

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, DECEMBER 16, 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 6:41 p.m.

PLEDGE OF ALLEGIANCE: Rodney Scott led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: **Councilmember Prang**

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

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the closed session was called to order at 6:00 p.m. He stated that there was one public comment. He stated that the closed session adjourned at 6:35 p.m. with no reportable action.

APPROVAL OF AGENDA:

Mayor Land stated that staff has requested that Item 5.A be tabled.

Councilmembers Duran requested that Item 4.C. be tabled.

Councilmember Duran requested Item 4.B. be moved to the Consent Calendar as Item 2.R.

Councilmember Heilman requested that Item 2.O be moved to Excluded Consent.

Motion by Councilmember Duran, seconded by Councilmember Heilman, to approve the agenda as amended, and approved.

ADJOURNMENT MOTIONS:

Mayor Land requested that the meeting be adjourned in memory of Ed Foelker, father of City Planner Emily Stadnicki. She also requested the meeting be adjourned the meeting in memory of Marguerite LaMotte, the longest serving member of the Los Angeles Unified School District.

PRESENTATIONS:

Mayor Pro Tempore D'Amico, on behalf of the entire City Council, presented a proclamation to Rodney Scott in recognition of a lifetime of service to the LGBT community and 12 years of dedicated leadership in Christopher Street West and the LA PRIDE Festival.

Mayor Pro Tempore D'Amico presented a proclamation to Firefighters of WeHo Station #7 for assisting an elderly couple on Orlando Avenue when the elevator was out in their building. They went and carried them up and down the stairs several times a day for a week.

1. PUBLIC COMMENT:

ELISABETH SANDBERG, WEST HOLLYWOOD., spoke in support of Item 2.N., and mentioned that the Friends of the Library Bookstore is having a 50% off sale.

JOHN LETTS, PASADENA, spoke in support of Item 2.H.

ANA GASPARYAN, BURBANK, spoke in support of Item 2.H.

RICHARD GIESBRET, WEST HOLLYWOOD, spoke in support of Item 2.Q.

MANNY RODRIGUEZ, WEST HOLLYWOOD, spoke in support of Item 2.Q.

SCOTT SCHMIDT, WEST HOLLYWOOD., expressed concerns regarding Item 2.E. He thanked Council for approving Item 4.B and for tabling Item 4.C.

LINDSEY HORVATH, WEST HOLLYWOOD, spoke in support of Item 2.M.

LAURA WATTS, WEST HOLLYWOOD, spoke in support of Item 2.N.

ROB BERGSTEIN, WEST HOLLYWOOD, spoke in support of Council's recent decisions regarding Plummer Park.

JAY FUENTES, WEST HOLLYWOOD, spoke in support of Council's recent decisions regarding Plummer Park.

RAUL COBAIN, WEST HOLLYWOOD, spoke in support of Council's recent decisions regarding Plummer Park.

MIKE DOLAN, WEST HOLLYWOOD, spoke in support of Council's recent decisions regarding Plummer Park.

SCOTT RICE, WEST HOLLYWOOD, spoke in opposition to the fees related to the City's ban on plastic bags.

COE HOLBROOK, WEST HOLLYWOOD, expressed concerns about Council's priorities.

LYNDIA LOWY, WEST HOLLYWOOD, thanked Councilmember D'Amico for his efforts to repair Long Hall and Great Hall in Plummer Park, and spoke in opposition to Council's recent decisions regarding Plummer Park.

CHLOE ROSS, WEST HOLLYWOOD, spoke in opposition to Council's recent decisions regarding Plummer Park.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Heilman wished everyone a happy holiday season. He spoke regarding the generosity of West Hollywood residents and their commitment to helping those less fortunate. He spoke regarding the ongoing efforts to donate food to the SOVA Food Pantry, clothes to various shelters and for making donations to various charities this holiday season. He spoke regarding the Team to End AIDS event to raise money for APLA that was held on December 15, 2013, and thanked the Abbey for sponsoring the event. He spoke regarding Item 2.Q. and thanked Mayor Land and Mayor Pro Tempore D'Amico for bringing the Item forward. He requested that Staff contact the new owners of these properties, to inquire as to what drew them to these types of homes; in hopes of garnering information for future discussion on this issue. He spoke regarding Item 2.N. and thanked the Lesbian & Gay Advisory Board for their work on this Item. He spoke on the City's previous efforts to provide themed art on utility boxes and asked Staff to research what was done and what, if any impediments there were to the previous program.

Mayor Pro Tempore D'Amico spoke regarding an upcoming screening to be held on Wednesday, December 18, 2013 in Council Chambers regarding the immigration of individuals from Russian language speaking countries to West Hollywood. He spoke regarding the upcoming Tribe meeting on December 19, 2013. He requested that the City Manager schedule a Plummer Park sub-committee meeting to discuss the recent and past actions approved by Council, relating to Plummer Park.

Mayor Land spoke regarding Item 2.H. and provided additional direction to Staff to include verbiage in the Contract that would allow for City Staff to be part of a review panel to hire a new tennis director, should the current director leave. She spoke regarding Item 2.J. and requested that staff outreach to the Apartment Owners Association, local realtors and the West Hollywood Chamber of Commerce to help publicize the program. She spoke regarding public comment surrounding issues with tenants being charged renters insurance, and asked the City Manager to look into this issue. She spoke regarding Covered California and encouraged everyone to visit the website and sign up for healthcare. She spoke regarding the City's efforts to assist those who need to enroll including a new campaign entitled "Uncovered," geared

toward providing enrollment assistance to LGBT young adults, and a workshop to be held at City Hall on December 17, 2013 to assist those who need help with enrollment. She spoke regarding West Hollywood's 23rd Annual Toy and Food Drive and encouraged everyone to donate to this cause. She reported that last year, the City helped over 900 families. She spoke regarding the new bus stops along Santa Monica Blvd.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding Item 2.O. and stated that Staff is asking for Council's formal approval of the project tonight, and will bring back a more detailed Item to a future meeting.

Councilmember Heilman thanked the City Manager for the clarification and requested that Item 2.O. be moved back to the Consent Calendar for approval.

City Manager Arevalo spoke regarding public comment surrounding Item 2.E. and clarified that Staff will be taking public transportation from the Hancock and La Brea parking structures to City Hall. He further clarified that parking will be validated at City Hall for those who have to park at the Kings Road parking structure while visiting City Hall during construction of the automated parking garage.

Mayor Land requested that the City Manager ensure that there is outreach to the businesses and residents surrounding City Hall regarding the after-hours parking in the City Hall parking lot, no longer being available.

FISCAL IMPACT ON CONSENT CALENDAR:

Assistant City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$696,540.00 in expenditures, \$279,340.00 in potential revenue, and (2,816.00) 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. **Motion by Councilmember Heilman, seconded by Councilmember Duran, and approved as amended.**

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, December 16, 2013 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, December 12, 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 December 2, 2013. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 735, RESOLUTION NO. 13-4517:

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

ACTION: Approve Demand Register No. 735 and adopt Resolution No. 13-4517, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 735". **Approved as part of the Consent Calendar.**

2.D. ADVISORY BOARD ACTION REPORTS:

SUBJECT: The City Council will receive a report from the Russian Advisory Board on actions taken at its recent meetings.

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

2.E. PARKING MITIGATION PLAN FOR AUTOMATED GARAGE AND COMMUNITY PLAZA PROJECT [O. DELGADO, J. ROCCO, R. MARQUEZ]:

SUBJECT: The City Council will consider the approval of two agreements to provide parking mitigation services for the Automated Garage and Community Plaza Project.

ACTIONS: 1) Authorize staff to negotiate an agreement with LAZ Parking in an amount not to exceed \$90,000 to provide monthly parking spaces at the Hancock Garage for a period of eighteen months; 2) Approve an amendment to the contract with ABM Parking (formerly Ampco System Parking, Inc.) for an amount not exceed \$122,000 to provide monthly parking spaces at the Gateway Garage and a shuttle service at the Kings Road Parking Structure for a period of eighteen months; and 3) Authorize the City Manager to sign both agreements. **Approved as part of the Consent Calendar.**

2.F. APPROVAL OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM PLANNING SUMMARY AND BUDGET FOR FISCAL YEAR 2014- 2015 [D. WILSON, C. DUNCAN]:

SUBJECT: The City Council will consider approving the Community Development Block Grant Program (CDBG) planning summary and budget for fiscal year 2014-2015.

ACTIONS: 1) Approve the 2014-2015 CDBG program budget and instruct staff to submit the CDBG program planning summary for approval to the Community Development Commission of the County of Los Angeles; 2) Authorize staff to adjust the 2014-2015 program budget as necessary to take into account the final CDBG allocation from the U.S. Department of Housing and Urban Development (HUD) and any amounts remaining unspent at the close of the current fiscal year; 3) Authorize the City Manager to execute any and all documents necessary to receive the

CDBG allocation; and 4) Adopt Resolution No. 13-4518, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, APPROVING THE PROGRAM PLANNING SUMMARY FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR FISCAL YEAR 2014-2015". **Approved as part of the Consent Calendar.**

2.G. AGREEMENT FOR SERVICES WITH KEARNS & WEST FOR THE DEVELOPMENT OF A STRATEGIC COMMUNICATIONS AND CIVIC ENGAGEMENT PLAN [P. AREVALO, S. BAXTER, L. BELSANTI]:

SUBJECT: The City Council will consider authorizing an Agreement for Services with Kearns & West for the development of a strategic communications and civic engagement plan.

ACTIONS: 1) Approve agreement with Kearns & West in an amount not-to-exceed \$85,000; and 2) Authorize the City Manager to sign and execute all necessary documents. **Approved as part of the Consent Calendar.**

2.H. AGREEMENT FOR SERVICES FOR TENNIS CONCESSION OPERATIONS AND SERVICES [E. SAVAGE, O. WALKER, C. WORLAND]:

SUBJECT: The City Council will consider approving an Agreement for Services with iTennis for Tennis Concession Operations and Services.

ACTIONS: 1) Accept the proposal for Tennis Concession Operations and Services from iTennis, dated November 13, 2013, and approve a three-year Agreement with an option for renewal for two (2) one-year extensions; 2) Authorize the City Manager to execute the Agreement for Services with iTennis for Tennis Concession Operations and Services; and 3) Reject the remaining proposals. **Approved as part of the Consent Calendar with the additional direction to include verbiage in the Contract that would allow for City Staff to be part of a review panel to hire a new tennis coach, should the current coach leave.**

2.I. ADOPT TITLE VI COMPLIANCE PLAN FOR TRANSPORTATION PROGRAMS [E. SAVAGE, D. DENNIS, P. GOODMAN, F. GOMEZ]:

SUBJECT: The City Council will approve and adopt the attached "Title VI Plan" for the City's Transportation Programs.

ACTIONS: 1) Approve and adopt the Title VI Plan, effective December 1, 2013; and 2) Direct staff to submit the attached Title VI Plan to LACMTA (Metro), as required, and to implement the associated program. **Approved as part of the Consent Calendar.**

2.J. SUMMARY OF 2013 RSO BUILDING BLOCKS EDUCATIONAL PROGRAM, AND 2014 CURRICULUM [E. SAVAGE, P. NOONAN, L. SCHOONOVER]:

SUBJECT: The City Council will receive a summary of the 2013 RSO Building Blocks Program, and a draft of the 2014 curriculum.

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

2.K. 2014 WEST HOLLYWOOD MLK DAY OF SERVICE [E. SAVAGE, C. SMITH, L. FOOKS]:

SUBJECT: The City Council will consider approving the coordination of a MLK Day of Service activity in January 2014 to commemorate Martin Luther King, Jr. Day in the city.

ACTION: Direct staff to coordinate and promote an appropriate 2014 MLK Day of Service activity to commemorate Martin Luther King, Jr. Day. **Approved as part of the Consent Calendar.**

2.L. 41ST ANNIVERSARY OF ROE V. WADE COMMEMORATION [A. LAND, K. HASHMI, J. HEILMAN, F. SOLOMON]:

SUBJECT: The City Council will consider commemorating the 41th anniversary of Roe v. Wade and the City's ongoing commitment to women's reproductive rights.

ACTIONS: 1.) Direct staff to coordinate an appropriate commemoration of the 41th Anniversary of Roe V. Wade; and 2) Approve the use of the City Council Chambers and Community Meeting Room and waive parking fees for attendees. **Approved as part of the Consent Calendar.**

2.M. WEST HOLLYWOOD V-DAY AND SUPPORT FOR ONE BILLION RISING 2014 [A. LAND, K. HASHMI, J. SCHWEIGERT]:

SUBJECT: The City Council will consider the sponsorship of programming for V-Day and One Billion Rising, a campaign organized around a day of global awareness to end violence against women.

ACTIONS: 1) Approve sponsorship of West Hollywood V-Day/One Billion Rising 2014 and direct staff to coordinate the programming; 2) Approve a street closure on Holloway between Santa Monica Blvd and La Cienega Blvd on Friday, February 14, 2014; 3) Direct staff to coordinate with the Women's Advisory Board, West Hollywood Domestic Violence Task Force and local anti-violence organizations for V-Day/One Billion Rising outreach and participation; and 4) Direct staff to promote and publicize West Hollywood V Day/One Billion Rising 2014. **Approved as part of the Consent Calendar.**

2.N. THEMED ART FOR UTILITY BOXES [E. SAVAGE, J. BOOK, O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider authorizing decoration of two utility boxes with gay- and lesbian-themed art, as a demonstration project for the feasibility of decoration of utility boxes throughout the city.

ACTIONS: 1) Authorize vinyl-wrap decoration of two City utility boxes: one on Santa Monica Boulevard at Kings Road (near Gelson's), and one on Santa Monica Boulevard at La Cienega Boulevard (near Raffi's Jewelers); 2) Approve the use of \$3,000 from budgeted funds for Gay and Lesbian Programs for this project; and 3) Direct the Lesbian and Gay Advisory Board to continue to coordinate the project with the Arts and

Cultural Affairs Commission and the Public Facilities Commission.
Approved as part of the Consent Calendar.

2.O. GAY-AND LESBIAN-THEMED VIDEO PROJECT [E. SAVAGE, J. BOOK]:

SUBJECT: The City Council will consider approving further development of a gay- and lesbian-themed video project by the Lesbian and Gay Advisory Board for the 30th Anniversary of the City.

ACTIONS: 1) Approve further development of a gay- and lesbian-themed video project by the Lesbian and Gay Advisory Board; 2) Direct staff to return with a proposed budget from the Lesbian and Gay Advisory Board, with a detailed description of the project, including production team vitae, for consideration for funding and for the 30th Anniversary of the City.

Approved as part of the Consent Calendar.

2.P. CO-SPONSORSHIP OF THE JOHN VARVATOS STUART HOUSE BENEFIT EVENT [J. D'AMICO, M. REX]:

SUBJECT: The City Council will consider co-sponsoring the John Varvatos Stuart House Benefit and approving a road closure on Melrose Avenue to accommodate the event.

ACTIONS: 1) Approve the co-sponsorship of the April 13, 2014 John Varvatos Stuart House Benefit and authorize the use of the City name and logo on invitations, programs, and other collateral materials; 2) Approve the waiver of special event permit fees, encroachment fees, and other associated fees; 3) Approve the closure of Melrose Avenue between Robertson Boulevard and Almont Drive on Sunday, April 13, 2014 from 3:00 a.m. to 9:00 p.m.; 4) Approve event set-up on Sunday, April 13, 2014 beginning at 3:00 a.m.; 5) 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; and 6) Authorize the City Manager to sign all required documents relating to this item.

Approved as part of the Consent Calendar.

2.Q. NEW CONSTRUCTION COMPATIBILITY IN THE WEST HOLLYWOOD WEST NEIGHBORHOOD [A. LAND, K. HASHMI, J. D'AMICO, M. REX]:

SUBJECT: The City Council will receive an update on the community discussion regarding the impacts of new construction in the West Hollywood West neighborhood.

ACTION: This report is provided for information only. **Approved as part of the Consent Calendar.**

2.R. (4.B.) EXTENSION OF ENTERTAINMENT SHUTTLE PILOT PROGRAM [P. AREVALO, M. LOUIE, L. BIERY]:

SUBJECT: The City Council will consider extending the Entertainment Shuttle program currently operating on weekend nights along Santa Monica Boulevard beyond its scheduled end date of December 28, 2013.

ACTIONS: 1) Approve a month-by-month extension of The Weho PickUp pilot program; 2) Authorize the Director of Finance & Technology Services to allocate a not-to-exceed amount of \$129,200 from unallocated General Fund Reserves to account 100-1-01-10-533057, Business Retention & Attraction to cover additional costs associated with extending the pilot program; 3) Approve a contract amendment with American GTS extending the contract termination date and updating the contract not-to-exceed amount; 4) Approve a contract amendment with Symblaze, Inc. for marketing services updating the contract not-to-exceed amount; and 5) Authorize the City Manager or his designee to update, sign and execute any and all documents necessary to extend the pilot program. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. URGENCY ORDINANCE ADOPTING BY REFERENCE TITLES 26, 27, 28, 29, 30, 31 AND 32 OF THE LOS ANGELES COUNTY CODES INCORPORATING THE CALIFORNIA STATE BUILDING STANDARDS CODES [S. DEWOLFE, S. BAILEY]:

SUBJECT: The City Council will consider approving an Ordinance amending Chapters 13.04 (Building Code), 13.08 (Electrical Code), 13.12 (Plumbing Code), and 13.16 (Mechanical Code), 13.20 (Residential Code), 13.24 (Green Building Standards) of Title 13 and Chapters 14.04 (Fire Code Adoption) and 14.08 (High-Rise Building Requirements) of Title 14 of the West Hollywood Municipal Code.

The Item was noticed as required by law.

Steve Bailey, Building and Safety Manager, provided background information as outlined in the staff report dated December 16, 2013. He reported that there is one minor amendment to the Item; the County of Los Angeles added a State Code regarding storm water pollution that Staff and the City Attorney are not recommending that the City adopt. He stated that Staff will bring a separate Item to Council for approval that would allow the City to adopt its own code regarding storm water pollution and its impact on development.

City Attorney Jenkins outlined the proposed change to the Ordinance with this minor amendment.

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

ACTION: Waive further reading and adopt Urgency Ordinance No. 929U, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADOPTING BY REFERENCE TITLE 26 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA BUILDING CODE, 2013 EDITION; TITLE 27 OF THE LOS ANGELES COUNTY CODE, INCORPORATING

THE CALIFORNIA ELECTRICAL CODE, 2013 EDITION; TITLE 28 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA PLUMBING CODE, 2013 EDITION; TITLE 29 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA MECHANICAL CODE, 2013 EDITION; TITLE 30 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA RESIDENTIAL CODE, 2013 EDITION; TITLE 31 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA GREEN BUILDING STANDARDS CODE, 2013 EDITION; AND TITLE 32 OF THE LOS ANGELES COUNTY CODE, INCORPORATING THE CALIFORNIA FIRE CODE, 2013 EDITION.; MAKING AMENDMENTS TO SAID CODES; AMENDING CHAPTERS 13.04, 13.08, 13.12, 13.16, 13.20 AND 13.24 OF TITLE 13 AND CHAPTERS 14.04 AND 14.08 OF TITLE 14 OF THE WEST HOLLYWOOD MUNICIPAL CODE; AND DECLARING THE URGENCY THEREOF". **Motion by Councilmember Heilman, seconded by Councilmember Duran, and unanimously approved noting the revisions to section 13.24.010 of the Ordinance.**

3.B. ZONE TEXT AMENDMENT TO STREAMLINE THE REMODEL PERMIT PROCESS FOR SINGLE FAMILY HOMES AND DUPLEXES [S. DEWOLFE, M. ANTOL, G. SHERIDAN]:

SUBJECT: The City Council will consider revisions to the Zoning Ordinance to streamline the remodel permit process for single family homes and duplexes.

The Item was noticed as required by law.

Georgia Sheridan, Assistant Planner provided background information as outlined in the staff report dated December 16, 2013.

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

Mayor Pro Tempore D'Amico expressed concern regarding the current code not addressing the issue of the requirement of a costly Survey for property owners that are only doing minor remodeling projects on their home. Staff clarified that they will provide owners with information regarding what construction would require the Survey up front; to ensure that they understand all costs involved before starting a project.

Councilmember Duran requested clarification on whether some of City fees could be eliminated or reduced if some of the documents could be submitted online.

Staff replied that the City is in the process of implementing an electronic permitting system that will allow documents to be submitted online; which could reduce some costs.

Mayor Pro Tempore D'Amico clarified that the Surveys are not a part of the City's fees. He requested that Staff ensure that they are providing guidance and information to property owners when they are at the Planning counter at City Hall. He asked that the City be a resource to owners in helping to determine what types of remodeling projects require a Survey and what projects do not.

Staff clarified that Surveys are only required when the property owner is changing the footprint of the house, not for changing windows, doors, or adding a deck. Staff further clarified that along with guidance from Staff at the counter, there will be handouts available to assist property owners as well.

The following individuals did not wish to speak, but expressed their support for the Item: Richard Giesbret.

ACTION: Staff recommends that the City Council hold the public hearing, consider all pertinent testimony, and introduce on first reading the following: Ordinance No. CC 13-930: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO THE ZONING ORDINANCE TO STREAMLINE THE REMODEL PERMIT PROCESS FOR SINGLE FAMILY HOMES AND DUPLEXES (ATTACHMENT A)". **Motion by Councilmember Duran, seconded by Mayor Pro Tempore D'Amico, and unanimously approved.**

4. UNFINISHED BUSINESS:

4.A. AWARD OF A CONSTRUCTION CONTRACT FOR THE AUTOMATED PARKING GARAGE PROJECT, PROJECT NO. DPW 14-001 [P. AREVALO, S. BAXTER, J. HUFFER, O. DELGADO, D. UYENO]:

SUBJECT: The City Council will consider the approval of a construction contract for the Automated Parking Garage Project, Project No. DPW 14-001.

Jeffrey Huffer, Strategic Initiatives Manager, provided background information as outlined in the staff report dated December 16, 2013. Michael Jenkins, City Attorney, provided clarification on the Bid protest process.

DAVE GOLIA, VICE PRESIDENT OF T.B. PENICK AND SONS, INC. spoke regarding the Bid his company submitted and stated that the protest is without merit. He spoke regarding the missing documents being submitted the same day, and requested that Council reject the protest and accept his company's Bid.

COE HOLBROOK, WEST HOLLWYOOD, spoke in opposition to the automated parking garage project.

Councilmember Heilman thanked everyone who spoke and the City Attorney for laying out the Item in a clear and concise manner. He spoke in support of the automated parking garage project and in support of rejecting the Bid protest and accepting the Bid of T.B. Penick & Sons.

Councilmember Duran requested clarification regarding the documents that were missing from the BID package.

City Attorney Jenkins clarified the two documents and how they relate to the Bid process and stated that the bidder submitted the required documents to the City later that day.

Councilmember Duran spoke regarding public comments expressing concern with the cost of the parking structure and whether the residents actually want this structure. He spoke regarding the need for parking in this area for residents as well as theatre and restaurant patrons. He also clarified that the costs will be amortized over 30 years.

Mayor Pro Tempore D'Amico spoke regarding his support for the automated parking garage, but stated that he could not support the Item. He spoke in support of rejecting all Bids and holding another Bid opening. He expressed concern with approving this Item as it may affect the confidence vendors will have regarding the City's Bid process.

Mayor Land spoke regarding Mayor Pro Tempore D'Amico's comments and stated that the City does have a formal process in place for Bid protests. She spoke regarding the two documents not having a material impact on the Bid and spoke in support of rejecting the protest and accepting the Bid.

ACTIONS: 1) Review the low bid submitted by T.B. Penick & Sons, Inc. and the bid protest submitted by RJ Daum Construction; 2) Hold the Hearing of Bid Protest per W.H.M.C. Section 3.08.036 and reject the protest filed by RJ Daum Construction on the ground that the irregularities in the Penick bid are minor and waivable; 3) Accept the bid dated November 21, 2013 submitted by T.B. Penick & Sons, Inc.; 4) Authorize the City Manager to enter into a contract with T.B. Penick & Sons, Inc. in the amount of \$10,748,800.00 for the construction of Project No. DPW 14-001, Automated Parking Garage Project; 5) Authorize the Strategic Initiatives Manager, or his designee to negotiate and execute change orders to the construction contract with T.B. Penick & Sons for related, additional but unforeseen work, which may develop during the project; the total value of which shall not exceed a 10% contingency of the original contract amount (\$1,074,880); and 6) Approve Resolution 2013-4519, "A

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF DPW No. 14-001, AUTOMATED PARKING GARAGE PROJECT, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT". **Motion by Councilmember Heilman, seconded by Councilmember Duran, and approved noting the NO vote of Mayor Pro Tempore D'Amico.**

4.C. UPDATE AND DISCUSSION ON CAMPAIGNS AND ELECTIONS [M. JENKINS, C. SCHAFFER]:

SUBJECT: The City Council will receive a summary of the discussion of the City Council subcommittee that was formed on March 18, 2013 in response to a Council item regarding potential amendments to the City's campaign and elections policies. The Council will also consider the campaign topics outlined in the staff report and provide direction to staff and the City Attorney.

ACTIONS: This Item was tabled.

5. NEW BUSINESS:

5.A. AGREEMENT FOR SERVICES WITH KEYSER MARSTON ASSOCIATES TO PREPARE A NEXUS STUDY FOR THE CITY'S AFFORDABLE HOUSING IMPACT FEES [E. SAVAGE, P. NOONAN, A. LOVANO]:

SUBJECT: The City Council will consider an Agreement for Services with Keyser Marston Associates to prepare a nexus study for the City's affordable housing impact fees.

ACTION: This item was tabled.

EXCLUDED CONSENT CALENDAR: None

6. LEGISLATIVE: None.

PUBLIC COMMENT:

LARRY BLOCK, WEST HOLLYWOOD, spoke regarding various issues in the City.

PAT DIXON, WEST HOLLYWOOD, spoke in opposition to recent decisions by Council regarding Plummer Park.

STEVE MARTIN, WEST HOLLYWOOD, commented on a community meeting on 12/17 at the Pacific Design Center concerning a proposed development at the MTA site.

ERIC GELLER, WEST HOLLYWOOD, spoke in opposition to recent decisions by Council regarding Plummer Park.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke in opposition to recent decisions by Council regarding Plummer Park.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke in opposition to recent decisions by Council regarding Plummer Park and requested a Town Hall meeting.

VIRGINIA GILLICK, WEST HOLLYWOOD, spoke in opposition to recent decisions by Council regarding Plummer Park and wished everyone a happy holiday.

LAUREN MEISTER, WEST HOLLYWOOD, wished Council Happy Holidays. She spoke in opposition to recent decisions by Council regarding Plummer Park. She spoke in support of holding a Town Hall meeting to discuss this issue.

COUNCILMEMBER COMMENTS:

Councilmember Duran expressed concern regarding public comments surrounding the order of public speakers. He spoke regarding public comments surrounding residents not being heard as it relates to Plummer Park. He spoke regarding various meetings that he has had with those that are in support of the proposed changes to Plummer Park, as well as those that are opposed. He spoke regarding those that have spoken out at Council meetings for the last two years regarding this issue; which were heard and taken into consideration by Council. He spoke in support of a Town Hall meeting in the coming months to further discuss the issues. He spoke regarding public comment regarding the proposed location for the pre-school and clarified that it was the representatives from the pre-school who requested the location.

City Manager Arevalo spoke briefly regarding the upcoming community meeting surrounding the proposed development at the MTA Site and clarified that City's current role in the process.

ADJOURNMENT: The City Council adjourned at 8:43 p.m. in memory of Ed Foelker and Marguerite LaMotte. The City Council adjourned to their next regular meeting, which will be on Tuesday, January 21, 2014 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 21st day of January, 2014 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