

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, APRIL 2, 2018
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. –REGULAR MEETING

CALL TO ORDER: Mayor Heilman called the meeting to order at 6:33 p.m.

PLEDGE OF ALLEGIANCE: Tom Demille led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: None.

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

APPROVAL OF AGENDA:

Councilmember Meister requested that Items 4.D. and 5.A. be moved to the Consent Calendar as Items 2.O. and 2.P. respectively.

Motion by Councilmember Horvath, seconded by Councilmember Meister, to approve the April 2, 2018 agenda as amended, and unanimously approved.

ADJOURNMENT MOTIONS:

Councilmember Horvath requested that the meeting be adjourned in memory of Nancy McFadden and Grigory Mazin. She also requested that the meeting be adjourned in memory of the following soldiers who died during Operation Inherent Resolve: Captain Christopher Zanetis (37), Captain Mark Weber (29), Master Sergeant Christopher Raguso (39), Master Sergeant William Posch (36), Captain Andreas O’Keeffe (37), Staff Sergeant Carl Enis (31), Staff Sergeant Dashan Briggs (30), and Master Sergeant Jonathan J. Dunbar (36).

Councilmember D’Amico requested that the meeting be adjourned in memory of Alice Handelman.

Mayor Heilman requested that the meeting be adjourned in memory of Judge Stephen Reinhardt and Francis Baker.

Mayor Pro Tempore Duran thanked everyone for their support and kind words expressed for the loss of his Mother.

PRESENTATIONS:

Mayor Pro Tempore Duran presented a Proclamation to Greg Gordon and Lucia Chappelle for This Way Out.

Councilmember Horvath presented Certificates of Recognition to the Captain Aloma and representatives from the West Hollywood Sheriff's Station for the Baker to Vegas Run.

Mayor Heilman presented Certificates of Recognition to David Dickerson, Marion Rogers, and Mark Anawalt for Homeless Connect Day.

Mayor Heilman presented a Proclamation to City Poet Kim Dower in recognition of National Poetry Month. Ms. Dower read her new City poem.

1. PUBLIC COMMENT:

DIANE FORTE AND ASHLEY BEE, SOUTHERN CALIFORNIA EDISON, spoke regarding upgrades to the infrastructure and intermittent shut-off of electricity to accommodate this work.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Item 2.J.

TOM DEMILLE, WEST HOLLYWOOD, spoke regarding the upcoming City Council election in March 2019 and other issues affecting the City.

SCOTT SCHMIDT, WEST HOLLYWOOD, spoke regarding parking meters on Cesar Chavez Day and thanked City staff

AMANDA BLEICH, WEST HOLLYWOOD, spoke regarding the Women's Leadership awards and an upcoming movie screening in Council chambers.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Horvath congratulated the "Lady Irish" for their NCAA win. She reported that she recently attended the Beverly Hills City Council Reorganization meeting. She also reported that she gave a presentation to the Hollywood Chamber of Commerce on the new Metro Line extension. She stated that she represented the City at the LA County Division of the League of California Cities, she met with Anthony Rindon regarding Clean Power Alliance, and that she travelled to Taiwan through a delegation of the Ministry of Foreign Affairs for Taiwan.

Councilmember Meister reported that she attended several Neighborhood Watch meetings in both our City and Los Angeles. She commented on Item 4.D. and asked the City Manager whether diagonal crossing is possible at the location and whether a traffic officer or crossing guard could be stationed at the location during the first couple

of months of the pilot project. She spoke regarding Item 5.A. and requested information from the City Manager as to when the item to discuss historic multi-family building incentives would be returning to Council. She also spoke regarding the need for staff to be more proactive in the enforcement of the Mills Act.

Councilmember D'Amico thanked Hani Demitri and Oscar Delgado for Item 4.D. He mentioned a news story regarding Grinder and the release of the HIV status of participants, and requested that the City Manager direct the Lesbian and Gay Advisory Board to invite Grinder to discuss the issue of privacy for its users.

Mayor Pro Tempore Duran also requested that the City inquire about Grinder. He thanked Peter Noonan for Item 5.A. He mentioned Item 2.M. and the City's co-sponsorship on a discussion with Adam Schiff on Saturday, April 21st in Council Chambers. He spoke regarding a free event scheduled for Wednesday, April 4 at the Dorothy Chandler Pavilion recognizing the 50th Anniversary of the assassination of Martin Luther King and noted that the Gay Men's Chorus has been asked to perform. . Finally, he stated that April 12th is the Yom HoShoah event at Plummer Park.

Mayor Heilman he welcomed back his fellow Councilmembers. He reported that he and Councilmember Meister met with two members of the Beverly Hills City Council to discuss water rates. He also commented that the City hired an Attorney to represent the City regarding, the development on La Cienega.

CITY MANAGER'S REPORT:

City Manager Arevalo provided clarification regarding the crosswalk at Santa Monica and Robertson, and stated that due to the vehicular traffic patterns during the day and pedestrian traffic patterns in the evening, the recommendation is what works best in the area. He stated that the item to discuss incentives for historic properties would return to Council in June. He commented that the Lesbian and Gay Advisory Board liaison will coordinate an agenda item to discuss Grinder. He provided a brief update on the project at 8500 Sunset Boulevard and stated that the City received an administrative ruling in our favor and that AKA is appealing this decision to the Planning Commission at its April 19 meeting. He also provided a brief update on 8150 Sunset, and stated that the developer recently won a court ruling which allows them to proceed with the development; however the City's negotiated settlement is still in effect. He spoke regarding emails the City received regarding the scooters, and reported that they have been removed by Code Enforcement. He further stated the Long Range and Mobility Planning Division will work with the vendor on this issue. Finally, he provided some upcoming City event updates.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$569,000 in expenditures, \$0 in potential revenue, and (\$5,532) in waived fees.

2. CONSENT CALENDAR:

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

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, April 2, 2018 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Wednesday, March 28, 2018.

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 19, 2018. **Approved as part of the Consent Calendar noting the abstention of Mayor Pro Tempore Duran.**

2.C. APPROVAL OF DEMAND REGISTER NO. 822 [L. QUIJANO]:

SUBJECT: The City Council shall receive the Demand Register for period ending March 23, 2018 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 822 and adopt Resolution No.18-5037, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 822". **Approved as part of the Consent Calendar.**

2.D. ORDINANCE NO. 18-1027 (2ND READING) "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 13 OF THE WEST HOLLYWOOD MUNICIPAL CODE BY ADOPTING LOCAL AMENDMENTS TO SECTIONS 4.106.4 AND 5.106.5.3 OF THE 2016 EDITION OF THE CALIFORNIA GREEN BUILDING STANDARDS CODE TO INCLUDE NEW REQUIREMENTS FOR PLUG-IN ELECTRIC VEHICLE INFRASTRUCTURE AND AMENDING TITLE 19 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO IMPLEMENT THE REQUIREMENTS IN THE ZONING CODE, CITYWIDE, WEST HOLLYWOOD, CALIFORNIA" [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1027 amending Title 13 of the West Hollywood Municipal Code by adopting local amendments to sections 4.106.4 and 5.106.5.3 of the 2016 edition of the California Green Building Standards Code to include new requirements for plug-in electric vehicle infrastructure and amending Title 19 of the West Hollywood Municipal Code to implement the requirements in the zoning code, Citywide, West Hollywood, California.

ACTION: Waive further reading and adopt Ordinance No. 18-1027, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDMENT TITLE 13 OF THE WEST HOLLYWOOD MUNICIPAL CODE BY ADOPTING LOCAL AMENDMENT TO SECTIONS 4.106.4 AND 5.106.5.3 OF THE 2016 EDITION OF THE CALIFORNIA GREEN BUILDING STANDARDS CODE TO INCLUDE NEW REQUIREMENTS FOR PLUG-IN ELECTRIC VEHICLE INFRASTRUCTURE AND AMENDING TITLE 19 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO IMPLEMENT THE REQUIREMENTS IN THE ZONING CODE, CITYWIDE, WEST HOLLYWOOD, CALIFORNIA.” **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 18-1028 (2ND READING) “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD IMPLEMENTING STATE LAW REGARDING EXPEDITING PERMIT PROCESSING FOR ELECTRIC VEHICLE CHARGING STATIONS” [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1028 implementing state law regarding expediting permit processing for electric vehicle charging stations.

ACTION: Waive further reading and adopt Ordinance No. 18-1028, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD IMPLEMENTING STATE LAW REGARDING EXPEDITING PERMIT PROCESSING FOR ELECTRIC VEHICLE CHARGING STATIONS”. **Approved as part of the Consent Calendar.**

2.F. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will receive Synopses from the Public Facilities Commission, Public Safety Commission, and Russian Advisory Board, regarding actions taken at their recent meetings.

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

2.G. AGREEMENT FOR SERVICES WITH THE CENTER FOR LAND USE INTERPRETATION [M. LOUIE, A. CAMPBELL, R. EHEMANN]:

SUBJECT: The City Council will consider authorizing an Agreement for Services with The Center for Land Use Interpretation, as recommended by the Arts and Cultural Affairs Commission, to curate and present a temporary art exhibition titled PLOSHADKA (working title) by Tanya Brodsky, curated by Aurora Tang, to take place at the Plummer Park Community Center from November 2018 – November 2019.

ACTIONS: 1) Approve an agreement with The Center for Land Use Interpretation in an amount not-to-exceed \$30,000 to provide curatorial and exhibition production services for a temporary art exhibition titled PLOSHADKA (working title) by Tanya Brodsky, curated by Aurora Tang, to take place at the Plummer Park Community Center from November 2018 – November 2019; and 2) Authorize the City Manager or designee to

execute all documents incident to this agreement. **Approved as part of the Consent Calendar.**

2.H. AMENDMENT TO AGREEMENT FOR STREET STRIPING, LEGEND AND ROAD MARKING SERVICES [S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving an Amendment to the Agreement with PCI for Street Striping, Legend and Road Marking Services.

ACTIONS: 1) Approve Amendment No. 1 to the Agreement for Services with PCI for Street Striping, Legend and Road Marking Services by increasing the amount of the Agreement by \$500,000 for a new not-to-exceed amount of \$864,112.70; and 2) Authorize the City Manager or designee to execute all documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.I. NOTICE OF COMPLETION FOR CIP 1710, EMERGENCY VEHICLE PREEMPTION SYSTEM PROJECT [O. DELGADO, H. DEMITRI]:

SUBJECT: The City Council will consider approving the Notice of Completion for CIP 1710, Emergency Vehicle Preemption System Project.

ACTIONS: 1) Accept the completed work and authorize the following: a. Filing a Notice of Completion by the City Engineer, b. Final payment to the contractor at the end of the 35-day lien period, c. Release of the Performance Bond on the date of recordation of the Notice of Completion, and d. Release of the Payment Bond 35 days after the date of the recordation of the Notice of Completion, pending no receipt of stop notices from vendors or subcontractors. **Approved as part of the Consent Calendar.**

2.J. SAFE DRIVER EDUCATION CAMPAIGN [L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to develop an education campaign to promote safe driving practices, such as not using a phone while driving, maintaining the speed limit, and using a turn signal.

ACTIONS: 1) Direct the Public Safety Department to work with the Communications Department to develop an education campaign to promote safer driving, including developing and posting temporary parkway signs with campaign messages; 2) Direct the Public Safety Department to work with the Sheriff's Department to do targeted enforcement of distracted and reckless driving violations during the campaign; 3) Direct the Communications Department to utilize all appropriate communications tools to promote the campaign such as the City's website, social media tools, and a press release; and 4) Authorize the Director of Finance & 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. **Approved as part of the Consent Calendar.**

2.K. CO-SPONSORSHIP OF WORLD DOG DAY 2018 [L. MEISTER, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring World Dog Day to be hosted by The Vanderpump Dog Foundation on Saturday, May 19, 2018 from 10 am to 4 pm at West Hollywood Park.

ACTIONS: 1) Authorize co-sponsorship of World Dog Day 2018 and approve the use of West Hollywood Park on Saturday, May 19, 2018; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Waive the Special Event permit fee, encroachment fee, building and safety fees, and parking at the 5-story parking structure for event volunteers and vendors (estimated \$3,650); 4) Direct the Communications Department to utilize all appropriate communications tools to promote the event such as the City's website and social media tools; and 5) Approvals are conditional upon the execution of an Event Co-sponsorship Agreement with the Event Organizer. **Approved as part of the Consent Calendar.**

2.L. CO-SPONSORSHIP OF LOS ANGELES JEWISH FILM FESTIVAL SCREENING OF HEATHER BOOTH: CHANGING THE WORLD [L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring a screening of the film Heather Booth: Changing the World, as part of the Los Angeles Jewish Film Festival on Tuesday, May 1, 2018 in the City Council Chambers.

ACTIONS: 1) Authorize co-sponsorship of a screening of Heather Booth: Changing the World as part of the Los Angeles Jewish Film Festival on Tuesday, May 1, 2018 in the City Council Chambers; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Approve the use of City facilities and waive facility use fees and parking fees at the 5-story parking structure for attendees of the event (estimated \$791 in waived fees); 4) Direct the Communications Department to utilize all appropriate communications tools to promote the event such as the City's website and social media tools; 5) Authorize the Director of Finance & Technology Services to allocate \$3,000 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with the event; and 6) Approvals are conditional upon the execution of an Event Co-sponsorship Agreement with the Event Organizer. **Approved as part of the Consent Calendar.**

2.M. CO-SPONSORSHIP OF CALIFORNIA WOMEN'S LAW CENTER'S EVENT "AN UPDATE FROM WASHINGTON" FEATURING CONGRESSMAN ADAM SCHIFF [J. DURAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring the California Women's Law Center event, "An Update from Washington", a conversation with Congressman Adam Schiff, on April 21, 2018 from 3:00 pm to 4:30 pm in the City Council Chambers.

ACTIONS: 1) Authorize co-sponsorship of “An Update from Washington” with the California Women’s Law Center on Saturday, April 21, 2018 in the City Council Chambers; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Approve the use of City facilities and waive facility use fees and parking fees at the 5-story parking structure for attendees of the event (estimated \$1,091 in waived fees); and 4) Direct the Communications Department to utilize all appropriate communications tools to promote the event such as the City’s website and social media tools. Approvals are conditional upon the execution of an Event Co-sponsorship Agreement with the Event Organizer. **Approved as part of the Consent Calendar.**

2.N. PARKWAY DESIGN ORDINANCE [L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to draft an ordinance to set requirements for parkway design in order to promote sustainability, public safety, and neighborhood beautification.

ACTION: Item moved to Excluded Consent.

2.O. (4.D.) PEDESTRIAN SAFETY ENHANCEMENT ON SANTA MONICA BLVD AT ROBERTSON BLVD [O. DELGADO, H. DEMITRI]:

SUBJECT: The City Council will consider approving the proposed enhancements to the traffic signal operation on Santa Monica Blvd at Robertson Blvd to improve safety for all modes of traffic with an emphasis on pedestrian safety.

ACTION: Approve staff recommendation for the proposed safety improvements on Santa Monica Blvd at Robertson Blvd on Thursdays, Fridays, and Saturdays between the hours of 10:00 PM to 2:00 AM as a Pilot Project for a period of one year. **Approved as part of the Consent Calendar.**

2.P. (5.A.) HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2017 [P. NOONAN]:

SUBJECT: The City Council will receive the Annual Housing Element Report for calendar year 2017 and authorize staff to submit the report to the California Department of Housing and Community Development in compliance with state requirements.

ACTION: Authorize staff to submit the 2017 Annual Housing Element Report to the California State Department of Housing and Community Development. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS: None.

4. UNFINISHED BUSINESS:

4.A. UPDATE ON MANDATORY SEISMIC RETROFITTING AND EXPLORATION OF A COST PASS-THROUGH FOR RENT STABILIZED

LANDLORDS TO SHARE COSTS WITH TENANTS [P. NOONAN, O. DELGADO, J. KEHO, C. ZABALA]:

SUBJECT: The City Council will receive an update on preparations underway for mandatory seismic retrofitting including exploration of a cost pass-through allowing landlords to share costs with tenants.

Acting Director of Human Services and Rent Stabilization Peter Noonan provided background information as outlined in the staff report dated April 2, 2018.

AMANDA SMASH HYDE, WEST HOLLYWOOD, spoke in opposition to tenants sharing the cost.

LARRY BLOCK, WEST HOLLYWOOD, spoke in opposition to tenants sharing the cost.

WESLEY BRIDLE, WEST HOLLYWOOD, spoke in opposition to tenants sharing the cost.

Councilmember Horvath spoke regarding publication of addresses that are subject to retrofitting. Interim Director of Planning and Development Services John Keho responded that staff will make this list available by the end of next week.

Mayor Heilman inquired if the list is completely accurate. Mr. Keho commented on the methodology for creating the list of properties. Mayor Heilman inquired about notification to property owners. City Manager Arevalo commented that the release of the list does not start the countdown to compliance. The property owner will be notified via certified mail.

Councilmember Meister requested that staff explain "NOI" and clarify which properties are eligible for the pass-through. Mr. Noonan provided clarification regarding the difference between a rent increase versus a pass-through and under what circumstances each is allowed.

Mayor Pro Tempore Duran commented that there are political and legal considerations that must be considered as it relates to the need to seismically retrofit buildings in the City and the costs associated for landlords and tenants.

Councilmember Horvath does not agree that tenants should share the cost of the pass-through and indicated that she does not support this part of the item.

Councilmember D'Amico inquired about the change in the number of buildings, and suggested that the roll-out of information be done

incrementally for better customer service. Mr. Keho commented that there are 740 soft story and 80 non-ductile, and that staff would be available to assist residents and landlords with any questions or concerns they may have. Finally, he expressed concern with the City's consultant not being able to set a cost per square foot for better clarity. He indicated that if the maximum price per square foot is not included in the ordinance, he will not be able to support it.

Mayor Heilman suggested that a maximum amount is set for the pass-through in the ordinance so that the landlord could not charge more to the tenants. He agrees that tenants should not bear the full cost of the pass-through. He suggested a preservation easement to ensure that the property continues to remain a rental property for a period of time.

Councilmember Meister inquired about financing and the use of the City's housing trust fund.

The Council directed staff to inquire with the City of Santa Monica regarding their decision not to allow a pass-through.

ACTIONS: 1) Receive the update and direct staff to continue exploring the appropriateness of a pass-through for landlords to share costs for mandatory seismic retrofitting with tenants with the following provisions: a. Limited to a percentage of project costs, b. Capped at a maximum dollar amount per month, c. In effect for a set period of time, and d. Include a financial hardship exemption for tenants unable to pay; and 2) Direct the Rent Stabilization Commission to continue its analysis of the issue, including an analysis of actual costs of retrofitting, whether a pass-through is appropriate and whether the current process for applying for a rent increase is sufficient and provide a recommendation. **Motion by Mayor Pro Tempore Duran, seconded by Councilmember D'Amico, and approved noting the "no" vote of Councilmember Horvath.**

4.B. TRANSPORTATION DEMAND MANAGEMENT ORDINANCE FRAMEWORK [J. KEHO, B. SIEGL, B. CHEUNG, T. ROBINSON]:

SUBJECT: The City Council will receive an update on enhancements to the City's Transportation Demand Management (TDM) Ordinance.

SCOTT SCHMIDT, WEST HOLLYWOOD, commented that businesses cannot accomplish the 20 points and also inquired what is considered an employee.

GENEVIEVE MORRILL, spoke on behalf of the West Hollywood Chamber of Commerce, commented on the confusion of the point system and the lack of education.

Mayor Pro Tempore Duran spoke in support of the item and commented that Southern California is uniquely challenged with traffic congestion. He stated that this item is a work in progress and that the City is putting staff time and resources into trying to develop strategies that will look at ways to help with this ongoing issue.

Councilmember Meister expressed concern with the draft framework. She suggested that it should include all commuters not only those in West Hollywood. She commented on the cost of transit subsidies and the impacts on small businesses. She indicated that the City has not conducted a Traffic Impact Fee nexus study since 1989. She agreed with Ms. Morrill's comments regarding education. She suggested a pilot program for the City's larger employers. Finally, she commented that employers need to be evaluated by type of business, not only size.

Councilmember Horvath agreed with Councilmember Meister. She stated that she understands the concerns of the business community and encouraged staff to continue to work with them. She commented that a TDM is required under State law. She stated that staff is attempting to draft a framework that is unique to West Hollywood.

Councilmember D'Amico thanked staff for the report. He indicated that ride share companies should be included in the TDM. He spoke in support of Councilmember Meister's suggestion that this item be conducted in-house rather than through a consultant.

Councilmember Meister inquired about the nexus study and when it will be completed, as that information needed to be part of the decision-making. Senior Transportation Planner Bob Cheung indicated that it will be done summer of 2018.

Mayor Heilman spoke regarding the Item and suggested other areas that staff should consider as part of the TDM. He also expressed his concern with utilizing an outside consultant.

ACTION: 1) Receive update; and 2) Direct staff to develop the updated TDM Ordinance based on the draft framework. **Approved by consensus.**

4.C. COMPREHENSIVE LOBBYIST SERVICES PLAN [P. AREVALO, J. LEONARD]:

SUBJECT: The City Council will consider directing staff to execute a four month extension (through the end of the 2017-2018 Legislative Session) of the City's existing lobbyist services contract with Helyne Meshar & Associates, while simultaneously directing staff and the City's Lobbyist to prepare a comprehensive next generation lobbying and advocacy services plan that incorporates, county, regional, state, and federal work.

Community and Legislative Affairs John Leonard provided background information as outlined in the staff report dated April 2, 2018.

Councilmember Meister expressed appreciation for Helyne Meshar and her work over the years for the City, but supported an RFP process. She commented that the traditional methods of lobbying the legislature has changed, and that grassroots movements have been more effective recently. She stated concerns about the contract costs compared to other cities and being in touch with local issues.

Councilmember D'Amico supports the item. He expressed concern with Ms. Meshar's lobbying efforts on behalf of the City.

Mayor Pro Tempore Duran expressed support for Ms. Meshar and her years of experience and knowledge of the City and Sacramento. He agreed that the City should explore a different lobbyist for Federal issues.

Councilmember Horvath agreed with Mayor Pro Tempore Duran's comments and spoke in support of Ms. Meshar's work. She expressed her support of this item.

Mayor Heilman spoke in support of the item. He commented that he has worked with Ms. Meshar for 30 years and spoke of her commitment to West Hollywood and her relationships in Sacramento.

Councilmember D'Amico further commented that the City needs a new Lobbyist that can plan for the City's future.

Mayor Heilman commented that there also needs to be clarification associated with this item as to how the lobbyist communicates with the Council.

ACTIONS: 1) Direct staff to execute a four-month extension (through the end of the 2017-2018 Legislative Session) to the Agreement for Services with Helyne Meshar & Associates, for lobbyist services; and 2) Direct staff and the City's Lobbyist to analyze the City's current lobbyist services contracts and efforts, and prepare a comprehensive next generation lobbying and advocacy services plan that incorporates county, regional, state, and federal work; and return to Council with the draft plan. **Motion by Councilmember D'Amico, seconded by Mayor Pro Tempore Duran, and approved.**

4.D. PEDESTRIAN SAFETY ENHANCEMENT ON SANTA MONICA BLVD AT ROBERTSON BLVD [O. DELGADO, H. DEMITRI]:

SUBJECT: The City Council will consider approving the proposed enhancements to the traffic signal operation on Santa Monica Blvd at

Robertson Blvd to improve safety for all modes of traffic with an emphasis on pedestrian safety.

ACTION: Item moved to the Consent Calendar.

4.E. RECONVENING THE ETHICS REFORM TASK FORCE [Y. QUARKER, M. CROWDER, M. JENKINS]:

SUBJECT: The City Council will consider reconvening the Ethics Reform Task Force (Task Force) to review any necessary ethics reform as it applies to elected officials, appointed officials, City Hall staff, and those who do business with the City, including lobbyists and consultants.

Assistant City Clerk Melissa Crowder provided background information as outlined in the staff report dated April 2, 2018.

STEVE MARTIN, WEST HOLLYWOOD, spoke about various ethical challenges facing the City Council and City Hall.

Mayor Pro Tempore Duran provided clarification regarding contributions made to the Gay Men's Chorus and stated that he is required to report any Behested Payments made to any non-profit organizations in which he volunteers.

Councilmember Meister spoke regarding the need for different Task Force members in the future, to generate new ideas. She stated that disclosures regarding involvement of task force members in previous elections or campaigns should be included in the staff report.

Mayor Heilman disclosed that Max Kanin has consulted with him on several items. He suggested that the Task force look at what changes may occur when the City's elections are moved to November in 2020 and if there should be changes made to the campaign contributions limits. He also suggested that the Task Force look at other items besides campaigns and elections; such as Council interactions with City staff and whether should be some reporting or limitations on how Council interacts with City staff.

ACTIONS: 1) Authorize the City Manager to reconvene the Ethics Reform Task Force comprised of the following subject matter experts: Max Kanin, an attorney who specializes in election law, campaign finance law, and governmental ethics law; Joseph Guardarrama from Kaufman Legal Group, who is an expert on governmental ethics and previously served as a West Hollywood Commissioner; and Elizabeth Ralston, former President of the League of Women Voters of Los Angeles. The Ethics Reform Task Force will be staffed by an attorney from the City Attorney's office and Melissa Crowder from the City Clerk's office, who will advise the Task Force but will not be voting members; 2) The Ethics Reform Task Force will conduct at least one, but no more than three meetings; and 3)

Direct the Ethics Task Force to provide a report to the City Council by July 2018 outlining the recommendations. **Motion by Councilmember Horvath, seconded by Councilmember D'Amico, and approved.**

5. NEW BUSINESS:

5.A. HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2017 [P. NOONAN]:

SUBJECT: The City Council will receive the Annual Housing Element Report for calendar year 2017 and authorize staff to submit the report to the California Department of Housing and Community Development in compliance with state requirements.

ACTION: Item moved to the Consent Calendar.

5.B. ADVISORY BOARD APPOINTMENT [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider making a direct appointment to the Senior Advisory Board.

ACTION: Councilmember Duran appointed **Michael Hollingsworth** to the Senior Advisory Board.

EXCLUDED CONSENT CALENDAR:

2.N. PARKWAY DESIGN ORDINANCE [L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to draft an ordinance to set requirements for parkway design in order to promote sustainability, public safety, and neighborhood beautification.

Councilmember Horvath commented that she was not clear on exactly what the recommendation was. Councilmember Meister commented that currently they are guidelines and no ordinance. She wants staff to clarify and set minimum requirements so that Code Enforcement can enforce non-compliance.

Code Enforcement Manager Jeff Aubel spoke regarding the current code enforcement challenges.

ACTIONS: 1) Direct staff to review the Parkway Design Guide and update as needed; 2) Direct staff to draft an ordinance to set requirements for parkway design; and 3) Report back to City Council with final recommendations. **Motion by Councilmember Meister, seconded by Councilmember D'Amico, and approved.**

6. LEGISLATIVE:

6.A. CITY OF WEST HOLLYWOOD CANNABIS USE ORDINANCE AMENDMENT [O. DELGADO, J. AUBEL, J. HITTLEMAN, J. KEHO, J. ROCCO, L. LANGER, A. REGAN, J. LEONARD, D. MICK]:

SUBJECT: The City Council will consider an amendment to Title 5 Business Licenses, Regulations, and Permits and Section 7.08.030 Smoking Regulations of Title 7 of the West Hollywood Municipal Code to adopt updated regulations on Cannabis Use in the City of West Hollywood.

Senior Contract Planner Jerry Hittleman provided background information as outlined in the staff report dated April 2, 2018.

BUCK ANGEL, LOS ANGELES, spoke regarding his current cannabis business and that those in the LGBTQ community should be given priority.

DAVID KAUFMAN, SACRAMENTO, spoke regarding West Hollywood's commitment to enacting cannabis legislation.

LEON MOSTOVOY, LOS ANGELES, spoke regarding his cannabis delivery service and the 5,500 patients that he and Mr. Angel assist in West Hollywood.

SERGIO BARAZA, LOS ANGELES, spoke regarding the limited license types and the need for a social equity program.

JACKIE SUBECK, WEST HOLLYWOOD, commended the Council and staff for the cannabis policies.

SHERRI FRANKLIN, LOS ANGELES, spoke regarding the application process.

DANI SHAKER, WEST HOLLYWOOD, spoke regarding the application process.

DELLA SHAKER, WEST HOLLYWOOD, spoke regarding her law practice's work with cannabis businesses and ensuring their compliance with regulations.

NASSER AZIMI, PRESIDENT OF OHANA OPERATIONS, spoke regarding the various cannabis retail opportunities that the City is allowing.

JANA CAHN, PAIN FREE SOCIETY OF CALIFORNIA, spoke regarding her Los Angeles area cannabis dispensaries.

STEVE MARTIN, WEST HOLLYWOOD, expressed concern with the integrity of the application process.

The following individuals did not wish to speak, but submitted a Citizen Position Slip indicating their support for the recommended item: *Chris Barnett and Ysla Tellez*

Councilmember D'Amico requested clarification on the timeline. Community and Legislative Affairs Manager John Leonard provided the timeline.

Councilmember Horvath commented that the state law requires that medical cannabis be subject to tax. Mr. Leonard clarified taxation of medical cannabis. She inquired about operation under the temporary license and Mr. Leonard indicated that they will remain in effect, subject to renewal, until the application review process is completed. She responded to various concerns expressed by the speakers.

Councilmember Meister asked staff to clarify the process. Mr. Leonard clarified the process.

City Staff also stated that the application will specifically state who applicants can and cannot contact.

Mayor Heilman commented on the item. He indicated that his policy is to not have contact with any potential applicants. He does not support allowing smoking to take place inside a business. He requested that staff provide their rationale for recommending smoking inside businesses. Mr. Leonard provided the rationale.

Councilmember Meister expressed support for indoor smoking, as opposed to outdoor smoking; which can't be contained.

Mayor Heilman requested that Council vote on the proposed Ordinance without the revised language to Section 11 relating to indoor smoking.

ACTION: Introduce on first reading: Ordinance No. 18-1029: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING AMENDMENTS TO THE MUNICIPAL CODE TO REGULATE CANNABIS USES; without the language in Section 10 relating to indoor smoking. **Motion by Mayor Pro Tempore Duran, seconded by Councilmember D'Amico, and approved.**

ACTION: Include language in Section 11 of the proposed Ordinance to allow for indoor as well as outdoor smoking of cannabis in a licensed consumption area. **Motion by Mayor Pro Tempore Duran, seconded by Councilmember Meister and approved, noting the "no" vote of Mayor Heilman.**

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS: Councilmember D'Amico stated that Staff should review the minutes regarding what was approved by Council relating to contact with Cannabis license applicants. Mayor Heilman stated that the issue was whether campaign contributions from applicants can be prohibited and requested that the City Attorney provide Council with information on why contributions cannot be prohibited.

ADJOURNMENT: The City Council adjourned at 10:06 p.m. in memory of Nancy McFadden, Alice Handelman, Stephen Reinhardt, Grigory Mazin, Francis Baker, Christopher Zanetis, Mark Weber, Christopher Raguso, William Posch, Andreas O'Keeffe, Carl Enis, Dashan Briggs, and Jonathan J. Dunbar to its next regular meeting, which will be on Monday, April 16, 2018 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.