

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MARCH 17, 2014
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 6:32 p.m.

PLEDGE OF ALLEGIANCE: Richard Settle 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 Quarker, and Administrative Specialist Gonzalez.

APPROVAL OF AGENDA:

Councilmember Prang requested that Item 4.A and Item 5.A be moved to the Consent Calendar as Item 2.X. and 2.Y respectively.

Mayor Pro Tempore D'Amico requested that item 2.U. be moved to Excluded Consent.

Councilmember Heilman registered his abstention on Item 2.F.

Motion by Councilmember Prang, to approve the March 17, 2014 Agenda as amended, seconded by Councilmember Heilman, and approved.

ADJOURNMENT MOTIONS:

Mayor Pro Tempore D'Amico requested that the meeting be adjourned in memory of his friend, Jovin Kale Raethz.

Councilmember Prang requested that the meeting be adjourned in memory of the following soldiers who died in Afghanistan since the last City Council meeting: Master Sergeant David L. Poirier, 52 and Lance Corporal Caleb L. Erickson, 20.

PRESENTATIONS: None.

1. PUBLIC COMMENT:

ASHLEY MILLHOUSE, CULVER CITY, spoke in support of Item 2.W.

COLE ETTMAN, WEST HOLLYWOOD, spoke regarding Item 2.G.

VIRGINIA GILLICK, WEST HOLLYWOOD, spoke regarding Item 2.N. and asked that the study include community input.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke regarding item 2.N. and asked that the study include community input.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke regarding item 2.N. and asked that the study include community input.

LAURA BOCCALETTI, WEST HOLLYWOOD, spoke regarding item 2.N. and asked that the study include community input.

LARRY BLOCK, WEST HOLLYWOOD, spoke regarding the city flag and expressed kind words for City employee David Logan, who is ill.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding maintenance issues at his building.

HEIDI SHINK, WEST HOLLYWOOD, spoke in support of Items 2.J., 2.K., and 2.N. She also spoke in support of Item 5.B.

SCOTT RICE, WEST HOLLYWOOD, spoke regarding recent issues with City Hall personnel.

DAVID REID, LOS ANGELES, spoke regarding development at the Movie Town plaza site.

LAUREN MEISTER, WEST HOLLYWOOD, spoke regarding the community survey and expressed concerns with how the data was collected and interpreted.

LYNDIA LOWY, WEST HOLLYWOOD, spoke regarding Item 2.N. and asked that the study include community input.

ELLA & SAMANTHA JEAN-SPRECHER, LOS ANGELES, spoke regarding the City discontinuing the Triathlon Team and requested that Council approve funding for the program.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding an incident at Here Bar and spoke in opposition to unisex bathrooms.

VINCENT PACKARD, WEST HOLLYWOOD, spoke regarding Item 3.C. and SBE establishments.

JENNIFER GREGORI, LOS ANGELES, spoke regarding the City discontinuing the Triathlon Team and requested that Council approve funding for the program.

RICHARD GIESBRET, WEST HOLLYWOOD, spoke regarding the recent moratorium passed by City Council regarding development in the West Hollywood West area.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran spoke regarding public comment surrounding funding for the Triathlon Team and thanked the parents and children who came out to speak. He asked the City Manager to look into the issue. He clarified the recommendations proposed for Item 2.N. and stated that the Item allows the City to receive information on all possible scenarios and if the Item is approved; it is not an approval of dismantling Great Hall/Long Hall. He requested that additional direction be given to Staff to require the consultant to make a presentation to the West Hollywood Preservation Alliance. He spoke regarding Item 2.K. and asked if Council would approve additional direction to Staff to also raise awareness about the effects of the drug GHB. He thanked Lauren Meister for her comments regarding the Status of Women in West Hollywood Report. He spoke regarding public comment surrounding maintenance issues at 980 Palm and encouraged residents to contact the manager on-site with any complaints about the condition of the building. He spoke regarding public comments made regarding City employees, and spoke in support of City staff. He encouraged those that have complaints to register them with the City Manager or Human Resources. He disclosed that the owner of the building related to Item 2.M. contributed to his campaign.

Councilmember Heilman spoke regarding the recent Los Angeles Marathon and thanked Public Safety, Special Events and all of the participants.

Councilmember Prang spoke regarding Item 2.G. and requested that Staff include an additional Public Facilities Commissioner to the Steering Committee

Councilmember Duran asked that Item 2.G. be moved to Excluded Consent for further discussion. Council approved by consensus the removal of Item 2.G. from the Consent Calendar to Excluded Consent.

Mayor Pro Tempore D'Amico spoke regarding item 2.G., and expressed concern with the lack of representatives from other sports, besides aquatics. He spoke regarding Item 2.N. and requested that the Consultant attend a Community Meeting to answer questions and receive community input. He spoke regarding item 2.U. and requested that it be placed back on the Consent Calendar with the additional direction to the City Attorney to add the definition of Lobbying and to also include the issue of employees "double dipping" as consultants. He spoke regarding the Status of Women in West Hollywood Report and asked the City Manager to look into the issues raised during Public Comment. He disclosed the names of those that had an interest on various Items on the Agenda; that have also contributed to his campaign.

City Council approved by consensus to place Item 2.U. back on the Consent Calendar for approval.

Mayor Land spoke regarding the Status of Women in West Hollywood Report and asked that the City Manager look into the issues brought up during public comment. She spoke regarding the groundbreaking of the City Hall Automated Parking Garage that was held prior to the City Council meeting, and the public now being asked to park at the Kings Road Parking Structure where a shuttle is available for those that have mobility limitations. She spoke regarding the upcoming Women's Leadership Conference scheduled for April 4th and April 5th. She also spoke regarding City Hall being closed on Monday, March 31, 2014 in recognition of Cesar Chavez Day. Mayor Land reported on the current vacancy on the Business License Commission and encouraged those interested in serving on this Commission as her direct-appointee to submit an application, as the Item will be on the April 7, 2014 Council Agenda. She spoke regarding her recent attendance at the National League of Cities Conference.

CITY MANAGER'S REPORT:

City Manager Arevalo spoke regarding the Automated Parking Garage and stated that construction on Sweetzer Avenue will require that the street be closed during the day for two weeks. He spoke regarding public comment surrounding the discontinuance of the Triathlon Team, and spoke briefly regarding the challenges with the Team meeting the required enrollment threshold of ten participants. He apologized for the late notice provided to the parents and encouraged those interested to speak with the Director of the Department, Elizabeth Savage. He congratulated everyone who participated in the LA marathon; specifically Councilmember Heilman and City employee Francisco Contreras.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$781,184 in expenditures, \$47,181 in potential revenue, and (\$5,426) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, 2.A.,B.,C.,D.,E.,F.,H.,I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Y. **Motion by Councilmember Duran, seconded by Mayor Pro Tempore D'Amico and approved.**

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, March 17, 2014 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Thursday, March 13, 2014.

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 March 3, 2014. **Approved as part of the Consent Calendar.**

2.C. DEMAND REGISTER NO. 740, RESOLUTION NO. 14-4534:

SUBJECT: The City Council shall approve or reject the Demand Register for period ending March 07, 2014 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register No. 740 and adopt Resolution No. 14-4534, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 740". **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 an administrative step in claims processing.

ACTION: Deny the claims of Meredith Basinger, Sarah Pashae and Anne Wile and refer them to the City's claims adjuster for action. **Approved as part of the Consent Calendar.**

2.E. COMMISSION AND ADVISORY BOARD ACTION REPORTS:

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

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

2.F. 1343 N. LAUREL AVENUE COMMUNITY ENGAGEMENT AND CREATION OF A VISION CONCEPTS COMMITTEE [P. AREVALO, S. BAXTER, J. HUFFER, L. BELSANTI, F. CONTRERAS]:

SUBJECT: The City Council will receive an update on the stabilization and community engagement on the City owned property at 1343 N. Laurel Avenue, including information regarding the creation of a Vision Concepts Committee and approve an amendment to the existing Agreement for Services with PMC, World to increase the not-to-exceed amount from \$75,000.00 by an additional \$10,500.00.

ACTIONS: 1) Receive an update on the stabilization and community engagement on the City owned property at 1343 N. Laurel Avenue; 2) Approve an amendment to the existing Agreement for Services with PMC, World to increase the not-to-exceed amount from seventy-five thousand dollars (\$75,000.00) by an additional ten thousand five hundred dollars (\$10,500.00); 3) Authorize the City Manager to sign the amended agreement; and 4) Approve the creation, make-up and membership of the 1343 N. Laurel Avenue Vision Concepts Committee. **Approved as part**

of the Consent Calendar, noting the Abstention of Councilmember Heilman.

2.G. WEST HOLLYWOOD PARK MASTER PLAN PHASE II IMPLEMENTATION PROJECT COMMUNITY ENGAGEMENT FRAMEWORK STRATEGY AND DESIGN STEERING COMMITTEE COMPOSITION [P. AREVALO, S. BAXTER, J. HUFFER, F. CONTRERAS]:

SUBJECT: The City Council will receive a brief overview of the community engagement framework strategy, including information regarding the composition of a Design Steering Committee.

ACTION: This Item was moved to Excluded Consent.

2.H. CIVIC ART PROGRAM FOR WEST HOLLYWOOD PARK PHASE II IMPLEMENTATION [P. AREVALO, M. LOUIE, A. CAMPBELL]:

SUBJECT: The City Council will consider approving the initial steps for the civic art program for the West Hollywood Park Phase II Implementation project which includes a contract for public art consultant services and approval of the Art Process Team.

ACTIONS: 1) Approve Green Public Art (Rebecca Ansert) to provide public art consulting services on behalf of the City per the established civic art guidelines at a not-to-exceed fee amount of \$84,000; and 2) Approve the Art Process Team for the West Hollywood Park Phase II Implementation project as described in the report. **Approved as part of the Consent Calendar.**

2.I. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1839 (GATTO): CALIFORNIA FILM AND TELEVISION JOB RETENTION AND PROMOTION ACT [P. AREVALO, S. BAXTER, L. BELSANTI, E. ROBINSON]:

SUBJECT: The City Council will consider adopting a resolution in support of AB 1839 (Gatto), the California Film and Television Job Retention and Promotion Act.

ACTIONS: 1) Adopt Resolution No. 14-4535, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1839 (GATTO): CALIFORNIA FILM AND TELEVISION JOB RETENTION AND PROMOTION ACT"; and 2) Direct staff to send copies of signed resolution to: Assemblymember Mike Gatto, Assemblymember Raul Bocanegra, Assemblymember Richard Bloom and Assemblymember Raul Bocanegra, Chair, Revenue and Taxation Committee, Assemblymember Brian Dahle, Vice Chair, Revenue and Taxation Committee, Assemblymember Ian C. Calderon, Chair, Arts, Entertainment, Sports, Tourism and Internet, Assemblymember Marie Waldron, Vice Chair, Arts, Entertainment, Sports, Tourism and Internet, Assemblymember Frank Bigelow, Vice Chair of the Appropriations Committee, Assemblymember Richard S. Gordon, Assemblymember Diane L. Harkey, Assemblymember Kevin Mullin, Assemblymember

Brian Nestande, Assemblymember Richard Pan, Assemblymember V. Manuel Pérez, Assemblymember Philip Y. Ting, Senator Ted Lieu, U.S. Senators Dianne Feinstein and Barbara Boxer, and Governor Jerry Brown. **Approved as part of the Consent Calendar.**

2.J. SUPPORT FOR AB 1951 (GOMEZ) TO REQUIRE THE DEPARTMENT OF PUBLIC HEALTH TO MODIFY BIRTH CERTIFICATES TO RECOGNIZE SAME-SEX COUPLES [J. DURAN, I. OWENS, J. SCHWEIGERT]:

SUBJECT: The City Council will consider adopting a resolution in support of AB 1951 (Gomez), which would require the Department of Public Health to modify birth certificates to recognize same-sex couples. The bill would allow birth certificates to reflect two mothers and two fathers, as well as a gender-neutral parent option.

ACTION: 1) Adopt Resolution No. 14-4536 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD TO SUPPORT AB 1951 (GOMEZ) TO REQUIRE THE DEPARTMENT OF PUBLIC HEALTH TO MODIFY BIRTH CERTIFICATES TO RECOGNIZE SAME-SEX COUPLES"; and 2) Direct staff to send signed copies to Governor Jerry Brown, Senator Ted Lieu, Assemblymember Richard Bloom, Assemblymember Jimmy Gomez. **Approved as part of the Consent Calendar.**

2.K. DIRECTION TO THE SOCIAL SERVICES DIVISION AND PUBLIC INFORMATION OFFICE TO RAISE AWARENESS ABOUT THE EFFECTS OF CRYSTAL-METH ABUSE IN WEST HOLLYWOOD [J. DURAN, I. OWENS]:

SUBJECT: The City Council will consider directing Social Services and PIO Staff to create and implement a campaign of public service announcements and programs aimed at raising awareness of the effects of crystal-meth abuse.

ACTIONS: 1) Direct the Social Services Division, in collaboration with City-contracted providers, to develop a public awareness campaign aimed at reducing the impact of crystal-meth and GHB abuse in West Hollywood; 2) Direct the Public Information Office to utilize all appropriate communication tools to promote the campaign; 3) This item authorizes the Director of Finance and Technology Services to allocate \$5,000 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with the campaign; and 4) Authorize the City Manager to sign and execute any documents or forms that may be necessary for the successful implementation of this campaign. **Approved as part of the Consent Calendar.**

2.L. MILLS ACT CONTRACT FOR PROPERTY LOCATED AT 1228 NORTH FLORES STREET [S. DEWOLFE, D. DEGRAZIA, A. CASTILLO]:

SUBJECT: The City Council will consider a request to approve a Mills Act Contract with the property owner of 1228 North Flores Street, a designated Cultural Resource of the City of West Hollywood.

ACTION: Staff recommends that the City Council approve a Mills Act Contract between the City of West Hollywood and the owners of 1228 North Flores Street and authorize the City Manager to sign the agreement.
Approved as part of the Consent Calendar.

2.M. MILLS ACT CONTRACT FOR PROPERTY LOCATED AT 1330 NORTH HARPER AVENUE (EL PASADERO) [S. DEWOLFE, D. DEGRAZIA, A. CASTILLO]:

SUBJECT: The City Council will consider a request to approve a Mills Act Contract with the property owner of 1330 North Harper Avenue (El Pasadero), a designated Cultural Resource of the City of West Hollywood.

ACTION: Staff recommends that the City Council approve a Mills Act Contract between the City of West Hollywood and the owner of 1330 North Harper Avenue and authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

2.N. 25TH ANNIVERSARY CAPITAL PROJECT: PLUMMER PARK MASTER PLAN PHASE I IMPLEMENTATION PROJECT - APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH HISTORIC RESOURCES GROUP TO CONDUCT A STUDY EVALUATING THE RELOCATION OF GREAT HALL/LONG HALL AT PLUMMER PARK [P. AREVALO, S. BAXTER, J. HUFFER, F. CONTRERAS]:

SUBJECT: The City Council will consider approving a professional services agreement with Historic Resources Group (HRG) to conduct a study evaluating the relocation of Great Hall/Long Hall at Plummer Park.

ACTIONS: 1) Authorize the City Manager to execute an Agreement for Services with HRG for \$30,000 to conduct a study evaluating the relocation of Great Hall/Long Hall at Plummer Park; 2) Authorize the City Manager to approve change orders to the contract in an amount not to exceed 10% of the contract amount (\$3,000); and 3) Authorize the City Manager or his designee to sign and execute all documents related to this agreement. **Approved as part of the Consent Calendar.**

2.O. AMENDMENT TO AGREEMENT FOR SERVICES WITH JOANNE SHANNAHOFF TO PROVIDE GRAPHIC DESIGN SERVICES FOR ARTS AND CULTURE PROJECTS AND THE 2014-16 OPERATING BUDGET AND CAPITAL WORK PLAN [D. WILSON, J. LEONARD]:

SUBJECT: The City Council will consider approving an Amendment to the current Agreement for Services (#6566) with Joanne Shannahoff to provide graphic design services for arts and culture projects and the 2014-16 Operating Budget and Capital Work Plan document, for the remainder of the 2013-14 fiscal year.

ACTIONS: 1) Approve an Amendment to the current Agreement for Services (#6566) with Joanne Shannahoff, increasing the not-to-exceed

contract amount by \$12,575, to a total of \$22,575; and 2) Authorize the City Manager to sign all necessary documents related to the Agreement. **Approved as part of the Consent Calendar.**

2.P. AGREEMENT FOR ON-CALL PROFESSIONAL AUDIOVISUAL TECHNOLOGY SUPPORT SERVICES [O. DELGADO, S. CAMPBELL, H. COLLINS]:

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

ACTIONS: 1) Approve an Agreement for Services through June 30, 2015 in the not to exceed amount of \$60,000 with Waveguide Consulting, Incorporated, for providing On-Call Professional 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.Q. AMENDMENT TO THE AGREEMENT WITH PCI [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider an amendment to the Agreement with PCI, for Annual Street Striping, Legends and Road Marking.

ACTIONS: 1) Approve the Amendment to the Agreement with PCI for Annual Street Striping, Legends and Road Marking and extend the term of the contract for a period of two years; 2) Approve the Amendment to the Agreement with PCI for Annual Street Striping, Legends and Road Marking and increase the contract amount by \$300,000 to a total contract amount not to exceed \$813,602.50; and 3) Authorize the City Manager to execute the Amendment to the Agreement. **Approved as part of the Consent Calendar.**

2.R. CONTRACT AMENDMENT WITH PATRICIA SMITH, ALSA, AICP FOR WEST HOLLYWOOD DESIGN DISTRICT STREETScape MASTER PLAN ADDENDUM [S. DEWOLFE, M. ANTOL, C. CORRAO]:

SUBJECT: The City Council will consider amending an existing contract with Patricia Smith, ASLA, AICP for consultant services to complete concept development for the West Hollywood Design District Streetscape Master Plan.

ACTIONS: 1) Approve a contract amendment with Patricia Smith, ASLA, AICP, not to exceed the amount of \$124,635 to provide professional urban design, landscape, engineering and mobility consulting services to finalize the West Hollywood Design District Streetscape Master Plan, to include the design of public gatherings spaces, configuration and layout of Robertson Blvd North, and explore a mid-block pedestrian pathway concept; and 2) Authorize the City Manager to sign the agreement. **Approved as part of the Consent Calendar.**

- 2.S. NOTICE OF COMPLETION, KINGS ROAD PARKING STRUCTURE RESTORATION, C.I.P. 55-13/14-01– 8383 SANTA MONICA BOULEVARD [O. DELGADO, J. ROCCO, S. CAMPBELL, H. COLLINS]:**
SUBJECT: The City Council will consider accepting the improvements completed by Alpha 1 Construction and authorizing the filing of a Notice of Completion for the Kings Road Parking Structure Restoration, C.I.P. 55-13/14-01 – 8383 Santa Monica Boulevard.
ACTIONS: It is recommended that the City Council accept the improvements and authorize the following: 1) Filing a Notice of Completion with the County Recorder; 2) Final payment to contractor will be released at the end of the 35 day lien period provided that all Stop Notices are withdrawn or Stop Notice Release Bonds are submitted; 3) Release the Performance Bond on the date of recordation of the Notice of Completion; and 4) Release the Payment Bond 35 days after the date of recordation of the Notice of Completion provided that all Stop Notices are withdrawn or Stop Notice Release Bonds are submitted. **Approved as part of the Consent Calendar.**
- 2.T. CONDEMNATION OF THE UGANDA ANTI-HOMOSEXUALITY ACT [A. LAND, K. HASHMI, J. HEILMAN, F. SOLOMON]:**
SUBJECT: The City Council will consider adopting a resolution condemning the Uganda Anti-Homosexuality Act which was enacted on February 24, 2014.
ACTIONS: 1) Adopt Resolution No. 14-4537, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE UGANDA ANTI-HOMOSEXUALITY ACT”; and 2) Send Copies of the signed resolutions to the Embassy of the Republic of Uganda, U.S. Secretary of State John Kerry, U.S. Senator Barbara Boxer, U.S. Senator Dianne Feinstein, Representative Adam Schiff, International Gay and Human Rights Commission, Amnesty International and Human Rights Watch. **Approved as part of the Consent Calendar.**
- 2.U. PURSUE “REVOLVING DOOR” PROHIBITION BY IMPLEMENTING POST-EMPLOYMENT RESTRICTIONS ON CITY STAFF AND OFFICIALS [J. HEILMAN, F. SOLOMON, J. SCHWEIGERT]:**
SUBJECT: The City Council will direct the City Attorney to draft appropriate legislation prohibiting former city employees and city officials from lobbying the City.
ACTION: Direct the City Attorney to consider the implementation of post-employment restrictions on city staff and city officials that prohibits them from lobbying the City. **Approved as part of the Consent Calendar.**
- 2.V. ARTS AND CULTURAL PROGRAMMING AT THE WEST HOLLYWOOD LIBRARY [P. AREVALO, M. LOUIE, A. CAMPBELL, M. CHE]:**
SUBJECT: The City Council will consider co-sponsoring upcoming arts and cultural programs at the West Hollywood Library and authorizing the

use of the West Hollywood Library Public Meeting Room (Council Chambers) for upcoming arts and culture events.

ACTIONS: 1) Approve the use of the West Hollywood Library Public Meeting Room (Council Chambers) and West Hollywood Library Community Meeting Room for the arts and culture programs as outlined in this report; 2) Authorize an additional hour of validated parking for event participants, at the 5-story West Hollywood Park garage, for a total of 3 hours where applicable; 3) Waive facility use fees for a total not-to-exceed amount of \$2000; and 4) Authorize use of the City name and logo on promotional and collateral materials and the promotion of the event through the City's website, calendar and social media networks.
Approved as part of the Consent Calendar.

2.W. CO-SPONSORSHIP OF THE AMERICAN CANCER SOCIETY'S "RELAY FOR LIFE OF WEST HOLLYWOOD" EVENT [J. HEILMAN, F. SOLOMON, J. SCHWEIGERT]:

SUBJECT: The City Council will consider approving the co-sponsorship of The American Cancer Society's "Relay For Life of West Hollywood" event at West Hollywood Elementary School on Saturday, May 10th to Sunday, May 11th 2014.

ACTIONS: 1) Approve the City of West Hollywood's co-sponsorship of the Relay for Life event, and authorize 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.X. (4.A.) AGREEMENT FOR SERVICES WITH NEXTBUS FOR REAL TIME TRIP DATA FOR THE CITYLINE [E. SAVAGE, D. GIUGNI, P. GOODMAN, F. GOMEZ]:

SUBJECT: The City Council will consider authorizing an Agreement for Services with NextBus for the adoption of a "real time" data solution for the Cityline.

The following individual did not wish to speak, but wanted to express support for the Item: KEVIN BURTON

ACTIONS: 1) Approve a three-year Agreement for Services with NextBus in the amount of \$47,874 for an Automatic Vehicle Location (AVL) system for the Cityline service; and 2) Authorize the City Manager to sign and execute all necessary documents. **Approved as part of the Consent Calendar.**

2.Y. (5.A.) SET A PROJECT BUDGET, INITIATE THE DESIGN DEVELOPMENT PHASE, AND AWARD AN AGREEMENT FOR ARCHITECTURAL AND DESIGN SERVICES FOR THE WERLE

BUILDING PROJECT (626 ROBERTSON BOULEVARD) [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider setting a project budget, initiating the design development phase, and approving an Agreement with the IDS-Group for Architectural and Design Services for the Werle Building Project.

ACTIONS: 1) Authorize the Director of Finance and Technology Services to allocate \$950,000 in 2013 Lease Revenue Bond Proceeds to account 100-4-08-55-702210 (WEHO Park – Werle Building) and establish a project account for costs associated with the Werle Building Project; 2) Accept the proposal submitted by IDS-Group and award an Agreement in the amount of \$88,000; 3) Authorize the Facilities and Field Services Manager to negotiate and execute one or more change orders to the contract with IDS-Group for additional but unforeseen work, which may develop during the project; the total value of which shall not exceed 15% of total contract amount (\$13,200); 4) Authorize the City Manager to execute the Agreement and all other related documents with IDS-Group for Architectural Design Services for the Werle Building Project; 5) Reject all remaining proposals; and 6) Authorize staff to issue a Request for Proposals for construction management services needed to oversee the Werle Building Project. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. ANNUAL PROGRESS REPORT ON THE STATUS OF THE HOUSING ELEMENT OF THE GENERAL PLAN FOR CALENDAR YEAR 2013 [E. SAVAGE, P. NOONAN, A. LOVANO]:

SUBJECT: The City Council will hold a public hearing to consider the 2013 Annual Progress Report on the Status of the Housing Element of the General Plan and direct staff to submit the report to the California State Department of Housing and Community Development (HCD).

The Item was noticed as required by law.

Peter Noonan, Rent Stabilization & Housing Manager provided background information as outlined in the staff report dated March 17, 2014.

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

Mayor Land closed the public hearing.

Mayor Pro Tempore D'Amico spoke regarding the need for Moderate-Income Inclusionary Housing units and expressed concern with the lack of units available in the City for this demographic. He requested clarification from Staff on whether this issue is due to the City's Ordinances, and

requested that Staff look at how the City can provide incentives to have this much needed housing produced more rapidly.

Staff provided clarification regarding the need for more moderate-income units and the challenges involved. Elizabeth Savage, Director of Human Services & Rent Stabilization spoke regarding those that may qualify for work-force housing not wanting the stigma of being on a “waiting list”. She also spoke regarding the City’s requirements of an equal amount of low-income and moderate-income units for new projects; however for some projects, developers can receive special tax credits for creating low-income housing and special-needs housing. She spoke regarding Staff looking into this issue further.

Mayor Land spoke regarding the need for work-force housing and spoke in support of Mayor Pro Tempore D’Amico’s request to have Staff look into other incentives.

ACTIONS: 1) Hold a public hearing to receive and consider any public comments on the housing report; and 2) Review the 2013 Housing Element Annual Progress Report and direct staff to submit the report to the California State Department of Housing and Community Development.
Motion by Councilmember Duran, seconded by Councilmember Prang and unanimously approved.

3.B. AMENDMENT TO AN EXISTING COMPREHENSIVE DEVELOPMENT PLAN, AN ADDENDUM TO A FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT, AND AN EXTENSION TO THE FORCE MAJEURE DELAY OF THE DEVELOPMENT AGREEMENT (1041 N. FORMOSA AVENUE- THE LOT MOTION PICTURE STUDIO) [S. DEWOLFE, J. KEHO, D. DEGRAZIA, E. STADNICKI]:

SUBJECT: The Council will consider an application to amend an existing Comprehensive Development Plan (CDP) for The Lot Motion Picture Studios. The owner is proposing to amend the CDP by changing what is to be demolished and built. The revised CDP would: reduce total square footage on the lot and retain the existing historic buildings located along Santa Monica Boulevard and Formosa Avenue. The Council will receive and file the notification of the City Manager’s acceptance of CIM Fund III, L.P. (CIM)’s request for an extension to the Force Majeure (Enforced) Delay of the performance of the Development Agreement. Staff needs additional time to finalize details with the applicant, therefore staff requests that the item be continued to the April 7th meeting.

ACTION: Continue the public hearing to Monday, April 7, 2014. **Motion by Councilmember Prang, seconded by Mayor Pro Tempore D’Amico and unanimously approved.**

3.C. APPEAL OF THE PLANNING COMMISSION'S DECISION TO APPROVE THE INTENSIFICATION OF USE OF PREMISES TO RESTAURANT WITH ANCILLARY USE OF FULL ALCOHOL AND OUTDOOR DINING at 8934-8940 SANTA MONICA BOULEVARD (COOLEY'S) [S. DEWOLFE, D. DEGRAZIA, A. CASTILLO]:

SUBJECT: The City Council will hold a public hearing to consider an appeal filed by Alfredo Diaz, regarding the Planning Commission's approval of an intensification of use of premises for a restaurant ("Cooley's") with ancillary sales, service, and consumption of full alcohol incidental to meal service and create a front and rear outdoor dining patio.

The Item was noticed as required by law.

Councilmember Duran disclosed that he had a telephone conversation with the Appellant, and met with the applicant and his representative.

Councilmember Heilman disclosed that he had a telephone conversation with the Appellant and visited the site.

Councilmember Prang disclosed that he spoke with the Appellant, Applicant and applicant's representative.

Mayor Pro Tempore D'Amico disclosed that he spoke with the Appellant and the Applicant.

Mayor Land disclosed that she spoke with the Appellant.

Antonio Castillo, Associate Planner, provided background information as outlined in the staff report dated March 17, 2014.

Councilmember Duran requested clarification from Staff on the definition of Gastro pub. Staff clarified that it is a restaurant that sells fine cuisine as well as alcoholic beverages.

Mayor Land opened the public hearing and the following speakers came forward:

ALFEDO DIAZ, APPELLANT, spoke in opposition of the Item and expressed his concern with this establishment becoming a night club.

MARK LEHMAN, REPRESENTING APPLICANT, provided background about the project and clarified that it will be a restaurant and not a night club.

DAVID COOLEY, APPLICANT, provided additional information about the project and asked for Council's approval.

DON ZUIDEMA, LOS ANGELES, spoke in support of Item and in opposition to the Appeal.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

GENEVIEVE MORRILL, REPRESENTING THE WEST HOLLYWOOD CHAMBER OF COMMERCE, spoke in support of Item and in opposition to the Appeal.

FRANCIS DIAZ, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

MARY ANN COLLINS, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

JAMES MURPHY, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

CHRIS MILLER, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

BOB BOEHR, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

LARRY BLOCK, WEST HOLLYWOOD, spoke in support of the project but expressed concern with the change of use and the outdoor patio.

LAUREN SIMON, HOLLYWOOD, spoke in support of the appeal.

JOYCE RUBIN, LOS ANGELES, spoke in support of the appeal and encouraged more community input.

CARLOS MARTINEZ, WEST HOLLYWOOD, spoke in support of the appeal.

ALYCIA ROSENBERG, WEST HOLLYWOOD, spoke in support of the appeal.

ELENA GOLDENBERG, WEST HOLLYWOOD, spoke in support of the appeal.

ALLA VINNIC, WEST HOLLYWOOD, spoke in support of the appeal.

MAYA GOLDENBERG, WEST HOLLYWOOD, spoke in support of the appeal.

GABRIEL KHAKHANASHVILI, WEST HOLLYWOOD spoke in support of the appeal.

JOSE AGUILAR, WEST HOLLYWOOD, spoke in support of the project, but not the patio.

GABRIEL KUZMIN, WEST HOLLYWOOD, spoke in support of the appeal.

MARTIN BEAURIVAGE, LOS ANGELES, spoke in support of Item and in opposition to the Appeal.

GARY WEINSTEIN, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

NORMAN CHRAMOFF, LOS ANGELES, spoke in support of the Appeal and expressed concern with a decision being made on a project-by-project basis.

LAUREN MEISTER, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke in support of the Appeal.

MATTHEW BARON, WEST HOLLYWOOD, spoke in support of the Appeal.

RICHARD GIESBRET, WEST HOLLYWOOD, spoke in support of the Appeal and expressed concerns with commercial uses around the park.

STEVE MARTIN, WEST HOLLYWOOD, spoke in support of Item and in opposition to the Appeal.

HYLAN HUBBARD, WEST HOLLYWOOD, spoke regarding the project and expressed his interest in obtaining more factual information.

The following people did not wish to speak, but expressed their support for the Item and opposition to the Appeal: BOBBI EDRICK

The following people did not wish to speak, but expressed their support for Appeal: HENRISON LYONS

ALFREDO DIAZ, APPELLANT, provided a brief rebuttal. He expressed concerns with the possible noise issues and spoke in support of more community input.

MARK LEHMAN, REPRESENTING THE APPLICANT, and DAVID COOLEY, APPLICANT, both provided a brief rebuttal and spoke regarding the outreach that was conducted regarding the project and actions taken to address the noise concerns.

Councilmember Duran spoke regarding his history with both sides of this issue and thanked them for expressing their viewpoints. He spoke regarding the conditions that have been included in the proposed Resolution that would ensure that the project remains a restaurant; such as no dancing, no cover charge, no limited entry for minors; no amplified music on the patio and no live entertainment. He also spoke regarding the six-month and twelve-month review by the Planning Commission to ensure that these conditions are adhered to. He spoke regarding the need for late-night dining in the City and Council's support for businesses over the years. He spoke regarding the project satisfying one of the goals of the General Plan; which is connectivity to the parks. He spoke in support of Staff's recommendation and in support of reversing the Planning Commission's amendment to reduce the size of the patio.

Councilmember Heilman requested clarification on the issue of ADA requirements and whether trash trucks will be able to maneuver through the alley. Staff clarified that the Planning Division and the Building & Safety Division assures that all ADA requirements are fulfilled with any project, and that the trash trucks will be able to drive through the alley as well as scout trucks.

Councilmember Heilman spoke regarding public comment surrounding the proximity of the project to the Park and spoke regarding other businesses that are adjacent to the park that have had no adverse effects. He spoke in support of the size of the patio and in opposition to the amendment approved by the Planning Commission. He spoke in support of the Item, but expressed concerns with ensuring that the restaurant does not morph into a night club over time as well as the size of the bar and kitchen.

Mayor Pro Tempore D'Amico expressed his concerns with the projects accessibility for Fire and Police vehicles in case of an emergency as well as ensuring that it meets all ADA requirements. He asked if additional direction could be given to ask the Applicant to have a plan prepared by an ADA and Fire Consultant. He spoke regarding the City being an urban place where parks are adjoined by commercial space and spoke in support of the project.

Councilmember Prang thanked everyone for coming out to speak on this Item. He spoke regarding the need to weigh all the information carefully and agreed with Councilmember Duran's comments regarding all of the conditions that have been placed on this proposed business to ensure

that its use is that of a restaurant. He spoke in support of reinvigorating the south side of Santa Monica Blvd, and in support of the project. He spoke in support of reversing the Planning Commission's amendment to reduce the size of the patio.

Mayor Land thanked everyone for coming out to speak on this Item. She spoke in support of the project. She spoke regarding comments surrounding ADA requirements and stated that Planning and Building & Safety Staff will ensure that all requirements are met. She spoke regarding the number of conditions in place for approval of the project that will ensure that its use is that of a restaurant. She spoke in opposition to the Planning Commission's amendment to reduce the size of the patio.

Councilmember Duran requested clarification on the size of the bar and the size of the kitchen.

Staff clarified that the L.A. County Health Department approved the size of kitchen as sufficient for the proposed 284 capacity. Staff also clarified that the applicant states that the bar area will be utilized for dining as well.

Councilmember Heilman spoke in support of reducing the size of the bar.

Mayor Land closed the public hearing.

ACTION: Staff recommends that the City Council hold a public hearing, consider all pertinent testimony, deny the appeal, and affirm the Planning Commission's decision by adopting the following: 1) Adopt Resolution No. 14-4538: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, DENYING AN APPEAL FILED BY ALFREDO DIAZ AND AFFIRMING THE PLANNING COMMISSION'S APPROVAL OF A DEVELOPMENT PERMIT FOR AN INTENSIFICATION OF USE FROM RETAIL/DANCE STUDIO TO RESTAURANT, A MINOR CONDITIONAL USE PERMIT FOR THE SALES, SERVICE, AND CONSUMPTION OF FULL ALCOHOL INCIDENTAL TO MEALS, AN ADMINISTRATIVE PERMIT TO ALLOW FOR OUTDOOR DINING, AND THE USE OF OFF-SITE PARKING AS PART OF THE PARKING CREDITS PROGRAM FOR A NEW RESTAURANT, LOCATED AT 8934-8940 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA. (COOLEY'S)" (ATTACHMENT A), with additional direction to remove Condition 7.9 – reduction in rear patio; and 2) Direct staff to work with the applicant to reduce the size of the bar and ensure that all ADA and Fire requirements are met. **Motion by Councilmember Duran, seconded by Councilmember Heilman and unanimously approved.**

4. UNFINISHED BUSINESS:

4.A. AGREEMENT FOR SERVICES WITH NEXTBUS FOR REAL TIME TRIP DATA FOR THE CITYLINE [E. SAVAGE, D. GIUGNI, P. GOODMAN, F. GOMEZ]:

SUBJECT: The City Council will consider authorizing an Agreement for Services with NextBus for the adoption of a “real time” data solution for the Cityline.

ACTION: This Item was moved to the Consent Calendar.

4.B. ANALYSIS OF ENTERTAINMENT SHUTTLE PILOT PROGRAM [P. AREVALO, M. LOUIE, L. MINNICH]:

SUBJECT: The City Council will receive a report analyzing the Entertainment Shuttle pilot program currently operating on weekend nights along Santa Monica Boulevard.

Laura Minnich, Economic Development Analyst, provided background information as outlined in the staff report dated March 17, 2014.

Mayor Pro Tempore D’Amico spoke regarding the success of the Pick-Up. He spoke in support of having a 45-day timeline for the analysis, so that any direction given to Staff can be incorporated into the next budget cycle. Staff clarified that the program is budgeted through June 30, 2014 and that the goal is to utilize the information from the analysis so that Staff along with Council can review options for the next budget cycle; which will include revenue options.

Councilmember Heilman requested that Staff also explore connectivity to Hollywood and Highland, to provide residents options on connecting to that Subway.

ACTIONS: 1) Receive and file report; and 2) Authorize City Manager or his designee to explore the cost of a needs assessment/feasibility study regarding extending the current route to La Brea or adding additional service days. This study would include: a) Analysis of the demographics of the East Side potential rider including current and future tenants; b) Analysis of the need for additional service days (Thursday/Sunday) or daytime service on the existing route and extended route; and c) Exploring branding/sponsorship opportunities to fund an extension. **Motion by Councilmember Duran, seconded by Mayor Pro Tempore D’Amico and unanimously approved.**

5. NEW BUSINESS:

5.A. SET A PROJECT BUDGET, INITIATE THE DESIGN DEVELOPMENT PHASE, AND AWARD AN AGREEMENT FOR ARCHITECTURAL AND DESIGN SERVICES FOR THE WERLE BUILDING PROJECT (626 ROBERTSON BOULEVARD) [O. DELGADO, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider setting a project budget, initiating the design development phase, and approving an Agreement with the IDS-Group for Architectural and Design Services for the Werle Building Project.

ACTION: This Item was moved to the Consent Calendar.

5.B. ELECTION OF MAYOR AND MAYOR PRO TEMPORE [Y. QUARKER]:

SUBJECT: The City Council will consider electing the new Mayor and Mayor Pro Tempore.

ACTION: City Council made the following appointments as Mayor and Mayor Pro Tempore, to be installed on April 21, 2014 at the Reorganization Meeting beginning at 6:00 p.m.: **John D'Amico - Mayor;**
John Heilman - Mayor Pro Tempore.

EXCLUDED CONSENT CALENDAR:

2.G. WEST HOLLYWOOD PARK MASTER PLAN PHASE II IMPLEMENTATION PROJECT COMMUNITY ENGAGEMENT FRAMEWORK STRATEGY AND DESIGN STEERING COMMITTEE COMPOSITION [P. AREVALO, S. BAXTER, J. HUFFER, F. CONTRERAS]:

SUBJECT: The City Council will receive a brief overview of the community engagement framework strategy, including information regarding the composition of a Design Steering Committee.

Councilmember Duran spoke in support of the current list of appointees.

Mayor Pro Tempore D'Amico expressed concern with the lack of representation from other athletic sports groups that utilize the Park; such as soccer and dodge ball players.

Councilmember Heilman spoke regarding previous Council comments regarding the need for additional representation from the Public Facilities Commission. He clarified that the full Public Facilities Commission will be presented with this Item for approval as part of the usual City process. He spoke in support of Mayor Pro Tempore D'Amico's comments regarding the need for other athletic teams to be represented on the committee.

Councilmember Prang spoke regarding the important role of the Public Facilities Commission and that they should be the lead Commission to review these types of projects.

Paul requested Staff to provide clarification on what other stakeholders have been asked to provide input on this project.

Jeffrey Huffer, Strategic Initiatives Manager, spoke regarding various groups that have been assembled to provide additional input, including; park users, public works and recreation staff, representatives from water polo teams, etc., to ensure that the City receives a variety of input.

Councilmember Heilman requested that additional direction be given to Staff to include a representative from the Dodge ball League and one other sport.

ACTION: Receive and file the report and direct staff to proceed with the formation of the West Hollywood Park Phase II Design Steering Committee as outlined in Exhibit A, with the additional direction to include a representative from the Dodge ball League and one other field sport, and to work with the Council Sub-Committee. **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore D'Amico and unanimously approved.**

6. LEGISLATIVE: None.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS:

Councilmember Duran spoke regarding the need for a joint meeting between City Council and the Public Facilities Commission. He asked the City Manager to look into this request.

City Manager Arevalo clarified that Sweetzer Avenue will be closed for two weeks beginning March 24, 2014.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the closed session was called to order at approximately 10:35 p.m. He stated that there was no public comment. He stated that the closed session adjourned at 10:40 p.m. with no reportable action.

ADJOURNMENT: The City Council adjourned at 10:45 p.m. in memory of Jovin Kale Raethz 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, April 7, 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 7th day of April, 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:

YVONNE QUARKER, CITY CLERK