included, establishing a "safe place" here in West Hollywood, as it relates to City government. She stated that in order for city government to work, everyone must feel safe and secure in their ability to express their opinions and not be bullied. She directed the City Manager to develop a Code of Conduct for all City functions. She spoke regarding everyone being treated with respect, even when there are disagreements regarding issues that face the city and its residents. She spoke regarding transparency in government and stated that the City is developing an Interactive Development Project Map whereby residents may go online and click on a specific property to see exactly what is happening with a particular development. She spoke regarding the need to use technology and social media to groom the next generation of leaders. She also spoke regarding ensuring that the City creates programs to improve the quality of life for Seniors and future Seniors; which could include Smart Home Technology in apartment units. She spoke regarding the City adopting building codes that will ensure that the City is building and maintaining housing that is suited for Seniors as well as the increasing number of children in the City. She spoke regarding continuing to develop a mobility plan for the City to ensure that there is a comprehensive bicycle and pedestrian program. She spoke regarding the need to continuously look for innovative ways to improve the City.

CITY MANAGER'S REPORT: None.

FISCAL IMPACT ON CONSENT CALENDAR:

Assistant City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$307,460.00 in expenditures, \$0 in potential revenue, and (\$6,698.00) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, 2.A.,B.,C.,D., F.,G.,H.,I.,J.,K.,L.,M.
Motion by Councilmember Heilman, seconded by Mayor Land, and unanimously approved.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, April 15, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, April 11, 2013.

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 April 1, 2013. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 720, RESOLUTION NO. 13-4422:

SUBJECT: The City Council is requested to approve payment of bills due as presented by the Director of Finance.

ACTION: Approve Demand Register No. 720 and adopt Resolution No. 13-4422, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 720". **Approved as part of the Consent Calendar.**

2.D. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive reports from the Arts and Cultural Affairs Commission, the Transportation Commission, the Disabilities Advisory Board and the Russian Advisory Board on actions taken at their recent meetings.

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

2.E. FORCE MAJEURE DELAY TO THE LOT DEVELOPMENT AGREEMENT [P. AREVALO, M. JENKINS, S. DE WOLFE, J. KEHO, D. DE GRAZIA]:

SUBJECT: The City Council will receive and file this notification of the City Manager's acceptance of CIM Groups' exercise of its rights to a Force Majeure (Enforced) Delay of the performance of the Development Agreement.

ACTION: Receive and file letter from CIM Group notifying City of Force Majeure Delay. **This item was TABLED.**

2.F. NOTICE OF COMPLETION - WEST HOLLYWOOD PARK PHASE 1 IMPLEMENTATION AND NEW WEST HOLLYWOOD LIBRARY PROJECT, PHASES 1A AND 1B (CIP ED-09-001) [S. BAXTER, J. HUFFER]:

SUBJECT: The City Council will consider approving the Notice of Completion for West Hollywood Park Phase 1 Implementation and New West Hollywood Library Project, Phases 1A and 1B, (CIP ED-09-001).

ACTION: Accept the work and authorize the following: a) File a Notice of Completion with Los Angeles County; b) Final payment to the contractor at the end of the 35 day lien period; c) Release of the Performance Bond on the date of recordation of the Notice of Completion; and d) Release of the Payment Bond and remaining retention 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices. **Approved as part of the Consent Calendar.**

2.G. AGREEMENT EXTENSION – SUPERIOR PROPERTY SERVICES, INC. [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving a one-year extension to the Agreement with Superior Property Services, Inc., for Steam Cleaning/Pressure Washing Services.

ACTIONS: 1) Approve the Third Amendment to the Agreement with Superior Property Services, Inc., for Steam Cleaning/Pressure Washing Services in the amount of \$116,863 for fiscal year 2013-2014; 2) Approve Superior Property Services, Inc., to provide other related services in-line with the unit costs established in the Agreement as said services are required and funding is available; 3) Authorize the City Manager to re-open and negotiate service levels and associated costs as warranted by budgetary constraints; and 4) Authorize the City Manager to execute the Third Amendment to Agreement. **Approved as part of the Consent Calendar.**

2.H. PARKING RATE REDUCTION FOR WOMEN'S LEADERSHIP CONFERENCE [L. BOCK, L. FOOKS]:

SUBJECT: The City Council will consider approving a reduced parking rate for attendees of the West Hollywood Women's Leadership Conference.

ACTION: Approve the request for a reduced parking rate and waived parking fees for the West Hollywood Women's Leadership Conference as described in this report. **Approved as part of the Consent Calendar.**

2.I. RESOLUTION IN SUPPORT OF H.R. 689 (BLUMENAUER) STATES' MEDICAL MARIJUANA PATIENT PROTECTION ACT [J. DURAN, I. OWENS, J. SCHWEIGERT]:

SUBJECT: The City Council will consider adopting a resolution in support of H.R. 689 (Blumenauer), States' Medical Marijuana Patient Protection Act.

ACTIONS: 1) Adopt Resolution No. 13-4423, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING HR 689 (BLUMENAUER) STATES' MEDICAL MARIJUANA PATIENT PROTECTION ACT"; and 2) Direct staff to send copies of signed resolution to President Obama, Governor Jerry Brown, Congressman Earl Blumenauer, Congressman Adam Schiff, State Senator Ted Lieu, Assembly member Richard Bloom. **Approved as part of the Consent Calendar.**

2.J. RESOLUTION IN SUPPORT OF H.R. 710 (FARR) THE TRUTH IN TRIALS ACT [J. DURAN, I. OWENS, J. SCHWEIGERT]:

SUBJECT: The City Council will consider adopting a resolution in support of H.R. (Farr) The Truth In Trials Act.

ACTIONS: 1) Adopt Resolution No. 13-4424, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING HR 710 (FARR) THE TRUTH IN TRIALS ACT; and 2) Direct staff to send

copies of signed resolution to President Obama, Governor Jerry Brown, Congressman Sam Farr, Congressman Adam Schiff, State Senator Ted Lieu, Assembly member Richard Bloom. **Approved as part of the Consent Calendar.**

2.K. SUPPORT FOR AB 1121 (ATKINS) TO SIMPLIFY THE PROCESS REQUIRED FOR A NAME CHANGE TO REFLECT A PERSON'S GENDER IDENTITY AND ENSURING THAT A TRANSGENDER PERSON'S GENDER IDENTITY IS REFLECTED ACCURATELY ON IDENTITY DOCUMENTS [J. DURAN, I. OWENS, J. D'AMICO, M. REX, K. ENDOW]:

SUBJECT: The City Council will consider adopting a resolution in support of AB 1121 (Atkins), which will simplify the process for a name change to reflect a person's gender identity and ensuring that a transgender person's gender identity is reflected accurately on identity documents.

ACTIONS: 1) Adopt resolution 13-4425 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1121 (ATKINS) TO SIMPLIFY THE PROCESS REQUIRED FOR A NAME CHANGE TO REFLECT A PERSON'S GENDER IDENTITY AND ENSURING THAT A TRANSGENDER PERSON'S GENDER IDENTITY IS REFLECTED ACCURATELY ON IDENTITY DOCUMENTS"; and 2) Direct staff to send copies of signed resolutions to California Assemblymember Toni Atkins, Speaker John Perez and the President Pro Tempore of the State Senate, Senator Darrell Steinberg, as well as to our representatives State Senator Ted Lieu and Assemblymember Richard Bloom. **Approved as part of the Consent Calendar.**

2.L. CO-SPONSORSHIP OF TORTILLA REPUBLIC'S CINCO DE MAYO CELEBRATION BENEFITING PROJECT ANGEL FOOD [J. DURAN, I. OWENS, J. D'AMICO. M. REX]:

SUBJECT: The City Council will consider approving the co-sponsorship of Tortilla Republic's Cinco de Mayo Celebration benefiting Project Angel Food.

ACTIONS: 1) Approve the co-sponsorship of Tortilla Republic's Cinco de Mayo Celebration to be held on Sunday May 5, 2013 from 2:00 pm till 7:00 pm; 2) Authorize the closure of El Tovar Place between Robertson Boulevard and the West Hollywood Library Auto Court Turn-About/Alleyway from 1:00 pm to 10:00 pm (the closure will not affect traffic from entering and exiting the Municipal Parking Structures at the Library from San Vicente Boulevard); 3) Authorize the closure of the El Tovar City Parking Lot from 2:00 am till 10:00pm; 4) Approve in-kind support in the form of a waiver of special event permit fees and other City related costs associated with the closure of the street and lot; 5) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 6) Direct the Public Information Office to utilize all

appropriate communication tools to promote the event; and 7) Authorize the City Manager to sign and execute any documents or forms that may be necessary for the successful implementation of this event. **Approved as part of the Consent Calendar.**

2.M. FEE ADJUSTMENT HEARING – 612-616 N. CROFT AVENUE [M. JENKINS, S. DE WOLFE, J. KEHO, A. GALLO]:

SUBJECT: The City Council will adopt a resolution approving the staff recommendation for a fee adjustment request on certain development fees brought forward by the owners of the project at 612-616 Croft Avenue.

ACTION: Approve and deny in part the request and adopt the following: Draft Resolution No. 13-4426: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING IN PART AND DENYING IN PART THE APPLICATION OF 616 CROFT AVENUE LLC, CHALLENGING VARIOUS FEES IMPOSED BY THE CITY IN CONNECTION WITH APPROVAL OF A NEW CONDOMINIUM PROJECT LOCATED AT 612-616 N. CROFT AVENUE, WEST HOLLYWOOD, CALIFORNIA." (ATTACHMENT A). **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS: None.

4. UNFINISHED BUSINESS: None.

5. NEW BUSINESS: None.

EXCLUDED CONSENT CALENDAR: None.

6. LEGISLATIVE: None.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 7:50 p.m. in memory of Brett Shaad, Linda Clarkin, Julian Burke, Roy Turnbull, Randy Slater, the victims of the bombing in Boston, and all the soldiers who died in Afghanistan since the last City Council meeting. The City Council adjourned to their next regular meeting, which will be on Monday, May 6, 2013 at 6:30 P.M. in the West Hollywood Park Public Meeting Room - Council Chambers, 625 N. San Vicente Boulevard.

PASSED, APPROVED AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 6th of May, 2013 by the following vote:

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

ABBE LAND, MAYOR

ATTEST:

COREY SCHAFFER, CITY CLERK