

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, NOVEMBER 16, 2015
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Horvath called the meeting to order at 6:42 p.m.

PLEDGE OF ALLEGIANCE: Richard Settle led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Councilmember D’Amico, Councilmember Duran, Councilmember Heilman, Mayor Pro Tempore Meister, and Mayor Horvath.

ABSENT: None.

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

APPROVAL OF AGENDA:

Councilmember Duran requested that Items 6.A. and 5.B. be moved to the Consent Calendar as Items 2.U. and 2.V. respectively.

City Clerk Quarker indicated that staff has requested that Items 2.G. and 2.J. be Tabled.

Motion by Councilmember Duran, seconded by Mayor Horvath, to approve the November 16, 2015 agenda as amended and approved.

ADJOURNMENT MOTIONS:

Mayor Horvath requested that the meeting be adjourned in memory of Sam and William Kanter and Nohemi Gonzalez.

Councilmember Heilman requested that the meeting be adjourned in memory of all those who lost their lives in Paris.

PRESENTATIONS:

Councilmember Duran presented “Best in Drag” Proclamations to Patrick Rush, Jeffrey Drew, and Spencer Ramirez.

Mayor Horvath presented a Proclamation to Michael Giordani for his heroic acts during a fire at 520 N. Kings Road.

Mayor Horvath presented Certificates of Recognition to the Ethics Reform Task Force members Bob Stern, Joseph Guardarrama, Elizabeth Ralston, Christi Hogin, and Melissa Crowder.

1. PUBLIC COMMENT:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding Item 2.H., the need to provide information on the broadcasting of City Council meetings, and the Syrian refugees.

JIMMY PALMIERI, WEST HOLLYWOOD, spoke regarding Item 2.H. and his appreciation for the Council's sponsorship.

MIKE RIZZO, WEST HOLLYWOOD, spoke regarding Item 2.H. and thanked the Council for their support.

RYAN ZYNGER, WEST HOLLYWOOD, spoke regarding Item 2.H. and thanked Council for sponsoring the event.

SARAH BLANCE, WEST HOLLYWOOD, spoke regarding Item 2.H. She also spoke regarding the West Hollywood Project.

GAVIN MCCOY, WEST HOLLYWOOD, spoke regarding Item 2.H. and indicated that #BOOM was his first sober event.

ROBERT GAMBOA, WEST HOLLYWOOD, spoke regarding Item 2.H. and encouraged everyone to RSVP to the event.

DAVID WARREN, WEST HOLLYWOOD, spoke regarding Items 2.K. and 2.O.

DAVID REID, WEST HOLLYWOOD, spoke regarding Item 2.I. and asked if the City Channel will be again display the names of those lost.

FRANCES DIAZ, WEST HOLLYWOOD, spoke regarding Item 2.R.

STEVEN UPCHURCH, WEST HOLLYWOOD, spoke regarding Item 2.R.

MARCI MILLER, WEST HOLLYWOOD, spoke regarding Item 2.R.

KYLE LYNCH, WEST HOLLYWOOD/OWNER OF BIKES AND HIKES, spoke regarding Item 2.K.

BOB SHEPERD, WEST HOLLYWOOD, spoke regarding Item 2.R.

RIC ABRAMSON, WEST HOLLYWOOD, spoke regarding Item 5.B. and the need for a change to the City's municipal code. He also mentioned Item 2.R. and the need for caution with overlay zones.

EDWARD LEVIN, WEST HOLLYWOOD, spoke regarding Item 2.R.

DAN MORIN, WEST HOLLYWOOD, spoke regarding affordable housing and wished everyone a Happy Thanksgiving.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding various issues in West Hollywood.

LARRY BLOCK, WEST HOLLYWOOD, spoke regarding his support of #BOOM. He briefly discussed the price of permits for small businesses in the City.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran reported that he attended the National League of Cities Conference in Nashville, Tennessee on November 4th – 7th. He reminded everyone that World Aids Day is December 1st and that AIDS Watch will indeed occur this year. He spoke regarding the upcoming Candlelight March with the Sisters of Perpetual Indulgence. He reported on the upcoming “City at War” documentary regarding the 1980’s AIDS epidemic. He thanked Jimmy Palmieri and Robert Gamboa for the New Year’s Eve #BOOM event. He mentioned Item 2.O. on the Consent Calendar and spoke in support of the Item. He reported that the City received a PRism award for “Alice in WeHoland” which was a pedestrian safety public safety announcement. Finally, he asked the City Manager and the Finance Director to discuss sales tax and West Hollywood’s need for mass transit in West Hollywood. He would like them to research an initiative on the City’s ballot for a one cent sales tax increase for West Hollywood transit and transportation needs.

Councilmember D’Amico reported that he also attended the National League of Cities Conference in Nashville, Tennessee on November 4th – 7th. He mentioned the New Year’s Eve #BOOM event and reported that the City will be extending the shuttle that goes to Hollywood/Highland for the event, so that attendees can connect to the Red Line as well. He discussed Item 2.O. and commented that accidents are down 50%. He briefly discussed Item 2.K. Finally, he provided his campaign disclosures for items on the agenda.

Councilmember Heilman congratulated the “Best in Drag” award recipients. He thanked everyone responsible for the #BOOM New Year’s Eve event. He mentioned Item 2.Q. and asked staff rainbow crosswalks could be placed at any of these locations. He discussed Item 5.B. and the potential impacts. He commented on Cycle Hop and the benefit they will provide the City. He encouraged people to use them in the City. He mentioned Mr. Giordani’s comments regarding the lack of smoke alarms and fire hydrants at 520 N. Kings Road and asked the City Manager to look into this issue. He also mentioned World AIDS Day on December 1st. He indicated that he will be attending the Victory Fund Conference, which is a Gay and Lesbian elected officials conference. He wished everyone a Happy Thanksgiving.

Mayor Pro Tempore Meister thanked Mayor Horvath for putting on a great Veteran's Day event; which highlighted our homeless Veterans. She stated that November is Transgender Awareness Month and spoke regarding the upcoming Transgender Day of Remembrance event, scheduled for November 20th. She also reported that she attended Assemblymember Bloom's "State of Hate" Roundtable where Hate crimes were discussed. She spoke regarding the recent attacks on Paris and whether the City and the Council are prepared for this type of emergency. She asked the City Manager to put together a State of Emergency drill for the Council so that they know what their role is during an emergency. She thanked Visit WeHo for their recent tourism summit. She mentioned the recent screening of "Chris and Don: A Love Story" held last Friday. She spoke regarding Item 2.M. and asked the City Manager if it's time to reestablish the City's Department of Transportation instead of hiring a consultant to perform the work. She spoke in support of Item 2.R. and asked if any properties should be added to the list of properties to be reviewed for historic designation by the Historic Preservation Commission. She also suggested that the City start looking at Laurel Avenue and Greenacre Avenue; which were other areas that had a Neighborhood Conservation Overlay Zone prior to the revision of the General Plan. She wished everyone a very Happy Thanksgiving.

Mayor Horvath commented that she attended the National League of Cities Conference in Nashville, Tennessee November 4th – 7th. She thanked everyone for their support of the Veterans' Day event. She mentioned Item 2.F. She commented on the Operation Firefly event scheduled for November 17th, where staff hands out bicycle lights. She also reported that on November 30th, the City of West Hollywood will be joining 1,950 other cities for "Cities Against the Death Penalty". She also reported that on December 1st, Planned Parenthood will be honoring World AIDS Day with the opening of their West Hollywood location. She spoke regarding Project Angel Food's 4-day sale from December 3-6 from 10 a.m. -10 p.m. at J. Jerard Peace Gallery. She congratulated Jim Chud; who was featured this year in the Pause 100. She briefly discussed Item 2.R. She thanked Councilmember D'Amico for working with her on Item 5.B. She provided the following email address to anyone who would like to contact City Council: council@weho.org.

CITY MANAGER'S REPORT:

City Manager Arevalo commented on Visit West Hollywood's Tourism Summit and the presentation he gave along with the Mayor Pro Tempore. He spoke regarding a question raised during the summit regarding the City's Code Compliance efforts as it relates to Shared Housing. He reported that the City has been proactive on this issue and has been reaching out to a number of residential units that are in violation of the Ordinance and have issued over sixty notices of violation. He also reported that the City is working with the tenants and property owners to educate them about the Ordinance. He spoke regarding the new Hotels that will be coming to the City and stated that it is an exciting time in West Hollywood. He spoke regarding the City's Public Calendar; which now provides a 3-month look ahead for events and meetings. He also stated that staff can discuss the need for reinstating the Department of Transportation during the next budget cycle and clarified that transit issues are within the Long Range and

Mobility Planning Division and the City's Engineering Division implements whatever projects are approved. He indicated that every 18-24 months an emergency drill takes place and commented on the Council's role during an emergency. He stated that the City's primary responsibility is to provide education and information and that he would provide Council information on their specific roles, closer to the drill. He expressed kind words and gratitude to LuNita Bock, Director of Administrative Services, for her years of service to the City. He briefly spoke about his training over the weekend with the Board of California City Managers Association.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Jenkins reported that the Closed Session was called to order at 6:00 p.m. He reported that there was one public comment and no additional items were added to the Agenda. He stated that the Closed Session adjourned at approximately 6:30 p.m. with no reportable action.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$2,331,386 in expenditures, \$27,327 in potential revenue, and (\$1,057) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, as amended, 2.A.,B.,C.,D.,E.,F.,H.,I.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V. Motion by Councilmember Duran, seconded by Councilmember D'Amico, and approved.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, November 16, 2015 was posted at City Hall, Plummer Park, the Sheriff's Station and at the West Hollywood Library on Tuesday, November 10, 2015.

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 November 2, 2015. Approved as part of the Consent Calendar.

2.C. DEMAND REGISTER NO. 775, RESOLUTION NO. 15-4767:

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

RECOMMENDATION: Approve Demand Register No. 775 and adopt Resolution No. 15-4767, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 775". Approved as part of the Consent Calendar.

2.D. TREASURER’S REPORT FOR SEPTEMBER 2015 [D. WILSON, L. QUIJANO, K. BARENG, N. CORONADO]:

SUBJECT: The City Council will receive the Treasurer’s Report for the month ended September 2015 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.E. ORDINANCE NO. 15-966 (2ND READING) AMENDING SECTION 15.52.050 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO THE REGULATION OF PLUMBING FACILITIES AND CREATING SUBSECTION A AND ADDING SUBSECTION B, REQUIRING THAT BROKEN IRRIGATION SYSTEMS BE REPAIRED IN 5 CALENDAR DAYS [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 15-966 amending section 15.52.050 of the West Hollywood Municipal Code relating to the regulation of plumbing facilities and creating subsection A and adding subsection B requiring that broken irrigation systems be repaired in 5 calendar days.

ACTION: Waive further reading and adopt Ordinance No. 15-966, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 15.52.050 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO THE REGULATION OF PLUMBING FACILITIES AND CREATING SUBSECTION A AND ADDING SUBSECTION B, REQUIRING THAT BROKEN IRRIGATION SYSTEMS BE REPAIRED IN 5 CALENDAR DAYS.” **Approved as part of the Consent Calendar.**

2.F. CO-SPONSORSHIP OF C.I.T.Y. x1 THANKSGIVING EVENT FOR LGBTQ YOUTH [E. SAVAGE, J. BOOK, J. ERICKSON]:

SUBJECT: The City Council will consider co-sponsoring the 2015 C.I.T.Y. x1 Thanksgiving event for LGBTQ youth, and authorizing an expenditure for it.

ACTION: Approve co-sponsorship of 2015 C.I.T.Y. x1 Thanksgiving celebration for LGBTQ youth, and authorize reimbursement of up to \$700 for purchase of food for the event. **Approved as part of the Consent Calendar.**

2.G. CO-SPONSORSHIP OF MUSEUM OF CONTEMPORARY ART, LOS ANGELES (MOCA) ART TALK “CATHERINE OPIE: 700 NIMES ROAD” [P. AREVALO, M. LOUIE, M. CHE]:

SUBJECT: The City Council will consider co-sponsoring an upcoming arts education event at the West Hollywood Library and authorizing the use of the West Hollywood City Council Chambers for the event.

ACTIONS: This Item was Tabled.

2.H. CO-SPONSORSHIP OF SOBER NEW YEAR'S EVE EVENT [J. DURAN, E. SAVAGE, J. BOOK]:

SUBJECT: The City Council will consider sponsoring the Third Annual #BOOM Sober New Year's Eve event, which is being produced by a consortium of non-profit agencies on December 31, 2015, at the West Hollywood Park Auditorium.

ACTIONS: 1) Approve co-sponsorship of a Sober New Year's Eve event on December 31, 2015, to be held in West Hollywood Park Auditorium; 2) Authorize the use of the City of West Hollywood logo on materials associated with the event; 3) Waive facility rental fee, facility security deposit, and any facility staff time for opening, closing and securing the auditorium for the event; 4) Approve validated parking at the five-story Library parking garage for up to 600 persons who park at the garage and attend the event; 5) Authorize the Director of Finance & Technology Services to allocate \$10,000 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with the 2016 #BOOM Sober New Year event; and 6) Authorize the City Manager to sign all required agreements and documents relating to the December 31, 2015, Sober New Year's Eve event. **Approved as part of the Consent Calendar.**

2.I. ACKNOWLEDGE DECEMBER 1, 2015 AS "WORLD AIDS DAY" AND APPROVE CITY PARTICIPATION AND SPONSORSHIP OF RELATED EVENTS [E. SAVAGE, D. GIUGNI, C. ROSKIN]:

SUBJECT: The City Council will acknowledge December 1, 2015 as World AIDS Day and approve City participation and sponsorship of related events.

ACTIONS: 1) The City Council of the City of West Hollywood will proclaim December 1, 2015 as World AIDS Day; 2) Direct staff to work with HIV / AIDS and substance abuse treatment organizations and providers to assist in organizing the annual World AIDS Day event on December 1, 2015 including the annual "Paul Starke Warrior Awards" recognition program; 3) Authorize the use of the City of West Hollywood logo on materials associated with the sponsored and co-sponsored events; 4) Waive facility rental fee, facility security deposit, and any facility staff time for opening, closing and securing the Council Chambers; and 5) Approve the provision of validated parking at the five-story public parking garage for persons who park at the garage and attend the City's World AIDS Day event. **Approved as part of the Consent Calendar.**

2.J. AGREEMENT WITH BROWN AND CALDWELL FOR SEWER DESIGN SERVICES [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of an agreement for professional engineering services with Brown and Caldwell to prepare construction documents for sewer rehabilitation projects on Beverly Blvd between Doheny Drive and Robertson Boulevard and to update the plans

and specifications for CIP 1609 – Sewer Repair & Rehabilitation in the Mid-City Area - Group B.

ACTIONS: This item was tabled.

2.K. AGREEMENT FOR SERVICES WITH CYCLEHOP, LLC [S. DEWOLFE, J. KEHO, B. SIEGL, C. CORRAO]:

SUBJECT: The City Council will consider approval of an agreement with CycleHop, LLC (CycleHop) to install, operate, maintain, and secure corporate sponsorship for a citywide bike share program.

ACTIONS: 1) Approve an agreement for services with CycleHop, LLC for the purchase, installation, operation and maintenance of a 150 'smart bike' bike share system, including the procurement and management of sponsorship of the program for a period of three years, with two optional two-year extensions (Attachment A); and 2) Authorize the City Manager to execute all necessary documents related to the agreement for services.

Approved as part of the Consent Calendar.

2.L. AGREEMENT WITH DEGENKOLB ENGINEERS [S. DEWOLFE, S. BAILEY, C. ZABALA]:

SUBJECT: The City Council will consider approval of an Agreement for Services with Degenkolb Engineers for the survey of existing buildings and development of a seismic retrofit program.

ACTIONS: 1) Approve an Agreement for Services with Degenkolb Engineers in an amount not to exceed \$192,670 for the city-wide survey of existing buildings and Seismic Retrofit Plan; and 2) Authorize the City Manager to execute the necessary documents associated with the Agreement for Services. **Approved as part of the Consent Calendar.**

2.M. AGREEMENTS WITH FEHR AND PEERS FOR ON-CALL TRAFFIC AND TRANSPORTATION SERVICES AND TECHNICAL RAIL STUDIES [S. DEWOLFE, J. KEHO, B. SIEGL, B. CHEUNG, J. HANKAMER]:

SUBJECT: The City Council will consider approving two Agreements for Services with Fehr and Peers, one for urgent on-call professional traffic and transportation planning services and another for time-sensitive technical rail studies, and will consider approving the release of a request for proposals to hire a traffic and transportation consultant.

ACTIONS: 1) Approve the Agreement for Services with Fehr and Peers to provide professional traffic and transportation planning services for a not-to-exceed amount of \$25,000 (Attachment A); 2) Authorize the issuance of a Request for Proposals (RFP) to invite qualified transportation consultant firms to provide long-term, on-call professional traffic and transportation planning services; 3) Approve the Agreement for Services with Fehr and Peers to provide technical rail studies for a not-to-exceed amount of \$64,500 (Attachment B); and 4) Authorize the City Manager to execute all necessary documents related to the Agreement.

Approved as part of the Consent Calendar.

2.N. APPROVAL OF A CONTRACT WITH G2 CONSTRUCTION, INC FOR REPAIR AND REPLACEMENT OF STORM DRAIN CATCH BASIN DEBRIS SCREEN DEVICES [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of an agreement with G2 Construction, Inc. to repair and replace storm drain catch basin debris screen devices for preventing entry of trash into the storm drain system.

ACTIONS: 1) Approve an Agreement for Services with G2 Construction, Inc. in an amount not to exceed \$35,350.00 for repair and replacement of storm drain catch basin debris screen devices; and 2) Authorize the City Manager or designee to execute documents incident to the Agreement.

Approved as part of the Consent Calendar.

2.O. AGREEMENT WITH KOA CORPORATION FOR DESIGN SERVICES FOR THE NEW TRAFFIC SIGNALS AT THE INTERSECTIONS OF SANTA MONICA BLVD. / WEST KNOLL DRIVE, SANTA MONICA BLVD. / WESTMOUNT DRIVE, SANTA MONICA BLVD. / HANCOCK AVENUE, AND SANTA MONICA BLVD. / PALM AVENUE [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving an agreement with KOA Corporation to prepare construction documents for the new traffic signals at the intersections of Santa Monica Blvd. / West Knoll Drive, Santa Monica Blvd. / Westmount Drive, Santa Monica Blvd. / Hancock Avenue, and Santa Monica Blvd. / Palm Avenue.

ACTIONS: 1) Approve an Agreement for Services with KOA Corporation in an amount not to exceed \$75,400 for professional engineering services to prepare construction documents for new traffic signals at the intersections of Santa Monica Blvd. / West Knoll Drive, Santa Monica Blvd. / Westmount Drive, Santa Monica Blvd. / Hancock Avenue, and Santa Monica Blvd. / Palm Avenue; and 2) Authorize the City Manager or designee to execute documents incident to the Agreement.

Approved as part of the Consent Calendar.

2.P. AGREEMENT FOR SERVICES WITH SYMBLAZE, INC. [P. AREVALO, M. LOUIE]:

SUBJECT: The City Council will consider approving an agreement for services with Symblaze, Inc. for sub-branding services for the Arts and Economic Development Division.

ACTIONS: 1) Approve an Agreement for Services with Symblaze, Inc. for a not-to-exceed amount of \$24,100.00 for sub-branding services; and 2) Authorize the City Manager to execute the agreement for services and any minor modifications with Symblaze, Inc.

Approved as part of the Consent Calendar.

2.Q. AWARD OF A CONSTRUCTION AGREEMENT FOR CIP 1607, SANTA MONICA BLVD PAVEMENT REPAIR PROGRAM [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider awarding a construction agreement for the Santa Monica Blvd Pavement Repair Program, CIP 1607.

ACTIONS: 1) Accept the bid dated October 29, 2015 submitted by All American Asphalt; 2) Authorize implementation of Bid Alternate No. 2 which supports the Transportation Commission's August 19, 2015, recommendation to replace the decorative stamped asphalt crosswalk markings with high-visibility crosswalk markings at the signalized intersection of Santa Monica Blvd. at Robertson Blvd.; 3) Authorize the City Manager to enter into a construction agreement with All American Asphalt in the amount of \$281,887.50 for construction of CIP 1607, Santa Monica Blvd. Pavement Repair Program; 4) Authorize the City Engineer to manage Change Orders for work on the construction agreement in an amount not to exceed 10% (\$28,188.75) of the contract amount; and 5) Approve Resolution 15-4768, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF THE SANTA MONICA BLVD. PAVEMENT REPAIR PROGRAM, CIP 1607, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT." **Approved as part of the Consent Calendar.**

2.R. OVERLAY DISTRICT AND DESIGN GUIDELINES FOR THE NORMA TRIANGLE NEIGHBORHOOD [S. DEWOLFE, J. KEHO, D. DEGRAZIA, S. REICH]:

SUBJECT: The City Council will receive an update on the community discussion regarding the potential impacts of new construction in the Norma Triangle neighborhood and a recommendation to develop an Overlay District and Design Guidelines to ensure new development is tailored to the neighborhood.

ACTIONS: Staff recommends that the City Council take the following actions in the Norma Triangle neighborhood: 1) Direct staff to initiate the community process for a Neighborhood Overlay District and Design Guidelines to develop standards and guidelines for new single-family residential design and construction in the Norma Triangle neighborhood, using the West Hollywood West Overlay District and Design Guidelines as a point of departure; and 2) Authorize staff to issue a request for proposals to hire a consultant to assist with community outreach, development of a Neighborhood Overlay District and Design Guidelines and return to Council to approve the agreement. **Approved as part of the Consent Calendar.**

2.S. APPROVAL OF FINAL TRACT MAP NO. 71423 FOR THE CONDOMINIUM PROJECT LOCATED AT 7914 NORTON AVENUE [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider the approval of Final Tract Map No. 71423, subdivision of an 8 unit condominium development, located at 7914 Norton Avenue.

ACTIONS: 1) Make findings for the Final Tract Map as follows: a) That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act, b) That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code, and c) That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No. 71423; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 71423, the certificate that embodies the approval of said map. **Approved as part of the Consent Calendar.**

2.T. COMMISSION AND ADVISORY BOARD ACTION REPORTS [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will receive reports from the Public Facilities Commission, Disabilities Advisory Board, Senior Advisory Board, Transgender Advisory Board, and Women's Advisory Board on actions taken at their meetings.

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

2.U. (5.B.) UPDATES TO LIVE / WORK FACILITIES AND HOME BUSINESSES ORDINANCES [L. HORVATH, J. D'AMICO, J. JIMENEZ]:

SUBJECT: The City Council will consider directing the Community Development Department to evaluate and revise the City's Live / Work Facilities and Home Businesses Ordinances for both commercial and residential zones.

ACTIONS: 1) Direct the Community Development Department to draft a Zone Text Amendment to update the City's Live / Work and Home Businesses regulations to reflect the current economy; and 2) Present to the Eastside Working Group for review and comment; 3) Present to the Planning Commission for review and comment; and 4) Return to the City Council with a draft Zone Text Amendment in 180 days with a status update in 90 days. **Approved as part of the Consent Calendar.**

2.V. (6.A.) MUNICIPAL CODE AMENDMENTS TO PREFERENTIAL PARKING ORDINANCE AND PARKING CODE [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council shall consider amending the West Hollywood Municipal Code to: 1) remove the community gardens guest permit in Preferential Parking District 1 from the types of permits that will be sold in the district and 2) repeal the ten (10) minute parking time limit near post offices from the parking code.

ACTIONS: 1) Introduce for first reading Ordinance No. 15-968, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.160 G. OF THE WEST HOLLYWOOD MUNICIPAL CODE ELIMINATING THE COMMUNITY GARDENS PARKING PERMIT IN PREFERENTIAL PARKING DISTRICT 1 AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE"; and 2) Introduce for first reading Ordinance No. 15-969, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD REPEALING SECTION 10.07.090 OF THE PARKING CODE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE".
Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

3.A. AMEND DEVELOPMENT AGREEMENT TO EXTEND TERM AND PERIOD TO COMMENCE PHASES OF CONSTRUCTION BY SIX (6) MONTHS AT 9001 SANTA MONICA BOULEVARD [S. DEWOLFE, J. KEHO, D.D DEGRAZIA, J. ALKIRE]:

SUBJECT: The applicant is requesting an amendment to Development Agreement 2006-003 to extend the term of the agreement as well as the time periods to obtain building permits and commence construction by six (6) months.

This item was noticed as required by law.

Senior Planner Jennifer Alkire provided background information as outlined in the staff report dated November 16, 2015 and provided information on the revised Ordinance and Exhibits B & C provided to Council.

Councilmember D'Amico requested clarification on the decrease in the number of market-rate housing units and parking spots. Staff indicated that these were minor revisions approved administratively.

Councilmember Heilman inquired about the \$330,000 penalty fine and how that staff arrived at that number. Staff indicated that due to the loss of the Palm Restaurant, the Department looked at the difference in annual sales tax revenue between a fine dining restaurant such as the Palm and a moderate dining style restaurant that is being proposed by the Developer.

CLIFF GOLDSTEIN, APPLICANT, spoke regarding their request to extend the development agreement an additional six (6) months. He briefly discussed the proposed changes as well as the issue with the Palm Restaurant.

BOB SHEPERD, WEST HOLLYWOOD, spoke regarding maintenance issues at the Site and that they will do a better job maintaining the property.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the lawsuit that she filed against this project and is opposed to the granting of the extension.

CLIFF GOLDSTEIN, APPLICANT, provided his rebuttal and clarified that the lawsuit was filed against a previous developer.

Councilmember D'Amico inquired about the parking spaces. He referenced Exhibit C "Rev 2" and asked that the documents reference only one phase.

Mayor Pro Tempore Meister inquired about the physical size of the project. She also inquired about the loss of sales tax revenue from the Palm Restaurant.

Councilmember Duran spoke in support of the extension, but expressed concerns with the penalty imposed on the developer because of the loss of the Palm. He indicated that the loss of The Palm was due to the litigation and not the fault of the developer.

Councilmember Heilman spoke in support of the extension and also expressed concern with the penalty.

Mayor Horvath spoke in support of the extension, but asked that the neighborhood concerns be addressed regarding the maintenance of the site.

Mayor Pro Tempore Meister inquired with the City Attorney Jenkins about whether or not the \$1M public benefit money can be paid now rather than when the Certificate of Occupancy is issued. She agreed with the removal of the penalty for the loss of The Palm Restaurant; however, she felt that the \$1M public benefit did not have the same value as when it was approved and there should be further discussion.

City Attorney Jenkins commented that the Development Agreement states that the \$1M is to be paid when the Certificate of Occupancy is issued

because the City does not usually receive a public benefit if there is no project built.

Councilmember Heilman suggested adding interest to the \$1M public benefit. Councilmember D'Amico commented on Councilmember's Heilman suggestion and offered further solutions.

ACTION: Staff recommends that the City Council hold a public hearing, consider all pertinent testimony, approve the requested timeline extension and introduce on first reading the following ordinance: 1) Draft Ordinance No. 15-967, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A REQUEST TO AMEND THE DEVELOPMENT AGREEMENT TO EXTEND THE TERM OF THE DEVELOPMENT AGREEMENT AND EXTEND THE TIME PERIOD TO COMMENCE CONSTRUCTION BY SIX (6) MONTHS, FOR THE PROPERTIES LOCATED AT 9001-9017 SANTA MONICA BOULEVARD, WEST HOLLYWOOD, CALIFORNIA." (ATTACHMENT 1); with the direction to revise the Ordinance to exclude the \$330,000.00 penalty; and to add a 5% interest rate on the \$1 million in-lieu fee and that there is only one phase instead of two, and include the definition of a fine dining restaurant. **Motion by Councilmember D'Amico, seconded by Councilmember Heilman, and approved.**

4. UNFINISHED BUSINESS:

4.A. CHRISTOPHER STREET WEST'S 45TH ANNUAL LESBIAN, GAY, BISEXUAL, AND TRANSGENDER PRIDE CELEBRATION AND PARADE DE-BRIEF [E. SAVAGE, C. SMITH, S. MARTINEZ]:

SUBJECT: The City Council will receive an overview of the 2015 LA PRIDE Festival and Parade produced by Christopher Street West, and Staff is requesting that Council provide feedback and direction regarding future LA Pride events.

Director of Human Services and Rent Stabilization Elizabeth Savage introduced Special Events Manager Cleo Smith who provided background information as outlined in the staff report dated November 16, 2015.

CHRIS CLASSEN, CHRISTOPHER STREET WEST REP, spoke regarding the event and thanked the Council for their support.

JEFF CONSOLETTI, WEST HOLLYWOOD, spoke regarding the event and his excitement for 2016.

Councilmember D'Amico thanked Christopher Street West. He commented that it has become a premiere event in Los Angeles that is well-managed and produced. He spoke regarding having a more robust Friday night event with a main stage and well-known act. He also asked

that they look at ways to collaborate with the City's One City One Pride events. He thanked all of his colleagues past and present for helping to make the event what it is today. He thanked Cleo and her staff.

Councilmember Heilman thanked Christopher Street West for their hard work. He commented that the performers need to be advertised better so that more people are aware of the caliber of performers at the event. He mentioned the medical issues that arise over Pride weekend and the potential need for a medical tent on site. He suggested providing free water to help with dehydration due to heat and alcohol.

Councilmember Duran spoke regarding the broadcast of the event and also spoke regarding the history of the parade and its attendees.

Mayor Pro Tempore Meister thanked Christopher Street West. She mentioned the issues with the hours of the events and noise and asked that this be taken into consideration for 2016.

Mayor Horvath thanked Christopher Street West for the event as well as being available this evening for discussion. She mentioned specifically the #Sizzle event and commented that the LGBTQ youth aspect needs better integration.

ACTIONS: 1) Receive and file an overview of the 2015 LA PRIDE Festival and Parade produced by Christopher Street West; and 2) Provide direction regarding future LA PRIDE events. **Motion by Councilmember Duran, seconded by Councilmember D'Amico, and approved.**

5. NEW BUSINESS:

5.A. ETHICS REFORM TASK FORCE FINAL REPORT [Y. QUARKER, M. CROWDER, M. JENKINS, C. HOGIN]:

SUBJECT: The City Council will consider staff's recommendation to approve the final report of the Ethics Reform Task Force, thank the Task Force Members for their work, disband the Task Force, and receive and file the final minutes of the October 21st meeting.

Assistant City Attorney Christi Hogin provided background information as outlined in the staff report dated November 16, 2015. She introduced the Task Force Members: Bob Stern, Joseph Guardarrama, and Elizabeth Ralston.

BOB STERN, MALIBU, spoke regarding the work of the Task Force and the input they received from the community.

JOSEPH GUARDARRAMA, WEST HOLLYWOOD, thanked Council for the opportunity to serve on the Task Force. He spoke in support of the

recommendation of the electronic filing system for campaign finance statements.

ELIZABETH RALSTON, LOS ANGELES, spoke regarding the limitations placed upon the Task Force regarding campaign finance.

Councilmember D'Amico inquired about the \$5,000 threshold on the lobbyist disclosure recommendation. Mr. Guardarrama responded to Councilmember D'Amico's inquiry. Mr. Stern expressed his surprise that the City's ordinance didn't address the amount of money being spent influencing policy. Councilmember D'Amico further inquired about campaign disclosures from the dais. Assistant City Attorney Hugin responded to Councilmember D'Amico's inquiry.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding the lack of public participation.

Mayor Pro Tempore Meister thanked the Task Force for their hard work. She mentioned Item 2.B and indicated that it should be the top 5 donors instead of the top 3 donors. She doesn't agree with the cost of living adjustment to the \$500 maximum campaign contribution. She inquired about the quarterly reports of lobbyist forms. She agrees with San Francisco's Ethics code and she would like us to prohibit campaign consultants from lobbying.

Councilmember Heilman expressed his gratitude to the Task Force. He expressed concern with electronic filing of campaign statements on someone who is running a grassroots campaign. The Task Force members responded to Councilmember Heilman's concern and stated that new software makes it easy for all to submit their forms.

Councilmember Duran thanked the Task Force. He spoke regarding money in politics. He indicated that the bigger issue is getting people involved in the issues facing the City. He inquired about the behested payments. Mr. Guardarrama and Mr. Stern responded to Councilmember Duran's inquiry.

Mayor Pro Tempore Meister inquired about restrictions on boards. Ms. Hugin and Councilmember Heilman responded. Mr. Stern further clarified that there are conflict of interests in place currently and it's unnecessary to reinstate the restriction of Councilmembers serving other entities.

Mayor Horvath provided her support and opposition to the Task Force's recommendations. A discussion ensued regarding the campaign contribution limit increases and how that is accomplished. Mayor Horvath also requested that additional education of the City Council, Commissioners, Board Members, and City staff is needed.

ACTIONS: 1) Receive the Ethics Reform Task Force's Final Report and consider the recommendations; 2) Thank the Task Force members for their work; 3) Disband the Task Force; 4) Receive and file the Final Minutes of the October 21st Ethics Reform Task Force meeting; and 5) bring the first recommendation in January 2016 and all recommendations within six (6) months. **Motion by Councilmember Heilman, seconded by Councilmember Duran, and approved.**

5.B. UPDATES TO LIVE / WORK FACILITIES AND HOME BUSINESSES ORDINANCES [L. HORVATH, J. D'AMICO, J. JIMENEZ]:

SUBJECT: The City Council will consider directing the Community Development Department to evaluate and revise the City's Live / Work Facilities and Home Businesses Ordinances for both commercial and residential zones.

ACTIONS: 1) This Item was moved to the Consent Calendar.

5.C. DISCUSSION OF CITY COUNCIL MEETING SCHEDULE FOR CALENDAR YEAR 2016 AND SCHEDULING DATES FOR ELECTION AND INSTALLATION OF NEW MAYOR AND MAYOR PRO TEMPORE FOR 2016 [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider approving the City Council Regular Meeting Schedule for Calendar Year 2016, canceling or rescheduling several meetings throughout the year that conflict with holidays, and scheduling the dates for the election and installation of the new Mayor and Mayor Pro Tempore in 2016.

City Clerk Quarker provided background information as outlined in the staff report dated November 16, 2015.

ACTIONS: 1) Cancel the meeting of January 4, 2016; 2) Reschedule the meeting of January 18, 2016 to January 19, 2016; 3) Reschedule the meeting of February 15, 2016 to February 16, 2016; 4) Cancel the meeting of July 4, 2016; 5) Reschedule the meeting of September 5, 2016 to September 6, 2016; 6) Schedule the election of the new Mayor and Mayor Pro Tempore for March 21, 2016; 7) Schedule the installation of the new Mayor and Mayor Pro Tempore for April 18, 2016; and 8) Approve the City Council Regular Meeting Schedule for Calendar Year 2016. **Motion by Councilmember Duran, seconded by Councilmember Heilman, and approved.**

EXCLUDED CONSENT CALENDAR: None.

6. LEGISLATIVE:

6.A. MUNICIPAL CODE AMENDMENTS TO PREFERENTIAL PARKING ORDINANCE AND PARKING CODE [O. DELGADO, J. ROCCO, D. NORTE]:

SUBJECT: The City Council shall consider amending the West Hollywood Municipal Code to: 1) remove the community gardens guest permit in Preferential Parking District 1 from the types of permits that will be sold in the district and 2) repeal the ten (10) minute parking time limit near post offices from the parking code.

ACTIONS: This Item was moved to the Consent Calendar.

PUBLIC COMMENT:

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding Item 5.B. and expressed her concern.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 10:24 p.m. in memory of Sam Kanter, William Kanter, Nohemi Gonzalez, and all those who lost their lives in the Paris terrorist attack. The City Council adjourned to its next regular meeting, which will be on Monday, December 7, 2015 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 December, 2015 by the following vote:

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

LINDSEY HORVATH, MAYOR

ATTEST:

YVONNE QUARKER, CITY CLERK