

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MAY 1, 2017
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Meister called the meeting to order at 6:35 p.m.

PLEDGE OF ALLEGIANCE: Jim Kazakos led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: None.

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

APPROVAL OF AGENDA:

Mayor Meister requested that Items 5.A., 5.B., and 6.A. move to the Consent Calendar. She further requested that Item 2.K. be moved to Excluded Consent for further discussion.

Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Duran to approve the May 1, 2017 agenda as amended, and unanimously approved.

ADJOURNMENT MOTIONS:

Councilmember Horvath requested that the meeting be adjourned in memory of Lynne Kwapien and Leslie Gersicoff. She also asked that the meeting be adjourned in honor of military service personnel who lost their lives in service to our country since the last meeting: Sergeant Joshua P. Rodgers (22) and Sergeant Cameron H. Thomas (23).

Mayor Pro Tempore Heilman requested that the meeting be adjourned in memory of retired City employee, Kathryn Krietzman.

PRESENTATIONS:

Mayor Meister presented plaques to outgoing firefighters from the West Hollywood Fire Station.

1. PUBLIC COMMENT:

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding various issues in the City.

HAL LEWIS, NORTH HOLLYWOOD, spoke regarding Item 2.Q.

CAROL KRAVETZ, WEST HOLLYWOOD, spoke regarding Item 2.P.

CAT PACKER, LOS ANGELES, spoke on behalf of the Drug Policy Alliance regarding Item 2.Q.

LYN ETCETERA, WEST HOLLYWOOD, spoke regarding the loss of long-time West Hollywood resident Tad Myroskov, and the subsequent actions of the Jon Stewart Company.

KAREN EYRES, WEST HOLLYWOOD, spoke regarding the 11th Annual West Hollywood Women's Leadership Conference.

ANNA SWETT, WEST HOLLYWOOD, spoke regarding one of the Los Angeles County Commissions that she is a member and a study that they are conducting.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding Wells Fargo Bank.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke regarding taxi cab drivers parking in the red zone rather than the taxi stop.

DR. GARY DALRYMPLE, WEST HOLLYWOOD, spoke regarding the towing of his vehicle from a City parking structure.

TAI SUNNANON, WEST HOLLYWOOD, spoke regarding his recent trip to Iceland.

DAVID ESTRADA, WEST HOLLYWOOD, spoke regarding the upcoming May 16th Los Angeles County election for Los Angeles School Board, specifically candidate Nick

MICHAEL WOJTKIELEWICZ, WEST HOLLYWOOD, spoke regarding bill HR 620 as well as the recent discussion at the Disabilities Advisory Board discussion regarding service animals.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke regarding her gratitude in being able to install a Little Free Library in front of her home, through a grant issued by the City.

LEIGH M. KARNS, WEST HOLLYWOOD, spoke regarding various issues in the City.

JOYCE HEFTEL, WEST HOLLYWOOD, spoke regarding installing a double mirror in the driveway at their condominium.

The Following individual did not wish to speak, but submitted a citizen position slip in support of Item 2.Q.: *William McNeeley*

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember D'Amico addressed Ms. Heftel's comments requesting the City's help with an issue at her building. He provided his campaign donation disclosures on Items on this evening's agenda.

Councilmember Horvath commented that she attended in the California League of Cities Action Day in Sacramento. She thanked staff for assisting with the Junior League's visit to City Hall. She responded to Ms. Dobrin's comments regarding Wells Fargo and stated that staff will be bringing back an Item to Council for discussion. She mentioned the taxi item and the proposed regional issues and indicated that possibly the Westside Cities Council of Government could address this. She commented on the upcoming Senior Month events. She indicated that she was encouraged to see Item 2.J. on tonight's agenda. Finally, she thanked her colleagues for their support of Item 2.P.

Mayor Pro Tempore Heilman thanked Ms. Blaivas for her comments on the Little Free Library. He further thanked Barbara Meltzer for bringing the Little Free Library to the City's attention and City staff for working to make the program viable. He thanked everyone who participated in the Annual Kids Fair. He commented on Ms. Heftel's public comment and directed her to speak with Public Works Director Oscar Delgado. He also mentioned the run-off election on the Los Angeles Unified School District Board that was mentioned during public comment, and encouraged residents to vote.

Mayor Meister announced that May is Senior Month in West Hollywood and spoke about the upcoming Events for Senior Month. She spoke regarding the event at Anawault Lumber encouraging residents to recycle their mercury thermometers between May 5 – May 19 to receive a \$5 store credit, and spoke briefly regarding the dangers of mercury thermometers when they break. She reported that she also attended the League of California Cities Action Day in Sacramento, where the Governor spoke regarding the recent Gas Tax and other issues. She stated that she also participated in the Mayor Panel of the Westside Urban Forum. She spoke regarding Item 2.M. and asked staff to address cuts to HIV providers and report to the Human Services commission. She spoke regarding Item 5.B., and asked that in the future staff provide Council more time for discussion. She further asked that when the item comes back that the items she mentioned, are addressed in the staff report as well as the contracts. She further commented that since 2008, she has been requesting that the City of Beverly Hills look into the issue of the Beverly Hills Water 25% surcharge being billed to West Hollywood customers, residents and businesses. She reported that the City of Beverly Hills is now willing to review the issue and that our City Attorney will be meeting with them in the next few weeks to discuss eliminating or reducing this surcharge.

CITY MANAGER'S REPORT:

City Manager Arevalo indicated that staff is in communication with the City Manager, City Attorney, and Public Works Services staff in Beverly Hills regarding the water

surcharge and thanked the Mayor for her work on this issue. He spoke regarding Item 2.K. and requested that Council tabled the Item to the first meeting in June.

Motion by Mayor Pro Tempore Heilman to table Item 2.K., seconded by Councilmember Duran, and approved.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$25,000 in expenditures, \$310,462 in potential revenue, and (\$0) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar, as amended, 2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,L.,M.,N.,O.,P.,Q.,R. Motion by Councilmember D'Amico, seconded by Mayor Pro Tempore Heilman, and approved.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, May 1, 2017 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Wednesday, April 26, 2017.

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 April 17, 2017. Approved as part of the Consent Calendar.

2.C. APPROVAL OF DEMAND REGISTER NO. 802 [D. WILSON, L. QUIJANO]:

SUBJECT: The City Council shall approve or reject the Demand Register for period ending April 21, 2017 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 802 and adopt Resolution No.17-4941, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 802." Approved as part of the Consent Calendar.

2.D. CLAIMS ADMINISTRATION [D. WILSON, A. WARD]:

SUBJECT: The City Council is asked to deny claims filed against the City as an administrative step in claims processing.

ACTION: Deny the claim of Margaret Brakob and Anna Ambartsumyan. Approved as part of the Consent Calendar.

- 2.E. ORDINANCE NO. 17-1005 (2ND READING) “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD DELETING SUBSECTION 19.20.060.C:4 AND 19.20.060.C:6 OF TITLE 19 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO ELIMINATE GREEN BUILDING PROGRAM INCENTIVES CITYWIDE” [Y. QUARKER, M. CROWDER]:**
SUBJECT: The City Council will waive further reading and adopt Ordinance No. 17-1005 deleting Subsection 19.20.060.C:4 and 19.20.060.C:6 of title 19 of the West Hollywood Municipal Code to eliminate green building program incentives citywide.
ACTION: Waive further reading and adopt Ordinance No. 17-1005, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD DELETING SUBSECTION 19.20.060.C:4 AND 19.20.060.C:6 OF TITLE 19 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO ELIMINATE GREEN BUILDING PROGRAM INCENTIVES CITYWIDE”. **Approved as part of the Consent Calendar.**
- 2.F. ORDINANCE NO. 17-1006 (2ND READING) “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING A NEW SECTION 9.04.340 TO THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING INTERFERENCE WITH SPECIAL EVENTS” [Y. QUARKER, M. CROWDER]:**
SUBJECT: The City Council will waive further reading and adopt Ordinance No. 17-1006 adding a new Section 9.04.340 to the West Hollywood Municipal Code regarding interference with special events.
ACTION: Waive further reading and adopt Ordinance No. 17-1006, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING A NEW SECTION 9.04.340 TO THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING INTERFERENCE WITH SPECIAL EVENTS”. **Approved as part of the Consent Calendar.**
- 2.G. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [Y. QUARKER, M. CROWDER]:**
SUBJECT: The City Council will receive Synopses from the Human Services Commission, Transportation Commission, Lesbian and Gay Advisory Board, Russian Advisory Board, and Transgender Advisory Board on the actions taken at their recent meetings.
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.H. SENIOR MONTH UPDATE [E. SAVAGE, D. GIUGNI, L. ISENBERG]:**
SUBJECT: The City Council will receive information on events and activities taking place during May in recognition of Senior Month.
RECOMMENDATION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.I. WELLNESS AT ANY AGE, AN INITIATIVE OF THE AGING IN PLACE, AGING IN COMMUNITY 5-YEAR STRATEGIC PLAN [E. SAVAGE, C. WORLAND, D. GIUGNI]:**

SUBJECT: The City Council will receive information about the Wellness at any Age collaborative titled be Well WeHo as one way to create a more age-friendly community.

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

2.J. UPDATE REGARDING REGIONAL ZERO NET WATER POLICIES [S. DEWOLFE, J. KEHO, B. SIEGL, R. EASON, S. TAYLOR]:

SUBJECT: The City Council will receive an update on the status of regional zero net water policies.

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

2.K. INFORMATION ON MIXED-USE BONUS [S. DEWOLFE, J. KEHO, B. SIEGL, G. SRAPYAN]:

SUBJECT: The City Council will receive a summary of the purpose and utilization of the mixed-use bonus, as requested by Council.

ACTION: This item was moved to Excluded Consent.

2.L. STREET MAINTENANCE ASSESSMENT FOR FISCAL YEAR 2017-2018 [D. WILSON, B. ROSEN]:

SUBJECT: The City Council will consider adopting a resolution determining and imposing a street maintenance assessment within the 1996 Street Maintenance Assessment District for Fiscal Year 2017-2018. The assessment rate is unchanged from 2016-2017.

ACTION: Adopt Resolution No. 17-4942, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DETERMINING THE COST OF STREET MAINTENANCE FOR FISCAL YEAR 2017-2018 AND DETERMINING AND IMPOSING A STREET MAINTENANCE ASSESSMENT WITHIN 1996 STREET MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2017-2018 PURSUANT TO THE PROVISIONS OF THE BENEFIT ASSESSMENT ACT OF 1982, CHAPTER 6.4 OF PART 1 OF DIVISION 2 OF TITLE 5 OF THE CALIFORNIA GOVERNMENT CODE." **Approved as part of the Consent Calendar.**

2.M. AWARD OF AGENCY DEVELOPMENT GRANTS [E. SAVAGE, D. GIUGNI]:

SUBJECT: The City Council will consider awarding agency development grants to four current social services contract agencies for agency development and capacity building. These awards will modify the scopes of work and increase the not-to-exceed amounts of the existing service agreements with the agencies.

ACTIONS: 1) Approve amendments to the agreement for services to modify the scope of services and increase the amount of the following agreements: a. Alliance for Housing and Healing: Increase by \$5,500 for a total not-to-exceed amount of \$123,986, b. Housing Works: Increase by \$10,000 for a total not-to-exceed amount of \$133,624, c. Los Angeles LGBT Center – Youth Services: Increase by \$4,935 for a total not-to-

exceed amount of \$122,326, d. Men's Health Foundation: Increase by \$4,565 for a total not-to-exceed amount of \$98,316; and 2) Authorize the City Manager or designee to execute documents incident to the agreements. **Approved as part of the Consent Calendar.**

2.N. APPROVAL OF FINAL TRACT MAP NO. 72795 FOR THE CONDOMINIUM PROJECT LOCATED AT 1249 N. FORMOSA AVENUE [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of Final Tract Map No. 72795, subdivision for a 5 unit condominium development, located at 1249 N. Formosa 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, 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; and 2) Approve Final Tract Map No. 72795; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 72795 the certificate that embodies the approval or said map. **Approved as part of the Consent Calendar.**

2.O. AMEND THE CITY COUNCILMEMBER LIST OF PRE-APPROVED ORGANIZATIONS/EVENTS TO INCLUDE LOCAL PROGRESS [L. HORVATH, A. LOVANO]:

SUBJECT: The City Council will consider amending the City Councilmember list of pre-approved organizations and events to include Local Progress's annual or local conferences.

ACTION: Approve the addition of Local Progress's annual or local conference to the list of pre-approved organizations and events that members of the City Council are permitted to attend each year. **Approved as part of the Consent Calendar.**

2.P. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING ON THE U.S. CONGRESS TO INTRODUCE LEGISLATION FOR THE IMPLEMENTATION OF A NATIONAL REVENUE NEUTRAL CARBON FEE AND DIVIDEND PROGRAM [L. HORVATH, H. MOLINA]:

SUBJECT: The City Council will consider adopting a resolution in support of the national revenue-neutral Carbon Fee & Dividend (CF&D) program

sponsored by the Citizens' Climate Lobby (CCL) that has received bipartisan support.

ACTIONS: 1) Adopt Resolution No. 17-4943, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING ON THE U.S. CONGRESS TO INTRODUCE LEGISLATION FOR THE IMPLEMENTATION OF A NATIONAL REVENUE NEUTRAL CARBON FEE AND DIVIDEND PROGRAM"; and 2) Direct staff to send copies of the adopted resolution to President Donald J. Trump, the United States Department of State, U.S. Senators Dianne Feinstein and Kamala Harris, Congressman Adam Schiff, Citizens' Climate Lobby, and other organizations and elected officials/individuals as appropriate. **Approved as part of the Consent Calendar.**

2.Q. A RESOLUTION IN SUPPORT OF AB 1578, PROHIBITING AGENCIES IN CALIFORNIA FROM COOPERATING WITH FEDERAL AUTHORITIES IN WAYS THAT VIOLATE THE STATE'S CANNABIS LAW [L. MEISTER, A. LOVANO]:

SUBJECT: The City Council will consider adopting a resolution in support of AB 1578 to prohibit a state or local agency from taking certain actions without a court order to assist a federal agency to investigate, detain, detect, report, or arrest a person for cannabis activity that is authorized by law in the State of California.

ACTIONS: 1) Adopt Resolution No. 17-4944, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1578 (JONES-SAWYER) TO PROHIBIT LOCAL AND STATE AGENCIES FROM COOPERATING WITH FEDERAL AUTHORITIES IN WAYS THAT VIOLATE THE STATE'S CANNABIS LAW;" and 2) Direct staff to send copies of the adopted resolutions to Governor Jerry Brown, CA State Senator Ben Allen, CA State Assembly Members Richard Bloom and Reginald Byron Jones-Sawyer, and other legislators and statewide partners as appropriate. **Approved as part of the Consent Calendar.**

2.R. RESOLUTIONS IN SUPPORT OF PROPOSED STATE LEGISLATION RELATED TO ANIMAL WELFARE [L. MEISTER, A. LOVANO]:

SUBJECT: The City Council will consider adopting resolutions in support of proposed legislation focusing on animal welfare, including AB 485, the Pet Rescue & Adoption Act; AB 1137, which authorizes pets in HCD-financed buildings; and AB 1199, the Police-Canine Encounters Protection Act.

ACTIONS: 1) Adopt Resolution No. 17-4945, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 485 (O'DONNELL), THE PET RESCUE & ADOPTION ACT;" 2) Adopt Resolution No. 17-4946, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 1137 (MAIENSCHIN), HOUSING DEVELOPMENTS: PET PERMISSIBILITY;" 3) Adopt Resolution No. 17-4947, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN

SUPPORT OF AB 1199 (NAZARIAN), THE POLICE-CANINE ENCOUNTERS PROTECTION ACT;" and 4) Direct staff to send copies of the adopted resolutions to Governor Jerry Brown, CA State Senator Ben Allen, CA State Assembly Members Richard Bloom, Patrick O'Donnell, Brian Maienschein, and Adrian Nazarian, Social Compassion in Legislation, and other legislators and statewide partners as appropriate.
Approved as part of the Consent Calendar.

2.S. (5.A.) AGREEMENT FOR SERVICES WITH DDL TRAFFIC, INC. FOR CIP 1710, EMERGENCY VEHICLE PREEMPTION SYSTEM PROJECT [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of an agreement for services with DDL Traffic, Inc. for installation of a GPS Enabled Emergency Vehicle Preemption System for traffic signals citywide.

ACTIONS: 1) Approve an agreement for services with DDL Traffic, Inc. for the not-to-exceed amount of \$488,746.51 for purchase and installation of a GPS Enabled Emergency Vehicle Preemption System on all traffic signals in the City of West Hollywood; 2) Authorize the Director of Finance & Technology Services to allocate \$163,471.40 from unallocated reserves in the Traffic Mitigation Fund to account 208-4-08-84-705024 (Emergency Vehicle Signals); 3) Waive purchasing procedures and authorize the City Manager or designee to execute documents incident to the agreement; and 4) Adopt Resolution No. 17-4948, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF THE EMERGENCY VEHICLE PREEMPTION SYSTEM PROJECT, CIP 1710, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT." **Approved as part of the Consent Calendar.**

2.T. (5.B.) EXTENSION TO CURRENT TAXICAB FRANCHISE AGREEMENTS [R. WINRADER, V. GUARINO, O. DELGADO]:

SUBJECT: The City Council shall consider approving a two year extension to the current Taxicab Franchise Agreements that expire on June 30, 2017.

ACTIONS: 1) Approve the recommendation for a two-year extension to the current Taxicab Franchise Agreements at current taxicab levels absent implementation of a regional or state regulatory authority; 2) Direct staff to continue to participate in coordinated efforts with taxi regulators from adjacent municipalities for a regional solution to taxi regulation; and 3) Continue to monitor California State Assembly measures that may impact and/or supersede local regulation of taxicabs. (such as AB 1069).
Approved as part of the Consent Calendar.

2.U. (6.A.) AN ORDINANCE OF THE CITY COUNCIL AMENDING THE HEADING OF TITLE 9 OF THE WEST HOLLYWOOD MUNICIPAL CODE [J. HEILMAN, A. LOVANO]:

SUBJECT: The City Council will consider introduction on first reading of an ordinance to amend the heading of Title 9 of the West Hollywood Municipal Code.

ACTION: Introduce for first reading, Ordinance No. 17-1008, "AN ORDINANCE OF THE CITY COUNCIL AMENDING THE HEADING OF TITLE 9 OF THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. REVIEW OF THE CITY SOLID WASTE AND RECYCLABLE COLLECTION AND DISPOSAL SERVICE CHARGE FOR FISCAL YEAR 2017-2018 [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving the Solid Waste and Recyclable Material Collection and Disposal Service Charge rates for FY 2017-2018.

City Clerk Quarker stated that the Item was noticed as required by law.

Councilmember Horvath indicated that she spoke with representatives from Athens prior to the Public Hearing.

City Engineer Sharon Perlstein provided background information as outlined in the staff report dated May 1, 2017.

Mayor Meister opened the public hearing and the following public speaker came forward.

JOYCE HEFTEL, WEST HOLLYWOOD, spoke regarding issues with trash pick-up at her condo.

Mayor Meister closed the public hearing.

Councilmember Horvath inquired with staff regarding issues residents have expressed to her regarding trash pick-up.

ACTIONS: 1) Make a finding that there is no majority protest by property owners within the assessment area; 2) Approve Resolution No. 17-4949, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE LEVYING OF AN ANNUAL ASSESSMENT FOR SOLID WASTE AND RECYCLING SERVICES FOR FISCAL YEAR 2017-18 PURSUANT TO TITLE 15, CHAPTER 15.48 OF THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE"; and 3) Approve Resolution No. 17-4950, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE CONSUMER PRICE INDEX FOR ALL URBAN CUSTOMERS (CPI-U) INCREASE TO RATES FOR SOLID WASTE SERVICES FOR COMMERCIAL AND

MULTI UNIT (OVER FOUR UNITS) RESIDENTIAL PROPERTIES.”
Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Duran, and approved.

3.B. REVIEW OF THE CITY SEWER SERVICE CHARGE FOR FISCAL YEAR 2017-18 [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approving the City Sewer Service Charge for the FY 2017-2018 program.

City Clerk Quarker stated that the Item was noticed as required by law.

City Engineer Sharon Perlstein provided background information as outlined in the staff report dated May 1, 2017.

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

Mayor Meister closed the public hearing.

Councilmember D’Amico thanked Ms. Perlstein for her hard work.

ACTIONS: 1) Make a finding that there is no majority protest by property owners within the assessment area; and 2) Approve Resolution No. 17-4951, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONFIRMING THE LEVYING OF AN ANNUAL ASSESSMENT FOR SEWER SERVICES FOR FISCAL YEAR 2017-2018 PURSUANT TO CHAPTER 15.12 OF ARTICLE 1 OF TITLE 15 OF THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE.” **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Duran, and approved.**

3.C. PROPOSED FEE RESOLUTION FOR FISCAL YEAR 2017-18 [D. WILSON, J. LEONARD, C. DUNCAN]:

SUBJECT: The City Council will hold a public hearing, consider all pertinent testimony, and consider adopting a resolution establishing fees and charges for certain services provided by the City of West Hollywood for the 2017-18 fiscal year.

City Clerk Quarker stated that the Item was noticed as required by law.

Revenue Management Manager John Leonard provided background information as outlined in the staff report dated May 1, 2017. Senior Financial Management Analyst Claudia Duncan provided more information on the proposed fee changes.

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

Mayor Meister closed the public hearing.

Mayor Meister inquired with Code Compliance Manager Jeff Aubel regarding fee increases for short-term rentals.

ACTION: Adopt Resolution No. 17-4952, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING FEES AND CHARGES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF WEST HOLLYWOOD AND REPEALING RESOLUTIONS NO. 16-4841, 16-4871, 16-4878, and 17-4933." **Motion by Councilmember Duran, seconded by Mayor Pro Tempore Heilman, and approved, noting the "no" vote of Councilmember D'Amico on 10.02.320, the expired meter fee.**

3.D. AMENDMENT TO THE ZONING ORDINANCE REGARDING COVERED COMMERCIAL PARKING ADJACENT TO RESIDENTIAL ZONES [S. DEWOLFE, J. KEHO, B. SIEGL, T. WORDEN]:

SUBJECT: The City Council will hold a public hearing to consider an amendment to the Zoning Ordinance to introduce new standards that allow projections into the rear and interior setback for covered driveways accessing subterranean parking on commercially zoned properties when adjacent to residentially zoned properties.

City Clerk Quarker stated that the Item was noticed as required by law.

Assistant Planner Tara Warden provided background information as outlined in the staff report dated May 1, 2017.

Mayor Meister requested clarification on whether this would be discretionary, and not required, and staff confirmed that it would be discretionary.

Councilmember D'Amico inquired about the slope of the covered driveway. Long Range and Mobility Planning Manager Bianca Siegl clarified and indicated that the section of the proposed ordinance could be revised based on Council's direction.

Mayor Meister opened the public hearing and the following public speaker came forward.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding whether or not this would be a benefit to the residential neighborhood.

Mayor Meister spoke in support of requiring a 2-foot setback for landscaping, and the requirement of a noise study. Assistant Director of Community Development John Keho responded that a noise study would

need to be requested on a case-by-case basis and would be required if needed.

Mayor Pro Tempore Heilman indicated that the ordinance should allow for staff discretion on a project-by-project basis and stated that requiring a two-foot set back and noise studies for some projects would not be warranted.

Ms. Siegl read into the record that Council would be introducing on first reading a revised Ordinance, with revisions to Table 3.2 in Section 19.20.150; which would be revised to state "maximum height of 10' above grade" under the Projecting Feature column.

Mayor Meister closed the public hearing.

ACTION: Introduced on first reading, revised Ordinance No. 17-1007: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 19 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO PERMIT ENCLOSED DRIVEWAY RAMPS TO PROJECT INTO THE INTERIOR SIDE OR REAR SETBACK ON COMMERCIAL ZONED PROPERTY WHEN ADJACENT TO RESIDENTIALLY ZONED PROPERTY, CITYWIDE." **Motion by Councilmember Duran, seconded by Councilmember D'Amico, and approved.**

4. UNFINISHED BUSINESS:

4.A. ADOPTION OF THE PEDESTRIAN AND BICYCLE MOBILITY PLAN [S. DEWOLFE, J. KEHO, B. SIEGL, B. CHEUNG]:

SUBJECT: The City Council will consider adoption of the Pedestrian and Bicycle Mobility Plan.

Senior Transportation Planner Bob Cheung provided background information as outlined in the staff report dated May 1, 2017. City Consultant Chelsea Richer of Fehr and Peers assisted in the presentation to Council.

TORY BERGER, WEST HOLLYWOOD, spoke regarding Fountain Ave. and the issues he encounters biking along that road.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke regarding Fountain Ave. and the issues along that road.

MEHMET BERGER, LOS ANGELES, spoke regarding the necessity for pedestrian and bicycle mobility plans.

JOYCE HEFTEL, WEST HOLLYWOOD, spoke regarding the premature nature of this mobility plan.

KAREN O'KEEFE, WEST HOLLYWOOD, spoke as a member of the West Hollywood Bike Coalition and commented on the survey that was included in the study. Further the recommendation of a traffic study on Fountain Ave.

BEN CREED, LOS ANGELES, spoke as a member of the West Hollywood Bike Coalition and encouraged Council to include the Coalition's recommendations into the mobility plan.

MELINDA AMATO, LOS ANGELES, spoke as a member of the Los Angeles County Bicycle Coalition and discussed Measure M as a tool for increased pedestrian and bike funding.

TAYLOR NICHOLS, LOS ANGELES, spoke regarding the Willoughby option.

CHRIS CLARK, WEST HOLLYWOOD, spoke in support of the plan, but he thinks it lacks for bicycle infrastructure.

KEVIN BURTON, WEST HOLLYWOOD/CO-FOUNDER OF THE WEST HOLLYWOOD BICYCLE COALITION, spoke regarding the mobility plan and proposed that Council take steps to ensure that the plan is implemented.

JEANNE DOBRIN, WEST HOLLYWOOD, spoke regarding the City's WeHo Pedals program.

Councilmember Duran spoke in support of Project A, B, and C, but indicated that he is not ready to remove traffic lanes for bicycle traffic along Fountain Ave.

Mayor Pro Tempore Heilman suggested looking into adding unsignalized crosswalk safety measures at Holloway and Palm as well as Sunset and Sherbourne. He shares Councilmember Duran's concerns regarding the long-term vision for Fountain.

Councilmember Horvath agreed with Mayor Pro Tempore Heilman's comments regarding pedestrian safety and the addition of the crosswalk locations he mentioned. She spoke in support of including sharrows along other east/west streets such as Romaine and Willoughby. She also agreed with moving Vista/Gardner up on the priority list. She also requested that Staff be more aggressive in marketing the Bike Share program and spoke in support of increasing the number of locations.

Councilmember D'Amico indicated that he supports Projects A, B, and C, as well as the additional directions by his colleagues. He commented on Fountain and wondered if there were incremental options for improving certain sidewalks along Fountain as opposed to the proposed long-term option.

Mayor Meister agreed with her colleagues. She added that staff look at placing a crosswalk on San Vicente between Beverly and Melrose. She spoke in support of Project A, B, and C and requested that Staff ensure, that for each project, residents in the area are allowed input as they move forward. She spoke in support of looking at Fountain Avenue as part of the Citywide Traffic Study to make traffic flow more easily, and commented that a road diet along Fountain is not possible. She agreed with Councilmember D'Amico's recommendation to begin with improving the sidewalks along that street. She asked staff to consider Santa Monica Blvd. for bike lanes in the future, if feasible.

ACTION: Adopt a revised Resolution No. 17-4953: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD TO ADOPT THE 2017 PEDESTRIAN AND BICYCLE MOBILITY PLAN", directing staff to: a) move forward with Project A, B, and C only; b) incorporate sidewalk improvements on Fountain; c) move Vista/Gardner up on the list of priorities,, and to include the unsignalized crosswalks at Holloway/Palm, and Sherbourne/Sunset **Motion by Councilmember Duran, seconded by Councilmember D'Amico, and approved.**

5. NEW BUSINESS:

5.A. AGREEMENT FOR SERVICES WITH DDL TRAFFIC, INC. FOR CIP 1710, EMERGENCY VEHICLE PREEMPTION SYSTEM PROJECT [O. DELGADO, S. PERLSTEIN]:

SUBJECT: The City Council will consider approval of an agreement for services with DDL Traffic, Inc. for installation of a GPS Enabled Emergency Vehicle Preemption System for traffic signals citywide.

ACTION: This Item was moved to the Consent Calendar.

5.B. EXTENSION TO CURRENT TAXICAB FRANCHISE AGREEMENTS [R. WINRADER, V. GUARINO, O. DELGADO]:

SUBJECT: The City Council shall consider approving a two year extension to the current Taxicab Franchise Agreements that expire on June 30, 2017.

ACTION: This Item was moved to the Consent Calendar.

5.C. CITY COUNCIL DIRECTION TO STAFF ON REGULATING THE SALE, MANUFACTURING, CULTIVATION, TRANSPORT, TAXATION, AND LICENSING OF THE ADULT USE OF NONMEDICAL MARIJUANA IN

THE CITY OF WEST HOLLYWOOD [S. DEWOLFE, J. KEHO, J. HITTLEMAN]:

SUBJECT: The West Hollywood City Council will give direction to staff regarding regulating the sale, manufacturing, cultivation, transport, taxation, and licensing the use of nonmedical marijuana in the City of West Hollywood.

Assistant Director of Community Development John Keho provided background information as outlined in the staff report dated May 1, 2017. Contract Planner Jerry Hittleman presented the item for Council.

Mr. Keho responded to Councilmember Duran's question regarding this was a land-use issue or tied to the business license.

JACKIE SUBECK/HAL LEWIS, NORTH HOLLYWOOD, spoke regarding changing the name from "marijuana" to "cannabis" and read a statement from Ms. Subeck.

WESLEY BRIDLE, WEST HOLLYWOOD, spoke regarding implementing creative solutions that Prop 64 allows.

AARON BURKE, LOS ANGELES, spoke regarding the involvement of legislatures with the quality of cannabis dispensary operators.

AMANDA SMASH HYDE, WEST HOLLYWOOD, spoke regarding West Hollywood's creativity and utilize creativity that to be a leader in the implementation of Prop 64.

CAT PARKER, LOS ANGELES, speaking on behalf of the Drug Policy Alliance, spoke regarding on the implementation of the adult-use medical marijuana legalization.

WILLIAM MCNEELEY, WEST HOLLYWOOD, spoke in support of both adult-use and medical marijuana.

MICHAEL WOJTKIELEWICZ, WEST HOLLYWOOD, spoke regarding the prohibition of medical marijuana or adult use of marijuana for federally-assisted individuals.

ACTIONS: Council provided further direction to staff and asked that they look into a) potential conflicts between Federal, State, and local laws, b) whether it is best to keep medicinal and recreational use facilities separate; c) expanding the number of allowed locations; d) implementing a sales tax and how that will be regulated, e) cultivation, f) home delivery, g) use on City property, and h) warehouse facilities and storage. Council agreed that conversations should begin with experts and directed Staff to

return to Council with an Item to schedule a Study Session for a more detailed discussion.

5.D. APPOINTMENT OF VOTING DELEGATE / ALTERNATE FOR THE CALIFORNIA CONTRACT CITIES ASSOCIATION CONFERENCE [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider appointing a Voting Delegate and Voting Delegate – Alternate for the California Contract Cities Association Annual Municipal Seminar.

ACTION: Appoint Councilmember Horvath as the Voting Delegate to the California Contract Cities Association Municipal Seminar to be held May 11-14, 2017. **Motion by Mayor Pro Tempore Heilman, seconded by Councilmember Duran, and approved.**

5.E. COMMISSION AND ADVISORY BOARD APPOINTMENTS AND RE-APPOINTMENTS [Y. QUARKER, M. CROWDER]:

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

MICHAEL WOJTKIELEWICZ, WEST HOLLYWOOD, thanked Mayor Meister for previously appointing him to the Disabilities Advisory Board. He read a note into the record from a member of the Disabilities Advisory Board that was given to him.

HAL LEWIS, NORTH HOLLYWOOD, spoke regarding adding a Cannabis Advisory Board.

Councilmember Horvath stated that she would be making her direct appointments at the June 5, 2017 meeting.

ACTIONS: 1) City Council approved by consensus to table the at-large appointments until the June 5, 2017.

2) Councilmember D'Amico made the following direct appointments: a) Arts & Cultural Affairs Commission: **Dawn Moreno-Freeman**; b) Business License Commission: **Robert Lo**; c) Historic Preservation Commission: **Kevin Yavari**; d) Human Services Commission: **Steven Davis**; e) Planning Commission: **John Altschul**; f) Public Facilities Commission: **Donna Saur**; g) Public Safety Commission: **Marcy Norton**; h) Rent Stabilization Commission: **Richard Maggio**; i) Transportation Commission: **David Warren**; j) Disabilities Advisory Board: **Louise Smith**; k) Lesbian & Gay Advisory Board: **Megan Cotanch and Robert Gamboa**; l) Russian Advisory Board: **Valentina Matiji**; m) Senior Advisory Board: **Pat Dixon**; n) Transgender Advisory Board: **Alexis Sanchez**; and o) Women's Advisory Board: **Debra DAmico**

3) Councilmember Duran made the following direct appointments: a) Arts & Cultural Affairs Commission: **J. Dallas Dishman**; b) Business License Commission: **Keith Anthony**; c) Human Services Commission: **Jimmy Palmieri**; d) Planning Commission: **Rogério Carneiro**; e) Public Facilities Commission: **Manny Rodriguez**; f) Public Safety Commission: **Desiree Sol**; g) Rent Stabilization Commission: **Garret Charity**; h) Transportation Commission: **Misti Cooper**; i) Lesbian & Gay Advisory Board: **Lauren Costine and Jason Frazier**; j) Russian Advisory Board: **Larisa Danilova**; k) Senior Advisory Board: **Barbara Krupa**; l) Transgender Advisory Board: **James Wen**; and m) Women's Advisory Board: **Tina Moore**

4) Mayor Pro Tempore Heilman made the following direct appointments: a) Arts & Cultural Affairs Commission: **Candace Illouljian- Beroukhim**; b) Business License Commission: **Steven Kay**; c) Human Services Commission: **Elizabeth Anderson**; d) Planning Commission: **David Aghaei**; e) Public Facilities Commission: **Michael Dolan**; f) Public Safety Commission: **Jeffrey Waack**; g) Rent Stabilization Commission: **David Gregoire**; h) Transportation Commission: **David Eichman**; i) Disabilities Advisory Board: **Anny Semonoco**; j) Lesbian & Gay Advisory Board: **Susan La Vaccare and James Duke Mason**; k) Transgender Advisory Board: **Coco Lachine**; and l) Women's Advisory Board: **Carla Romo**

5) Mayor Meister made the following direct appointments: a) Arts & Cultural Affairs Commission: **Catherine Lee**; b) Business License Commission: **Michael King**; c) Historic Preservation Commission: **Cathy Blaivas**; d) Human Services Commission: **Patrick Shandrick**; e) Planning Commission: **Lynn Hoopingarner**; f) Public Facilities Commission: **Christopher Bowen**; g) Public Safety Commission: **Tory Berger**; h) Rent Stabilization Commission: **Agassi Topchian**; i) Transportation Commission: **William Doeblor**; j) Disabilities Advisory Board: **David Nash**; k) Lesbian & Gay Advisory Board: **Lucas John Junkin and Samantha Lavin**; l) Russian Advisory Board: **Raisa Aquf**; m) Senior Advisory Board: **Joy Nuell**; n) Women's Advisory Board: **Amanda Bleich**.

EXCLUDED CONSENT CALENDAR:

2.K. INFORMATION ON MIXED-USE BONUS [S. DEWOLFE, J. KEHO, B. SIEGL, G. SRAPYAN]:

SUBJECT: The City Council will receive a summary of the purpose and utilization of the mixed-use bonus, as requested by Council.

ACTION: This item was tabled.

6. LEGISLATIVE:

6.A. AN ORDINANCE OF THE CITY COUNCIL AMENDING THE HEADING OF TITLE 9 OF THE WEST HOLLYWOOD MUNICIPAL CODE [J. HEILMAN, A. LOVANO]:

SUBJECT: The City Council will consider introduction on first reading of an ordinance to amend the heading of Title 9 of the West Hollywood Municipal Code.

ACTION: This Item was moved to the Consent Calendar.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 10:55 p.m. in memory of Lynne Kwapien, Leslie Gersicoff, Kathryn Kreitzman, Sergeant Joshua P. Rodgers (22), and Sergeant Cameron H. Thomas (23) to the Mayoral Installation meeting, which will be on Monday, May 15, 2017 at 6:00 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 15th day of May, 2017 by the following vote:

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

JOHN HEILMAN, MAYOR

ATTEST:

YVONNE QUARKER, CITY CLERK