

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, MAY 6, 2019
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:30 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor D'Amico called the meeting to order at 6:39 p.m.

PLEDGE OF ALLEGIANCE: Pam O'Connor led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: None.

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

REPORT OF CLOSED SESSION AGENDA:

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

APPROVAL OF AGENDA:

Councilmember Meister requested that Item 6.A. be moved to the Consent Calendar as Item 2.Z. She also requested that Items 2.U. and 2.V. be moved to Excluded Consent.

Motion by Councilmember Duran, second by Mayor Pro Tempore Horvath, and approved.

ADJOURNMENT MOTIONS:

Councilmember Duran requested that the meeting be adjourned in memory of Matt St. George and Cliff Wadama.

Councilmember Meister requested that the meeting be adjourned in memory of James Byrd Jr.

Councilmember Heilman requested that the meeting be adjourned in memory of Adolph Joseph Lopez II and Laurie Gilbert Kaye.

Mayor Pro Tempore Horvath requested that the meeting be adjourned in memory of Ruth Ann (Labowitch) Bergstein. As is the tradition in West Hollywood, she also requested that the meeting be adjourned in memory of the following military adjournments: Staff Sergeant Albert J. Miller (24), Specialist Ryan Riley (22), Specialist Michael T. Osario (20), and Private 1st Class Michael A. Thomason (28).

Mayor D'Amico requested that the meeting be adjourned in memory of Jeffrey Harter and William 'Bill' Ashe.

PRESENTATIONS: None.

1. PUBLIC COMMENT:

LUNA, WEST HOLLYWOOD, spoke regarding Item 2.F.

YOLA DORE, WEST HOLLYWOOD, spoke regarding Item 2.I.

SAM BORELLI, WEST HOLLYWOOD, spoke regarding Items 2.I. and 2.P.

SEPI SHYNE, WEST HOLLYWOOD, spoke regarding Items 2.S. and 2.W.

JERARD WRIGHT, UNKNOWN, spoke on behalf of BizFed regarding Item 2.Y.

RICK WATTS, WEST HOLLYWOOD, spoke regarding Item 2.I.

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

STEPHANIE HARKER, WEST HOLLYWOOD, spoke regarding Item 2.S. and the June 4th election.

MARNE CARMEAN, WEST HOLLYWOOD, spoke regarding Item 2.F.

KAREN EYRES, WEST HOLLYWOOD, spoke regarding Item 2.W.

JIMMY PALMIERI, WEST HOLLYWOOD, spoke regarding Item 2.G.

NATE CLARK, WEST HOLLYWOOD, spoke regarding Items 2.I. and 2.Y.

The following individual did not wish to speak, but submitted a Citizen Position Slip in opposition to Item 2.X.: Manny Rodriguez

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran indicated his "no" vote on Item 2.X. He also commented on fentanyl strips and encouraged service providers to ensure that the message reaches the minority community.

Councilmember Meister reported that she attended the recent Southern California Association of Governments regional meeting in Palm Desert. She spoke regarding a recent meeting of the Human Services commission where there were issues with the sound in Council Chambers and stated that this issue needs to be addressed. She responded to the public comment directing Ms. Carmean to speak with Corri Planck. She also provided comment on Items 2.I., 2.M., 2.Q. and requested clarification relating to Item 2.X. regarding why the staff report recommended an RFI and not an RFP and who would be responsible for the outreach.

Councilmember Heilman responded to public comment regarding homelessness and also directed Ms. Carmean to speak with Corri Planck. He reported on several events in the City. He requested that the City Clerk return with an item to discuss the City Council summer meeting schedule.

Mayor Pro Tempore Horvath inquired about Item 2.I with the City Manager to confirm that if Council wanted to increase the budget for this item; that it could be done so during the approval of the City's budget in June. City Manager Arevalo confirmed that it could be discussed at that time. She spoke regarding the importance of funding for schools and encouraged residents to attend an upcoming meeting regarding Measure EE, which will be on the June 4, 2019 Ballot. She spoke regarding concerns she has that have been expressed relating to development delays due to fire codes. She asked members of the community to participate in the Aging in Place/Aging in Community survey. She shared that the City will be co-hosting a community meeting to discuss updates to the voting system and voting centers on June 5, 2019 at 6:00 p.m. Finally, she briefly spoke about the possible additional of two more Mental Evaluation Team (MET) members of the Sheriff's Department to assist with getting individuals into treatment instead of being arrested.

Mayor D'Amico mentioned the City booth at the #SIZZLE event. He also mentioned a request from the music department at Fairfax High School for financial assistance. He indicated his "no" vote on Item 2.Q.

CITY MANAGER'S REPORT:

City Manager Arevalo requested that Mayor D'Amico forward the letter from Fairfax High School to his office for follow-up. He indicated that the City will have a booth at CSW. He commented that May is bike month. He reported that Strategic Initiatives is working with United Way Home Walk. He also reported on that the City Clerk's Office is hosting a community meeting with the Los Angeles Registrar/Recorder to discuss the new voting system and vote centers.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$1,328,939 in expenditures, \$0 in potential revenues, and (\$6,950) in waived fees.

2. CONSENT CALENDAR:

ACTION: Approve the Consent Calendar as amended, 2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,M.,N.,O.,P.,Q.,R.,S.,T.,W.,X.,Y.,Z. Motion by Councilmember Duran, seconded by Mayor Pro Tempore Horvath, and approved noting the “no” vote of Councilmember Duran on Item 2.X. and the “no” vote of Mayor D’Amico on Item 2.Q.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, May 6, 2019 was posted at City Hall, Plummer Park, the Sheriff’s Station, and at the West Hollywood Library on Wednesday, May 1, 2019.

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

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of the prior Council meeting.

ACTION: Approve the minutes of April 15, 2019. **Approved as part of the Consent Calendar.**

2.C. APPROVAL OF DEMAND REGISTER NO. 846 [L. QUIJANO, C. CORRALES]:

SUBJECT: The City Council shall receive the Demand Register for period ending April 26, 2019 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 846 and adopt Resolution No.19-5167, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 846”. **Approved as part of the Consent Calendar.**

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

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

ACTION: Deny the claims of Ferrari Watts and Craig Nabat. **Approved as part of the Consent Calendar.**

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

SUBJECT: The City Council will receive Synopses from the Disabilities Advisory Board and Senior Advisory Board regarding actions taken at their recent meeting.

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

- 2.F. JOB TRAINING AND WORK OPPORTUNITIES FOR COMMUNITY MEMBERS EXPERIENCING HOMELESSNESS [C. SCHROEDER, C. PLANCK, E. ANDERSON]:**
SUBJECT: The City Council will receive an evaluation of the job training services currently available to individuals experiencing homelessness, or at risk for homelessness.
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.G. “#SIZZLE! – A CARNIVAL OF ATTRACTION” AT THE 2019 LA PRIDE FESTIVAL [C. SCHROEDER]:**
SUBJECT: The City Council will receive information about “#SIZZLE! – A Carnival of Attraction,” an alcohol and drug free zone at the LA PRIDE Festival, June 8-9, 2019.
ACTION: Receive and file. **Approved as part of the Consent Calendar.**
- 2.H. 2019 RAINBOW KEY AWARDS [C. SCHROEDER, C. PLANCK]:**
SUBJECT: The City Council will receive nominations and recommendations from the Lesbian and Gay Advisory Board for the 2019 Rainbow Key Awards, which is planned for June 12 in the West Hollywood Park Public Meeting Room/Council Chambers.
ACTIONS: 1) Receive nominations and recommendations for the 2019 Rainbow Key Awards from the Lesbian and Gay Advisory Board; 2) Confirm recipients of the 2019 Rainbow Key Awards; and 3) Approve parking validation not to exceed \$2,400 for up to 200 event participants at the West Hollywood Park Five-Story Parking Facility. **Approved as part of the Consent Calendar.**
- 2.I. 2019 SOCIAL SERVICES FUNDING PROCESS [C. SCHROEDER, D. GIUGNI, L. ISENBERG]:**
SUBJECT: The City Council will consider approval of the release of the 2019-22 Social Services Request for Proposal document and review the process schedule.
ACTION: Approve the release of the 2019-22 Social Services Request for Proposal (RFP) document. **Approved as part of the Consent Calendar.**
- 2.J. AGREEMENT FOR SERVICES FOR MICROSOFT OFFICE 365 IMPLEMENTATION, RELATED SOFTWARE AND LICENSES [L. QUIJANO, E. TSIPIS, E. EVANS]:**
SUBJECT: The City Council will consider approving the Agreements with CompuCom Systems, Inc. and ConvergeOne, Inc. for the implementation of Microsoft Office 365, and approve the purchasing of Microsoft Office 365 licenses from SoftwareOne Inc.
ACTIONS: 1) Approve the Agreement with CompuCom Systems, Inc. for a total not-to-exceed amount of \$200,000 for Office 365 Implementation and other related software and professional support services; 2) Approve the Agreement with ConvergeOne, Inc. for a total not-to-exceed amount of \$100,000 for software and professional services related to the Office 365

implementation and support; 3) Approve the Amendment to the Agreement #008095 with SoftwareOne, Inc. to increase not-to-exceed amount of \$253,808.13 by an additional \$70,000.00, for a total of \$323,808.13 to cover the costs of additional Microsoft Office 365 licensing; and 4) Authorize the City Manager to execute the contracts with CompuCom Systems Inc., ConvergeOne Inc., and the Amendment 1 with Software One Inc. **Approved as part of the Consent Calendar.**

2.K. AGREEMENT FOR AUDIT SERVICES WITH WHITE NELSON DIEHL EVANS, LLP [L. QUIJANO, C. CORRALES, K. BARENG]:

SUBJECT: The City Council will consider approving an agreement for professional audit services to White Nelson Diehl Evans, LLP (WNDE).

ACTIONS: 1) Approve an agreement for services with White Nelson Diehl Evans in the amount of \$234,099 for professional audit and related services through June 30, 2022, with an option to renew for two additional years for \$161,898; and 2) Authorize the City Manager or his designee to execute all documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.L. AGREEMENT FOR SERVICES WITH LAND IMAGES FOR DESIGN OF BEVERLY BOULEVARD GATHERING PLACE [O. DELGADO, J. HANKAMER, D. FENN]:

SUBJECT: The City Council will consider an agreement for services with Land Images Inc. for community engagement, public art concept development, and landscape architecture design services for a public gathering place on Beverly Boulevard in the West Hollywood Design District.

ACTIONS: 1) Approve an Agreement for Services with Land Images Inc. for a not-to-exceed amount of \$189,840 to provide community engagement, public art concept development, and landscape architecture design services for a public gathering place on Beverly Boulevard in the West Hollywood Design District; and 2) Authorize the City Manager or designee to execute documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.M. AMENDMENT NO. 2 TO THE AGREEMENT FOR SERVICES WITH WGJ ENTERPRISES, INC. DBA PCI [O. DELGADO, H. DEMITRI, W. DAVIS, S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider approving Amendment No. 2 to the Agreement with WGJ Enterprises, Inc. dba PCI to complete the neighborhood traffic calming and safety treatments.

ACTIONS: 1) Approve Amendment No. 2 to the Agreement for Services #008268 with WGJ Enterprises, Inc. dba PCI to increase the amount of the Agreement by \$250,000 for a new total not-to-exceed amount of \$1,114,112.70 for on-call road striping and marking services; and 2) Authorize the City Manager or designee to execute all documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.N. AWARD OF AN AGREEMENT FOR PROFESSIONAL SERVICES WITH WAVEGUIDE, LLC [S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider awarding a Professional Services Agreement to Waveguide, LLC, for On-Call Professional Audiovisual Technology Consulting and Support Services.

ACTIONS: 1) Authorize the City Manager to enter into an Agreement with Waveguide, LLC, for On-Call Professional Audiovisual Technology Consulting and Support Services in the not-to-exceed amount of \$100,000; and 2) Authorize the City Manager or designee to execute documents incident to the award of the Agreement. **Approved as part of the Consent Calendar.**

2.O. APPROVAL OF FINAL TRACT MAP NO. 68727 FOR THE CONDOMINIUM PROJECT LOCATED AT 8420 SUNSET BLVD [O. DELGADO, H. DEMITRI]:

SUBJECT: The City Council will consider approval of Final Tract Map No. 68727, subdivision for a forty (40) unit condominium development, located at 8420 Sunset Blvd.

ACTIONS: 1) Make findings for the Final Tract Map as follows: a. That this project will not violate any of the provisions of Sections 66474, 66474.1, and 66474.6 of the Subdivision Map Act, b. That the proposed subdivision, together with the provisions for its design and improvement, is consistent with the General Plan required by Article 5 (commencing with Section 65300) of Chapter 3 of Division 1 of the Government Code or any specific plan adopted pursuant to Article 8 (commencing with Section 65450) of Chapter 3 of Division 1 of the Government Code, c. That the development of the property in the manner set forth on the subject division of land will not unreasonably interfere with the free and complete exercise of any public entity and/or public utility rights of way and/or easements within the subject division of land, pursuant to Section 66436(a)3A(i-viii) of the Subdivision Map Act; 2) Approve Final Tract Map No 68727; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 68727 the certificate that embodies the approval of said map. **Approved as part of the Consent Calendar.**

2.P. RECOMMENDATIONS FOR FUNDING AUGMENTATIONS TO DEVELOP A PUBLIC EDUCATION CAMPAIGN ON THE RISKS OF DRUG USE AND TO INCREASE THE AVAILABILITY OF FENTANYL TEST STRIPS [C. SCHROEDER, D. GIUGNI, D. MURRAY]:

SUBJECT: The City Council will consider staff recommendations for using unspent funds from the 2017-18 Substance Abuse Treatment Pool of Funds to amend the APLA Health and Wellness contract to develop a public education campaign on the risks of drug use and the Los Angeles LGBT Center's Mental Health Services contract to increase the availability of fentanyl test strips.

ACTIONS: 1) Approve Amendment #4 to the APLA Health and Wellness contract # 8170 in the amount \$15,000; 2) Approve Amendment #3 to the

Los Angeles LGBT Center's Mental Health Services contract # 8189 in the amount of \$5,000; and 3) Authorize the City Manager or designee to execute documents incident to the amendments. **Approved as part of the Consent Calendar.**

2.Q. 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 it relates to the Sunset Millennium project.

ACTION: Approve a \$150,000 increase in the amount of authorized expenditures for the existing Engagement Agreement with Baker & Hostetler LLP to provide special legal services as it relates to the Sunset Millennium project for a total not-to-exceed amount of \$650,000. **Approved as part of the Consent Calendar, noting the NO vote of Mayor D'Amico.**

2.R. CITY OF WEST HOLLYWOOD LIST OF TRANSPORTATION-RELATED PROJECTS ELIGIBLE FOR FUNDING UNDER SB-1 (BEALL) TRANSPORTATION FUNDING [O. DELGADO, H. DEMITRI]:

SUBJECT: The City Council will consider adopting a resolution specifying certain transportation-related projects eligible for funding under SB-1 (Beall) Transportation Funding to be completed during the next fiscal year. The project list included in the resolution will be submitted to the California Transportation Commission (CTC).

ACTIONS: 1) Adopt Resolution No. 19-5168 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ESTABLISHING A LIST OF TRANSPORTATION-RELATED PROJECTS ELIGIBLE FOR FUNDING UNDER SB-1 (BEALL) TRANSPORTATION FUNDING FOR FY19-20"; 2) Rescind Resolution No. 19-5158; and 3) Direct staff to submit the list of City projects to the California Transportation Commission (CTC) following the approval by City Council. **Approved as part of the Consent Calendar.**

2.S. PROPOSED AMENDMENT TO THE INTEGRATED PEST MANAGEMENT PROGRAM TO PROHIBIT THE USE OF GLYPHOSATE [L. MEISTER, L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider amending the Integrated Pest Management Program to prohibit the use of glyphosate, an herbicide that may have human health impacts.

ACTIONS: 1) Direct staff to amend the Integrated Pest Management Program to prohibit the use of glyphosate; 2) Direct staff to develop materials to be used to educate residents and business owners on the potential dangers of products containing glyphosate and to encourage the use of organic pesticides in line with the City's Integrated Pest Management Program; and 3) Direct staff to return to City Council with an analysis of how widely these products are sold in West Hollywood and if it

is possible to prohibit the sale of glyphosate in the City. **Approved as part of the Consent Calendar.**

2.T. CO-SPONSORSHIP OF AIDS LIFECYCLE 2019 [J. DURAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider fee waivers and closure requests related to AIDS/LifeCycle 2019 participants' passage through West Hollywood along Santa Monica Boulevard on their way to the Finish Line Festival, taking place at Fairfax High School on Saturday, June 8, 2019.

ACTIONS: 1) Approve partial closures of Santa Monica Boulevard, Doheny Drive and Ogden Drive on Saturday, June 8, 2019 from 9:00 a.m. to 5:00 p.m. in preparation for arrivals; 2) Approve fee waivers and potential loss of revenue in an amount not to exceed \$4,550, which includes the waiver of Special Event Permit fees (\$1,250), Encroachment Permit fees (\$300) and potential loss of Parking Meter revenue (not to exceed \$3,000); and 3) Authorize the City Manager or his designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.U. RELOCATION FEES FOR TENANTS IN RENTAL PROPERTIES EXEMPT FROM THE RENT STABILIZATION [L. HORVATH, J. HEILMAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to analyze the creation of a relocation fee for tenants in exempt units – rental properties that are exempt from the Rent Stabilization Ordinance limits on rent increases – if they have received a rent increase of 10 percent or more in any 12-month period.

ACTION: This Item was moved to Excluded Consent.

2.V. AMEND THE CITY COUNCILMEMBER LIST OF PRE-APPROVED ORGANIZATIONS/EVENTS TO INCLUDE OPEN SOURCE CITY FORUM AND ICCA2019 [L. HORVATH, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider amending the City Councilmember list of pre-approved organizations and events to include the Open Source City Forum in Paris, France and the International Conference on Climate Action in Heidelberg, Germany.

ACTIONS: This Item was moved to Excluded Consent.

2.W. HUMAN TRAFFICKING NOTICING REQUIREMENTS [L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider amending the Municipal Code to expand the human trafficking notice required under California Civil Code Section 52.6 to include multiple languages, in addition to English, Spanish, and Chinese as currently required by state law.

ACTIONS: 1) Direct staff to draft an amendment to West Hollywood Municipal Code to require the human trafficking notice required under California Civil Code Section 52.6 to be posted in several languages including, English, Spanish, Chinese, Tagalog, Thai, Korean, Vietnamese, Farsi, and Russian; and 2) Direct staff to develop a model notice that complies with the requirements of the California Civil Code and the City's Municipal Code, which is made available for download on the City's website. **Approved as part of the Consent Calendar.**

2.X. COMMUNITY OUTREACH REGARDING AUTONOMOUS DELIVERY DEVICES [L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider authorizing staff to issue a Request for Information (RFI) to partner with an interested delivery company to perform community outreach and gather feedback on the use of autonomous delivery devices, and to explore the creation of a pilot program. Staff will return to City Council with next steps for opportunities for such devices in West Hollywood.

ACTIONS: 1) Authorize staff to issue a Request for Information (RFI) to partner with an interested delivery company to perform widespread community outreach – including at relevant Advisory Board and Commission meetings – and gather feedback to establish an autonomous delivery device pilot program in West Hollywood for up to three delivery devices; and 2) Return to City Council with next steps for opportunities for such devices in West Hollywood, based on staff analysis and input from the community. **Approved as part of the Consent Calendar, noting the NO vote of Councilmember Duran.**

2.Y. RESOLUTION IN SUPPORT OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT - MEASURE EE: "QUALITY TEACHER, CLASS SIZE REDUCTION, AND LOCAL SCHOOL SAFETY MEASURE [J. LEONARD, H. MOLINA]:

SUBJECT: The City Council will consider adopting a resolution in support of the Los Angeles Unified School District (LAUSD) Measure EE, which will impose a 16 cent per square foot parcel tax to augment funding for LAUSD. Seniors and disabled persons will be exempt from the tax. Measure EE will appear on the ballot in the special election scheduled for June 4, 2019.

ACTIONS: 1) Adopt Resolution No. 19-5169 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF THE LOS ANGELES UNIFIED SCHOOL DISTRICT MEASURE EE: QUALITY TEACHER, CLASS SIZE REDUCTION, AND LOCAL SCHOOL SAFETY MEASURE"; and 2) Direct the Community & Legislative Affairs Division to send copies of the adopted resolution to Governor Gavin Newsom, State Senator Ben Allen, State Assembly Member Richard Bloom, LAUSD Board member Nick Melvoin, and other partners as appropriate. **Approved as part of the Consent Calendar.**

2.Z. (6.A.) AMENDMENT TO THE MUNICIPAL CODE REGARDING THE TERMS FOR APPOINTED CITY COMMISSIONERS AND ADOPTION OF A RESOLUTION REGARDING THE TERMS FOR APPOINTED ADVISORY BOARD MEMBERS [C. SCHROEDER, Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider an ordinance making specified changes to the provisions of the Municipal Code governing the City's Commissions, and will also consider adopting a Resolution making specified changes to the organization of the City's Advisory Boards.

ACTIONS: 1) Introduce on first reading Ordinance No. 19-1067 "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CHANGING THE COMMENCEMENT AND EXPIRATION DATE OF THE TERMS FOR CITY COMMISSIONERS AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE;" and 2) Adopt Resolution No. 19-5173, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE COMMENCEMENT AND EXPIRATION DATE OF THE TERMS OF CITY APPOINTED ADVISORY BOARD MEMBERS." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF THE PLANNING COMMISSION'S APPROVAL TO DEMOLISH THREE EXISTING DWELLING UNITS IN TWO BUILDINGS AND CONSTRUCT A NEW FOUR-STORY, 14-UNIT RESIDENTIAL CONDOMINIUM BUILDING OVER SUBTERRANEAN PARKING LOCATED AT 1257 N. SWEETZER AVENUE, WEST HOLLYWOOD, CALIFORNIA [J. KEHO, D. DEGRAZIA, D. VU, A. GALLO]:

SUBJECT: This item is regarding an appeal of the Planning Commission's approval of Resolution Nos. PC 19-1308 and PC 19-1309 to demolish three existing dwelling units in two buildings and construct a new four-story, 14-unit residential condominium building over subterranean parking located at 1257 N. Sweetzer Avenue.

Associate Planner Adrian Gallo provided background information as outlined in the staff report dated May 6, 2019.

PATRICK EARNEST, APPELLANT, provided the reasons that the property is a cultural resource.

ALLAN ABSHEZ, ON BEHALF OF THE APPLICANT, supports staff's recommendation to deny the appeal.

Mayor Pro Tempore Horvath inquired about the date of construction. Mr. Gallo clarified the date of construction.

ALEXA PAKRAVAN, WEST HOLLYWOOD, ON BEHALF OF DR. NOHELANI M. LAWRENCE, spoke in support of staff's recommendation.

JOEL WINGELMAN, WEST HOLLYWOOD, spoke in support of the appeal.

JOHN TRIPP, WEST HOLLYWOOD, spoke in support of staff's recommendation.

JOSEPH SHABANI, BEVERLY HILLS, spoke in support of staff's recommendation.

MICHAEL SAROUDI, LOS ANGELES, spoke in support of staff's recommendation.

VINCENT PALERMO, WEST HOLLYWOOD, spoke in support of staff's recommendation.

MATTHEW P. SEELEY, WEST HOLLYWOOD, spoke in support of staff's recommendation.

SHAWN PAKRAVAN, WEST HOLLYWOOD, ON BEHALF OF ALLEN J. STAFAN, spoke in support of staff's recommendation.

LYNN RUSSELL, WEST HOLLYWOOD, spoke in support of the appeal.

VICTOR OMELCZENKO, WEST HOLLYWOOD, spoke on behalf of the West Hollywood Preservation Alliance in support of the appeal.

The following individuals did not wish to speak, but submitted a Citizen Position Slip in support of the Appeal: Joy Nuell, Stephanie Harker, Tiffany Nitsche, Charlotte Johnson, Stephanie Visser, Jonathan Glacalane, Keith Jeffery, Suzanne Cabot, Michael Haddad, David Witton, Blain Clausen, Ray Roose, John Carey, Susana Miller, Steve Martin and Cynthia Blatt

Mr. Earnest provided a brief rebuttal, and requested that Council support his Appeal.

Mr. Abshez provided a brief rebuttal and asked that Council approve staff's recommendation. Catherine McGhee, one of the historians who reviewed the property, reported on her lack of findings that the property qualified as a historic resource.

Councilmember Meister inquired about the prerequisites for an EIR. Senior Planner Jennifer Alkire responded to this inquiry. Councilmember Meister inquired about the timeline for the project. Mr. Gallo responded to this inquiry.

Mayor D'Amico inquired about the number of tenants currently living at the property. Mr. Gallo responded that he will have to confirm with the property owner, but he believes the property is vacant.

Councilmember Duran moved to close the Public Hearing. He provided his disclosures, indicating that he made a site visit. He provided comment on the proposed development and the appeal. He indicated that he would vote to deny the appeal.

Councilmember Heilman provided his disclosures. He spoke in support of the motion to deny the appeal and approve the project.

Councilmember Meister expressed concern with the process. She commented that the item should have been heard by the Historic Preservation Commission, and expressed concern with the fact that the City would not be gaining the same number of affordable units that it's losing; which is required by law. She also expressed concern that the project design on the north and south sides did not meet the City's zoning code on architectural elevations. She provided her disclosures.

Mayor Pro Tempore Horvath commented that there is no evidence to remand this item to the Historic Preservation Commission, and stated that she supports staff's recommendation to deny the appeal.

ACTIONS: Deny the appeal and affirm the Planning Commission's decision by adopting the following resolutions: 1) Resolution No. 19-5170: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF PATRICK EARNEST AND CONDITIONALLY APPROVING A DEMOLITION PERMIT, DEVELOPMENT PERMIT, AND MODIFICATION FOR THE DEMOLITION OF TWO RESIDENTIAL STRUCTURES AND CONSTRUCTION OF A NEW FOUR-STORY, 14-UNIT RESIDENTIAL CONDOMINIUM BUILDING OVER SUBTERRANEAN PARKING, LOCATED AT 1257 N. SWEETZER AVENUE, WEST HOLLYWOOD, CALIFORNIA;" and 2) Resolution No. 19-5171: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING THE APPEAL OF PATRICK EARNEST AND CONDITIONALLY APPROVING A TENTATIVE TRACT MAP (MAJOR LAND DIVISION NO. 80313), FOR THE PROPERTY LOCATED AT 1257 N. SWEETZER AVENUE, WEST HOLLYWOOD, CALIFORNIA." **Motion by Councilmember Duran, seconded by Councilmember Heilman, and approved.**

3.B. AMENDMENT TO THE SUNSET SPECIFIC PLAN, TO MODIFY REAR SETBACK REQUIREMENTS, IN THE SUNSET SPECIFIC PLAN AREA [J. KEHO, B. SIEGL, B. ECK]:

SUBJECT: The City Council will hold a public hearing to consider an amendment to the Sunset Specific Plan to increase the rear setback

requirement from 5 to 10 feet where commercial zones within the Sunset Specific Plan area abut residential zones.

Senior Planner Bryan Eck provided background information as outlined in the staff report dated May 6, 2019.

Councilmember Meister requested that the Planning Commission have the authority not the Director of Planning and Development Services, to waive the set-back requirement.

Mayor D'Amico commented on the item and the challenges with setbacks.

Councilmember Meister withdrew her request regarding the authority to waive setbacks.

ACTION: Adopt Resolution No. 19-5172: AN RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING AN AMENDMENT TO THE SUNSET SPECIFIC PLAN TO INCREASE SETBACK REQUIREMENTS WHERE COMMERCIAL ZONES WITHIN THE SUNSET SPECIFIC PLAN AREA ABUT RESIDENTIAL ZONES IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA. **Motion by Mayor Pro Tempore Horvath, seconded by Councilmember Heilman, and approved.**

4. UNFINISHED BUSINESS:

4.A. APPROVAL OF BANKING SERVICES [L. QUIJANO, C. CORRALES, K. BARENG, B. ROSEN]:

SUBJECT: The City Council will consider selecting a financial institution from those that responded to the Request for Proposals for Banking Services (RFP).

Director of Finance and Technology Services Lorena Quijano and Accounting Manager Carlos Corrales and provided background information as outlined in the staff report dated May 6, 2019.

CAROL KRAVETZ, WEST HOLLYWOOD, spoke regarding Wells Fargo Bank and its support of adverse environmental policies.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Wells Fargo and the lack of corporate responsibility.

STEPHANIE HARKER, WEST HOLLYWOOD, indicated her support of Option 3 and opposes Wells Fargo.

Councilmember Meister indicated that she could not support staff's recommendation, and indicated her support for Recommendation #3; which is to enter into a banking services agreement with Union Bank.

Councilmember Heilman commented on the process that was created by the Council and spoke in support of following that process. He indicated his support for staff's Recommendation #1; which would be to continue the contract with Wells Fargo and if needed; use Union Bank for additional services.

Mayor Pro Tempore Horvath commented that she has had the opportunity to learn a lot regarding banking services since becoming a part of the Council budget sub-committee and reaching out to Senator Elizabeth's Warren's office to garner additional information from her staff. She indicated that although Wells Fargo is untrustworthy, and spoke in support of the City entering into a banking services agreement with Bank of the West.

Councilmember Meister indicated that she would support Bank of the West.

Councilmember Duran spoke regarding the process and indicated that Wells Fargo is the least expensive of the four Banks being considered. He indicated that this motion would be forcing an outcome based on feelings instead of the needs of the City.

ACTIONS: 1) Approve the award of an Agreement for Banking Services with Bank of the West; 2) Approve an agreement with Union Bank for as needed banking services and 3) Authorize the City Manager or designee to execute all documents incident to the Agreement. **Motion by Mayor Pro Tempore Horvath, seconded by Councilmember Meister, and approved noting the "no" votes of Councilmember Duran and Councilmember Heilman.**

4.B. L.A. PRIDE FOOTPRINT AND PROGRAMMING PROPOSAL [M. LOUIE, K. COOK, C. SMITH, M. REATH, J. HEREDIA]:

SUBJECT: The City Council will receive an update regarding 2019 L.A. Pride planning and consider authorizing the City Manager to approve operational plans, allocate necessary funding and execute all agreements related to the 2019 L.A. Pride Festival and Parade.

Director of Economic Development Maribel Louie, Director of Public Safety Kristin Cook, Event Services Supervisor Megan Reath, and Special Events Manager Cleo Smith provided background information as outlined in the staff report dated May 6, 2019.

Mayor D'Amico asked for clarification of the Pride events, aside from the Festival that the \$1.8 million would support.

Christopher Street West Board President Estevan Montemayor provided background information on the event and programming.

Councilmember Meister inquired about the revenues for this year. Mayor D'Amico inquired about the concert and the capacity. Ms. Cook responded to the inquiries.

Councilmember Duran inquired about the unexpected financials for the expanded footprint. Ms. Louie, Mr. Montemayor, and Mr. Consolletti responded to this inquiry. Mayor D'Amico inquired about past expenditures for the Festival.

SEPI SHYNE, WEST HOLLYWOOD, spoke in support of the event.

JIMMY PALMIERI, WEST HOLLYWOOD, spoke regarding the #sizzle event.

GENEVIEVE MORRILL, MARINA DEL REY, ON BEHALF OF THE CHAMBER OF COMMERCE spoke in support of the event.

LYN ETCETERA, WEST HOLLYWOOD, spoke in support of the event.

LARRY BLOCK, WEST HOLLYWOOD, spoke in support of the event. He indicated that outreach could have been better.

Mayor D'Amico mentioned a cost versus benefits analysis. He also spoke regarding sponsorships received by CSW.

Councilmember Heilman discussed the street closures. He mentioned the financials, and spoke in support of receiving financial information from CSW; such as an independent audit. He agreed with the Mayor's recommendation that the City of West Hollywood's name be displayed as a primary sponsor.

Councilmember Meister indicated her support for the expanded footprint.. She mentioned the events policy and stated that financial disclosures are a requirement. She echoed Councilmember Duran's concerns, and recommends a reconciliation and some portion of the profits returned to the City.

Councilmember Duran commented that financial statements should be available, since CSW is a non-profit organization.

Councilmember Horvath commented that this is a test run to see what is possible for next year. She inquired about the medical tents. Ms. Cook responded to this inquiry.

ACTIONS: 1) Receive an update on 2019 L.A. Pride planning; 2) Approve an update to the City's LA Pride budget for projected costs associated with the event's expanded 2019 footprint for "Pride on the Boulevard." The projected new costs related to LA Pride's expanded footprint total \$1,063,000; 3) Authorize the Director of Finance & Technology Services to allocate \$500,000 from unallocated General Fund Reserves for these projected costs, in addition to \$145,000 included in the original budget and \$418,000 approved by Council on 3/18/19. The \$500,000 is anticipated to be allocated as follows, though exact values may change: a. \$234,450 to Christopher Street West related to their expanded footprint, b. \$73,500 for additional cleaning and maintenance expenses, c. \$15,000 for emergency egress construction mitigation, d. \$25,000 towards the projected \$170,000 in traffic control equipment for the expanded footprint along Santa Monica Blvd, e. \$12,000 for basic Los Angeles County Fire Department site plan review fees related to Pride weekend activations at businesses along Santa Monica Boulevard, f. \$140,050 for contingencies; 4) Authorize the City Manager or designee to approve operational plans and enter into or update existing agreements related to the 2019 L.A. Pride Festival and Parade without returning to Council for approval, including if those agreements are over \$25,000 per fiscal year and/or if quotes have not been solicited on the open market via RFP; 5) Approve the waiver of Special Event Permit fees and Encroachment fees related to Pride weekend activations at businesses along Santa Monica Boulevard; 6) Waive permit parking in the City from 4:00 p.m. on Friday, June 7, 2019 through 12:00 p.m. on Monday, June 10, 2019; 7) Authorize CSW to sell beer, wine and spirits inside the Festival, stopping the service of beer, wine and spirits 30 minutes prior to closing each night; and 8) Approve a \$10,000 City Sponsorship of the 2019 Mayor's Event, funds for which were included in the FY19 budget approved and adopted by Council. 9) Direct staff to receive financials from CSW which can then be audited to garner information on sponsors, expenditures, etc.; and 10) Direct Staff to include in the agreement, an agreed upon percentage or amount of funds that will be returned to the City from CSW. **Motion by Mayor D'Amico, seconded by Mayor Pro Tempore Horvath, and approved.**

4.C. AFFORDABLE HOUSING IN-LIEU FEE STUDY [C. SCHROEDER, P. NOONAN, A. BARTLE]:

SUBJECT: The City Council will receive a study of the Affordable Housing In-Lieu Fee option for 2-10 unit residential projects, and consider directing staff to amend the master fee resolution based on the study recommendations.

BARRY TALLEY, WEST HOLLYWOOD, spoke regarding the intent of this program.

Councilmember Meister indicated that she does not agree with the proposal and feels it is very expensive for smaller projects with 2-4 units.

Councilmember Heilman requested that staff clarify in-lieu fees. He suggested mitigating the fee for the smaller developments.

Janet Smith, Principal of the Housing Workshop, provided detailed information on the in-lieu fee, specifically current fee versus full cost recovery.

Mayor Pro Tempore Horvath discussed standardizing the fees. She inquired about the Planning Commission reviewing this item.

Mayor D'Amico inquired about Accessory Dwelling Units.

ACTION: 1) Receive the study and consider directing staff to amend the master fee resolution based on the study recommendations: a. Base the affordable housing in-lieu fee on the Low Income Housing Tax Credit Program cost of developing one affordable unit adjusted annually plus 5% for City administrative costs, b. Apply the fee proportionally, so a 10-unit project is charged the full fee and projects with few units are charged a discounted fee based proportionally on the number of units in the project. A 9-unit project would pay 90% of the fee, an 8-unit project 80% of the fee, and so on. **Motion by Councilmember Duran, seconded by Mayor D'Amico, and approved noting the "no" vote of Councilmember Meister.**

4.D. UPDATE ON SB 50 (WIENER) PLANNING AND ZONING: HOUSING DEVELOPMENT: INCENTIVES [J. LEONARD, H. MOLINA]:

SUBJECT: The City Council will receive and file an update on SB 50 (Wiener), which was amended on April 24, 2019, and provide direction to staff on a City position on the bill.

Governmental Affairs Liaison Hernan Molina and Senior Planner Bryan Eck provided background information as outlined in the staff report dated May 6, 2019.

MANNY RODRIGUEZ, WEST HOLLYWOOD, opposes SB 50.

KERRI BALBONE, WEST HOLLYWOOD, opposes SB 50.

LESLIE KARLISS, WEST HOLLYWOOD, on behalf of West Hollywood West opposes SB 50.

STEVE MARTIN, WEST HOLLYWOOD, opposes SB 50.

STEPHANIE HARKER, WEST HOLLYWOOD, opposes SB 50.

LYN ETCETERA, WEST HOLLYWOOD, spoke regarding Senator Wiener's proposal.

The following individuals did not wish to speak, but submitted a Citizen Position Slip in opposition to the Bill: Joy Nuell, Cynthia Blatt, and Susana Miller.

ACTIONS: Oppose SB 50 (Wiener) Planning and Zoning: Housing Development: Incentive. **Motion by Councilmember Duran, seconded by Mayor Pro Tempore Horvath, and approved.**

5. **NEW BUSINESS:** None.

EXCLUDED CONSENT CALENDAR:

2.U. RELOCATION FEES FOR TENANTS IN RENTAL PROPERTIES EXEMPT FROM THE RENT STABILIZATION [L. HORVATH, J. HEILMAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to analyze the creation of a relocation fee for tenants in exempt units – rental properties that are exempt from the Rent Stabilization Ordinance limits on rent increases – if they have received a rent increase of 10 percent or more in any 12-month period.

Councilmember Meister provided the reasons that she pulled this Item. She inquired with City Attorney Jenkins if this proposed item is legal. Mr. Jenkins indicated that he has not conducted a legal evaluation, but if the item is approved by Council, he will conduct the legal evaluation.

ACTIONS: 1) Direct staff to analyze the creation of a relocation fee for tenants in exempt units if they have received a rent increase of a certain percentage in any 12-month period; 2) Direct Staff to perform an analysis to determine what percentage of increase in any 12-month period should trigger this fee; and 3) Return to City Council with the results of the analysis and a draft ordinance, if applicable. **Motion by Councilmember Duran, seconded by Councilmember Meister, and approved.**

2.V. AMEND THE CITY COUNCILMEMBER LIST OF PRE-APPROVED ORGANIZATIONS/EVENTS TO INCLUDE OPEN SOURCE CITY FORUM AND ICCA2019 [L. HORVATH, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider amending the City Councilmember list of pre-approved organizations and events to include

the Open Source City Forum in Paris, France and the International Conference on Climate Action in Heidelberg, Germany.

Councilmember Meister indicated that she doesn't have enough information on the Open Source City Forum event to support the requested expenditure. Mayor Pro Tempore Horvath commented that she provided the information to staff. Councilmember Meister inquired about the cost to the City.

Councilmember Heilman commented that they appear to be legitimate events; however a larger discussion should be had by the Council about foreign travel. City Manager Arevalo indicated that as part of the budget process the Council can have this discussion.

ACTIONS: 1) Approve the addition of the Open Source City Forum to the list of pre-approved organizations and events that members of the City Council are permitted to attend each year; 2) Approve the addition of the International Conference on Climate Action to the list of pre-approved organizations and events that members of the City Council are permitted to attend each year; and 3) Approve travel expenditures except for airline costs for the Open Source City Forum. **Motion by Councilmember Heilman, seconded by Mayor D'Amico, and approved noting "no" votes of Councilmember Duran and Councilmember Meister.**

6. LEGISLATIVE:

6.A. AMENDMENT TO THE MUNICIPAL CODE REGARDING THE TERMS FOR APPOINTED CITY COMMISSIONERS AND ADOPTION OF A RESOLUTION REGARDING THE TERMS FOR APPOINTED ADVISORY BOARD MEMBERS [C. SCHROEDER, Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider an ordinance making specified changes to the provisions of the Municipal Code governing the City's Commissions, and will also consider adopting a Resolution making specified changes to the organization of the City's Advisory Boards.

ACTION: This Item was moved to the Consent Calendar.

PUBLIC COMMENT:

LYN ETCETERA, WEST HOLLYWOOD, spoke regarding moving Council meetings to another day besides Monday.

SCOTT ENRIGHT, HOLLYWOOD, spoke regarding cannabis and extending the current operators permits.

CHRISTINE NGUYEN CHIEM, UNKNOWN, spoke in support of a license for MedMen.

JENNY BONDI, WEST HOLLYWOOD, spoke in support of a license for MedMen.

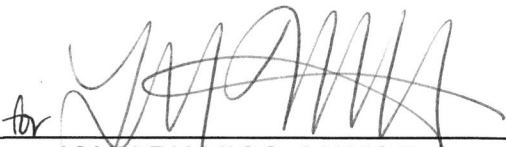
ELIZABETH RUIZ, NORTHRIDGE, spoke in support of a license for MedMen.

COUNCILMEMBER COMMENTS: None.

ADJOURNMENT: The City Council adjourned at 11:17 p.m. in memory of Matt St. George, Ken Watham, James Byrd Jr., Adolph Joseph Lopez II, Laurie Gilbert Kaye, Ruth Ann (Labowitch) Bergstein, Jeffrey Harter, William 'Bill' Ashe, Staff Sergeant Albert J. Miller, Specialist Ryan Riley, Specialist Michael T. Osario, and Private 1st Class Michael A. Thomason to the Mayoral Installation Meeting, which will be on Monday, May 20, 2019 at 6:00 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 20th day of May, 2019 by the following vote:

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



JOHN D'AMICO, MAYOR

ATTEST:



YVONNE QUARKER, CITY CLERK