

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JULY 16, 2018
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. –REGULAR MEETING

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

PLEDGE OF ALLEGIANCE: John Allendorfer led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: None.

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

REPORT OF CLOSED SESSION AGENDA:

Assistant City Attorney Langer reported that the Closed Session was called to order at 6:00 p.m. She stated that there was no public comment. She reported that there were no items added to the agenda and that the Closed Session adjourned at 6:30 p.m. with no reportable action.

APPROVAL OF AGENDA:

Councilmember Horvath requested that Items 5.A. and 5.B. be moved to the Consent Calendar as Item 2.AA. and 2.BB. respectively. In addition, she requested that Item 2.K. be moved to Excluded Consent for Council discussion.

Councilmember Heilman requested that Item 2.U. be moved to Excluded Consent for Council discussion.

Motion by Councilmember Horvath, seconded by Mayor Pro Tempore D’Amico, to approve the July 16, 2018 agenda as amended, and unanimously approved.

ADJOURNMENT MOTIONS:

Councilmember Horvath requested that the meeting be adjourned in memory of Simon Shink and Richard Siegl.

PRESENTATIONS:

Councilmember Meister presented a Proclamation to Recreation Services staff in recognition of Park and Recreation Month.

Mayor Duran presented a Proclamation to Lynn Segerblom for the creation of the rainbow flag representing the LGBT community.

City Council presented Certificates to the 2018 LGBT Center graduates.

1. PUBLIC COMMENT:

YOLA DORE, WEST HOLLYWOOD, spoke regarding the annual Disabilities Awareness Awards.

ELENA GOLDENBERG, WEST HOLLYWOOD, spoke regarding the Robertson Lane Project and the misinformation to the Russian community.

NORMA SANDLER, WEST HOLLYWOOD, spoke regarding the community meetings discussing the cost sharing for seismic retrofitting.

JOHN ALLENDORFER, WEST HOLLYWOOD, spoke regarding Seniors in Action.

HEIDI SHINK, WEST HOLLYWOOD, spoke regarding her deceased father, Simon Shink.

MIKE CARTER, WEST HOLLYWOOD, spoke regarding the Ogden Drive Neighborhood Watch group.

JESSE SLANSKY, LOS ANGELES, spoke regarding his new position as the President and CEO of the West Hollywood Housing Corporation (WHHC).

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Meister registered her “no” vote on Item 2.E. She thanked Samantha Lavin for her service on the Lesbian & Gay Advisory Board. She spoke regarding Item 2.Q. and thanked staff for the completion of this project.

Councilmember Horvath Local Progress Conference in Minneapolis to discuss affordable housing, the continued fight for rent control and supporting Proposition 10, and criminal justice reform. She spoke regarding Items 5.A. and 5.B. being moved to the Consent Calendar and requested that staff work to fill the vacant units quickly. She spoke regarding the City’s Open Data platform and development info map. She thanked staff for their support of Item 2.X.

Councilmember Heilman apologized that he will be out of the country and will miss National Night Out. He will also miss the August 6th meeting, unless there is a critical item on the agenda in which case he will participate via phone. He reported that he will

be attending the Gay Games in Paris, and will work to try to get the games in West Hollywood for 2026.

Mayor Pro Tempore D'Amico inquired with the City Manager regarding the timeline for the Seismic item. He spoke regarding Item 2.N. and asked staff to provide statistics on the ridership of the "Sunset Trip." He also requested an update from the City Manager regarding parking enforcement on parkway trash. He spoke regarding Item 4.A. and disclosed that he received donations from Afriat Consulting and neighbors who have written letters regarding the EIR.

Mayor Duran thanked Bob Hastings, the owner of the Gold Coast, for hosting the Red Dress Party and gave a brief history on the event. Further, he spoke regarding the closing of Circus of Books after many years in business in West Hollywood.

CITY MANAGER'S REPORT:

City Manager Arevalo reported that Planning and Development Services is extending Building and Safety counter hours and will begin providing extended hours for inspections. He provided a brief update on upcoming Council items, and indicated that the August 6th agenda will be light and spoke regarding items slated for the August 20th meeting. He reported that the October 1st meeting will focus on various Zone Text Amendments for Council's review and approval. He reported that staff does not have ride share information for the Sunset Trip at this time, but will return to the next meeting with a "receive and file" item on ridership statistics. He spoke regarding the enforcement of parkway trash and reported that Parking Enforcement has received stickers to tag items in the public right of way, and the program is up and running.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$784,349 in expenditures, \$0 in potential revenue, and (\$791) 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.,S.,T.,V.,W.,X.,Y.,Z.,AA.,BB. Motion by Councilmember Heilman, seconded by Mayor Pro Tempore D'Amico, and approved, noting the "no" vote of Councilmember Meister on Item 2.E.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, July 16, 2018 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Thursday, July 12, 2018.

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

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to table the approval of the minutes of the prior City Council Meeting.

ACTION: Table the approval of the July 9, 2018 Adjourned Regular Meeting Minutes to the next regular City Council meeting in August.
Approved as part of the Consent Calendar.

2.C. APPROVAL OF DEMAND REGISTER NO. 829 [L. QUIJANO, C. CORRALES]:

SUBJECT: The City Council shall receive the Demand Register for period ending July 6, 2018 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 829 and adopt Resolution No.18-5082, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 829." **Approved as part of the Consent Calendar.**

2.D. ORDINANCE NO. 18-1033 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 11 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO DEEM THE OPERATIONS OF SHARED ON-DEMAND PERSONAL MOBILITY SERVICE UNLAWFUL, CITYWIDE" [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1033, "an Ordinance of the City Council of the city of West Hollywood amending title 11 of the West Hollywood Municipal Code to deem the operations of shared on-demand personal mobility service unlawful, Citywide."

ACTION: Waive further reading and adopt Ordinance 18-1033, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 11 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO DEEM THE OPERATIONS OF SHARED ON-DEMAND PERSONAL MOBILITY SERVICE UNLAWFUL, CITYWIDE".
Approved as part of the Consent Calendar.

2.E. ORDINANCE NO. 18-1034 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING A MUNICIPAL CODE AMENDMENT TO REVISE CHAPTER 10.16, TRANSPORTATION DEMAND MANAGEMENT, AND AMENDING TITLE 19, ZONING ORDINANCE, TO ESTABLISH A NEW TRANSPORTATION DEMAND MANAGEMENT PROGRAM FOR CERTAIN DEVELOPMENT AND EMPLOYERS, IN WEST HOLLYWOOD, CALIFORNIA" [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1034, adopting a municipal code amendment to revise Chapter 10.16, Transportation Demand Management, and amending Title 19, Zoning Ordinance, to establish a new Transportation Demand

Management Program for certain development and employers, in West Hollywood, California.

ACTION: Waive further reading and adopt Ordinance 18-1034, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING A MUNICIPAL CODE AMENDMENT TO REVISE CHAPTER 10.16, TRANSPORTATION DEMAND MANAGEMENT, AND AMENDING TITLE 19, ZONING ORDINANCE, TO ESTABLISH A NEW TRANSPORTATION DEMAND MANAGEMENT PROGRAM FOR CERTAIN DEVELOPMENT AND EMPLOYERS, IN WEST HOLLYWOOD, CALIFORNIA". **Approved as part of the Consent Calendar, noting the "no" vote of Councilmember Meister.**

2.F. ORDINANCE NO. 18-1035 (2ND READING) "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08 ADOPTING A PERMIT BY PLATE SYSTEM AND AMENDING THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE" [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1035 amending Title 10, Chapter 10.08 adopting a Permit by Plate System and amending the City of West Hollywood Municipal Code.

ACTION: Waive further reading and adopt Ordinance 18-1035, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08 ADOPTING A PERMIT BY PLATE SYSTEM AND AMENDING THE CITY OF WEST HOLLYWOOD MUNICIPAL CODE". **Approved as part of the Consent Calendar.**

2.G. COMMISSION AND ADVISORY BOARD MEETING SYNOPSIS [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will receive a Synopsis from the Human Services Commission, Transportation Commission, Disabilities Advisory Board, Russian Advisory Board, Senior Advisory Board, and the Women's Advisory Board regarding actions taken at their recent meeting.

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

2.H. ATTENDANCE REPORTS FOR CITY COMMISSIONS AND ADVISORY BOARDS [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will receive the attendance reports for City Commission, and Advisory Board meetings convened between May 2017 and May 2018.

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

- 2.I. TREASURER'S REPORT FOR MAY 2018 [L. QUIJANO, C. CORRALES, K. BARENG, N. CORONADO]:**
SUBJECT: The City Council will receive the Treasurer's Report for the month ended May 2018 pursuant to Section 53646 of the Government Code of the State of California.
ACTION: Receive and file the May 2018 Treasurer's Report. **Approved as part of the Consent Calendar.**
- 2.J. MID-YEAR STATE LEGISLATIVE REPORT [J. LEONARD, H. MOLINA]:**
SUBJECT: The City Council will receive an update on the status of State legislation for which the City Council has taken a position, or is currently monitored. In addition, the report highlights the work of the Community & Legislative Affairs team and legislative lobbyist, Helyne Meshar of Helyne Meshar & Associates (HM&A) on behalf of the City.
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.K. SMART CITY PUBLIC SAFETY PILOT PROJECT UPDATE [M. LOUIE, F. CONTRERAS, J. ROCCO, K. MAYERSON, K. COOK]:**
SUBJECT: The City Council will receive and file an update on the Smart City Public Safety Pilot Project, authorize the framework of a video sharing pilot program for local businesses, and authorize staff to enter into a partnership with Ring for a residential security camera rebate pilot program.
ACTIONS: Item moved to Excluded Consent.
- 2.L. AMENDMENT TO AGREEMENT FOR SERVICES WITH KEVIN J. MCARDLE [S. CAMPBELL, S. MARTINEZ]:**
SUBJECT: The City Council will consider amending the Agreement for services with Kevin J. Mc Ardle for consulting services to modify the scope of services, increase the not-to-exceed amount, and extend the term of the agreement.
ACTIONS: 1) Approve Amendment No. 1 to the Agreement for services with Kevin J. Mc Ardle to provide Project Plan consulting services; clarify the scope of services; increase the amount of the Agreement by \$42, 050 for a total not-to-exceed amount of \$71,022; and, extend the term of the Agreement by one year; and 2) Authorize the City Manager or designee to execute all documents incident to the Agreement. **Approved as part of the Consent Calendar.**
- 2.M. AMENDMENT #1 TO AGREEMENT FOR SERVICES WITH SOCRATA, INC. FOR THE CONFIGURATION OF OPEN PORTAL DATA FOR THE PLANNING AND DEVELOPMENT SERVICES DEPARTMENT'S INFOMAP [J. KEHO, D. GRAY]:**
SUBJECT: The City Council will consider amending the agreement for services with Socrata, Inc. for the configuration of Open Portal Data for the Planning and Development Services Department's InfoMap to extend

the agreement termination date and to include annual maintenance and subscription services to the scope of services of the agreement.

ACTIONS: 1) Approve amendment No. 1 to the agreement for services with Socrata, Inc. to increase the amount of the agreement by \$24,000 for a total “not-to-exceed” amount of \$42,720, with a contract end date of June 30, 2020; and 2) Authorize the City Manager or designee to execute documents incident to the amendment. **Approved as part of the Consent Calendar.**

2.N. AMENDMENT NO. 3 TO THE AGREEMENT FOR SERVICES WITH SYMBLAZE INC. [D. GIUGNI, F. GOMEZ]:

SUBJECT: The City Council will consider amending the Agreement for Services with Symlaze Inc. for marketing and brand development services to modify the scope of work, extend the Agreement’s term, and increase the not-to-exceed amount of the Agreement.

ACTIONS: 1) Approve Amendment No.3 to the Agreement for Services with Symlaze Inc. to modify the scope of services, extend the Agreement’s term by 12 months, and increase the amount of the Agreement by \$60,000 for a total not-to-exceed amount of \$175,500; and 2) Authorize the City Manager or designee to execute documents incident the agreement. **Approved as part of the Consent Calendar.**

2.O. AMEND THE AGREEMENT FOR FIELD SERVICE CREWS [S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving an Amendment to the Agreement with Social Vocational Services for Field Service Crews.

ACTIONS: 1) Approve Amendment No. 2 to the Agreement with Social Vocational Services for providing Field Service Crews by increasing the total not-to-exceed amount of \$696,349 by an additional \$406,884.12 for a new total not-to-exceed amount of \$1,103,233.12; and 2) Authorize the City Manager or designee to execute all documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.P. NOTICE OF COMPLETION THE COMPUTER SERVER ROOM COOLING SYSTEMS PROJECT [S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving the Notice of Completion for the Computer Server Room Cooling Systems Project CIP 55-16/17-04.

ACTIONS: 1) Accept the work for the Computer Server Room Cooling Systems Project CIP 55-16/17-04 and authorize the following: a. Filing a Notice of Completion by the City Representative, b. Final payment to the contractor at the end of the 35-day lien period, c. Performance Bond shall remain in effect until the end of all warranty periods set forth in the Contract Documents, 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 or other actions. **Approved as part of the Consent Calendar.**

2.Q. NOTICE OF COMPLETION CITY MEETING ROOM AUDIO SYSTEM INSTALLATION PROJECT [S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving the Notice of Completion for the City Meeting Room Audio Systems Installation Project.

ACTIONS: 1) Accept the work for City Meeting Room Audio Systems Installation Project and authorize the following: a. Filing a Notice of Completion by the City Representative, b. Final payment to the contractor at the end of the 35-day lien period, c. Performance Bond shall remain in effect until the end of all warranty periods set forth in the Contract Documents, 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 or other actions. **Approved as part of the Consent Calendar.**

2.R. IMPLEMENTATION OF DISTRICT 9 PREFERENTIAL PARKING REGULATIONS ON HAVENHURST DRIVE BETWEEN ROMAINE STREET AND WILLOUGHBY AVENUE [S. CAMPBELL, V. GUARINO, B. BORTFELD]:

SUBJECT: The City Council will consider adopting an ordinance to implement District 9 preferential parking regulations on the 900 block of Havenhurst Drive, between Romaine Street and Willoughby Avenue.

ACTION: Introduce for first reading Ordinance No. 18-1036, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.240 OF THE WEST HOLLYWOOD MUNICIPAL CODE, IMPLEMENTING DISTRICT 9 PREFERENTIAL PARKING REGULATIONS ON THE 900 BLOCK OF HAVENHURST DRIVE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". **Approved as part of the Consent Calendar.**

2.S. NATIONAL NIGHT OUT AGAINST CRIME IN WEST HOLLYWOOD [J. LEONARD, J. DUCKWORTH]:

SUBJECT: The City Council will consider designating Tuesday, August 7, 2018 as National Night Out Against Crime in West Hollywood and approve various administrative requests to assist in the success of National Night Out events.

ACTIONS: 1) Proclaim August 7, 2018 "National Night Out" in West Hollywood; 2) Approve all street closures for National Night Out block parties, as shown in this staff report; and 3) Approve the City's official sponsorship of all West Hollywood National Night Out events and waive all City fees associated with this event. **Approved as part of the Consent Calendar.**

2.T. RESOLUTION AMENDING THE SCHEDULES FOR THE INCLUSIONARY HOUSING PROGRAM FOR 2018-2019 [D. GIUGNI, P. NOONAN]:

SUBJECT: The City Council will consider adopting a resolution amending the schedules for the Inclusionary Housing Program setting 2018-19 rent limits, income requirements, and sale prices.

ACTION: Adopt Resolution No. 18-5083 “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE INCLUSIONARY HOUSING SCHEDULES.” **Approved as part of the Consent Calendar.**

2.U. CODE OF ETHICS FOR CONSULTANTS/CONTRACTORS AND SERVICE ON NONPROFIT BOARDS OF DIRECTORS [L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing the Ethics Reform Task Force to evaluate the creation of a code of ethics for City consultants and contractors, and research policies on service on nonprofit boards of directors.

ACTIONS: Item moved to Excluded Consent.

2.V. CO-SPONSORSHIP OF THE 2018 WEHO SPORTS FESTIVAL [J. HEILMAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring the 2018 WeHo Sports Festival, which will take place August 31 – September 2, 2018.

ACTIONS: 1) Authorize a \$35,000 co-sponsorship of the 2018 WeHo Sports Festival; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Direct the Communications Department to utilize all appropriate communication tools to promote the event including, but not limited to, the City’s website and social media tools; and 4) Authorize the City Manager to execute an Event Co-sponsorship Agreement and any other documents related to this event with the Event Organizer. **Approved as part of the Consent Calendar.**

2.W. SPONSORSHIP OF A PANEL DISCUSSION ON THE TRUMP ADMINISTRATION’S “ZERO TOLERANCE” IMMIGRATION POLICY [J. D’AMICO, J. DURAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider sponsoring a panel discussion on the “zero tolerance” immigration policy enacted by the Trump administration, including the challenges facing family reunification in border states, on Tuesday, July 31, 2018 in City Council Chambers.

ACTIONS: 1) Authorize sponsorship of the panel discussion on Tuesday, July 31, 2018 in the City Council Chambers to discuss the “zero tolerance” immigration policy enacted by the Trump administration; 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, press release, and social media tools; and 5) Authorize the Director of Finance & Technology Services to allocate \$450 from budgeted funds in the Special Council Programs

account number 100-1-01-00-531001 for costs associated with the event.
Approved as part of the Consent Calendar.

2.X. A RESOLUTION IN RECOGNITION OF MUSCULAR DYSTROPHY AWARENESS MONTH AND LIGHT IT UP GREEN [L. HORVATH, J. LEONARD, A. LOVANO, A. FINNIE]:

SUBJECT: The City Council will consider adopting a resolution in recognition of Muscular Dystrophy Awareness Month and in support of the Light It Up Green for Muscular Dystrophy movement.

ACTIONS: 1) Approve City Council Resolution No. 18-5084 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN RECOGNITION OF MUSCULAR DYSTROPHY AWARENESS MONTH"; 2) Direct staff to send signed copies of the adopted resolution to United States President Donald Trump, United States Senators Dianne Feinstein and Kamala Harris, California Governor Jerry Brown, Muscular Dystrophy Association, Light It Up Green for Muscular Dystrophy, and other partners as appropriate; and 3) Direct the Facilities and Field Services Division to use special green lighting at City Hall during the week of August 6, 2018 to raise awareness for the campaign. **Approved as part of the Consent Calendar.**

2.Y. RESOLUTION IN SUPPORT OF PROPOSITION 4, THE CHILDREN'S BOND ACT OF 2018 [L. HORVATH, J. LEONARD, H. MOLINA]:

SUBJECT: The City Council will consider a resolution in support of Proposition 4, the Children's Hospital Bond Act of 2018, a ballot initiative that will appear on the November 2018 ballot. If approved, the initiative will allow the state to sell \$1.5 billion in general obligation bonds, to be repaid from the State's General Fund. The bond funds are earmarked for construction, expansion, renovation, and equipping of qualifying children's hospitals.

ACTIONS: 1) Adopt Resolution No. 18-5085 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF PROPOSITION 4, THE CHILDREN'S BOND ACT OF 2018"; and 2) Direct the Community & Legislative Affairs Division to send copies of the adopted resolution to Governor Jerry Brown, State Senator Benjamin Allen, Assemblymember Richard Bloom, the initiative's proponents, and other parties as deemed appropriate. **Approved as part of the Consent Calendar.**

2.Z. RESOLUTION CALLING ON GOVERNOR JERRY BROWN TO PHASE OUT EXPLORATION AND PRODUCTION OF FOSSIL FUELS IN CALIFORNIA [J. D'AMICO, L. MEISTER, J. LEONARD, H. MOLINA]:

SUBJECT: The City Council will consider adopting a resolution calling on Governor Jerry Brown to exercise bold leadership and take actions to phase out fossil fuel production in California.

ACTIONS: 1) Adopt Resolution No. 18-5086 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CALLING ON

GOVERNOR JERRY BROWN TO PHASE OUT EXPLORATION AND PRODUCTION OF FOSSIL FUELS IN CALIFORNIA”; 2) Direct Community & Legislative Affairs Division staff to send copies of the adopted resolution to Governor Jerry Brown, State Senator Benjamin Allen, Assemblymember Richard Bloom, and other parties as deemed appropriate; 3) Endorse the petition by Elected Officials to Protect California (EOPC), which advocates for a phase out of exploration and production of fossil fuels in California; and 4) Authorize use of the City’s name and logo by the organization on EOPC letters previously-consented to by the City. **Approved as part of the Consent Calendar.**

2.AA. (5.A.) FINANCING COMMITMENT FOR PAYOFF OF A CALHFA LOAN AND ROLLOVER OF AN EXISTING LOAN AT 1155 N. DETROIT STREET (WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION) “DETROIT FAMILY APARTMENTS” [D. GIUGNI, P. NOONAN]:

SUBJECT: The City Council will consider authorizing the City Manager to sign a letter committing an additional \$215,465 in permanent financing. The new financing would be combined with an existing loan plus interest recalculated at 1.5%, and a loan forgiveness clause would be added for an existing 10-unit affordable housing development at 1155 North Detroit Street, Detroit Lexington LP.

ACTIONS: 1) Authorize the City Manager to sign a commitment letter in substantially the form attached, pledging \$215,465 in additional permanent financing for the Detroit Lexington affordable housing building located at 1155 North Detroit Street, bringing the total City commitment for the building to \$965,399, which includes the City’s existing loan of \$595,029 plus interest accrued of \$154,905; 2) Authorize the Director of Finance and Technology to allocate \$215,465 from unallocated reserves in the Affordable Housing Trust Fund to expenditure account number 216-06-65-703057 for purposes of funding the loan; 3) Authorize the Director of Finance and Technology to recalculate interest accruing on the existing \$595,029 loan at 1.5% per year (\$154,905), which is the current interest rate used for affordable housing permanent financing. The loan is currently accruing interest at 3% per year (\$310,585); 4) Authorize a clause in the loan document forgiving the principal and interest accrued when the loan term ends at 55 years (Year 2073), if all requirements in the loan documents are met; and 5) Authorize the City Manager or designee to execute all documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.BB. (5.B.) FINANCING COMMITMENT TO TERMINATE AN EXISTING TRI-PARTY LOAN AND ENTER INTO A SEPARATE LOAN WITH THE ACTORS FUND FOR AFFORDABLE HOUSING AT 980 N. PALM AVENUE (THE ACTORS FUND) “PALM VIEW APARTMENTS” [D. GIUGNI, P. NOONAN]:

SUBJECT: The City Council will consider authorizing the City Manager to sign a letter committing to terminating an existing tri-party loan with the West Hollywood Community Housing Corporation and entering into a separate loan with The Actors Fund for affordable housing at 980 N. Palm Avenue.

ACTIONS: 1) Authorize the City Manager to sign a commitment letter in substantially the form attached terminating the existing tri-party loan between the City, the County, and The Actors Fund, and West Hollywood Community Housing Corporation, and entering into a separate loan agreement for the principal and accrued interest of \$1,783,552 with The Actors Fund for affordable housing at 980 Palm Avenue; 2) Authorize a clause in the loan document forgiving the principal balance and interest accrued when the loan terminates at 55 years (Year 2073), if all requirements in the loan documents are met; and 3) Authorize the City Manager or designee to execute all documents incident to the agreement.

Approved as part of the Consent Calendar.

3. PUBLIC HEARINGS:

3.A. RESOLUTION DECLARING THE RESULTS OF THE MAJORITY PROTEST PROCEEDINGS AND RENEWING THE WEST HOLLYWOOD TOURISM IMPROVEMENT DISTRICT [M. LOUIE]:

SUBJECT: The City Council will conduct a public hearing, receive public testimony, and consider adopting a resolution confirming the Management District Plan submitted by the West Hollywood Marketing Corporation (d.b.a. West Hollywood Travel & Tourism Board), and levying assessments on lodging businesses. The Council will also consider approving an agreement with the West Hollywood Marketing Corporation (d.b.a. West Hollywood Travel & Tourism Board) to administer the program of work.

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

Director of Economic Development Maribel Louie provided background information as outlined in the staff report dated July 16, 2018.

Mayor Duran opened the public hearing; no speakers came forward and the public hearing was closed.

ACTIONS: 1) Adopt Resolution No. 18-5087 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DECLARING RESULTS OF MAJORITY PROTEST PROCEEDINGS AND RENEWING THE WEST HOLLYWOOD TOURISM IMPROVEMENT DISTRICT (WEHOTID)." **Motion by Councilmember Horvath, seconded by Mayor Pro Tempore D'Amico, and approved.**

4. UNFINISHED BUSINESS:

4.A. UPDATE ON DESIGN, CONSIDER ADOPTION OF MITIGATED NEGATIVE DECLARATION, AND CONSIDER APPROVAL OF A SITE LICENSE AGREEMENT WITH ORANGE BARREL MEDIA FOR CONSTRUCTION AND OPERATION OF THE PILOT DIGITAL BILLBOARD AT 8775 SUNSET BOULEVARD [J. KEHO, B. SIEGL, S. LEJEUNE, J. LEONARD, O. DELGADO, J. HANKAMER]:

SUBJECT: The City Council will receive an update on the design, consider adopting the Mitigated Negative Declaration and Monitoring Program, and consider approving a Site License Agreement with Orange Barrel Media for the construction and operation of a pilot digital billboard project on City-owned property at 8775 Sunset Boulevard.

Long Range Planning Manager Bianca Siegl provided background information as outlined in the staff report dated July 16, 2018.

Community and Legislative Affairs Manager John Leonard spoke regarding the contract between the City and Orange Barrel Media.

PETE SCANTLAND, REPRESENTING ORANGE BARREL MEDIA, spoke regarding the project.

TOM WISCOMBE, PROJECT ARCHITECHT, spoke regarding the project.

Councilmember Horvath inquired about the valuation for advertising at the space. Mr. Scantland responded to this inquiry, and indicated that the unique design will add value. Councilmember Horvath inquired about the changes in the project since it was last brought to Council, and asked staff to confirm that it was an equitable process and that the changes that occurred did not somehow alter the process for other proposers. Both Staff and the Assistant City Attorney confirmed that the RFP process was fair and that all teams were able to respond in the same way; which included their financial model, design concept, art component, etc., and that a certain amount of project evolution would be expected from any team moving this project forward to a more concrete design and agreement.

Councilmember Meister inquired about parking revenue. She spoke about the Tower Records billboard issues and inquired how this project is different. Acting Director of Planning and Development Services John Keho provided clarification on the differences between the two projects.

NATHAN SCHRAM, WEST HOLLYWOOD, spoke in support of the item.

SARAH STIFLER, CHIEF COMMUNICATIONS OFFICER FOR MOCA, spoke in support of the project and collaboration between MOCA and Orange Barrel.

CARLO CCCAVALA, LOS ANGELES, spoke in support of the item.

WHITNEY ANN JENKINS, LOS ANGELES, spoke in support of the item.

ELYSE EISENBERG, WEST HOLLYWOOD, spoke in opposition of the item.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding the change in the cost of the project.

JOE SHOOSHANI, BEVERLY HILLS, spoke in support of the item.

TOM TAYLOR, WEST HOLLYWOOD, spoke in support of the item.

DAVID NASH, WEST HOLLYWOOD, spoke in support of the item.

TODD SARCLETTI, WEST HOLLYWOOD, spoke in support of the item.

HECTOR M. BARBOSA, WEST HOLLYWOOD, spoke in support of the item.

RUBEN AMIAN, WEST HOLLYWOOD, spoke in support of the item.

TIMOTHY STERRY, WEST HOLLYWOOD, spoke in support of the item.

LEONARDO LURRI, WEST HOLLYWOOD, spoke in support of the item.

RONALD DICENZO, WEST HOLLYWOOD, spoke in support of the item.

AMANDA SMASH HYDE, WEST HOLLYWOOD, spoke in support of the item.

VIKEN MARKARYAN, WEST HOLLYWOOD, spoke in support of the item.

MATT SEVER, WEST HOLLYWOOD, spoke in support of the item.

ZVI JABRI, WEST HOLLYWOOD, spoke in support of the item.

Councilmember Horvath thanked everyone who spoke, and also reminded everyone about the use of civility in our comments. She spoke regarding her choice for this project, and also expressed concerns that the Arts and Cultural Affairs Commission has not had a discussion on the art aspects

of this project. She requested that this item return to the Arts and Cultural Affairs Commission and Planning Commission prior to the Council's decision, to not only allow for more vetting by the two bodies, but to also allow additional public input on this project. Ms. Siegl responded to this indicating that the Planning Commission's purview is limited on this project and that any public art programming would be decided by the Arts and Cultural Affairs Commission after the Planning Commission determined whether the project is in line with the General Plan.

Councilmember Meister inquired about the purpose of the pilot project. She also inquired about the services and hours of private security company. She agrees with Councilmember Horvath that the Planning Commission hear this item and receive further community outreach prior to the Council providing direction. She spoke in favor of the arts component and the connection with MOCA, and in opposition to the scale of the project, the potential public safety issues, lighting, and the proposed hours of operation.

Councilmember Heilman thanked the public and staff. He spoke regarding the RFP process and Orange Barrel Media, and stated that he agrees with the Mitigated Negative Declaration (MND). He stated that he reviewed the comment letters contained in the MND, and expressed his concern with the lack of information in the staff report indicating the neighbors' concerns with the project. He commented on the various changes to the project that he does not agree with including the public plaza, the naming of the project, and the size of the project.

AARON GREEN, REPRESENTING AFRIAT CONSULTING, spoke about the community outreach conducted for the project. He requested that the City Council move forward with approving the agreement and adopting the MND.

Mayor Pro Tempore D'Amico commented on the number of public speakers in favor of the project and those that oppose the project. He commented that this project in its unbuilt form has won an AIA award. He further commented that having a second location of MOCA in the City of West Hollywood is not a small feat, and spoke in support of the City inventing culture; and this project will accomplish this. He spoke about the letters in response to the Negative Declaration, and that the purpose of that process, was to receive letters garnering information on what residents didn't like about the project. Finally, he mentioned the Arts and Cultural Affairs Commission and their role in the project.

Mayor Duran stated that he agrees with Mayor Pro Tempore D'Amico. He spoke about living around the Sunset Strip and how previous attempts to constrain it have failed. He spoke about the tall wall murals currently along the Strip, and mentioned the Plaza areas along the Strip. He

commented that the “new” is digital, and added that the funding from this project could provide needed funding for social services in the City.

Councilmember Heilman asked for clarification of the Planning Commission’s review of this item. Assistant City Attorney Langer indicated that the Planning Commission’s review of this project is to determine consistency with the General Plan.

Councilmember Meister inquired about additional community meetings that occurred after Council’s initial design changes. She suggested that a working meeting with the community and Orange Barrel take place to address the issues with height, lighting, etc. In addition, she commented that there should be language that some of the public benefit revenue be dedicated to the Sunset Strip.

ACTIONS:

Mayor Pro Tempore D’Amico made a motion to approve the item as presented, and the motion was seconded by Mayor Duran.

Councilmember Heilman made a substitute motion to 1) Adopt Resolution 18-5088: “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING THE FINAL MITIGATED NEGATIVE DECLARATION AND MITIGATION MONITORING AND REPORTING PROGRAM FOR A PROPOSED DIGITAL BILLBOARD STRUCTURE AT 8775 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA;” 2) Direct staff to work with Orange Barrel Media to reduce the size and mass of the proposed project; 3) Direct staff to revise the License Agreement so that it is consistent with the reductions in size, 4) Return to City Council with the revised item for discussion and approval; 5) Direct staff to present the item to the Planning Commission for General Plan consistency determination; and 6) Direct staff to present the item to the Arts & Cultural Affairs Commission, only for review of the arts component, and the motion was seconded by Councilmember Meister.

Councilmember Horvath requested a *friendly amendment* to the substitute motion to: 1) Direct staff to work with Orange Barrel Media to draft an item that will include the current proposal, and include as an alternative recommendation, the proposed revisions as outlined in the substitute motion, and present that item to the Planning Commission, the Arts & Cultural Affairs Commission, and then back City Council for discussion and approval. All other portions of the substitute motion remained.

The substitute motion with the friendly amendment passed, noting the “no” votes of Mayor Pro Tempore D’Amico and Mayor Duran.

5. NEW BUSINESS:

5.A. FINANCING COMMITMENT FOR PAYOFF OF A CALHFA LOAN AND ROLLOVER OF AN EXISTING LOAN AT 1155 N. DETROIT STREET (WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION) “DETROIT FAMILY APARTMENTS” [D. GIUGNI, P. NOONAN]:

SUBJECT: The City Council will consider authorizing the City Manager to sign a letter committing an additional \$215,465 in permanent financing. The new financing would be combined with an existing loan plus interest recalculated at 1.5%, and a loan forgiveness clause would be added for an existing 10-unit affordable housing development at 1155 North Detroit

ACTION: This item was moved to the Consent Calendar.

5.B. FINANCING COMMITMENT TO TERMINATE AN EXISTING TRI-PARTY LOAN AND ENTER INTO A SEPARATE LOAN WITH THE ACTORS FUND FOR AFFORDABLE HOUSING AT 980 N. PALM AVENUE (THE ACTORS FUND) “PALM VIEW APARTMENTS” [D. GIUGNI, P. NOONAN]:

SUBJECT: The City Council will consider authorizing the City Manager to sign a letter committing to terminating an existing tri-party loan with the West Hollywood Community Housing Corporation and entering into a separate loan with The Actors Fund for affordable housing at 980 N. Palm Avenue.

ACTION: This item was moved to the Consent Calendar.

EXCLUDED CONSENT CALENDAR:

2.K. SMART CITY PUBLIC SAFETY PILOT PROJECT UPDATE [M. LOUIE, F. CONTRERAS, J. ROCCO, K. MAYERSON, K. COOK]:

SUBJECT: The City Council will receive and file an update on the Smart City Public Safety Pilot Project, authorize the framework of a video sharing pilot program for local businesses, and authorize staff to enter into a partnership with Ring for a residential security camera rebate pilot program.

Councilmember Horvath inquired with staff about expanding the residential program City-wide. Innovations Manager Francisco Contreras responded to this inquiry. She further inquired about line of sight. Mr. Contreras responded to this inquiry. Assistant City Attorney Langer also provided feedback on this inquiry.

Councilmember Horvath expressed her frustration with staff and the fact that this project has taken a long time to implement. Staff clarified that the target date for implementation has been July 2018 and that they are a few

weeks behind due to contract negotiations, but are expecting to have full implementation in a few weeks.

Councilmember Meister inquired if staff could add Ogden Owls to the pilot program.

ACTIONS: 1) Receive and file a project update on the West Hollywood Smart City Public Safety Pilot Project (Cameras + Sensors); 2) Authorize the framework for a video sharing pilot program for local West Hollywood businesses; 3) Authorize staff to enter into a partnership Agreement with Ring for a residential security camera rebate pilot program for West Hollywood residents; 4) Direct staff to include the Ogden Owls Neighborhood Watch group to the pilot program; and 4) Authorize the City Manager or designee to execute all documents incident to the Agreement.
Motion by Mayor Duran, seconded by Councilmember Meister, and approved.

2.U. CODE OF ETHICS FOR CONSULTANTS/CONTRACTORS AND SERVICE ON NONPROFIT BOARDS OF DIRECTORS [L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing the Ethics Reform Task Force to evaluate the creation of a code of ethics for City consultants and contractors, and research policies on service on nonprofit boards of directors.

Councilmember Heilman stated that he pulled the item for discussion because it's not necessary for the City to create a Code of Ethics for consultants, nor does the City need to enact anything as it relates to Councilmembers being on Boards of non-profits because there is already law that requires recusal if there is an item that comes before the Council relating to the non-profit.

Mayor Duran also stated that he was not in support of the item as well and spoke regarding the work as a board member of a non-profit and that's it's really a way to be of service to providers that ultimately serve our residents.

Councilmember Meister provided comment on her reasons for bringing this item forward. She stated that idea would be to have the Ethics Reform Task Force look at what other cities are doing with respect to a standardized Code of Ethics for consultants and contractors and provide that information to the Council for discussion. She provided an example of an instance where a consultant helped to develop and RFP and then submitted a proposal for that RFP, and stated that she would like input from the Task Force on how the City should handle something like this in the future. She further clarified that regarding Councilmembers serving on

Boards of non-profits; she only wanted the Task Force to bring back information and best practices from other Cities on this issue.

Mayor Pro Tempore D'Amico spoke regarding the item, and stated that he did not think that the City needs a Code of Ethics for consultants and contractors and that being on a board of a non-profit is upstanding. He asked that Council consider directing the Ethics Reform Task Force to research the 1994 Resolution passed by Council stating that no non-profit could receive funding from the City if a Councilmember worked for that non-profit, and consider its applicability today.

Councilmember Horvath commented on the item and stated that she would be in support of the item if the direction would be to the Ethics Reform Task Force that the request is not to look at precluding Councilmembers from participating on the board of non-profits, but only to look at policies as to how it is handled in other jurisdictions. She also spoke in support of the Task Force researching recommendation #1.

ACTIONS: 1) Direct the Ethics Reform Task Force to evaluate the creation of a code of ethics for City consultants and contractors; 2) Direct the Ethics Reform Task Force to research policies in other jurisdictions on how they handle the issue of elected officials serving on the boards of directors for nonprofit organizations; and 3) Report back to the City Council outlining findings and recommendations. **Motion by Councilmember Meister, seconded by Mayor Pro Tempore D'Amico, and approved, noting the "no" votes of Councilmember Heilman and Mayor Duran.**

6. LEGISLATIVE: None.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 9:33 p.m. in memory of Simon Shink and Richard Siegl to its next regular meeting, which will be on Monday, August 6, 2018 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 6th day of August, 2018 by the following vote:

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

JOHN J. DURAN, MAYOR

ATTEST:

YVONNE QUARKER, CITY CLERK