

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MAY 20, 2013
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Land called the meeting to order at 6:30 p.m.

PLEDGE OF ALLEGIANCE: Nadia Sutton led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: None.

ALSO PRESENT: City Manager Arevalo, City Attorney Jenkins, City Clerk
Schaffer and Assistant City Clerk Quarker

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 initiation of litigation added to the agenda. He stated that the closed session adjourned at 6:25 p.m. with no reportable action.

APPROVAL OF AGENDA:

Councilmember Heilman noted his recusal on Item 2.I. due to the proximity of his residence to the project. He asked that Item 5.A. and 5.B. be moved to the Consent Calendar as Item 2.JJ. and Item 2.KK. respectively.

Motion by Councilmember Prang, seconded by Mayor Pro Tempore D'Amico, to approve the agenda as amended and approved unanimously.

ADJOURNMENT MOTIONS:

Councilmember Prang requested that the meeting be adjourned in memory of Donna Patterson. He also requested that the meeting be adjourned in memory of the following soldiers who died in Afghanistan since the last City Council Meeting: Specialist William Joseph Gilbert 24, Specialist Mitchell Kirk Daehling 24, Sergeant 1st Class Jeffrey C. Baker 29, and Sergeant 1st Class, Trenton L. Rhea 33.

City Manager Arevalo requested that the meeting be adjourned in memory of Ray Manzarek, the keyboardist for the Doors.

Mayor Land requested that the meeting be adjourned in memory of Human Rights activist, Cynthia Brown. She asked that the meeting be adjourned in memory of Todd Elliott's sister, Linda. She asked that the meeting be adjourned in memory of the fifty-one people who passed away due to the tornado in a small town near Oklahoma City.

PRESENTATIONS:

The City Council presented a proclamation in honor of Harvey Milk Day.

1. PUBLIC COMMENT:

VICTOR OMELCZENKO, WEST HOLLYWOOD, spoke regarding Item 2.H. and expressed concern over the loss of parking spaces. He also spoke in support of Item 4.C., and he thanked the City for participating in the recent Bike to Work Day events.

STEVE LEVIN, WEST HOLLYWOOD, spoke in support of Items 2.H. and 2.Q.

SYLVIA FOGELMAN, LOS ANGELES, spoke about an upcoming event sponsored by the Southern California Foster Family and Adoption Agency to recruit Foster parents; specifically for LGBT youth.

JOHN IRELAND, LOS ANGELES, spoke regarding being a foster parent and the upcoming foster parent recruitment event on Thursday, May 23, 2013.

A. LEE WALKUP, WEST HOLLYWOOD, spoke regarding Harvey Milk Day on May 22, 2013.

NADIA SUTTON, WEST HOLLYWOOD, spoke regarding her role on the Women's Advisory Board as well as issues facing women in the military.

PAT DIXON, WEST HOLLYWOOD, spoke regarding the Senior Health Fair on May 22, 2013 from 10:00 a.m. – 2:00 p.m. She also spoke regarding the upcoming televised, Senior Advisory Board Meeting scheduled for May 29, 2013.

RICK WATTS, WEST HOLLYWOOD, spoke regarding the upcoming AIDS Lifecycle event. He also spoke regarding the lack of funding from Congress for the Ryan White Care Act, which provides funding for HIV medications. He also spoke regarding the possibility of the City working with hotels and their guests to donate any unused toiletries to social services organizations.

JEFF CONSOLETTI, LOS ANGELES, spoke regarding the upcoming PRIDE Events.

SCOTT RICE, WEST HOLLYWOOD, spoke regarding the City's plastic bag ban ordinance.

SHERI LIN, WEST HOLLYWOOD, spoke regarding the possibility of the City adopting a mandatory spay and neuter law.

CARMEN ROBERTS spoke in support of Item 2.FF.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran thanked his fellow councilmembers for their support of Item 2.FF. He asked the City Manager to look into whether the City could make pianos available for use in public spaces during the upcoming Make Music Day event; which some other cities have done as part of this event. He also spoke regarding his participation in the upcoming AIDS Lifecycle event, and his absence from the June 3, 2013 City Council meeting. He asked that the Avenues Streetscape Master Plan Item, scheduled to be heard on June 3, 2013, be continued to the June 24, 2013 meeting, so that he can participate in that discussion.

Councilmember Heilman spoke regarding public comment surrounding the spaying and neutering of animals and thanked Staff for following up with the speaker. He spoke regarding the recent Russian Cultural Celebrations and thanked the Russian Advisory Board and City Staff for their hard work on the events.

Councilmember Prang spoke regarding his attendance at the California Contract Cities Association Annual Conference. He also announced that there will be a meet-and-greet with Assemblymember Richard Bloom on May 30th at 6:30 p.m. He spoke regarding public comments surrounding the suggestion that hotel guests donate the toiletries that they don't use to various social service organizations. He also asked Staff to look into replacing the piano that was once at Plummer Park. He also noted his NO votes on Items 2.I., 2.U., and 5.A. He spoke regarding Item 5.A. and his opposition to using unallocated General Funds for this event.

Mayor Pro Tempore D'Amico spoke regarding the recent Harvey Milk Community Photo Project. He also spoke regarding concerns with Cedar Sinai's strategy and care for individuals living with HIV. He reported that he has asked representatives from Cedar Sinai to work with Social Services to ensure that the impacts are minimal to West Hollywood residents, as well as to ensure that residents are receiving the correct information. He also reported on the recent Being Alive Spirit of Hope Awards. He spoke regarding the recent readings during the "Stolen and Forbidden" event in the City. He also noted his abstention to Items 2.H. and 2.I. and his NO vote on Item 5.B.

Mayor Land spoke regarding the recent Russian Cultural Festival and Bike to Work Day and thanked Staff for their work on these events. She also spoke regarding the One City One Pride events. She also spoke regarding the implementation of Item 5.B.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding the 2013-2014 preliminary budget that was given to Council for review. He reported that the budget is balanced and is available online, at the West Hollywood Library and the City Clerk's office. He spoke regarding

creating individual Council office budgets for special projects, so that unallocated reserves are not used for events. He spoke about enhancing art funding for the Eastside. He also spoke regarding Community Development Department Staff meeting with the MTA, LA County and the Pacific Design Center regarding the Master Plan Development of the MTA site. He reported that the meeting went well and the City asked that the community be provided with information on what impacts may occur during development of the site. He spoke in support of moving the Avenue's Streetscape Master Plan item to June 24, but asked that only the presentation be given and that action regarding funding be continued to the next meeting, so that he can participate in that discussion. He also spoke regarding the piano at Plummer Park being replaced, as well as the possibility of having pianos available during Make Music Day.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Schaffer stated that the fiscal impact on the Consent Calendar is \$1,973,642 in expenditures, \$537,315 in potential revenue, and (\$23,687) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, 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.,CC.,DD.,EE.,FF.,GG.,HH.,II.,JJ.,KK. **Motion by Councilmember Heilman, seconded by Councilmember Prang, and approved, noting Councilmember Heilman's recusal from Item 2.I.; Councilmember Prang's NO votes on Items 2.I., 2.U., and 5.A.; Mayor Pro Tempore D'Amico's abstention from Items 2.H. and 2.I., and his NO vote on Item 5.B.**

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, May 20, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, May 16, 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 May 6, 2013. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 722, RESOLUTION NO. 13-4432:

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

ACTION: Approve Demand Register No. 722 and adopt Resolution No. 13-4432, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 722". **Approved as part of the Consent Calendar.**

2.D. CLAIMS ADMINISTRATION:

SUBJECT: The City Council is asked to deny Claims filed against the City, as a routine administrative step in claims processing.

ACTION: Deny the claims of Denise Braxton Clemens Herman and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 13-909 (2ND READING) AMENDING TITLE 10, CHAPTER 10.08.250 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 10 PREFERENTIAL PARKING REGULATIONS ON THE 1000 BLOCK OF OGDEN DRIVE [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 13-909, amending Title 10, Chapter 10.08.250 of the City's Municipal Code implementing District 10 preferential parking regulations on the 1000 block of Ogden Drive.

ACTION: Waive further reading and adopt Ordinance No. 13-909, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.250 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 10 PREFERENTIAL PARKING REGULATIONS ON THE 1000 BLOCK OF OGDEN DRIVE AND AMENDING 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 the Senior Advisory Board on actions taken at its recent meeting.

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

2.G. 2013-2014 OPERATING BUDGET AND CAPITAL WORK PLAN UPDATE [P. AREVALO, D. WILSON, D. HATCHER]:

SUBJECT: The City Council will receive the City of West Hollywood Operating Budget and Capital Work Plan for Fiscal Year 2013-2014, which will be brought back for public comment and council adoption at the June 3, 2013 meeting.

ACTION: Receive and file the City of West Hollywood Operating Budget and Capital Work Plan for Fiscal Year 2013-2014. **Approved as part of the Consent Calendar.**

2.H. MINOR CHANGE TO MOVIE TOWN 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 approval of a "Minor Change" to the Development Agreement between the City of West Hollywood and Devco Movietown, LLC.

ACTION: 1. Receive and file letter from City Manager notifying Avalon Bay Communities, Inc. of “Minor Change” approval. **Approved as part of the Consent Calendar, noting the abstention of Mayor Pro Tempore D’Amico.**

2.I. SUNSET MILLENNIUM– FINAL DESIGN [S. DE WOLFE, J. KEHO, F. CONTRERAS, S. REICH]:

SUBJECT: The City Council will receive a copy of the final architectural plans of the Sunset Millennium development project (now known as Sunset|La Cienega) which was approved by the Planning Commission Design Review Subcommittee on February 21, 2013, as required pursuant to the project’s conditions of approval in CC Resolution 05-3209.

ACTION: Receive and file. **Approved as part of the Consent Calendar, noting the recusal of Councilmember Heilman, the abstention of Mayor Pro Tempore D’Amico and the NO vote of Councilmember Prang.**

2.J. LEVY OF ANNUAL ASSESSMENT FOR SANTA MONICA BOULEVARD MAINTENANCE DISTRICT [P. AREVALO, J. HUFFER, L. BIERY]:

SUBJECT: The City Council will consider adopting resolutions for the proposed levy of assessments for the Santa Monica Boulevard Maintenance District for fiscal year 2013-2014 which provides for holiday decorations, sidewalk steam cleaning, trash can and bus bench cleaning and repair; and set a public hearing for June 24, 2013.

ACTIONS: 1) Adopt Resolution Number 13-4433, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2013-2014 FISCAL YEAR PURSUANT TO PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE” (Attachment B); 2) Adopt Resolution Number 13-4434, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ENGINEER FOR THE 2013-2014 FISCAL YEAR IN CONNECTION WITH THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT” (Attachment C); 3) Adopt Resolution Number 13-4435, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS WITHIN THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT FOR THE 2013-2014 FISCAL YEAR PURSUANT TO PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE AND APPOINTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO” (Attachment D); and 4) Direct staff to notice a public hearing to be held on June 24, 2013 to hear protests or objections to the levy of the assessment for fiscal year 2013-2014. **Approved as part of the Consent Calendar.**

2.K. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE WEST HOLLYWOOD DESIGN DISTRICT [P. AREVALO, J. HUFFER, L. BIERY]:

SUBJECT: The City Council will consider adopting three resolutions as the first steps in the implementation process of establishing The West Hollywood Design District for fiscal year 2013-2014; and set a public hearing on June 24, 2013.

ACTIONS: 1) Adopt Resolution No. 13-4436 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE WEST HOLLYWOOD DESIGN DISTRICT"(Attachment B); 2) Adopt Resolution No. 13-4437 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH WEST HOLLYWOOD DESIGN DISTRICT"(Attachment C); 3) Adopt Resolution No. 13-4438 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE WEST HOLLYWOOD DESIGN DISTRICT FOR FISCAL YEAR 2013-2014 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO" (Attachment D); and 4) Direct staff to notice a public hearing to be held on June 24, 2013 to hear protests or objections to the levy of the assessment for fiscal year 2013-2014.
Approved as part of the Consent Calendar.

2.L. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING AND BUSINESS IMPROVEMENT AREA LAW OF 1989 FOR THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT [P. AREVALO, J. HUFFER, L. BIERY]:

SUBJECT: The City Council will consider adopting three resolutions as the first steps in the annual implementation process of the Sunset Strip Business Improvement District for fiscal year 2013-2014; and set a public hearing for June 24, 2013.

ACTIONS: 1) Adopt Resolution No. 13-4439, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT" (Attachment B); 2) Adopt Resolution No. 13-4440, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT" (Attachment C); 3) Adopt Resolution No. 13-4441, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST

HOLLYWOOD DECLARING ITS INTENTION TO LEVY AN ASSESSMENT AGAINST BUSINESSES WITHIN THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT FOR FISCAL YEAR 2013-2014 AND SETTING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO" (Attachment D); and 4) Direct staff to notice a public hearing to be held on June 24, 2013 to hear protests or objections to the levy of the assessment for fiscal year 2013-2014. **Approved as part of the Consent Calendar.**

2.M. IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 (HOTEL MARKETING BENEFIT ZONE) [P. AREVALO, J. HUFFER, L. BIERY]:

SUBJECT: The City Council will consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for fiscal year 2013-2014 that funds the visitor marketing activities of Visit West Hollywood by adopting three resolutions; and set a public hearing for June 24, 2013.

ACTIONS: 1) Adopt Resolution No. 13-4442, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ADVISORY BOARD AND DIRECTING THE PREPARATION OF A REPORT FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA" (Attachment B); 2) Adopt Resolution No. 13-4443, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE REPORT OF THE ADVISORY BOARD FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA" (Attachment C); 3) Adopt Resolution No. 13-4444, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING ITS INTENTION TO LEVY A CHARGE (ASSESSMENT) AGAINST HOTELS IN THE WEST HOLLYWOOD BUSINESS IMPROVEMENT AREA FOR FISCAL YEAR 2013-2014 AND SETTING A TIME AND PLACE OF A HEARING TO CONSIDER SUCH A CHARGE" (Attachment D); and 4) Direct staff to notice a public hearing to be held on June 24, 2013 to hear protests or objections to the levy of assessment for fiscal year 2013-2014. **Approved as part of the Consent Calendar.**

2.N. STREET MAINTENANCE ASSESSMENT FOR FISCAL YEAR 2013-2014 [D. WILSON, B. ROSEN]:

SUBJECT: The City Council will consider adopting a resolution determining and imposing a street maintenance assessment within the 1996 Street Maintenance Assessment District for Fiscal Year 2013-2014. The assessment rate is unchanged from 2012-2013.

ACTION: Adopt Resolution No. 13-4445, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2013-2014 AND DETERMINING AND IMPOSING A STREET MAINTENANCE

ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2013-2014 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE". **Approved as part of the Consent Calendar.**

2.O. AGREEMENT FOR SERVICES FOR WEST HOLLYWOOD POOL MAINTENANCE AND BULK CHEMICAL DELIVERY- COMMERCIAL AQUATIC SERVICES, INC. [E. SAVAGE, O. WALKER, C. WORLAND]:

SUBJECT: The City Council will consider approving an Agreement for Services with Commercial Aquatic Services, Inc. for West Hollywood Pool Maintenance and Bulk Chemical Delivery.

ACTIONS: 1) Accept the request for proposal dated April 23, 2013 and approve a three year Agreement with Commercial Aquatic Services, Inc. for West Hollywood Pool Maintenance and Bulk Chemical Delivery in the amount of \$71,367; 2) Authorize the City Manager to execute an Agreement with Commercial Aquatic Services, Inc. for West Hollywood Pool Maintenance and Bulk Chemical Delivery; and 3) Reject all remaining proposals. **Approved as part of the Consent Calendar.**

2.P. APPROVAL OF AGREEMENT WITH CORINTHIAN INTERNATIONAL PARKING SERVICES LA INC.TO OPERATE CITY PUBLIC VALET [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider approval of an agreement with Corinthian International Parking Services LA Inc. to operate City public valet.

ACTION: Authorize the City Manager to enter into a one (1) year agreement with Corinthian International Parking Services LA Inc. effective July 1, 2013 for the use of three (3) City parking lots: 1) 623 N. La Peer Drive; 2) 7718 Santa Monica Blvd.; and 3) Library Plinth Parking Structure-625 N. San Vicente Blvd. **Approved as part of the Consent Calendar.**

2.Q. AWARD OF A CONSTRUCTION CONTRACT FOR THE LA BREA AVENUE STREETScape PROJECT, CIP 1309 [O. DELGADO, S. PERLSTEIN, D. UYENO]:

SUBJECT: The City Council will consider the approval of a construction contract for La Brea Avenue Streetscape Project, CIP 1309.

ACTIONS: 1) Accept the bid dated May 1, 2013, submitted by STL Landscape Inc.; 2) Authorize the City Manager to enter into a contract with STL Landscape Inc. in the amount of \$810,000.00 for the construction of CIP 1309, La Brea Avenue Streetscape Project; 3) Authorize the City Engineer to manager change orders for work on the construction contract in an amount not to exceed 10% of the contract amount; and 4) Approve Resolution 13-4446, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING

THE DESIGN AND PLANS FOR THE CONSTRUCTION OF CIP 1309, LA BREA AVENUE STREETScape PROJECT, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT.” **Approved as part of the Consent Calendar.**

2.R. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH RBF CONSULTING FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES ON CIP 1309, LA BREA AVENUE STREETScape PROJECT [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider the approval of a professional services agreement with RBF Consulting for construction management and inspection services on, Capital Improvement Project No. 1309, the La Brea Avenue Streetscape Project.

ACTION: Approve a professional services agreement in an amount not to exceed \$118,418 with RBF Consulting for construction management and inspection services on CIP 1309 La Brea Avenue Streetscape Project and authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

2.S. AWARD OF CONTRACT FOR THE INSTALLATION OF REGULATORY TRAFFIC AND PARKING SIGNS [O. DELGADO, S. CAMPBELL, J. ROCCO, H. COLLINS]:

SUBJECT: The City Council will consider approving an Agreement with Paving Contractors, Inc. (PCI) for the Installation of Regulatory Traffic and Parking Signs.

ACTIONS: 1) Accept the bid dated May 8, 2013 and approve an Agreement with PCI for the Installation of Regulatory Traffic and Parking Signs in the amount of \$164,650; 2) Approve PCI as the primary vendor for providing other related contract 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 execute an Agreement with PCI for the Installation of Regulatory Traffic and Parking Signs; and 4) Reject all remaining bids. **Approved as part of the Consent Calendar.**

2.T. FIRST AMENDMENT TO THE AGREEMENT WITH ACCO FOR HEATING, VENTILATION AND AIR CONDITIONING REPAIR SERVICES [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider amending the Agreement with ACCO Engineered Systems, Inc. (ACCO) for Heating, Ventilation and Air Conditioning Maintenance and Repair Services (HVAC).

ACTIONS: 1) Approve the First Amendment to the Agreement with ACCO to provide HVAC Maintenance and Repair in the not to exceed amount of \$60,000 for the remainder of fiscal year 2012-2013 and fiscal year 2013-2014; and 2) Authorize the City Manager to execute the First Amendment to the Agreement in the not to exceed amount of \$60,000. **Approved as part of the Consent Calendar.**

2.U. AMENDMENT TO AGREEMENT FOR SERVICES WITH AUTHENTIC AGENCY – 2013 BOOK FAIR [E. SAVAGE, O. WALKER, C. WORLAND]:

SUBJECT: The City Council will consider amending an agreement for services with Authentic Agency increasing contract amount by an additional \$75,000 for a total not-to-exceed amount of \$225,000 and extend the contract to a maximum of 5 years.

ACTIONS: 1) Approve an amendment to an agreement for services increasing contract amount by an additional \$75,000 for a total not-to-exceed amount of \$225,000; 2) Approve an amendment to an agreement for services for a period of three (3) years with an option for two (2), one year renewals of contract; 3) Authorize the City Manager, or his designee, to negotiate and execute change orders to the contract as needed up to 15% of the initial contract amount. (\$33,750); and 4) Authorize the City Manager to sign and execute the Amendment to the Agreement for Services. **Approved as part of the Consent Calendar, noting the NO vote of Councilmember Prang.**

2.V. WEST HOLLYWOOD GENERAL PLAN 2035 ANNUAL PROGRESS REPORT [S. DE WOLFE, M. ANTOL, B. SIEGL]:

SUBJECT: The City Council will receive and file the General Plan Annual Progress Report, covering the period since adoption of the General Plan and Climate Action Plan in September, 2011.

ACTION: Receive and file a report regarding the implementation progress of the General Plan and Climate Action Plan. **Approved as part of the Consent Calendar.**

2.W. STORMWATER PROGRAM REGULATORY UPDATE [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will receive an update on regulations and programs related to storm water quality, and consider approving three agreements for coordinated projects to address polluted storm water runoff impacting Ballona Creek, Ballona Estuary, and Sepulveda Channel.

ACTIONS: 1) Approve the Memorandum of Agreement between the City of Los Angeles and City of West Hollywood regarding the administration and cost sharing of implementing the Coordinated Monitoring Plan for the Total Maximum Daily Load (TMDL) for Bacterial Indicator Densities in Ballona Creek, Ballona Estuary & Sepulveda Channel, and authorize the City Manager to sign the Memorandum of Agreement; 2) Approve the Memorandum of Agreement between the City of Los Angeles and City of West Hollywood regarding the administration and cost sharing of implementing the Coordinated Monitoring Plan for the Ballona Creek Metals and Ballona Creek Estuary Toxic Pollutants TMDLs, and authorize the City Manager to sign the Memorandum of Agreement; and 3) Approve the Memorandum of Understanding between the City of Los Angeles, the City of Beverly Hills, the City of Culver City, the City of Inglewood, the City

of Santa Monica, the City of West Hollywood, the Los Angeles County Flood Control District, and the County of Los Angeles regarding the administration and cost sharing for development of the Enhanced Watershed Management Program for the Ballona Creek Watershed, and authorize the City Manager to sign the Memorandum of Understanding. **Approved as part of the Consent Calendar.**

2.X. STREET AND SIDEWALK CLOSURES DURING DEMOLITION OF THE PETERSEN BUILDING, TIFFANY THEATER, AND OTHER STRUCTURES FOR THE DEVELOPMENT PROJECTS AT 8440–8490 and 8500–8544 SUNSET BLVD, SUNSET MILLENNIUM MIDDLE AND EAST PARCELS [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving street and sidewalk closures which would be in effect for approximately 10 weeks during the demolition of the Petersen Building, Tiffany Theater, and other structures for the development projects located at 8440-8490 and 8500-8544 Sunset Blvd, also known as the Sunset Millennium Middle and East Parcels.

ACTIONS: 1) Authorize the City Engineer to issue Encroachment Permits to the developer for sidewalk and street closures on Sunset Blvd and La Cienega Blvd for approximately 10 weeks during the demolition of the Petersen Building, Tiffany Theater, and other structures for the development projects located at 8440-8490 and 8500-8544 Sunset Blvd.; and 2) Authorize the Director of Finance and Technical Services to increase the revenue budget in the encroachment permits account 100-413001, in the amount of \$29,350. **Approved as part of the Consent Calendar.**

2.Y. EMERGENCY TRAINING EXERCISE FOR CITY AND COUNTY PERSONNEL TO BE HELD ON JULY 31, 2013 [K. COOK, S. BERRY, B. SMITH]:

SUBJECT: The City Council will approve an emergency training exercise for City and County personnel to be held on Wednesday, July 31, 2013.

ACTIONS: 1) Authorize staff to plan, participate in, and evaluate an emergency training exercise for both City and County personnel; and 2) Approve a street closure from 7:00 AM – 3:00 PM on San Vicente Boulevard between Santa Monica Boulevard and Melrose Avenue on Wednesday, July 31, 2013. **Approved as part of the Consent Calendar.**

2.Z. APPOINTMENT OF THE CITY'S OFFICIAL REPRESENTATIVE TO THE BOARD OF DISASTER MANAGEMENT AREA A [K. COOK, S. BERRY]:

SUBJECT: The City Council will appoint the City's official representative to the Board of Disaster Management Area A, whose members include the Cities of West Hollywood, Beverly Hills, and Culver City and the County of Los Angeles.

ACTIONS: 1) Appoint the City Manager as the primary voting member representing the City of West Hollywood to the Disaster Management

Area A Board; and 2) Appoint the Assistant City Manager as the alternate voting member representing the City of West Hollywood to the Disaster Management Area A Board. **Approved as part of the Consent Calendar.**

2.AA. CITY SPONSORSHIP OF MAKE MUSIC LOS ANGELES DAY [P. AREVALO, J. HUFFER, A. CAMPBELL]:

SUBJECT: The City Council will consider sponsorship of Make Music Los Angeles (MMLA) day on Friday, June 21, 2013.

ACTIONS: 1) Approve sponsorship of the Make Music Los Angeles day by authorizing the use of the City name and logo on promotional and collateral materials and the promotion of West Hollywood-based MMLA activities through the City's web site, calendar and social media networks; 2) Approve in-kind support in the form of a blanket special event permit which would allow City businesses to host music events as a special "pop-up" music venue and which would not count toward their annual 12-special event permit limit; and 3) Authorize the City Manager or his designee to sign and execute any necessary documents or forms. **Approved as part of the Consent Calendar.**

2.BB. CO-SPONSORSHIP OF EVENT IN CONJUNCTION WITH THE LIBRARY PHOTOGRAPHY EXHIBIT "LIVING IN LIMBO" [P. AREVALO, J. HUFFER, A. CAMPBELL, M. CHE]:

SUBJECT: The City Council will consider co-sponsoring and fee waivers for an exhibition reception on Friday, May 31, 2013 in conjunction with the exhibit "Living in Limbo: Lesbian Families in the Deep South," by photographer Carolyn Sherer.

ACTIONS: 1) Co-sponsor "Living in Limbo" Reception on Friday, May 31, 2013; 2) Authorize use of the West Hollywood Library Complex and Grounds; 3) Authorize the use of the City of West Hollywood logo on materials associated with the event; 4) Allow the consumption of food and alcohol beverages on City-owned property and buildings; and 5) Waive Special Event Permit fee, facility rental fee, parking fees and any other City-related fees for the event. **Approved as part of the Consent Calendar.**

2.CC. CO-SPONSORSHIP OF THE 2013 AIDS WALK EVENT [E. SAVAGE, C. SMITH, B. SMITH]:

SUBJECT: The City Council will consider co-sponsoring the 2013 AIDS Walk event taking place on Sunday, October 13, 2013, including approving use of West Hollywood Park, City parking lots, structures and associated street closures for the event.

ACTIONS: 1) Approve co-sponsorship of AIDS Walk 2013, taking place on Sunday, October 13, 2013, in and around West Hollywood Park and surrounding streets; 2) Approve stage placement on San Vicente Boulevard north of Santa Monica Boulevard from 11:00 p.m. to 4:00 p.m. on Sunday, October 13, 2013; 3) Approve the lifting of Permit Parking in

Districts 1 & 2 from 7:00 a.m. to 2:00 p.m. on Sunday, October 13, 2013; 4) Approve event street closures as detailed in this report; 5) Approve use of West Hollywood Park and City parking lots and structures as described in this report; and 6) Approve a waiver of City-related fees totaling \$76,221.11 for Building and Safety Permit Fees of \$461.11; Street Closure Fees of \$1,400.00; Special Event Permit Fees of \$2,400.00; Facility Use Permit Fees of \$2,601.00; Parking Revenue Fees of \$14,359.00 and Public Safety Fees of \$55,000.00. **Approved as part of the Consent Calendar.**

2.DD. CO-SPONSORSHIP OF AIDS PROJECT LOS ANGELES' 30TH ANNIVERSARY HISTORICAL ARCHIVE RECEPTION AND SCREENING [J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider approving the co-sponsorship of AIDS Project Los Angeles' 30th Anniversary Historical Archive Reception and Screening of "How to Survive a Plague" at the Silver Screen Theater inside the Pacific Design Center on June 12th, 2013 at 6:00pm.

ACTIONS: 1) Approve the City of West Hollywood's co-sponsorship of the reception and screening; authorizing the use of the City logo on printed materials advertising the event; 2) Approve the use of the Silver Screen Theater at the Pacific Design Center per the City's Development Agreement with Cohen Brothers and a waiver of event permits, parking validations and associated fees; 3) Approve incorporating this event into the City of West Hollywood's One City One Pride programming; and 4) Direct the Public Information Office to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools. **Approved as part of the Consent Calendar.**

2.EE. CO-SPONSORSHIP OF WEST HOLLYWOOD'S RELAY FOR LIFE EVENT [J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider approving the co-sponsorship of West Hollywood's Relay for Life at Rosewood Elementary School on Saturday, July 27th to Sunday, July 28th 2013.

ACTIONS: 1) Approve the City of West Hollywood's co-sponsorship of the Relay for Life event; authorizing the use of the City logo on printed materials advertising the event; 2) Approve a waiver of event permits and other city-related fees; and 3) Direct the Public Information Office to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website and social media tools. **Approved as part of the Consent Calendar.**

2.FF. SUPPORT FOR COMPREHENSIVE IMMIGRATION REFORM [J. DURAN, I. OWENS, K. ENDOW]:

SUBJECT: The City Council will consider adopting a resolution in support of comprehensive immigration reform.

ACTIONS: 1) Adopt Resolution No. 13-4447, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF COMPREHENSIVE IMMIGRATION REFORM"; and 2) Send copies of the signed resolution to U.S. Senators Dianne Feinstein and Barbara Boxer, Chairman of the Senate Judiciary Committee Patrick Leahy, U.S. Representatives Adam Schiff and Speaker of the House John Boehner, the Service Employees International Union (SEIU), the Human Rights Campaign (HRC), and applicable advocacy groups. **Approved as part of the Consent Calendar.**

2.GG. SUPPORT FOR AB 496 (GORDON) TO AMEND SECTIONS 852, 2198, AND 2198.1 OF THE BUSINESS AND PROFESSIONS CODE, RELATING TO MEDICINE, TO CLARIFY CULTURAL COMPETENCY TRAINING FOR HEALTHCARE PROVIDERS [J. DURAN, I. OWENS, K. ENDOW]:

SUBJECT: The City Council will consider adopting a resolution in support of AB 496 (Gordon), which will amend sections 852, 2198, and 2198.1 of the Business and Professions Code, relating to medicine, to clarify cultural competency training for healthcare providers.

ACTIONS: 1) Adopt resolution 13-4448 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 496 (GORDON) TO AMEND SECTIONS 852, 2198, AND 2198.1 OF THE BUSINESS AND PROFESSIONS CODE, RELATING TO MEDICINE, TO CLARIFY CULTURAL COMPETENCY TRAINING FOR HEALTHCARE PROVIDERS"; and 2) Direct staff to send copies of signed resolutions to State Assemblymember Richard Gordon, President Pro Tempore of the State Senate Senator Darrell Steinberg, Speaker of the State Assembly John A. Perez as well as to our representatives State Senator Ted Lieu and Assemblymember Richard Bloom. **Approved as part of the Consent Calendar.**

2.HH. RESOLUTION SUPPORTING AB 1229 (ATKINS) INCLUSIONARY HOUSING [A. LAND, K. HASHMI, J. HEILMAN, F. SOLOMON]:

SUBJECT: The City Council will consider a resolution supporting AB 1229 (ATKINS), which reaffirms the ability of local governments to include inclusionary housing requirements as a condition of development in their local zoning ordinances.

ACTIONS: 1) Adopt Resolution No. 13-4449, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SUPPORTING AB 1229 (ATKINS) AFFIRMING LOCAL GOVERNMENTS' RIGHTS TO ADOPT INCLUSIONARY HOUSING REQUIREMENTS AS A CONDITION OF DEVELOPMENT"; and 2) Direct staff to send copies of the adopted resolution to Assembly members Toni Atkins and Richard Bloom, Senator Ted Lieu, the League of California Cities and other key partners. **Approved as part of the Consent Calendar.**

2.II. RESOLUTION IN SUPPORT OF STRENGTHENING THE CHILD WELFARE RESPONSE TO TRAFFICKING ACT OF 2013 [A. LAND, K. HASHMI, J. HEILMAN, F. SOLOMON]:

SUBJECT: The City Council will consider adopting a resolution in support of H.R.1732 (Bass, D-CA), the Strengthening the Child Welfare Response to Trafficking Act of 2013, which will ensure that child welfare agencies have the tools to understand the unique needs of child victims of human trafficking and have the resources to serve them.

ACTIONS: 1) Adopt Resolution No. 13-4450, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H.R. 1732 (BASS) THE STRENGTHENING THE CHILD WELFARE RESPONSE TO TRAFFICKING ACT OF 2013; and 2) Direct the City Lobbyist to send copies of the signed resolution to the author, Representative Karen Bass, all co-authors, U.S. Senators Dianne Feinstein and Barbara Boxer, Representative Adam Schiff, State Senator Ted Lieu, and State Assemblymember Richard Bloom, and to applicable advocacy groups such as: Alliance to End Slavery and Trafficking (ATEST), End Child Pornography and Trafficking (ECPAT International), Coalition Against Slavery and Trafficking (CAST), and Shared Hope International. **Approved as part of the Consent Calendar.**

2.JJ. (5.A.) DEDICATION OF THE RAINBOW CROSSWALKS TO THE GLBTQ COMMUNITY WORLDWIDE [J. D'AMICO, M. REX, J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider formally dedicating West Hollywood's iconic Rainbow Crosswalks to the GLBT community worldwide on Sunday, June 9, 2013.

ACTIONS: 1) Approve sponsorship of the Dedication of West Hollywood's iconic Rainbow Crosswalks on Sunday, June 9th, 2013 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 such events and a waiver of event permits, encroachment fees, parking validations and associated fees; 3) Direct the Public Information Office 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 Director of Finance to allocate \$4,000 from unallocated General Fund Reserves in fiscal year 2012-13 to account number 100-3-05-51-535013, Special Events Programming, for expenditures related to Dedication of the Rainbow Crosswalks; and 5) Authorize the City Manager to sign all required documents relating to this item. **Approved as part of the Consent Calendar, noting the NO vote of Councilmember Prang.**

2.KK. (5.B.) RESOLUTION ESTABLISHING RULES FOR THE CONDUCT OF CITY COUNCIL MEETINGS [P. AREVALO, M. LOUIE]:

SUBJECT: The City Council will consider adopting resolution No. 13-4451, which updates the previously adopted resolution No. 94-1316, A

Resolution of the City of West Hollywood Establishing Rules for the Conduct of City Council Meetings.

ACTIONS: 1) Adopt Resolution 13-4451, "A RESOLUTION OF THE CITY COUNCIL OF WEST HOLLYWOOD ESTABLISHING RULES FOR THE CONDUCT OF CITY COUNCIL MEETINGS AND RESCINDING RESOLUTION NO. 94-1316"; and 2) Direct staff, in collaboration with the City Attorney, to amend Commission and Advisory Board Bylaws to reflect the language establishing rules of decorum and bring forth for Council approval at a future date. **Approved as part of the Consent Calendar, noting the NO vote of Mayor Pro Tempore D'Amico.**

3. PUBLIC HEARINGS: None

4. UNFINISHED BUSINESS:

4.A. WEST HOLLYWOOD PARK MASTER PLAN PHASE II IMPLEMENTATION PROJECT - FEASIBILITY STUDY FINDINGS AND FUTURE DIRECTION [P. AREVALO, S. BAXTER, J. HUFFER, L. BELSANTI]:

SUBJECT: The City Council will receive and file a Feasibility Study for the Phase II, West Hollywood Park Master Plan Implementation Project, provide direction as appropriate and authorize staff to proceed with the release of a Request for Proposals (RFP) for architectural and design services for Phase II.

Jeffrey Huffer, Economic Development Manager; Consultant Dan Adams; and Lisa Belsanti, Senior Management Analyst, provided background information as outlined in the staff report dated May 20, 2013.

MARC HAUPERT, BURBANK, spoke in support of the Item, specifically the proposed AIDS monument.

RUTH TITTLE, WEST HOLLYWOOD, spoke in support of the Item, specifically the proposed AIDS monument.

JEFF SHOLTZ, WEST HOLLYWOOD, spoke in support of the Item, and spoke in support of Staff's recommendation to not close or demolish any facilities until Phase II is complete, so that no activities are impacted.

HUNTER HALINIYAK, WEST HOLLYWOOD, spoke in support of the Item and thanked Staff for their recommendation to not close or demolish the facilities until Phase II is complete.

JAKE MASON, WEST HOLLYWOOD, spoke in support of the Item and spoke in support of staff's recommendation to not close or demolish any facilities until Phase II is complete, so that no activities are impacted.

CHRISTIAN MARTE, WEST HOLLYWOOD, spoke in support of the Item and spoke regarding how participating in activities at the park has changed his life.

NINA FIORE, HOLLYWOOD, spoke in support of the Item, and expressed how participating in the Dodge Ball Team has enriched her life.

DANIEL BERILLA, WEST HOLLYWOOD, spoke in support of the Item and in support of the Dodge Ball Team.

JASON KENNEDY, LOS ANGELES, spoke in support of the Item, specifically the proposed AIDS monument.

ERIK GUZMAN, WEST HOLLYWOOD, spoke in support of the Item.

MARKUS ROGAN, WEST HOLLYWOOD, spoke in support of the Item and spoke in support of tolerance in competitive sports.

MICHAEL CROSBY, VALLEY VILLAGE, spoke in support of the Item, specifically the pool.

GRET BLEIER, LOS ANGELES, spoke in support of the Item.

ERIC GONZALES, WEST HOLLYWOOD, spoke in support of the Item.

NEAL WIENER, SANTA MONICA, spoke in support of the Item.

JAMES BALLARD, LOS ANGELES, spoke in support of the Item.

Councilmember Duran spoke regarding the preservation of the Werle Building and stated that the facility serves approximately 8,000 people per month with their recovery, and thanked his fellow Councilmember for their support. He spoke regarding public comment surrounding the National AIDS Monument and spoke in support of the monument. He spoke regarding the City of West Hollywood losing approximately 10,000 people to AIDS, and thanked those who responded with bravery and courage during the most critical time. He spoke regarding stereotypes surrounding Gay male athletes and thanked those who participate in West Hollywood sports teams for breaking this stereotype. He spoke in support of West Hollywood sports teams forming a League to attract major sponsors. He spoke regarding the upcoming Buff & Cut event scheduled for August 17, 2013 and encouraged everyone to participate. He spoke regarding West Hollywood being in a good financial position and having the ability to do capital improvements, because of the decisions of the City Manager and Staff. He requested clarification regarding whether the pool could be 12-foot deep for diving purposes and asked that staff provide a report on the costs involved in achieving this. He spoke in support of building the pool

on the rooftop as well as not demolishing any facilities until Phase II is complete. He requested clarification on when the ground-breaking would occur for this project and Staff clarified that it would be approximately 12-15 months after approval.

Councilmember Heilman spoke in support of ensuring that the facilities remain in place until the new facilities are completed; as was done during the construction of the Library. He spoke in support of the AIDS Monument and its proposed location. He spoke in support of building the pool on the rooftop, but requested clarification on what will be done to keep tennis balls out of the pool. He requested clarification as to whether the plinth parking structure could be expanded to the West and Staff clarified that this would not be possible as it would involve taking away some of the proposed green space. He spoke regarding the need for additional meeting space. He also spoke regarding the use of the parking structure during night-time hours and the need to include public restrooms to alleviate some of the problems occurring in the stairwells. He spoke regarding the need to raise money for this project and encouraged the community to help raise funds.

Councilmember Prang spoke regarding public comment surrounding the economic benefits of the project; and spoke regarding the responsibility of the City to provide park spaces and facilities for the public. He requested that the additional courts be called multipurpose courts instead of basketball courts as they will be multifunctional in use. He spoke regarding developing a multipurpose playing field that could accommodate soccer, baseball, softball, etc. He spoke in support of not closing any facilities until the new facilities are built, but warned that there may be some impacts during construction. He expressed concern with placing of the pool on the rooftop, due to impacts on the integrity of the building over time if a pool is built on the roof.

Mayor Pro Tempore D'Amico spoke in support of extending the park space to Robertson to make it clear to residents that they can access the park from Robertson. He spoke in support of investigating the driveway next to Here Lounge and possible access for residents to the park. He spoke regarding the AIDS Memorial and the possibility of extending the garden to the open public space. He requested clarification as to whether there was a landscape architect for Phase I of the proposed Master Plan, and Staff clarified that there was not. He spoke in support of hiring a landscape architect for this project. He expressed concerns with placing the pool on the roof, and its limitations. He expressed concerns over the cost per square foot for this project. Staff clarified the various facets that are included in the costs, and stated that the costs include more than just the building, and expressed their confidence in the budget provided. Mayor Pro Tempore D'Amico spoke in support of adding additional dollars to contract with a landscape architectural firm to assist with the project.

Mayor Land thanked Staff for their hard work on this project. She spoke in support of maintaining the facilities during construction. She spoke in support of placing the pool on the roof. She spoke in support of utilizing the roof tops for events, and asked that Staff explore the option of a 9-foot deep pool as well. She spoke in support of expanding the public restroom area, as well as the idea of contracting with a landscape architect for the project. She spoke regarding the possible economic benefits of the new project; which will assist the City in funding other programs.

Councilmember Duran requested clarification on whether there will be the ability to utilize the multipurpose room for cultural events. Staff stated that the ability will be there; however, there is no plan to include enhanced acoustics for the multipurpose room, which may limit some performance groups.

City Manager Arevalo provided clarification that Staff will be returning with further steps regarding the 1343 N. Laurel project and Plummer Park.

Councilmember Duran requested that City Manager Arevalo bring an Item back to Council regarding Great Hall and Long Hall at Plummer Park.

Motion by Councilmember Duran to approve the rooftop as the new pool location, seconded by Councilmember Heilman, and approved, with Mayor Pro Tempore D'Amico and Councilmember Prang voting No.

ACTIONS: 1) Receive and file the West Hollywood Park Master Plan Phase II Implementation Project Feasibility Study as prepared by Heery International, Inc.; 2) Approve the rooftop as the location for the pool facilities; 3) Based on previous direction of the Council, authorize staff to include the positioning/integration of an "Untitled National AIDS Monument"/Remembrance into the overall West Hollywood Park Phase II design as part of the architectural services of a design team selected through a competitive award process; 4) Authorize staff to develop and release an RFP for design-related architectural, engineering and other professional services to implement the program and findings of the adopted Feasibility Study; 5) Direct staff to return to City Council with a recommendation on architectural firm selection, project budget and timeline based on Council's direction; 6) Direct staff to return with a detailed community engagement plan after consultation with the Council Subcommittee and the selected design team; and 7) provide the following additional direction to staff: look into the possibility of extending the bridge building which connects the park support building over the Plinth Garage with the new gymnasium; add additional funding to the budget to hire a landscape architect for the project; look into additional public bathrooms with potential nighttime use for patrons returning the parking garage;

explore the possibility of 9 and 12 foot depths in the pool facilities to allow for diving; and look into expanding the garden space associated with the AIDS Monument. **Motion by Councilmember D'Amico, seconded by Councilmember Heilman, and unanimously approved.**

4.B. WEST HOLLYWOOD INCLUSIONARY HOUSING ORDINANCE: RECEIVE ANALYSIS OF IN-LIEU FEE [E. SAVAGE, R. BURNLEY]:

SUBJECT: The City Council will receive a presentation of the results of the "West Hollywood Inclusionary Housing Ordinance In-Lieu Fee Analysis" by the consultant (Keyser Marston Associates, Inc. ("KMA")) that prepared the report. After the presentation, the City Council will discuss the findings and provide direction, as necessary.

Elizabeth Savage, Director of Human Services & Rent Stabilization, and Consultant Kathy Heade of Keyser Marston & Associates provided background information as outlined in the staff report dated May 20, 2013.

DONALD ELMBLAD, WEST HOLLYWOOD, expressed concerns with the analysis and stated that as a property owner; he was not approached for his input. He also expressed concerns over the proposed zoning changes.

ACTIONS: 1) Receive a presentation of the results of the "West Hollywood Inclusionary Housing Ordinance In-Lieu Fee Analysis" by KMA' and 2) Continue to implement the inclusionary housing ordinance with no changes at this time. **Motion by Councilmember Prang, seconded by Councilmember Duran, and unanimously approved.**

4.C. DISCUSS OPTIONS FOR MULTI-FAMILY, RESIDENTIAL BUILDING REHABILITATION [E. SAVAGE, R. BURNLEY]:

SUBJECT: The City Council will discuss options for multi-family, residential building rehabilitation based on questions raised in "Renovating West Hollywood's Rental Housing Stock: Barriers and Options for Consideration," a report prepared by Clark Consulting Group.

Elizabeth Savage, Director of Human Services & Rent Stabilization, and consultant Becky Clark of Clark Consulting provided background information as outlined in the staff report dated May 20, 2013.

KEVIN BURTON, WEST HOLLYWOOD, spoke in support of providing more information on the number of rent controlled units in the City and changes to those numbers over time.

DONALD ELMBLAD, WEST HOLLYWOOD, spoke regarding issues with rent control and expressed concern with the rules involved.

ED BUCK, WEST HOLLYWOOD, spoke regarding the decrease in rent controlled units in the City. He spoke in support of mandating standards for landlords to renovate apartments when they go from rent control to market rate.

Councilmember Prang spoke in support of making units more energy efficient. He requested clarification regarding rehabilitation for rent controlled buildings and asked how often landlords come to the City requesting to do renovations to a property with an intention of raising rents under the Net Operating Income (NOI) process. Staff stated that there have been a few landlords that have inquired about this process, and stated that the current NOI rate is not high enough for it to be cost effective for most landlords. Staff also stated that 68% of the rent stabilized inventory has gone to market rate and that the average rent for a rent controlled unit is around \$1,200.00 per month.

Councilmember Duran spoke regarding the costs of renovating the aging housing stock in the City. He spoke regarding the difficulty landlords have expressed in renovating buildings under the rent control ordinance and NOI and stated many landlords have stated a preference to wait until units are vacant and can be re-rented at market rate. He spoke regarding the difficulty of tracking loans to landlords, but spoke in support of keeping it on the table as an option for discussion. He spoke in support of exploring the possibility of requiring landlords to provide more financial data when they express interest in raising rates.

Mayor Pro Tempore D'Amico spoke regarding the need to address the aging rental housing stock in the City. He spoke regarding the cost estimates of \$10,000-\$20,000 per unit and stated that this cost seems affordable when looked at on a per unit basis amortized over time. He spoke in support of looking more closely at the City's housing stock and spoke in support of exploring options at the same time other development is ongoing in the City.

Councilmember Heilman spoke regarding the property owners in West Hollywood who invest and reinvest in their properties. He spoke in support of the City doing what is reasonable to incentivize and encourage the property owners who make improvements. He expressed concerns with the City taking on the responsibility of maintaining and upgrading privately owned properties and stated that it is the City's job to invest in and maintain public facilities. He provided clarification that units which are moved to market rate are still under rent control at the new rate, and provided clarification that newly constructed units after 1979 are not under rent control. He spoke regarding the ability for tenants to request a rent decrease when their units are not being repaired; which does incentivize landlords to maintain their buildings. He spoke regarding the NOI process and stated that the process is only utilized when it is constitutionally

required for those that are not getting a fair return on their investment. He suggested that staff seek input from the City Attorney as it relates to this program before revising it. He spoke regarding looking at ways to incentivize making improvements such as fee waivers or energy efficiency programs. He spoke in support of the Staff recommendations.

Mayor Land requested clarification from Staff as to whether a landlord is required to make certain improvements before they are allowed to go to market rate when a unit is vacated. Staff provided clarification that a unit cannot be moved to market rate if there is an outstanding code violation, but stated the need to consult the City Attorney as to whether the City can require renovations before a unit can be moved to market rate. Mayor Land expressed concerns with using public dollars to assist private owners to maintain their property; but spoke in support of staff exploring incentives and a rehabilitation program.

Councilmember Duran spoke in support of utilizing Code Enforcement to address many of the issues that can be addressed through code violations. He spoke in support of the City looking at ways to assist with funding to bring buildings into compliance with current seismic needs. He spoke regarding tenants who renovate their apartments; which will be a benefit to the property owner and Staff asked that tenants contact the Rent Stabilization & Housing Department for assistance with this.

Mayor Pro Tempore D'Amico requested clarification from Staff regarding whether standards can be included in the City's Building Codes for renovations and energy efficiency when units are vacated. Staff provided clarification that they will look into these issues as they move forward.

Councilmember Heilman spoke in support of looking at a previous model used by the City to assist in unreinforced masonry buildings, which used either State funding or a benefit zone to provide funding for reinforcement. He stated that the City could look at that program as a possible model to address some of the aging housing stock concerns, particularly the seismic issues.

ACTIONS: 1) Receive a presentation of the "Renovating West Hollywood's Rental Housing Stock: Barriers and Options for Consideration" report by Clark Consulting Group; 2) Review the housing rehabilitation program components as listed in the staff report and provide direction and prioritization with housing programs; and 3) Direct staff to return in six months with a draft program design for housing rehabilitation.
Motion by Councilmember Duran, seconded by Mayor Pro Tempore D'Amico, and unanimously approved.

5. NEW BUSINESS:

5.A. DEDICATION OF THE RAINBOW CROSSWALKS TO THE GLBTQ COMMUNITY WORLDWIDE [J. D'AMICO, M. REX, J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider formally dedicating West Hollywood's iconic Rainbow Crosswalks to the GLBT community worldwide on Sunday, June 9, 2013.

ACTIONS: This Item was moved to the Consent Calendar as Item 2.JJ.

5.B. RESOLUTION ESTABLISHING RULES FOR THE CONDUCT OF CITY COUNCIL MEETINGS [P. AREVALO, M. LOUIE]:

SUBJECT: The City Council will consider adopting resolution No. _____, which updates the previously adopted resolution No. 94-1316, A Resolution of the City of West Hollywood Establishing Rules for the Conduct of City Council Meetings.

ACTIONS: This Item was moved to the Consent Calendar as Item 2.KK.

5.C. APPOINTMENT OF CITY COUNCILMEMBERS AS DELEGATES AND ALTERNATES TO VARIOUS ORGANIZATIONS, COMMITTEES AND SUB-COMMITTEES [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider appointments as delegates and alternates to various organizations, committees and sub-committees.

ACTIONS: 1) Adopt Resolution No. 13-4452, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING COUNCILMEMBER PRANG AS AN ALTERNATE DIRECTOR TO THE BOARD OF DIRECTORS OF LOS ANGELES COUNTY SANITATION DISTRICT NO. 4." **Approved by consensus of the Council.**

2) The City Council made the following appointments:

California Contract Cities Association – Voting Delegate – Councilmember Prang; Alternate – Mayor Pro Tempore D'Amico.

California Joint Powers Insurance Authority (CJPIA); – Director – Councilmember Heilman; Alternate – Finance Director David Wilson.

League of California Cities – Delegate – Mayor Pro Tempore D'Amico; Alternate Delegate – Mayor Land.

Los Angeles County City Selection Committee – Delegate – Mayor Land; Alternate – appointed by the Mayor as needed.

National League of Cities – TABLED.

Santa Monica Bay Watershed Council – Delegate – Mayor Pro Tempore D'Amico; Alternate – Senior Management Analyst Lisa Belsanti.

Westside Cities Council of Governments (WSCCOG) – TABLED.

Finance & Budget Sub-Committee – Mayor Land and Mayor Pro Tempore D'Amico.

5.D. COMMISSION, ADVISORY BOARD & TASK FORCE APPOINTMENTS AND RE-APPOINTMENTS [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider making direct and at-large appointments to City Commissions, Advisory Boards, and the East Side Task Force.

ACTION: 1) Councilmember Duran made the following direct appointments/reappointments: **Arts & Cultural Affairs Commission – J. Dallas Dishman; Business License Commission - Garrett Charity; Historic Preservation Commission - Yawar Charlie; Human Services Commission – Jimmy Palmieri; Planning Commission – Roy Huebner; Public Facilities Commission – Keith Anthony; Public Safety Commission – Desiree Sol; Rent Stabilization Commission – H. Gail Sanes; Transportation Commission – Misti Cooper; Disabilities Advisory Board – Rick Watts; Lesbian and Gay Advisory Board – Ruth Tittle and Paul Chavez; Russian Advisory Board – Larisa Danilova; Senior Advisory Board – Barbara Krupa; Transgender Advisory Board - Maria Carmen Hinayon; Women’s Advisory Board – Tina Moore**

2) Councilmember Heilman made the following direct appointments/reappointments: **Arts & Cultural Affairs Commission – Candice Illouljian Beroukhim; Business License Commission - Steven Kay; Historic Preservation Commission - Paul Rice; Human Services Commission – Anne-Marie Williams; Planning Commission – David Aghaei; Public Facilities Commission – Gregory Woodell; Public Safety Commission – Chris Clarkin; Rent Stabilization Commission – David S. Gregoire; Transportation Commission – David Eichman; Disabilities Advisory Board - Louise Smith; Lesbian and Gay Advisory Board – Elisabeth Sandberg; Russian Advisory Board – Andrey Pronin; Senior Advisory Board – Esther Baum; Transgender Advisory Board – Coco Lachine; Women’s Advisory Board – Anne Toole**

3) Councilmember Prang made the following direct appointment/reappointments: **Arts & Cultural Affairs Commission – Todd Williamson; Business License Commission - James Kazakos; Historic Preservation Commission - Bradly Torgan; Human Services Commission – Heidi Shink; Planning Commission – Donald Deluccio; Public Facilities Commission – Cole Ettman; Public Safety Commission – Robert Burke; Rent Stabilization Commission – Charles Henry; Transportation Commission – Steven Greene; Disabilities Advisory Board – James Chud; Lesbian and Gay Advisory Board – Ivy Bottini and Enrique Reveles; Senior Advisory Board – Rita Norton; Women’s Advisory Board – Nadia Sutton**

4) Mayor Pro Tempore D’Amico made the following direct appointment/reappointments: **Arts & Cultural Affairs Commission – Yellena Zhelezov; Historic Preservation Commission - Craig Charles; Human Services Commission – Steven Davis; Planning Commission – John Altschul; Public Facilities Commission – Donna Saur; Public Safety Commission – Marcy Norton; Rent Stabilization Commission – Richard Maggio; Transportation Commission – David Warren; Disabilities Advisory Board – Larry Block; Lesbian and Gay Advisory Board – Amy Ruskin and Robert Gamboa; Russian Advisory Board – Valentina Matidzhi; Senior Advisory Board – Pat Dixon; Transgender Advisory Board – Carolyn Marie Weiss; Women’s Advisory Board – Susan Pinkus; Eastside Task Force – Chad Blouin**

5) Mayor Land made the following direct appointment/reappointments: **Arts & Cultural Affairs Commission – Beverly Denenberg; Business License Commission – Pat Rogers; Historic Preservation Commission – Ed Levin; Human Services Commission – Ruth Cislowski; Planning Commission – Marc Yeber; Public Facilities Commission – Elena Goldenberg; Public Safety Commission – Norma Kemper; Rent Stabilization Commission – Agassi Topchian; Transportation Commission – Steve Wayland; Disabilities Advisory Board – Anny Semonco; Lesbian and Gay Advisory Board – Susan Sexton and Matt Palazzolo; Russian Advisory Board – Yefim Stolyarsky; Senior Advisory Board – Bernice Levin; Transgender Advisory Board – Karina Samala; Women’s Advisory Board – Molly Casey**

6) The City Council made the following at-large appointment/reappointments:

- **Arts and Cultural Affairs Commission – Peter Mays and Madeleine Rackley**
- **Business License Commission – Sibyl Zaden and Chad Cromer**
- **Historic Preservation Commission – Danny Castro and Gail Ostergren**
- **Human Services Commission – Andrew Oldershaw and Mark Zangrando**
- **Planning Commission – Sue Buckner**
- **Public Safety Commission – Ruth Williams**
- **Transportation Commission – Lindsey Horvath and Amy Walia-Fazio**
- **Disabilities Advisory Board – Michael Arrigo, Thomas De Lorenzo, and Suzanne Dietrich**
- **Russian Advisory Board – Raisa Aguf, Luybov Levitan, Vika Safrigina, and Diana Volman**
- **Senior Advisory Board – Sofia Gelman, Ric Rickles, Muriel Schoichet, and A. Lee Walkup**
- **Transgender Advisory Board – Erika De La Cruz, Edward Jaye Johnson, Drian Juarez, and Mariana Marroquin**
- **Women’s Advisory Board – MaryAnn Szyskowski**

EXCLUDED CONSENT CALENDAR: None.

6. LEGISLATIVE: None.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 10:26 p.m. in memory of Donna Patterson, Ray Manzarek, Cynthia Brown, Linda Elliott, the victims of the Oklahoma tornado, 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, June 3, 2013 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 June, 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