

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JUNE 24, 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 6:44 p.m.

PLEDGE OF ALLEGIANCE: Jeanne Dobrin led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: City Manager Arevalo

**ALSO PRESENT: Assistant City Manager Baxter, 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 were no additional items added to the agenda. He stated that the closed session adjourned at 6:35 p.m. with no reportable action.

APPROVAL OF AGENDA:

**Motion by Councilmember Heilman to approve the June 24, 2013 Agenda,
seconded by Councilmember Duran, and approved unanimously.**

ADJOURNMENT MOTIONS:

Councilmember Prang requested that the meeting be adjourned in memory of student activist Clement Meric who was killed during a protest in Paris. He also asked that the meeting be adjourned in memory of the following soldiers who died in Afghanistan since the last City Council Meeting: Private 1st Class Mariano M. Raymundo, 21, Specialist Ray A. Ramirez, 20, Specialist Kyle P. Stoeckli, 21, Warrant Officer Sean W. Mullen, 39, Specialist Robert A. Pierce, 20, 2nd Lieutenant Justin L. Sisson, 23, Lieutenant Colonel Todd J. Clark, 40, Major Jaimie E. Leonard, 39, Staff Sergeant Jesse L. Thomas Jr., 31, Lance Corporal Jared W. Brown, 20, Specialist William R. Moody, 30, Specialist Robert W. Ellis, 21, Specialist Ember M. Alt, 21, and Sergeant Justin R. Johnson, 25.

Mayor Land requested that the meeting be adjourned in memory of Irene Doris Minzer, mother of Gary Minzer, with Hollywood Tow Company.

PRESENTATIONS: NONE

1. PUBLIC COMMENT:

WHITNEY MCILWAIN, LOS ANGELES, spoke in support of Item 2.GG.

EBON ALABASTUR, WEST HOLLYWOOD, spoke regarding Item 2.HH.

RODNEY SCOTT, LOS ANGELES, spoke in support of the recent CSW/PRIDE celebration.

MICHAEL KING, WEST HOLLYWOOD, spoke regarding parking signs on Santa Monica Blvd. and expressed concern with the process of contesting a parking citation.

DANA WALDROP, SHERMAN OAKS, spoke in support of an upcoming *Relay for Life* event to support the American Cancer Society.

PASTOR SCOTT IMLER, WEST HOLLYWOOD, spoke regarding issues relating to the closing of the church at Fairfax and Fountain Avenue.

TODD STEADMAN, LOS ANGELES, encouraged everyone to visit the night time Sunset Strip Farmer's Market.

GREG DAY, LOS ANGELES, spoke regarding the recent One City One Pride events and thanked the City Council for their support.

LARRY BLOCK, WEST HOLLYWOOD, thanked Council for approving the installation of the rainbow flag at City Hall.

GENEVIEVE MORRILL, REPRESENTING THE WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke regarding the launch of the Eat, Shop, Play West Hollywood program. She also spoke regarding the upcoming State of the City event where the keynote speaker will be Mayor Land on June 26, 2013 at 11:30 a.m.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran spoke regarding public comments surrounding the rainbow flag being installed at City Hall and spoke regarding the City and the Sherriff's Department being inclusive of all residents and serving all of West Hollywood. He also spoke regarding the public comment regarding contesting a parking citation and provided clarification regarding the legal process. He spoke regarding his participation in the AIDS Lifecycle event. He spoke regarding the recent CSW/PRIDE Events and spoke in support of the new addition of the museum. He spoke regarding the upcoming decision from the Supreme Court regarding Proposition 8, and stated that the City is ready to respond with a Rally. He spoke regarding his upcoming attendance at the National

Association of Latino Elected Officials (NALEO) Conference in Chicago. He spoke regarding the closing of the Cedars Sinai's HIV clinic at the end of the month.

Councilmember Heilman spoke regarding the recent CSW/PRIDE events and thanked all those involved, including Staff, residents, the business community, Sheriff's Department and Fire Department. He spoke regarding the success of the recent Human Rights Speaker Series where there were representatives from the U.N., the State Department, and Chinese LGBT Activists. He spoke regarding public comment surround Item 2.HH. and stated that the Item was not a new Item, but a very lengthy public hearing previously heard by Council, who gave direction to Staff to bring forward a Resolution to approve the Item. He spoke regarding public comment surrounding contesting parking citations and directed Parking Staff to provide Council a written report outlining the process to contest a parking citation.

Councilmember Prang thanked Pastor Scott Imler for his public comment and his longtime commitment and service to the City of West Hollywood. He spoke regarding Councilmember Duran's participation in this year's AIDS LifeCycle and congratulated him on his ongoing commitment to such an important organization. He spoke regarding the 3rd Annual Citywide Yard Sale to be held on July 20-21, 2013 and encouraged residents to promote their yard sales on the City's website. He also spoke regarding the upcoming Document Shredding & Electronic Waste event scheduled for July 20, 2013.

Mayor Pro Tempore D'Amico spoke regarding the recent CSW/PRIDE events and thanked all who were involved. He spoke regarding the opening of the Inclusionary Housing Low Income Waiting List and encouraged all those interested to submit an application to the City. He spoke regarding the recent 25th anniversary celebration for Rabbi Denise Eger and Congregation Kol Ami. He also spoke regarding the upcoming Gay Men's Discussion Group.

Mayor Land spoke regarding the recent CSW/PRIDE events and thanked all who were involved. She spoke regarding the screening of How to Survive a Plague, and how important it is to remember the City's history with AIDS. She spoke regarding the recent Pow Wow event and the Bicycle and Pedestrian Community Meeting. She spoke regarding the rainbow crosswalk dedication and thanked Council Deputies Michelle Rex and Ian Owens for their hard work on this event. She spoke regarding CityScape, the new Community Development Newsletter. She expressed kind words about Nelson Mandela and wished him a speedy recovery. She spoke regarding the opening of the Inclusionary Housing Moderate Income Waiting List as well as the low income list.

CITY MANAGER'S REPORT: None.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Schaffer stated that the fiscal impact on the Consent Calendar is \$646,604.00 in expenditures, \$5,981,695.00 in potential revenue, and (\$2,639.00) 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. **Motion by Councilmember Heilman, seconded by Councilmember Duran, and approved, noting Mayor Land's No vote on Items 2.AA. and 2.HH., and Mayor Pro Tempore D'Amico's No vote on Item 2.AA.**

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, June 24, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, June 20, 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 June 3, 2013. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 724, RESOLUTION NO. 13-4461:

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

ACTION: Approve Demand Register No. 724 and adopt Resolution No. 13-4461, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 724". **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 Thomas Brown and Gregory Marquette and refer to the City's claims adjuster. **Approved as part of the Consent Calendar.**

2.E. TREASURER'S REPORTS FOR FEBRUARY & MARCH 2013 [D. WILSON, L. QUIJANO, N. CORONADO]:

SUBJECT: The City Council will receive the Treasurer's Report for the months ended February and March 2013 pursuant to Section 53646 of the Government Code of the State of California.

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

2.F. CITY OF WEST HOLLYWOOD INVESTMENT POLICY [D. WILSON, L. QUIJANO]:

SUBJECT: The City Council will consider adopting the annual resolution for the City's investment policy.

ACTION: Adopt Resolution No. 13-4462, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A STATEMENT OF INVESTMENT POLICY AND RESCINDING RESOLUTION NO. 12-4330". **Approved as part of the Consent Calendar.**

2.G. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive reports from the Public Safety Commission and the Disabilities Advisory Board on actions taken at their recent meetings.

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

2.H. NOTIFICATION OF ADVISORY BOARD ABSENCES [C. SCHAFFER, Y. QUARKER]:

SUBJECT: City Council will receive notification that three (3) Advisory Board members have exceeded the number of allowed absences in a twelve-month period.

ACTIONS: 1) Councilmember Duran to receive notification that Ruth Tittle has exceeded the number of allowed absences for the Lesbian & Gay Advisory Board, and determine not to vacate the seat; 2) Mayor Pro Tempore D'Amico to receive notification that Valentina Matidzhi has exceeded the number of allowed absences for the Russian Advisory Board, and determine not to vacate the seat; and 3) Mayor Pro Tempore D'Amico to receive notification that Susan Pinkus has exceeded the number of allowed absences for the Women's Advisory Board, and determine not to vacate the seat. **Approved as part of the Consent Calendar.**

2.I. WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION THIRD QUARTER REPORT FOR 2012-2013 [E. SAVAGE, R. BURNLEY]:

SUBJECT: The City Council will receive the Third Quarter Report of the West Hollywood Community Housing Corporation (WHCHC) for fiscal year 2012-2013.

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

2.J. OPENING OF INCLUSIONARY HOUSING PROGRAM WAITING LIST AND ADMINISTRATIVE UPDATE [E. SAVAGE, R. BURNLEY]:

SUBJECT: The City Council will receive an update on the Inclusionary Housing Program, including information on waiting lists, vacancies, and new construction.

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

2.K. A RESOLUTION OF THE CITY OF WEST HOLLYWOOD AMENDING THE DECLARATION OF INTENTION TO REIMBURSE EXPENDITURES FROM THE PROCEEDS OF OBLIGATIONS TO BE ISSUED BY THE CITY AND DIRECTING CERTAIN ACTIONS [D. WILSON, J. LEONARD]:

SUBJECT: The City Council will consider adopting the attached resolution amending the declaration of intention to reimburse the City for expenditures related to the development of an automated parking garage and community plaza at City Hall from the proceeds of debt.

ACTION: Adopt Resolution No. 13-4463 "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD AMENDING THE DECLARATION OF INTENTION TO REIMBURSE EXPENDITURES FROM THE PROCEEDS OF OBLIGATIONS TO BE ISSUED BY THE CITY AND DIRECTING CERTAIN ACTIONS". **Approved as part of the Consent Calendar.**

2.L. GRANT APPLICATION AND EXPENDITURE PLAN FOR THE JUSTICE ASSISTANCE GRANT (JAG) 2013 [K. COOK, G. HONINGS]:

SUBJECT: The City Council will consider authorizing Public Safety staff to apply for and then accept, if applicable, the US Department of Justice's Bureau of Justice Assistance's annual allocation for the Justice Assistance Grant (JAG) 2013 Program.

ACTIONS: 1) Authorize staff to apply for and accept, if applicable, the US Department of Justice's Bureau of Justice Assistance's annual allocation to the City of West Hollywood of \$26,695 for the Justice Assistance Grant (JAG) 2013 Program; 2) If the grant is awarded, authorize the Director of Finance to adjust the budget in fiscal year 2013-14 to reflect the projected grant award of \$26,695 for a total of \$26,695 in increased budgeted expenditures and revenues; 3) Authorize the expenditure of JAG funds for the continuation and expansion of the City Parks Patrol Program; 4) Authorize the expenditure of remaining grant funds to be used for special patrols as necessary with the approval of the City Manager, the Public Safety Manager, and the Sheriff's Captain; and 5) Authorize the City Manager to reprogram any savings and interest earnings towards the City Parks Patrol Program or special patrols. **Approved as part of the Consent Calendar.**

2.M. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING THE SALE OF THE CITY-OWNED PROPERTY LOCATED AT 6439 SANTA MONICA BOULEVARD, LOS ANGELES, CALIFORNIA [P. AREVALO, S. BAXTER]:

SUBJECT: The City Council will consider approving the sale of City-owned property located at 6439 Santa Monica Boulevard.

ACTIONS: 1) Approve the sale of City-owned property located at 6439 Santa Monica Boulevard to Epicenter Landcorp LLC. in the amount of

\$3,225,000; 2) Authorize the City Manager to execute all necessary documents to facilitate the sale of the property located at 6439 Santa Monica Boulevard; 3) Authorize the Director of Finance to increase the General Fund Revenue Account 100-493001, Sale: General Capital Asset by \$3,225,000 in the fiscal year that escrow closes; and 4) Adopt Resolution No. 13-4464 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING THE SALE OF THE CITY-OWNED PROPERTY LOCATED AT 6439 SANTA MONICA BOULEVARD, LOS ANGELES, CALIFORNIA". **Approved as part of the Consent Calendar.**

2.N. HYBRID VEHICLE PURCHASES [O. DELGADO, S. CAMPBELL, H. COLLINS, K. TRUDEAU]:

SUBJECT: The City Council will consider authorizing the purchase of three hybrid vehicles.

ACTIONS: 1) Authorize the Finance Department to issue a Purchase Order to Hanford Toyota of Hanford, California in an amount of \$70,021.77 for the purchase of three 2013 Toyota Prius, to include taxes, fees and delivery; and 2) Authorize the Finance Department to issue a Purchase Order for an administrative fee equal to 1.98% (\$1,386.44) of the total vehicle purchase amount to the State of California, Department of General Services. **Approved as part of the Consent Calendar.**

2.O. AMEND AGREEMENT FOR SERVICES WITH LILLEY PLANNING GROUP [S. DE WOLFE, J. KEHO, M. ANTOL, B. ROME]:

SUBJECT: The City Council will consider authorizing an amendment to a previously authorized agreement with Lilley Planning Group to provide planning services on an "as needed" basis.

ACTIONS: 1) Approve an Amendment to the Agreement for Services through December 31, 2015 in an additional not-to-exceed amount of forty thousand dollars (\$40,000) with Lilley Planning Group for temporary planning services, as needed; and 2) Authorize the City Manager to sign and execute all necessary documents. **Approved as part of the Consent Calendar.**

2.P. AUTHORIZATION TO ISSUE A REQUEST FOR PROPOSAL FOR TENNIS CONCESSION SERVICES [E. SAVAGE, O. WALKER, C. WORLAND]:

SUBJECT: Authorize issuance of a Request for Proposal for tennis concession services at Plummer and West Hollywood Parks.

ACTION: Authorize issuance of a Request for Proposals regarding tennis concession services at Plummer and West Hollywood Parks. **Approved as part of the Consent Calendar.**

2.Q. AUTHORIZATION TO AMEND THE CONTRACT WITH VISION INTERNET PROVIDERS, INCORPORATED FOR AN UPGRADED

WEBSITE CONTENT MANAGEMENT SYSTEM [S. BAXTER, B. WHITE]:

SUBJECT: The City Council will consider authorizing a contract amendment with Vision Internet Providers, Incorporated to upgrade the City website's Content Management System.

ACTION: Authorize the City Manager to execute Amendment #5 to the contract with Vision Internet Providers, Incorporated dated June 10, 2009 to include an upgraded Content Management System and increase the contract by an additional amount of \$25,000. **Approved as part of the Consent Calendar.**

2.R. AWARD OF CONTRACT FOR CITYWIDE ELECTRICAL SERVICES AND NIGHTTIME LIGHTING INSPECTIONS [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving an Agreement with Ace Construction & Maintenance, Inc. for the Electrical Services and Nighttime Lighting Inspections.

ACTIONS: 1) Accept the bid dated June 4, 2013 and approve an Agreement with Ace Construction & Maintenance, Inc. for the Electrical Services and Nighttime Lighting Inspections in the amount of \$116,354.93; 2) Approve Ace Construction & Maintenance, Inc. 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 Ace Construction & Maintenance, Inc. for Electrical Services and Nighttime Lighting Inspections; and 4) Reject all remaining bids. **Approved as part of the Consent Calendar.**

2.S. AGREEMENT WITH THE WEST HOLLYWOOD CHAMBER OF COMMERCE FOR COMMUTER CENTER SERVICES [E. SAVAGE, D. DENNIS, P. GOODMAN]:

SUBJECT: The City Council will consider a contract with the West Hollywood Chamber of Commerce to provide "Commuter Store" services.

ACTION: Approve and authorize the City Manager to sign a contract with the West Hollywood Chamber of Commerce in the amount not to exceed \$38,400 over two years to provide Commuter Center services. **Approved as part of the Consent Calendar.**

2.T. APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH JOHN L. HUNTER ASSOCIATES FOR ASSISTANCE WITH IMPLEMENTATION OF PROGRAMS FOR COMPLIANCE WITH THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMIT [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of a professional service agreement with John L. Hunter Associates for professional services to assist the City to implement programs for compliance with the National Pollutant Discharge Elimination System (NPDES) Permit.

ACTION: Approve a professional services Agreement in an amount not to exceed \$41,250 with John L. Hunter Associates and authorize the City Manager to sign the Agreement. **Approved as part of the Consent Calendar.**

2.U. AGREEMENT FOR PROFESSIONAL AUDIO/VISUAL EQUIPMENT MAINTENANCE SERVICES [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider awarding an Agreement with Waveguide Consulting, Incorporated, for Professional Audiovisual Technology Support Services.

ACTIONS: 1) Approve an Agreement for Services through June 30, 2014 in the not to exceed amount of \$60,000 with Waveguide Consulting, Incorporated, for providing Audiovisual Technology Support Services; and 2) Authorize the City Manager to execute the Agreement in the not to exceed amount of \$60,000. **Approved as part of the Consent Calendar.**

2.V. NOTICE OF COMPLETION FOR STREET PAVING PROGRAM: KINGS RD, HARPER AVE, LA JOLLA AVE., ROMAINE ST, AND WILLOUGHBY AVE., CIP 1304 [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving the Notice of Completion for the Street Paving Program: Kings Rd, Harper Ave, La Jolla Ave., Romaine St, and Willoughby Ave., CIP 1304, by Hardy and Harper, Inc.

ACTION: Accept the work and authorize the following: a) Filing a Notice of Completion by the City Engineer; 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 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.W. NOTICE OF COMPLETION FOR CIP 1308 SEWER REPAIR AND REHABILITATION MID-CITY AREA – GROUP A [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving the Notice of Completion for CIP 1308 Sewer Repair and Rehabilitation in the Mid-City Area – Group A, by Southwest Pipeline and Trenchless Corporation.

ACTION: Accept the work and authorize the following: a) Filing a Notice of Completion by the City Engineer; 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 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.X. IMPLEMENTATION OF DISTRICT 9 PREFERENTIAL PARKING REGULATIONS ON THE 1000 BLOCK OF HARPER AVENUE [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council will consider a petition for preferential parking filed by residents representing a majority of the residential dwelling units on the 1000 block of Harper Avenue, between Santa Monica Blvd. and Romaine Street.

ACTION: Introduce for first reading Ordinance No. 13-910, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.240 OF THE WEST HOLLYWOOD MUNICIPAL CODE IMPLEMENTING DISTRICT 9 PREFERENTIAL PARKING REGULATIONS ON THE 1000 BLOCK OF HARPER AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". **Approved as part of the Consent Calendar.**

2.Y. APPOINTMENT OF ONE MEMBER TO THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE WEST HOLLYWOOD COMMUNITY DEVELOPMENT COMMISSION [A. LAND, K. HASHMI]:

SUBJECT: This item recommends that the City Council ratify the appointment, by the Mayor, of Yvonne Quarker, Assistant City Clerk, to the Oversight Board of the Successor Agency to the West Hollywood Community Development Commission, effective July 1, 2013, pursuant to Health and Safety Code Section 34179.

ACTION: Ratify the Mayor's appointment of Yvonne Quarker, Assistant City Clerk, to the Oversight Board of the Successor Agency to the West Hollywood Community Development Commission, effective July 1, 2013, pursuant to Health and Safety Code Section 34179. **Approved as part of the Consent Calendar.**

2.Z. A RESOLUTION OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 564 (MULLIN) – PROHIBITING THE STATE DEPARTMENT OF FINANCE FROM REVERSING CERTAIN PREVIOUSLY APPROVED ENFORCEABLE OBLIGATIONS AND ACTIONS [D. WILSON, J. LEONARD, L. BOCK, H. MOLINA]:

SUBJECT: The City Council will consider adopting a resolution in support of Assembly Bill (AB) 564 (Mullin), which would prohibit the State Department of Finance from reversing certain previously approved enforceable obligations and actions, once a successor agency has received a Find of Completion.

ACTION: Adopt Resolution No. 13-4465, "A RESOLUTION OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 564 (MULLIN) - PROHIBITING THE STATE DEPARTMENT OF FINANCE FROM REVERSING CERTAIN PREVIOUSLY APPROVED ENFORCEABLE OBLIGATIONS AND ACTIONS". **Approved as part of the Consent Calendar.**

2.AA. OPPOSE SB 556 (CORBETT) PUBLIC AGENCY CONTRACTORS. JOINTLY AND SEVERALLY LIABLE FOR DAMAGES CAUSED BY CONTRACTORS WHILE PERFORMING WORK ON BEHALF OF PUBLIC AGENCY [L. BOCK, H. MOLINA]:

SUBJECT: The City Council will consider adopting a resolution opposing Senate Bill (SB) 556 (CORBETT), which if adopted into law will make cities jointly and severally liable in case of damages and injuries caused by a contractor who, by wearing a similar uniform or driving a vehicle with a public agency logo, can be identified by a member of the public as an employee of the contracting public agency.

ACTIONS: 1) Adopt Resolution 13-4466, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO SB 556 (CORBETT) PUBLIC AGENCY CONTRACTORS. JOINTLY AND SEVERALLY LIABLE FOR DAMAGES CAUSED BY CONTRACTORS WHILE PERFORMING WORK ON BEHALF OF AGENCY"; and 2) Direct staff to send copies of the adopted resolution to Senators Ted Lieu and Ellen Corbett, Assemblymember Richard Bloom, other key legislators and community partners. **Approved as part of the Consent Calendar, noting the No votes of Mayor Land and Mayor Pro Tempore D'Amico.**

2.BB. ANNUAL ARTS GRANT APPLICATION AND GUIDELINES 2014 [P. AREVALO, J. HUFFER, A. CAMPBELL]:

SUBJECT: The Council will consider approving the Annual Arts Grant Program Applications and Guidelines for 2014 as recommended by the Arts and Cultural Affairs Commission.

ACTION: Approve grant criteria, applications and guidelines for the 2014 Arts Grant Program. **Approved as part of the Consent Calendar.**

2.CC. ARTS AND CULTURAL PROGRAMMING AT THE WEST HOLLYWOOD LIBRARY [P. AREVALO, J. HUFFER, A. CAMPBELL, M. CHE]:

SUBJECT: The City Council will consider authorizing the use of the West Hollywood Library Public Meeting Room (Council Chambers) for upcoming arts and culture events.

ACTION: Approve the use of the West Hollywood Library Public Meeting Room (Council Chambers) for three arts and culture events as outlined in this report and waive associated fees. **Approved as part of the Consent Calendar.**

2.DD. URBAN ART CONSERVATION PROGRAM UPDATE [P. AREVALO, J. HUFFER, A. CAMPBELL]:

SUBJECT: The Council will receive and file an update on the City's Urban Art Conservation Program and approve a contract with Rosa Lowinger and Associates to provide art maintenance and conservation services for the City.

ACTIONS: 1) Receive and file report; and 2) Approve a three-year contract for a total not-to-exceed amount of \$75,000 for Rosa Lowinger

and Associates to provide art maintenance and conservation services for the City. **Approved as part of the Consent Calendar.**

2.EE. SUPPORT FOR OUTFEST 2013 [J. D'AMICO, M. REX]:

SUBJECT: The City Council will consider supporting Outfest by officially becoming a community collaborator.

ACTIONS: 1) Approve the City of West Hollywood's participation as a community collaborator of the event and authorize the use of the City's name and logo on printed materials advertising the event; and 2) Direct staff to assist with the promotion of the event. **Approved as part of the Consent Calendar.**

2.FF. SPONSORSHIP OF THE 'STOLEN & FORBIDDEN' LESBIAN LITERARY EVENT [J. D'AMICO, M. REX]:

SUBJECT: The City Council will consider sponsorship of 'Stolen & Forbidden,' a literary event featuring lesbian women reading from books they were forbidden to read as young girls.

ACTIONS: 1) Approve sponsorship of 'Stolen & Forbidden' and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the use of City venues for the event and a waiver of event permits, 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) Approve the use \$500 from budgeted City Council discretionary funds for costs associated with the 'Stolen & Forbidden' Lesbian Literary Event; and 5) Authorize the City Manager to sign all required documents relating to this item. **Approved as part of the Consent Calendar.**

2.GG. SUPPORT OF FIREFIGHTERS' "FILL THE BOOT" CAMPAIGN TO BENEFIT THE MUSCULAR DYSTROPHY ASSOCIATION [A. LAND, K. HASHMI]:

SUBJECT: The City Council will consider supporting the "Fill the Boot" campaign conducted annually by firefighters throughout the country to benefit the Muscular Dystrophy Association, taking place in West Hollywood July 11-13, 2013.

ACTIONS: 1) Approve the City of West Hollywood's support for the "Fill the Boot" campaign conducted annually by firefighters throughout the country to benefit the Muscular Dystrophy Association; 2) Approve the use of the intersection at Santa Monica Boulevard and San Vicente Boulevard on July 11-13, 2013 and waive associated special event permit fee; and 3) Direct PIO staff to assist with the coordination and promotion of the event. **Approved as part of the Consent Calendar.**

2.HH. REQUEST FROM EDGE OUTDOOR MEDIA TO REPLACE AN EXISTING DOUBLE-SIDED ROOF MOUNTED BILLBOARD WITH A

LARGER DOUBLE-SIDED POLE MOUNTED BILLBOARD AT 8335 SUNSET BOULEVARD [S. DE WOLFE, J. KEHO, A. CASTILLO]:

SUBJECT: The proposal is a request from Edge Outdoor Media, on behalf of the property owner, 8335 Sunset Blvd. LLC, to replace a roof mounted double-sided 10 ft. x 30 ft. billboard with a pole mounted, v-shaped double-sided billboard consisting of an 18 ft. x 48 ft. sign on the west face and a 14 ft. x 48 ft. sign on the east face and raise the height by seven feet for a maximum height of 67 ft. The proposed project is located at 8335 Sunset Boulevard and was continued from the August 15, 2011 City Council meeting.

ACTIONS: Approve the request and adopt the following: 1) Introduce on first reading Ordinance No. 13-911: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONING MAP AMENDMENT, IN CONJUNCTION WITH THE PROPOSED DEVELOPMENT AGREEMENT, FOR THE PROPERTY LOCATED AT 8335 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA." (ATTACHMENT A); 2) Introduce on first reading Ordinance No. 13-912: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A DEVELOPMENT AGREEMENT, ASSOCIATED WITH A DOUBLE-SIDED BILLBOARD ATOP A SINGLE-POLE STRUCTURE, LOCATED AT 8335 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA." (ATTACHMENT B); and 3) Adopt Resolution No. 13-4467: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A BILLBOARD PERMIT TO REPLACE AN EXISTING DOUBLE-SIDED 10-FOOT X 30-FOOT BILLBOARD WITH A V-SHAPED DOUBLE-SIDED BILLBOARD CONSISTING OF AN 18-FOOT x 48-FOOT SIGN ON THE WEST FACE AND A 14-FOOT X 48-FOOT SIGN ON THE EAST FACE AND RAISE THE HEIGHT BY 7 FEET TO A MAX HEIGHT OF 67 FEET FOR THE PROPERTY LOCATED AT 8335 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA. (ATTACHMENT C) **Approved as part of the Consent Calendar, noting the No vote of Mayor Land.**

2.II. BUS BENCHES UPDATE [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: This item will provide the City Council with an update on the status of the narrow style bus benches placed in the public right-of-way.

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

3. PUBLIC HEARINGS:

3.A. WEST HOLLYWOOD DESIGN DISTRICT STREETScape MASTER PLAN [S. DE WOLFE, M. ANTOL. C. CORRAO]:

SUBJECT: The City Council will consider adoption of the West Hollywood Design District Streetscape Master Plan.

The Item was noticed as required by law.

ACTION: Continue the item to a date certain of August 5, 2013. **Motion by Councilmember Heilman, seconded by Councilmember D'Amico, and approved unanimously.**

3.B. SANTA MONICA BOULEVARD MAINTENANCE DISTRICT - CONFIRMATION OF AN ASSESSMENT AND DIAGRAM FOR FISCAL YEAR 2013-2014 PURSUANT TO THE PROVISIONS OF THE LANDSCAPING AND LIGHTING ACT OF 1972 [P. AREVALO, J. HUFFER, L. BIERY]:

SUBJECT: The City Council will conduct a public hearing and consider adopting a resolution confirming a diagram and the levy of assessments for the Santa Monica Boulevard Maintenance District for fiscal year 2013-2014.

The Item was noticed as required by law.

Mayor Land opened the public hearing and no speakers came forward.

ACTION: Adopt Resolution No. 13-4468, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING A DIAGRAM AND ASSESSMENT FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE SANTA MONICA BOULEVARD MAINTENANCE DISTRICT PURSUANT TO PART 2 OF DIVISION 15 OF THE CALIFORNIA STREETS AND HIGHWAYS CODE". **Motion by Councilmember Prang, seconded by Councilmember Duran, and approved unanimously.**

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

SUBJECT: The City Council will conduct a public hearing and consider adopting a resolution to establish The West Hollywood Design District assessment for fiscal year 2013-2014 and approving an agreement with the West Hollywood Marketing Corporation (DBA Visit West Hollywood) to administer the program.

The Item was noticed as required by law.

Mayor Land opened the public hearing and no speakers came forward.

ACTION: 1) Adopt Resolution No. 13-4469, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH

THE WEST HOLLYWOOD DESIGN DISTRICT” (Attachment B); 2) Approve supplemental funding in the amount of \$70,000; and 3) Approve an Agreement for Services between the City and the West Hollywood Marketing Corporation (DBA Visit West Hollywood) to administer the 2013-2014 West Hollywood Design District BID work program and; authorize the City Manager to sign the agreement (Attachment C). **Motion by Councilmember Prang, seconded by Councilmember Duran, and approved unanimously.**

3.D. HOTEL MARKETING BENEFIT ZONE - IMPLEMENTATION OF REQUIREMENTS OF THE PARKING & BUSINESS IMPROVEMENT AREA LAW OF 1989 [P. AREVALO, J. HUFFER, L. BIERY]:

SUBJECT: The City Council will conduct a public hearing and consider renewing the Hotel Marketing Benefit Zone of the West Hollywood Business Improvement Area for 2013-2014 and approve an Agreement for Services with the West Hollywood Marketing Corporation (dba Visit West Hollywood) to administer the program of work.

The Item was noticed as required by law.

Mayor Land opened the public hearing and no speakers came forward.

ACTIONS: 1) Adopt Resolution 13-4470, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD AND LEVYING A CHARGE (ASSESSMENT) IN CONNECTION WITH THE WEST HOLLYWOOD BUSINESS IMPROVEMENT DISTRICT (HOTEL MARKETING BENEFIT ZONE) FOR FISCAL YEAR 2013-2014”; and 2) Approve Amendment #2 to the Agreement for Services between the City and the West Hollywood Marketing Corporation Agreement #005664; and, authorize the City Manager or his designee to sign the Agreement. **Motion by Mayor Pro Tempore D’Amico, seconded by Councilmember Prang, and approved unanimously.**

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

SUBJECT: The City Council will conduct a public hearing and consider adopting a resolution to establish the Sunset Strip Business Improvement District assessment for fiscal year 2013-2014 and approving an agreement with the Sunset Strip Business Association to administer the work program.

The Item was noticed as required by law.

Mayor Land opened the public hearing and no speakers came forward.

ACTIONS: 1) Adopt Resolution No. 13-4471, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE REPORT OF THE ADVISORY BOARD, AND LEVYING AN ASSESSMENT FOR FISCAL YEAR 2013-2014 IN CONNECTION WITH THE SUNSET STRIP BUSINESS IMPROVEMENT DISTRICT" (Attachment C); 2) Approve an agreement between the City and the Sunset Strip Business Association (SSBA) to administer the 2013-2014 Sunset Strip Business Improvement District work program and; authorize the City Manager to sign the agreement (Attachment D); and 3) Receive and file SSBA's "Program of Work Amendment 2013/14" (Attachment B).
Motion by Councilmember Duran, seconded by Councilmember D'amico, and approved unanimously.

4. **UNFINISHED BUSINESS: None.**

5. **NEW BUSINESS:**

5.A. **JOINT STUDY SESSION FOR THE 2013-2021 HOUSING ELEMENT UPDATE [E. SAVAGE, R. BURNLEY, S. DE WOLFE, M. ANTOL, B. SIEGL]:**

SUBJECT: The City Council and Planning Commission will convene for a study session on the Draft Housing Element Update for planning period 2013-2021.

PLANNING COMMISSION ROLL CALL:

PRESENT: Commissioner Aghaei, Commissioner Altschul, Commissioner Huebner, Commissioner Yeber (Commissioner Yeber arrived during public comment for Item 5.A.), Vice-Chair DeLuccio, and Chair Buckner.

ABSENT: None.

Bianca Siegl, Senior Planner, provided background information as outlined in the staff report dated June 24, 2013.

EBON ALABASTUR, WEST HOLLYWOOD, spoke in opposition to Code Enforcement as a means to improve the aging housing stock, but spoke in support of more outreach to owners to determine how the City can help them bring their buildings up to Code.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of increasing the number of women in decision-making roles in the City.

The City Council and the Planning Commission discussed the Draft Housing Element and provided comments and direction to Staff.

The City Council provided the following additional direction for Staff regarding the Housing Element update:

Councilmember Duran spoke in support of making the retrofitting of soft story buildings a priority for the City of West Hollywood. He spoke in support of seeking Federal Funding for Green solutions to the plumbing issues of older buildings.

Councilmember Heilman expressed concern with the community engagement and how the City can do this effectively. He expressed concern with encouraging development standards that will encourage micro-units, and suggested the City study this program before implementing anything. He expressed concern with Code Enforcement being the proposed means to address the aging housing stock issue, and suggested that the City's priorities for incentives be reorganized, to focus on providing low-interest loans.

Councilmember Prang spoke in support of including the Council's moratorium in the report. He spoke in support of assisting owners with aging housing stock issues.

Mayor Pro Tempore D'Amico spoke in support of including verbiage that explains why we still need the Inclusionary Housing Ordinance. He spoke in support of having the document focus on assisting current residents. He spoke in support of the City working in conjunction with Landlords to help solve some of the current housing issues.

Mayor Land spoke in support of the City continuing to ensure that not only current residents have access to affordable housing, but also look to provide housing for those who want to become residents of the City. She spoke in support of looking into implementing some sort of legislative action that would require landlords bring the unit up to code before being allowed to charge market rent after a rent controlled vacancy. She spoke in support of studying the issue of micro-units. She also spoke in support of Staff providing Council with an annual update.

ACTIONS: 1) Staff recommends that the City Council and Planning Commission hear a presentation, hold a discussion of the issues and information presented therein, and make comments regarding the Draft Housing Element to staff and consultants; and 2) Direct staff to revise the Draft Housing Element as appropriate in response to comments offered and forward the revised draft document directly to the California Department of Housing and Community Development for State-mandated preliminary review; with additional direction to provide a copy to the City Council prior to submitting the document. **Carried by Consensus of the Council and the Planning Commission.**

5.B. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND RE-APPOINTMENTS [C. SCHAFFER, Y. QUARKER]:

SUBJECT: The City Council will consider making direct and at-large appointments to City Commissions and Advisory Boards.

ACTIONS: 1) City Council made the following direct appointments:
a) Mayor Pro Tempore D'Amico made the following direct appointment - Business License Commission: Robert Lo; b) Councilmember Heilman made the following direct appointment- Lesbian & Gay Advisory Board: TABLED; and c) Councilmember Prang made the following direct appointment- Russian Advisory Board: Maria Shtabaskaya.

2) The City Council made the following at-large appointment/reappointments for the following Commissions and Advisory Boards: a) Planning Commission: TABLED; b) Public Facilities Commission: Adam Bass and Frank Rorie; c) Public Safety Commission: Josh Kurpies; c) Disabilities Advisory Board: Marco Colantonio; and d) Women's Advisory Board: Neomi Torres Sylvia Salguero, Carla Browning, and Stephanie Cubba.

EXCLUDED CONSENT CALENDAR: None.

6. LEGISLATIVE: None.

PUBLIC COMMENT:

VICTOR OMELCZENKO, WEST HOLLYWOOD, congratulated Councilmember Duran on his participation to the AIDS Lifecycle. He spoke regarding bicycle and crosswalk safety in the City.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the Housing Element and expressed concern with increases in property taxes for landlords and spoke in opposition to proposed condominium conversions.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 9:03 p.m. in memory of Clement Meric, Irene Doris Minzer, 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, July 15, 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 15th day of July, 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