

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, OCTOBER 15, 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 6:32 p.m.

**PLEDGE OF ALLEGIANCE:** Charles Flowers 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 6:05 p.m. She stated that there was no public comment. She reported that there was one item 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 4.D., 5.A., and 6.A. be moved to the Consent Calendar as Items 2.EE., 2.FF., and 2.GG. respectively.

Councilmember Heilman requested that Item 4.A. be moved to the Consent Calendar as Item 2.DD.

Mayor Pro Tempore D'Amico requested that Item 6.B. be moved to the Consent Calendar as Item 2.HH.

**Motion by Mayor Pro Tempore D'Amico, seconded by Councilmember Heilman, and approved.**

**ADJOURNMENT MOTIONS:**

Councilmember Horvath requested that the meeting be adjourned in memory of Jinx Beers, Dorothy Henderson Keho, and Army Sergeant James A. Slape.

Councilmember Meister requested that the meeting be adjourned in memory of Scott Wilson.

Councilmember Heilman requested that the meeting be adjourned in memory of the Mother of Rent Stabilization Commissioner David Gregoire.

Mayor Duran requested that the meeting be adjourned in memory of Kyle Nevins.

**PRESENTATIONS:**

Mayor Pro Tempore D'Amico presented a Proclamation to the Gay Freedom Band.

**1. PUBLIC COMMENT:**

BEN CREED, WEST HOLLYWOOD, spoke on behalf of the West Hollywood Bike Coalition regarding Item 2.Q.

JOHN ERICKSON, WEST HOLLYWOOD, spoke regarding Item 2.W.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Item 2.S. He also requested that the City adjourn the meeting in memory of Jamal Khashoggi.

DONNA OWENS, WEST HOLLYWOOD, spoke regarding Item 6.A.

JANET GAGNON, WEST HOLLYWOOD, spoke on behalf of the Apartment Association of Los Angeles regarding Item 6.B.

PAT DIXON, WEST HOLLYWOOD, spoke regarding Item 2.K.

RICK WATTS, WEST HOLLYWOOD, spoke regarding Yola Dore and Anny Semonco for their recognition by the Los Angeles County Disability Commission for their work in the disabled community. He also mentioned the Disabilities Resource Fair on October 18<sup>th</sup> and the annual televised meeting of the Disabilities Advisory Board.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke regarding the upcoming November election, specifically Proposition 10.

KIERAN MCKIERNON, WEST HOLLYWOOD, spoke regarding a crime in his neighborhood yesterday.

LISA KOLIEB/AKERMANN LLP, LOS ANGELES, spoke on behalf of Stark Enterprises regarding a project in Los Angeles.

TROY MASTERS, WEST HOLLYWOOD, spoke regarding Item 6.A.

The following individuals did not wish to speak, but submitted a Citizen Position Slip in support of Item 2.W.: *Karen Eyres, Reinita Ducille, Sara Ivy, Wesley Bridle, Amanda Smash Hyde, and Amanda Bleich.*

The following individuals did not wish to speak, but submitted a Citizen Position Slip in support of Item 6.A., which was moved to the Consent Calendar: *Donna Owens, and Patricia Sugilara,*

The following individual did not wish to speak, but submitted a Citizen Position Slip in support of Item 6.B., which was moved to the Consent Calendar: *Mary Ann Collins*

### **COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:**

Councilmember Horvath spoke regarding the event honoring Yola Dore and Anny Semonco by the Los Angeles County Disabilities Commission. She indicated her "no" vote on Item 2.H., and provided her disclosures relating to meeting with those seeking a Cannabis business license. She reported that she was appointed to the California Leagues Task Force on Cannabis and that she is working with the National League of Cities regarding Cannabis and the programming for their upcoming conference. She reported that she attended the Clean Power Alliance Board meeting, the California Contract Cities Fall seminar, and the West Hollywood North Neighborhood Watch Meeting. She also reported that she represented the City in an upcoming Documentary campaign entitled "Visit USA". She gave a shout out to Communications and congratulated them on their recent awards and Emmy nomination. Finally, she wished everyone a happy and safe Halloween.

Councilmember Meister reported that she attended the Southern California Council of Governments Community Economic and Human Development Committee meeting as a representative of the WSCCOG. She also reported that she attended the recent "Out Now" live broadcast reception at the Abbey, West Hollywood Chamber Government Affairs Committee meeting. She spoke regarding Item 2.E. and asked if her fellow Councilmembers would agree to additional language being included to provide the exemption for 100% affordable housing projects as well. She registered her "no" vote on Item 2.H. She commented on the Zone Text Amendments Public Hearing and expressed concern that the item was rushed and was not clear for the public. She asked that if staff returns with more ZTAs for approval, that the public be allowed to speak about each item separately. She also spoke regarding Item 6.A. and requested that additional language be added to Section 3(e) of the Ordinance to state that if the animal is tethered, then the personnel must be within 3 feet. Council agreed to this additional language by consensus.

Councilmember Heilman adjourned in memory of Jamal Khashoggi. He further commented on Mr. McKiernon's public comment regarding the incident on his street and requested that Public Safety return at the next meeting with a plan to address these types of issues.

Mayor Pro Tempore D'Amico spoke regarding Item 2.V. He expressed concern with the Public Safety Department and the Sheriff's Department's hesitancy to find a solution. He registered his "no" votes on Items 2.S. and 2.CC. He requested an update on the affordable housing units at AKA. He also requested an update on the Parklet program. He indicated that he attended the Urban Land Institute Conference in Boston last week. He provided his campaign disclosures. Finally, he commented on Item 6.B., specifically the issuance of the Certificate of Occupancy, and asked for clarification from the City Attorney's Office.

Mayor Duran commented that this Thursday is the Great California Shakeout at 10:18 a.m. He spoke regarding Halloween Carnaval and the street closures surrounding the event. He also reported that he will be babysitting the "Baby Trump Balloon". He congratulated the City's new Poet Laureate Charles Flowers. Finally, he said goodbye to City employee Jeff Aubel, who is retiring from City service.

#### **CITY MANAGER'S REPORT:**

City Manager Arevalo reported on the status of the parklets. He commented on the AKA affordable unit vacancies. He provided an update on Fountain Avenue improvements. He announced that the City is hosting the Halloween Carnaval and mentioned the impacts to the community from that event. He mentioned the comments from the public and the Council regarding public safety. Finally, he requested that Jeff Aubel say "goodbye" to the City. Retiring Code Enforcement Manager Jeff Aubel said goodbye and thanked the City Council and Staff.

#### **FISCAL IMPACT ON CONSENT CALENDAR:**

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$783,523 in expenditures, \$700 in revenue, and (\$5,781) in waived fees.

#### **2. CONSENT CALENDAR:**

**ACTION:** Approve the Consent Calendar, as amended, 2.A.,B.,C.,D.,F.,G.,H.,I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Y.,Z.,AA.,BB.,CC., DD.,EE.,FF.,GG.,HH. Motion by Councilmember Heilman, seconded by Mayor Pro Tempore D'Amico, and approved, noting the "no" vote of Councilmember Horvath on Item 2.H., the "no" vote of Councilmember Meister on Item 2.H., the "no" vote of Mayor Pro Tempore D'Amico on Items 2.S. and 2.CC., and the "no" vote of Mayor Duran on Item 2.S.

##### **2.A. POSTING OF AGENDA:**

*SUBJECT: The agenda for the meeting of Monday, October 15, 2018 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Wednesday, October 10, 2018.*

**RECOMMENDATION:** 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.*

**RECOMMENDATION:** Approve the minutes of October 1, 2018.  
**Approved as part of the Consent Calendar.**

**2.C. APPROVAL OF DEMAND REGISTER NO. 834 [L. QUIJANO, C. CORRALES]:**

*SUBJECT: The City Council shall receive the Demand Register for period ending October 5, 2018 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.*

**RECOMMENDATION:** Approve Demand Register NO. 834 and adopt Resolution No.18-5110, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 834." **Approved as part of the Consent Calendar.**

**2.D. ORDINANCE NO. 18-1039 (2ND READING) "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.240, SECTION C OF THE WEST HOLLYWOOD MUNICIPAL CODE, IMPLEMENTING PREFERENTIAL PARKING DISTRICT 7 REGULATIONS ON THE 1200 BLOCK OF HARPER AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE" [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1039 an ordinance of the City of West Hollywood amending Title 10, Chapter 10.08.240, Section C of the West Hollywood Municipal Code, implementing Preferential Parking District 7 regulations on the 1200 block of Harper Avenue and amending the West Hollywood Municipal Code.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance 18-1039, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.240, SECTION C OF THE WEST HOLLYWOOD MUNICIPAL CODE, IMPLEMENTING PREFERENTIAL PARKING DISTRICT 7 REGULATIONS ON THE 1200 BLOCK OF HARPER AVENUE AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". **Approved as part of the Consent Calendar.**

**2.E. ORDINANCE NO. 18-1040 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO ALLOW FOR A PARKING REDUCTION WHEN PROVIDING CAR SHARE IN CERTAIN DEVELOPMENT PROJECTS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA" [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1040 an ordinance of the City of West Hollywood approving a zone text amendment to Title 19, Zoning Ordinance, to allow for a parking reduction when providing car share in certain development projects, Citywide, in the City of West Hollywood, California.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance 18-1040, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO ALLOW FOR A PARKING REDUCTION WHEN PROVIDING CAR SHARE IN CERTAIN DEVELOPMENT PROJECTS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." **This Item was moved to Excluded Consent.**

- 2.F. ORDINANCE NO. 18-1041 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO INCREASE THE NUMBER OF PERMITTED HOME BUSINESS EMPLOYEES AND AMEND THE LIVE/WORK DESIGN AND PARKING STANDARDS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1041 an ordinance of the City of West Hollywood approving a zone text amendment to Title 19, Zoning Ordinance, to increase the number of permitted home business employees and amend the live/work design and parking standards, Citywide, in the City of West Hollywood.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance 18-1041, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO INCREASE THE NUMBER OF PERMITTED HOME BUSINESS EMPLOYEES AND AMEND THE LIVE/WORK DESIGN AND PARKING STANDARDS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." **Approved as part of the Consent Calendar.**

- 2.G. ORDINANCE NO. 18-1042 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO AMEND STANDARDS FOR ALLOWABLE ROOFTOP PROJECTIONS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1042 an ordinance of the City of West Hollywood approving a zone text amendment to Title 19, Zoning Ordinance, to amend standards for allowable rooftop projections, Citywide, in the City of West Hollywood, California.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance 18-1042, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO AMEND STANDARDS FOR ALLOWABLE ROOFTOP PROJECTIONS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." **Approved as part of the Consent Calendar.**

- 2.H. ORDINANCE NO. 18-1043 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO AMEND REVIEW AUTHORITY AND REQUIREMENTS FOR ALL NEW OR EXPANDED OUTDOOR DINING AREAS OR SIMILAR OUTDOOR COMMERCIAL USES ABOVE THE GROUND FLOOR OF A STRUCTURE, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1043, an Ordinance of the City Council of the City of West Hollywood, approving a Zone Text Amendment to Title 19, Zoning Ordinance, to amend review authority and requirements for all new or expanded outdoor dining areas or similar outdoor commercial uses above the ground floor of a structure, citywide, in the City of West Hollywood, California.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance 18-1043, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO AMEND REVIEW AUTHORITY AND REQUIREMENTS FOR ALL NEW OR EXPANDED OUTDOOR DINING AREAS OR SIMILAR OUTDOOR COMMERCIAL USES ABOVE THE GROUND FLOOR OF A STRUCTURE, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." **Approved as part of the Consent Calendar, noting the "no" votes of Councilmember Horvath and Councilmember Meister.**

- 2.I. ORDINANCE NO. 18-1044 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO ADOPT NEW POLICIES REGULATING AFFORDABLE HOUSING IN ACCORDANCE WITH STATE LAW, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1044 an ordinance of the City of West Hollywood approving a zone text amendment to Title 19, Zoning Ordinance, to adopt new policies regulating affordable housing in accordance with state law, Citywide, in the City of West Hollywood.*

**RECOMMENDATION:** Waive further reading and adopt Ordinance 18-1044, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF

WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO ADOPT NEW POLICIES REGULATING AFFORDABLE HOUSING IN ACCORDANCE WITH STATE LAW, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA." **Approved as part of the Consent Calendar.**

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

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

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

**2.K. SENIORS IN ACTION [C. PLANCK, D. GIUGNI, L. ISENBERG, C. ROSKIN]:**

*SUBJECT: The City Council will receive an update on Seniors in Action, a monthly gathering of older adults that addresses issues of loneliness and isolation through connections and community.*

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

**2.L. TREASURER'S REPORTS FOR JULY AND AUGUST 2018 [L. QUIJANO, C. CORRALES, K. BARENG, N. CORONADO]:**

*SUBJECT: The City Council will receive the Treasurer's Reports for the months ended July and August 2018 pursuant to Section 53646 of the Government Code of the State of California.*

**RECOMMENDATION:** Receive and file the July and August 2018 Treasurer's Reports. **Approved as part of the Consent Calendar.**

**2.M. TELEVISED WOMEN'S ADVISORY BOARD MEETING [C. PLANCK]:**

*SUBJECT: The City Council will consider approval of a televised meeting of the Women's Advisory Board.*

**RECOMMENDATIONS:** 1) Direct staff to coordinate a televised meeting of the Women's Advisory Board on Tuesday, November 13, 2018; and 2) Direct the Communications Department to televise the Women's Advisory Board meeting of November 13, 2018. **Approved as part of the Consent Calendar.**

**2.N. VETERANS DAY 2018 [S. CAMPBELL, S. MARTINEZ]:**

*SUBJECT: The City Council will consider approval of programming for Veterans Day 2018 in West Hollywood.*

**RECOMMENDATIONS:** 1) Approve the City of West Hollywood's sponsorship of Veterans Day 2018 and authorize the use of the City's name and logo on printed materials advertising the event; 2) 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 3) Authorize the temporary street closure of Holloway Drive at Santa Monica Boulevard from 8:00 a.m. to 1:00 p.m. on Sunday, November 11, 2018. **Approved as part of the Consent Calendar.**

**2.O. WEST HOLLYWOOD CITY POET LAUREATE 2018-20 [M. LOUIE, A. CAMPBELL, M. CHE]:**

*SUBJECT: The City Council will review and ratify the City Poet Laureate Selection Committee's recommendation for the next West Hollywood City Poet Laureate who will serve from October 2018 to October 2020.*

*RECOMMENDATIONS: 1) Approve the City Poet Laureate Selection Committee's recommendation of Charles Flowers for the next West Hollywood City Poet Laureate, to serve a two-year term from October 2018 to October 2020; and 2) Authorize use of the City's name and logo on promotional and collateral materials for City Poet Laureate-related programs, and authorize the promotion of the programs through the City's website, calendar and social media networks. **Approved as part of the Consent Calendar.***

**2.P. IMPLEMENTATION OF DISTRICT 10 PREFERENTIAL PARKING REGULATIONS ON ROMAINE STREET AVENUE BETWEEN CURSON AVENUE AND GARDNER STREET [S. CAMPBELL, V. GUARINO, B. BORTFELD]:**

*SUBJECT: The City Council will consider adopting an ordinance to implement District 10 preferential parking regulations on the 7500 block of Romaine Street, between Curson Avenue and Gardner Street.*

*RECOMMENDATION: Introduce for first reading Ordinance No. 18-1045, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY WEST HOLLYWOOD AMENDING TITLE 10, CHAPTER 10.08.250 OF THE WEST HOLLYWOOD MUNICIPAL CODE, IMPLEMENTING DISTRICT 10 PREFERENTIAL PARKING REGULATIONS ON THE 7500 BLOCK OF ROMAINE STREET BETWEEN CURSON AVENUE AND GARDNER STREET AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE". **Approved as part of the Consent Calendar.***

**2.Q. AUTHORIZATION TO RELEASE REQUEST FOR PROPOSALS FOR THE WILLOUGHBY AVENUE AND VISTA/GARDNER NEIGHBORHOOD GREENWAYS CONCEPT DESIGN [O. DELGADO, H. DEMITRI, B. CHEUNG, J. KEHO, B. SIEGL, T. WORDEN]:**

*SUBJECT: The City Council will authorize staff to release a Request for Proposals for the Willoughby Avenue and Vista/Gardner Neighborhood Greenways Concept Design.*

*RECOMMENDATION: Authorize the issuance of a Request for Proposal (RFP) to invite qualified firms to submit proposals to create the Willoughby Avenue and Vista/Gardner Neighborhood Greenways Concept Design Request for Proposals. **Approved as part of the Consent Calendar.***

**2.R. AGREEMENT FOR SERVICES WITH HIGH PRESSURE ZONE [C. PLANCK, D. GIUGNI, P. SLOANE GOODMAN]:**

*SUBJECT: The City Council will consider approval of an agreement for services with High Pressure Zone (HPZ) to provide ongoing branding and marketing for the Cityline shuttle services.*

*RECOMMENDATIONS: 1) Approve an agreement for services with HPZ for a total not to exceed amount of \$45,000 (maximum \$15,000 per year) through June 30, 2021, for ongoing marketing and branding services for the Cityline shuttles; and 2) Authorize the City Manager or designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.***

**2.S. AUTHORIZE ADDITIONAL EXPENDITURES FOR LEGAL SERVICES WITH BAKER & HOSTETLER, LLP [J. KEHO, D. GRAY]:**

*SUBJECT: The City Council will consider authorizing additional expenditures for legal services with Baker & Hostetler, LLP as relates to the Sunset Millennium project.*

*RECOMMENDATION: Approve a \$425,000 increase in the amount of authorized expenditures for the existing Engagement Agreement with Baker & Hostetler LLP to provide special legal services as relates to the Sunset Millennium project for a total not-to-exceed amount of \$500,000. **Approved as part of the Consent Calendar, noting the “no” votes of Mayor Pro Tempore D’Amico and Mayor Duran.***

**2.T. AMENDMENT TO THE AGREEMENT FOR CITYWIDE WATER FEATURE MAINTENANCE AND REPAIR SERVICES WITH CALIFORNIA WATERS, LLC [S. CAMPBELL, H. COLLINS, P. HERTZ]:**

*SUBJECT: The City Council will consider amending the Agreement for Citywide Water Feature Maintenance and Repair Services with California Waters, LLC to include the provisions for an annual Consumer Price Index increase effective July 1, 2018.*

*RECOMMENDATIONS: 1) Approve Amendment No. 3 to the Agreement for Citywide Water Feature Maintenance and Repair Services with California Waters, LLC to include the provisions for an annual Consumer Price Index increase effective, July 1, 2018; and 2) Authorize the City Manager, or designee, to execute all documents incident to the Amendment to the Agreement. **Approved as part of the Consent Calendar.***

**2.U. RECOGNITION AND PROMOTION OF NOVEMBER AS TRANSGENDER AWARENESS MONTH [K. COOK, B. SMITH]:**

*SUBJECT: The City of West Hollywood will recognize November as Transgender Awareness Month.*

*RECOMMENDATIONS: 1) Proclaim November as Transgender Awareness Month; 2) Approve programming for November 2018 Transgender Awareness Month and direct staff to coordinate and promote these events; 3) Approve the use of City venues and waive event permits*

and facility use fees for City facilities for specific events as indicated in the schedule provided below; 4) Authorize an additional hour of validated parking for event participants at the 5-story West Hollywood Park garage, for a total of 3 hours; and 5) Authorize use of the City name and logo on promotional and collateral materials and the promotion of the event through the City's website, calendar, and social media networks. **Approved as part of the Consent Calendar.**

**2.V. CAMPAIGN TO PROVIDE PUBLIC SAFETY TIPS AND INFORMATION TO WEST HOLLYWOOD HOUSEHOLDS [J. D'AMICO, L. HORVATH, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to develop a campaign to provide public safety information to each West Hollywood household, including public safety tips and relevant City and law enforcement contact information.*

*RECOMMENDATIONS: 1) Direct the Public Safety Department to work with the Communications Department to develop a campaign to provide public safety tips to each West Hollywood household, including a magnet with contact information for relevant local law enforcement agencies and City services; and 2) Authorize the Director of Finance & Technology Services to allocate \$20,000 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with design, printing, and mailing of the campaign materials. **Approved as part of the Consent Calendar.***

**2.W. CITY OF WEST HOLLYWOOD V-DAY 2019 CO-SPONSORSHIP OF THE VAGINA MONOLOGUES [L. HORVATH, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider approving co-sponsorship of The Vagina Monologues on February 16 and February 17, 2019 in the City Council Chambers as programming for City of West Hollywood's V-Day 2019, a day of global awareness to end violence against women.*

*RECOMMENDATIONS: 1) Approve co-sponsorship of The Vagina Monologues on Saturday, February 16, 2019 and Sunday, February 17, 2019 at 2:00 p.m. as the City's V-Day programming; 2) Waive facility use fees and parking fees for parking in the 5-story parking structure for attendees of the event (estimated \$3,606); 3) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 4) 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 for WeHoTV production staff to film the event; and 5) Authorize the City Manager or designee to execute documents incident to the co-sponsorship agreement. **Approved as part of the Consent Calendar.***

**2.X. C.I.T.Y. X1 PRE-THANKSGIVING EVENT FOR LGBTQ YOUTH [C. PLANCK, J. BOOK]:**

*SUBJECT: The City Council will consider providing support for the 2018 C.I.T.Y. x1 Youth Group's pre-Thanksgiving event, known as "The Big Feast," and reimbursing some of the food costs for the event.*

**RECOMMENDATIONS:** 1) Authorize payment of \$1,000 toward food costs for C.I.T.Y. x1's 15th annual "Big Feast" pre-Thanksgiving dinner on Sunday, November 18, 2018; and 2) Authorize the City Manager to execute agreement and any other documents related to this event.  
**Approved as part of the Consent Calendar.**

**2.Y. NATIONAL COUNCIL OF JEWISH WOMEN/LOS ANGELES'S ADVOCACY TRAINING PROJECT [C. PLANCK]:**

*SUBJECT: The City Council will consider providing support for the National Council of Jewish Women Los Angeles's Advocacy Training Project.*

**RECOMMENDATIONS:** 1) Approve \$500 to support the National Council of Jewish Women/Los Angeles's Advocacy Training Project; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; and 3) Authorize the City Manager to execute agreements and any other documents related to this event. **Approved as part of the Consent Calendar.**

**2.Z. NATIONAL LEAGUE OF CITIES LESBIAN, GAY, BISEXUAL TRANSGENDER LOCAL OFFICIALS CONSTITUENCY GROUP RECEPTION [J. HEILMAN, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider hosting the National League of Cities Lesbian, Gay, Bisexual, Transgender Local Officials (LGBTLO) Constituency Group reception on Wednesday, November 7, 2018 in West Hollywood.*

**RECOMMENDATIONS:** 1) Host the National League of Cities Lesbian, Gay, Bisexual, Transgender Local Officials (LGBTLO) Constituency Group reception in West Hollywood on Wednesday, November 7, 2018; and 2) Authorize the Director of Finance & Technology Services to allocate up to \$10,000 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with the reception. **Approved as part of the Consent Calendar.**

**2.AA. RESOLUTION IN SUPPORT OF THE AMERICAN HOUSING AND ECONOMIC MOBILITY ACT OF 2018 (WARREN, D-MA) [L. HORVATH, J. HEILMAN, J. LEONARD, H. MOLINA]:**

*SUBJECT: The City Council will consider a resolution in support the American Housing and Economic Mobility Act of 2018, sponsored by Senator Elizabeth Warren, D-MA.*

**RECOMMENDATIONS:** 1) Adopt Resolution No. 18-5111 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE AMERICAN HOUSING AND ECONOMIC MOBILITY ACT OF 2018, (WARREN, D-MA);" and 2) Direct the Community & Legislative Affairs Division to send copies of the

adopted resolution to United States Senators Elizabeth Warren, Dianne Feinstein and Kamala Harris, Congressman Adam Schiff, State Senator Benjamin Allen, Assemblymember Richard Bloom, and other parties as deemed appropriate. **Approved as part of the Consent Calendar.**

**2.BB. RESOLUTION IN OPPOSITION TO THE TRUMP ADMINISTRATION'S DECISION TO END DIPLOMATIC VISAS FOR SAME-SEX PARTNERS [J. HEILMAN, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider adopting a resolution in opposition to the Trump Administration's decision to end diplomatic visas to same-sex domestic partners of foreign diplomats and employees of international organizations, such as the United Nations.*

**RECOMMENDATIONS:** 1) Adopt Resolution No. 18-5112 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN OPPOSITION TO THE TRUMP ADMINISTRATION'S DECISION TO END DIPLOMATIC VISAS FOR SAME-SEX DOMESTIC PARTNERS OF FOREIGN DIPLOMATS AND INTERNATIONAL ORGANIZATION OFFICIALS;" and 2) Direct staff to send copies of the adopted resolution to President Donald J. Trump, Senators Dianne Feinstein and Kamala Harris, Congressman Adam Schiff, and other parties as appropriate. **Approved as part of the Consent Calendar.**

**2.CC. RESOLUTION IN SUPPORT OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT'S MEASURE W LOS ANGELES REGION SAFE, CLEAN WATER (SCW) PROGRAM [J. LEONARD, H. MOLINA]:**

*SUBJECT: The City Council will consider adopting a resolution in support of Los Angeles County Flood Control District's Measure W. The measure proposes levying a special parcel tax of 2.5 cents per square foot of impermeable area, except as exempted. Beginning with fiscal year 2019-20, the special parcel tax will be levied to parcels within the Flood Control District, which encompasses cities and unincorporated areas of the County of Los Angeles. The special parcel tax will be levied until the voters repeal it.*

**ACTIONS:** 1) Adopt Resolution No. 18-5113 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF LOS ANGELES COUNTY FLOOD CONTROL DISTRICT – MEASURE W LOS ANGELES REGION SAFE, CLEAN WATER (SCW) PROGRAM"; and 2) Direct the Community & Legislative Affairs staff to post information on the City's official web page related to the outcome of the Council's action on the above-referenced resolution. **Approved as part of the Consent Calendar, noting the "no" vote of Mayor Pro Tempore D'Amico.**

**2.DD. (4.A.) RESIDENTIAL PARKING PERMIT REQUIREMENTS ON HOLIDAYS [S. CAMPBELL, V. GUARINO, B. BORTFELD]:**

*SUBJECT: The City Council will consider the continued enforcement of residential permit parking regulations on holidays.*

**ACTION:** Authorize staff to continue enforcement of residential permit parking regulations on all observed holidays. **Approved as part of the Consent Calendar.**

**2.EE. (4.D.) RESOLUTION OF THE WEST HOLLYWOOD CITY COUNCIL ADOPTING A CITYWIDE COYOTE MANAGEMENT AND COEXISTENCE PLAN [O. DELGADO, J. AUBEL, D. MICK]:**

*SUBJECT: The West Hollywood City Council will consider the adoption of a Citywide Coyote Management Plan.*

**ACTION:** Adopt Resolution No. 18-5115, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADOPTING A COMPREHENSIVE COYOTE MANAGEMENT AND COEXISTENCE PLAN." **Approved as part of the Consent Calendar.**

**2.FF. (5.A.) RESOLUTIONS REGARDING THE ADMINISTRATION OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2019 [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will consider approving the necessary resolutions calling the General Municipal Election to be held on Tuesday, March 5, 2019.*

**ACTIONS:** 1) Adopt Resolution No. 18-5116, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2019, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES"; 2) Adopt Resolution No. 18-5117, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES TO DIRECT THE REGISTRAR-RECORDER/COUNTY CLERK TO PROVIDE FULL ELECTION SERVICES AND ADMINISTER, MANAGE AND OVERSEE THE CITY OF WEST HOLLYWOOD'S GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2019;" and 3) Adopt Resolution No. 18-5118, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2019." **Approved as part of the Consent Calendar.**

**2.GG (6.A.) AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTIONS 5.18.010 (DEFINITIONS) AND 5.18.030 (OPERATING REQUIREMENTS) OF CHAPTER 5.18 (ANIMAL GROOMING) OF THE WEST HOLLYWOOD MUNICIPAL CODE [O. DELGADO, J. AUBEL, D. MICK]:**

*SUBJECT: The West Hollywood City Council will consider an amendment to Chapter 5.66 (Animal Grooming) of Title 5 (Business Licenses, Regulations and Permits) of the West Hollywood Municipal Code amending the operating requirements for animal groomers.*

**ACTION:** 1) Introduce on first reading Ordinance No. 18-1046, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTIONS 5.18.010 (DEFINITIONS) AND 5.18.030 (OPERATING REQUIREMENTS) OF CHAPTER 5.18 (ANIMAL GROOMING) OF THE WEST HOLLYWOOD MUNICIPAL CODE"; and 2) Direct Staff to add the following language to Section 3(e), "If tethered, personnel must be within 3 feet." **Approved as part of the Consent Calendar.**

**2.HH. (6.B.) AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADDING A NEW CHAPTER 17.30 TO TITLE 17 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING A TENANT HABITABILITY PLAN DURING CERTAIN CONSTRUCTION ACTIVITIES, AMENDING SECTION 17.24.010 RELATING TO EXEMPTED PROPERTIES, AMENDING TITLE 1 FOR ADMINISTRATIVE PENALTIES AND AMENDING TITLE 13 RELATING TO SEISMIC STRENGTHENING [C. SCHROEDER, J. HOLUB, C. PLANCK, P. NOONAN, A. BARTLE, J. KEHO, B. GALAN]:**

*SUBJECT: The Council will consider amending the Rent Stabilization Ordinance adding a new chapter mandating that seismic retrofitting construction require the landlord produce and abide by a tenant habitability plan maintaining certain standards for habitability on the property prior to being issued building permits, or upon a finding that permitted work requires a plan to protect tenant health and safety. The Council will also consider necessary, attendant amendments to Titles 1, 13 and 17.*

**ACTIONS:** Introduce on first reading: Ordinance No. 18-1047 "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADDING A NEW CHAPTER 17.30 TO TITLE 17 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING A TENANT HABITABILITY PLAN DURING CERTAIN CONSTRUCTION ACTIVITIES, AMENDING SECTION 17.24.010 RELATING TO EXEMPTED PROPERTIES, AMENDING TITLE 1 FOR ADMINISTRATIVE PENALTIES AND AMENDING TITLE 13 RELATING TO SEISMIC STRENGTHENING." **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS:**

**3.A. APPEAL OF THE BUILDING OFFICIAL'S DECISION TO SUSPEND PERMIT M17-0376 [C. SCHROEDER, J. HOLUB]:**

*SUBJECT: The City Council will consider an appeal of the Building Official's decision to suspend permit M17-0376 pending submission of proof that the permit will not be relied upon by the landlord to violate the anti-tenant harassment provisions of the Rent Stabilization Ordinance.*

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

Staff Attorney Jonathan Holub provided background information as outlined in the staff report dated October 15, 2018. He was joined by City Prosecutor James Eckart and Director of Administrative Services Christof Schroeder.

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

ANA SWAIN/ALAN KING, APPELLANT, provided the reasons that she is appealing the decision and the legal provisions for suspending a permit.

KATHRYN COLE, WEST HOLLYWOOD, spoke regarding the loss of heating in their apartment and the subsequent issues they have had with their landlord.

DANIEL GOMES, WEST HOLLYWOOD, spoke regarding the loss of heat in their apartment and the subsequent issues they have had with their landlord.

ALAN KING, APPELLANT'S ATTORNEY, provided his rebuttal.

Mr. Eckart responded to Mr. King's testimony and clarified the reasons for the suspension of the permit.

Mayor Duran closed the public hearing.

Mayor Pro Tempore D'Amico commented on the lack of sufficient information for Council to make a decision expressed concern about the amount of time it has taken to have this brought before Council.

Councilmember Horvath provided comment on this issue. She indicated that she supports staff's recommendation.

Councilmember Meister asked for clarification regarding the replacement of an electric unit and the increase in cost to the tenant.

Councilmember Heilman expressed concern with the length of time this issue has taken to reach a resolution. Mr. Eckart responded to Councilmember Heilman's concern and provided additional information on the judgement issued by the court against the appellant.

**ACTIONS:** Adopt Resolution No. 18-5114: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING AN APPEAL AND UPHOLDING THE BUILDING OFFICIAL'S DECISION TO



**SUSPEND PERMIT M17-0376.” Motion by Councilmember Horvath, seconded by Councilmember Heilman, and approved.**

**4. UNFINISHED BUSINESS:**

**4.A. RESIDENTIAL PARKING PERMIT REQUIREMENTS ON HOLIDAYS [S. CAMPBELL, V. GUARINO, B. BORTFELD]:**

*SUBJECT: The City Council will consider the continued enforcement of residential permit parking regulations on holidays.*

**ACTION: This Item was moved to the Consent Calendar.**

**4.B. NEIGHBORHOOD TRAFFIC MANAGEMENT PROGRAM PETITION PROCESS UPDATE [O. DELGADO, H. DEMITRI, W. DAVIS]:**

*SUBJECT: The City Council will consider approving enhancements to the City’s Neighborhood Traffic Management Program by amending the current petition process.*

Councilmember Heilman discussed the issues with circulating petitions and the length of time it takes to move forward with these petitions. He expressed concern with allowing a “building representative” to sign on behalf of everyone.

City Engineer Hany Demitri responded Councilmember Heilman’s concerns. Traffic Engineer Walter Davis also responded to this concern and provided further clarification.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke in support of the item.

MARY ANN COLLINS, WEST HOLLYWOOD, spoke regarding her attempts to get traffic calming measures implemented, and stated her support for the item.

Councilmember Meister inquired about the number of signatures required and confirmed that the petition was City policy, and not required by the state. She commented that the best solution is for staff to evaluate the need for traffic calming measures in a neighborhood since they are the experts and to perform a test in the areas as needed. She further indicated that the petition process is onerous on the residents.

Councilmember Horvath agreed that the process is onerous, but expressed concern with allowing a representative to speak on a tenant’s behalf.

Mayor Pro Tempore D’Amico commented that there needs to be a simpler way to implement traffic calming measures and expressed his frustration with the current system.

Councilmember Heilman spoke about reducing the threshold on the number of residents in the neighborhood that need to sign the petition. He expressed concern with implementing traffic calming measures without input from the public.

Mayor Duran commented on past experiences with implementing traffic calming measures without public participation. Further, he provided his reasons for supporting the motion.

**ACTION:** Direct Staff to return with an item reducing the signature requirement on the petition, to 30% of the neighborhood. **Motion by Councilmember Heilman, seconded by Councilmember Horvath, and approved noting the “no” votes of Councilmember Meister and Mayor Pro Tempore D’Amico.**

**4.C. WEST HOLLYWOOD PARK PHASE II IMPLEMENTATION PROJECT UPDATES [O. DELGADO, J. HANKAMER, C. SARKEES, S. CAMPBELL, H. COLLINS]:**

*SUBJECT: City Council will: receive an update on the project status; consider proposed post-bid design improvements; consider an increase to the project budget of \$5.65 million; and consider amending the Agreements for Services with CBRE Heery, Inc. and LPA, Inc. to modify the scope of services, increase the not-to-exceed amounts, and extend the terms of the Agreements.*

Councilmember Horvath requested that no single serve restrooms be installed and restrooms only be made available in the buildings.

Director of Facilities and Recreation Steve Campbell introduced Rick D’Amato with LPA who responded to Councilmember Horvath’s concerns.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke regarding a ramp at the park that is not ADA compliant.

Councilmember Heilman spoke to the security issues with the restrooms and stated that the architect seems to have come up with a solution.

Councilmember Meister responded to Ms. Harker’s comments. She also spoke regarding security concerns with the restrooms.

**ACTIONS:** 1) Receive an update on the project status; 2) Review and approve proposed post-bid design improvements as recommended in this staff report; 3) Approve Amendment No. 4 to the Agreement with CBRE Heery, Inc. for providing Construction Management Services for the West Hollywood Park Master Plan Implementation Project Phase II, increasing the amount of the Agreement of \$3,236,160.00 by \$1,716,293.38 for a new not-to-exceed total amount of \$4,953,453.38, and extend the term of

the Agreement by a period of 39 months resulting in a new expiration date of June 30, 2022; 4) Approve Amendment No. 5 to the Agreement with LPA, Inc. for providing Design Services for the West Hollywood Park Master Plan Implementation Project Phase II, increasing the base amount of the Agreement of \$5,136,303 by \$750,000 and increase the authorization for extra work from \$644,600 by \$155,400 for a new not-to-exceed total amount of \$6,686,303, and extend the term of the Agreement by a period of 30 months resulting in a new expiration date of June 30, 2022; 5) Authorize an increase in the construction contingency of \$6,014,589 for additional and unforeseen work in the construction and post construction phases of the project in the amount of \$3,000,000 for a new not-to-exceed amount of \$9,014,589; 6) Authorize the City Manager or designee to execute all documents incident to the Amendments to the Agreements; and 7) Authorize the Director of Finance & Technology Services to allocate \$5,650,000 from General Fund Reserves for Capital Projects and transfer those funds to the Debt Funded Capital Projects Fund to increase the Phase II West Hollywood Park Master Plan Implementation Project budget for project management services, design services, and post bid design-related changes and related costs. **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore D'Amico, and approved.**

**4.D. RESOLUTION OF THE WEST HOLLYWOOD CITY COUNCIL ADOPTING A CITYWIDE COYOTE MANAGEMENT AND COEXISTENCE PLAN [O. DELGADO, J. AUBEL, D. MICK]:**

*SUBJECT: The West Hollywood City Council will consider the adoption of a Citywide Coyote Management Plan.*

**ACTION: This Item was moved to the Consent Calendar.**

**4.E. LANDLORD/TENANT COST SHARING FOR MANDATORY EARTHQUAKE RETROFITTING [C. PLANCK, P. NOONAN, C. SCHROEDER, A. REGAN, J. HOLUB]:**

*SUBJECT: The City Council will consider establishing a pass-through program allowing landlords to share costs for completing mandatory earthquake retrofitting of rent stabilized properties with existing tenants under specific limits and caps, requiring verification of incurred costs, and exempting very low income households who are either disabled or senior.*

Rent Stabilization and Housing Manager Peter Noonan provided background information as outlined in the staff report dated October 15, 2018. He was joined by Staff Attorney Jonathan Holub, Building Official Ben Galan, and Director of Administrative Services Christof Schroeder.

Mr. Holub spoke regarding the alternative recommendation in the staff report.

Consultant, Kathe Head spoke regarding proposed surcharges and the discussion at community meetings.

JANET GAGNON, spoke on behalf of the Apartment Association of Greater Los Angeles, spoke in support of the \$38 cap and the low income exemption.

ROB BERGSTEIN, WEST HOLLYWOOD, spoke in support of the proposed pass-through.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Prop 10 on the November ballot and the potential impacts it may have to this proposed ordinance.

BRIAN HAMILTON, WEST HOLLYWOOD, spoke regarding the increase in value to the building if the seismic retrofit is completed and placing part of the burden on the rent stabilized tenants who have no economic interest in the building.

JOAN MORETON, WEST HOLLYWOOD, spoke regarding the ability of owners to enact additional pass-through costs.

PAUL MORSE, WEST HOLLYWOOD, spoke regarding the flyer that went out.

TIM PERRY, WEST HOLLYWOOD, agrees with Mr. Hamilton's comments. He indicated that he attended the community meeting at Plummer Park. He inquired why the City is not contributing funds for the seismic retrofiting.

VIRGINIA GILLICK, WEST HOLLYWOOD, indicated that she has a lot of questions.

STEPHANIE HARKER, WEST HOLLYWOOD, commented that the implementation of seismic retrofitting should be fair and equitable for everyone. She requested that the Council approve the alternative recommendation.

MATTHEW JOHNSON, WEST HOLLYWOOD, spoke in opposition of the cost-sharing proposal.

GEOFFREY M. MORRISON, WEST HOLLYWOOD, spoke in opposition of the cost-sharing proposal.

AMANDA SMASH HYDE, WEST HOLLYWOOD, spoke in opposition of the cost-sharing proposal.

KAREN O'KEEFE, WEST HOLLYWOOD, spoke regarding various options including but not limited to cost sharing.

JOHN ERICKSON, WEST HOLLYWOOD, spoke regarding misinformation being communicated in the community.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke in support of the alternative. Further she commented that whatever is decided should be equitable.

The following individual did not wish to speak, but submitted a Citizen Position Slip in support to the recommended item: *Rosa Rosenberg*

The following individuals did not wish to speak, but submitted a Citizen Position Slip in opposition to the recommended item: *Wesley Bridle, Vasile Cristesen, Andrew Wentz, Mary Ann Collins, Michael Schisler, Clara Juhn, Imee Santiago, Celina V. Santiago, Crystal Andrews, Patrick Wirta, and Analise Spacucello.*

Mayor Pro Tempore D'Amico inquired what the penalties are, if any, if someone does not do seismic retrofitting to their buildings. Staff responded to this inquiry. He commented that soft story buildings have been banned from construction since the 1970's because they're not safe in an earthquake, and that current owners should already be aware of this. He does not agree that tenants should share any burden of the cost.

Councilmember Meister commented that this is the responsibility of the property owner. She further commented that the City can be creative in finding ways to assist the property owner if they can't afford to do the retrofitting without it being a gift of public funds, through a contract. She mentioned the current \$6 fee that is charged per month to rent stabilized tenants and property owners could be waived. She also stated that this is state law so property owners are aware. She reiterated using creativity to solve this issue. Further she mentioned Los Angeles County and Measure H funds. Finally, she also expressed concern about Council making a decision before the November election when Prop 10 is considered.

Councilmember Heilman thanked everyone who came out to speak on this issue. He commented on the two options provided to Council to choose from in deciding this issue. He suggested that for any landlord who is completing retrofitting that the City should waive the fees regardless of whether there is a financial need or not. He commented that the City cannot directly fund retrofitting for property owners, but spoke in support of allowing them to keep the current \$6 pass through fee to help with the cost. He stated that he does not support this proposed pass through.

Mayor Duran spoke about the Northridge earthquake. He spoke about the effect of an earthquake on a soft story building and the loss of housing. He commented on cost sharing between the owner and the tenant. He mentioned Prop 10, and stated that Council needs to take some action now.

Councilmember Horvath commented about the housing crisis in California, specifically affordable housing. She mentioned the scare tactics surrounding Prop 10. She mentioned that this same item was passed in Santa Monica in 2017 that did not require a pass through. She stated that she could not support the item as presented. She also stated she is open to modifying the NOI process and she is also open to an exemption for all income qualified tenants.

**ACTIONS:** 1) Approve the Alternative Recommendation to utilize the existing rent increase application process for specific seismic improvements; 2) Direct Staff to notify all owners within 45-days; and 3) continue to look at various options to assist owners with costs, and ways to assist any low-income residents if there are any proposed rent increases. **Motion by Mayor Pro Tempore D'Amico, seconded by Councilmember Heilman, and approved.**

**5. NEW BUSINESS:**

**5.A. RESOLUTIONS REGARDING THE ADMINISTRATION OF THE GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, MARCH 5, 2019 [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will consider approving the necessary resolutions calling the General Municipal Election to be held on Tuesday, March 5, 2019.*

**ACTION:** This Item was moved to the Consent Calendar.

**5.B. COMMISSION APPOINTMENT [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will consider making a direct appointment to the Planning Commission.*

**ACTION:** Councilmember Heilman appointed JOHN ERICKSON to the Planning Commission.

**EXCLUDED CONSENT CALENDAR:**

**2.E. ORDINANCE NO. 18-1040 (2ND READING) "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO ALLOW FOR A PARKING REDUCTION WHEN PROVIDING CAR SHARE IN CERTAIN DEVELOPMENT PROJECTS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA" [Y. QUARKER, M. CROWDER]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 18-1040 an ordinance of the City of West Hollywood approving a zone text amendment to Title 19, Zoning Ordinance, to allow for a parking reduction when providing car share in certain development projects, Citywide, in the City of West Hollywood, California.*

Councilmembers Heilman and Meister provided their reasons for pulling this item. Councilmember Meister requested that language be included to exempt 100% affordable projects from the minimum number of required units.

Assistant City Attorney Langer read into the record the new language to be included in Table 3.7 Description and Criteria for Granting Reduction.

**ACTION:** 1) Reintroduce on First Reading Ordinance 18-1040, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING A ZONE TEXT AMENDMENT TO TITLE 19, ZONING ORDINANCE, TO ALLOW FOR A PARKING REDUCTION WHEN PROVIDING CAR SHARE IN CERTAIN DEVELOPMENT PROJECTS, CITYWIDE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA"; and 2) Revise Table 3.7 to include the following language "or 100% affordable projects" after the verbiage "For new construction of a hotel" **Motion by Councilmember Heilman, seconded by Councilmember Horvath, and approved.**

**6. LEGISLATIVE:**

**6.A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTIONS 5.18.010 (DEFINITIONS) AND 5.18.030 (OPERATING REQUIREMENTS) OF CHAPTER 5.18 (ANIMAL GROOMING) OF THE WEST HOLLYWOOD MUNICIPAL CODE [O. DELGADO, J. AUBEL, D. MICK]:**

*SUBJECT: The West Hollywood City Council will consider an amendment to Chapter 5.66 (Animal Grooming) of Title 5 (Business Licenses, Regulations and Permits) of the West Hollywood Municipal Code amending the operating requirements for animal groomers.*

**ACTION:** This Item was moved to the Consent Calendar.

**6.B. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ADDING A NEW CHAPTER 17.30 TO TITLE 17 OF THE WEST HOLLYWOOD MUNICIPAL CODE REQUIRING A TENANT HABITABILITY PLAN DURING CERTAIN CONSTRUCTION ACTIVITIES, AMENDING SECTION 17.24.010 RELATING TO EXEMPTED PROPERTIES, AMENDING TITLE 1 FOR ADMINISTRATIVE PENALTIES AND AMENDING TITLE 13 RELATING TO SEISMIC STRENGTHENING [C. SCHROEDER, J. HOLUB, C. PLANCK, P. NOONAN, A. BARTLE, J. KEHO, B. GALAN]:**

**SUBJECT:** *The Council will consider amending the Rent Stabilization Ordinance adding a new chapter mandating that seismic retrofitting construction require the landlord produce and abide by a tenant habitability plan maintaining certain standards for habitability on the property prior to being issued building permits, or upon a finding that permitted work requires a plan to protect tenant health and safety. The Council will also consider necessary, attendant amendments to Titles 1, 13 and 17.*

**ACTION:** This Item was moved to the Consent Calendar.

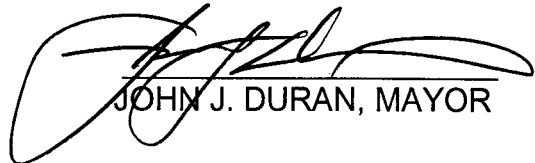
**PUBLIC COMMENT:** None.

**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 10:42 P.M. in memory of Jinx Beers, Dorothy Henderson Keho, Army Sergeant James A. Slape, Scott Wilson, the mother of Commissioner David Gregoire, and Jamal Khashoggi to its next regular meeting, which will be on Monday, November 5, 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 5<sup>th</sup> day of November, 2018 by the following vote:

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



JOHN J. DURAN, MAYOR

ATTEST:



YVONNE QUARKER, CITY CLERK