

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, JULY 15, 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 6:30 p.m.

PLEDGE OF ALLEGIANCE: Lauren Bridges led the Pledge of Allegiance.

ROLL CALL:

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

ABSENT: City Manager Arevalo

ALSO PRESENT: Assistant City Manager Wilson, 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 no public comment and that the Closed Session adjourned at 6:30 p.m. with no reportable action.

APPROVAL OF AGENDA:

City Clerk Quarker indicated that Staff has requested that Item 3.C. be heard before Item 3.B.

Councilmember Meister requested that Items 2.L., 2.BB., and 2.LL. be moved to Excluded Consent. She requested that Item 5.B. be moved to the Consent Calendar. Finally, she requested that Item 5.D. be heard with Item 4.C.

Mayor D'Amico requested that Item 4.B. be moved to the Consent Calendar.

Motion by Councilmember Horvath, seconded by Councilmember Duran, and approved.

ADJOURNMENT MOTIONS:

Councilmember Duran requested that the meeting be adjourned in memory of Rose Green.

Councilmember Heilman requested that the meeting be adjourned in memory of Israel Behar.

Councilmember Horvath requested that the meeting be adjourned in memory of Barbara Torres, Michelle Levy, Jerry Epstein, George Rozenkranz, and Ruth Mignon Toney. She also noted that it is the tradition in the City of West Hollywood, and requested that the meeting be adjourned in memory of the following military personnel who lost their lives since the last City Council meeting: Sergeant Major James G. Sartor (40), Sergeant 1st Class Elliott J. Robbins (31), Master Sergeant Michael B. Riley (32), Sergeant James G. Johnston (24), Army Sergeant 1st Class Christopher Celiz (32), Air Force Staff Sergeant James T. Grotjan (26), and Army Corporal Joseph Maciel (20).

PRESENTATIONS:

The City Council honored the Los Angeles LGBT Center Graduates.

Mayor D'Amico presented a Proclamation to Judy Sherman for her years of service to the City.

Aaron Arugay, Vector Control Manager for the Los Angeles County West Vector Control District, provided a brief presentation.

1. PUBLIC COMMENT:

DAN MORIN, WEST HOLLYWOOD, spoke regarding Item 2.E.

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding Item 2.K. and the video of drug use at Plummer Park.

ABBE LAND, WEST HOLLYWOOD, spoke regarding Item 2.LL. and thanked the City Council for participating in the Lights for Liberty event.

RICK WATTS, WEST HOLLYWOOD, spoke regarding Item 2.EE., Item 2.LL., and National Night Out.

SVEN TOORVALD, WEST HOLLYWOOD, spoke regarding Item 2.BB.

ESTHER BAUM, WEST HOLLYWOOD, spoke regarding the recent Rent Stabilization circular and Item 2.MM.

CHAD KROGER, WEST HOLLYWOOD, spoke regarding declaring a second Independence Day on July 2nd.

JT PARR, WEST HOLLYWOOD, spoke regarding declaring a second Independence Day on July 2nd.

ADILAH BARNES, WEST HOLLYWOOD, spoke regarding the Women's Theater Festival on July 20 at 8:00 p.m.

JOAN HARP, WEST HOLLYWOOD, spoke regarding issues relating to her building in the City.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke regarding historic preservation incentives.

WEST SEEGMILLER, WEST HOLLYWOOD, spoke regarding remembering Gemmel Moore.

The following individual did not wish to speak, but submitted a Citizen Position Slip in support of the following Consent Calendar Items: John Erickson (2.FF., 2.GG., and 2.JJ.)

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Meister commented on Item 2.K. asked that staff look into why West Hollywood community members with HIV are reporting a greater amount of HIV-based related discrimination than in other cities, and whether the City is continuing its work with Covered California on assisting with the application to get insured. She spoke regarding Item 2.N. and inquired if staff could provide information on survey results from last year versus this year given that there is a new property management company. She spoke regarding Item 2.P. and asked that staff remember to look at certain ticket amounts such as the bikes on sidewalk violations and parking meter tickets where social justice issues have been raised. She spoke regarding Item 2.W. and wanted to reiterate Council's direction that above-ground rail is not acceptable and that any streamlining should not impact residents' ability to respond. She spoke regarding Item 2.AA. and expressed concerns with the refreshing of the brand when riders have stated that they like the current look. She mentioned that July is Small Cities Month. This year's theme is, "Why I Love My Small City".

Councilmember Duran thanked John Erickson, Abbe Land, and the National Organization of Women for organizing the Lights for Liberty event. He mentioned Item 2.K. and indicated that he inquired with staff about additional funding that is needed to meet this goal. He highlighted two issues that he wants staff to address regarding discrimination against persons living with HIV: disability insurance/life insurance and mandatory HIV testing of sex workers. Finally, he thanked West Seegmiller for asking the Council to remember Gemmel Moore and requested that he be added to the adjournment motions. He also reported that he attended the NALEO Conference.

Councilmember Heilman reminded everyone about National Night Out is on August 6th. He also mentioned the upcoming screening of "Go Figure: The Randy Gardner Story" on Friday, July 26th. He mentioned the recent earthquakes in Southern California and briefly spoke about preparedness. He mentioned the incident at Plummer Park that was noted by Steve Martin and asked the Assistant City Manager to look into it further.

Finally, he commented on his concerns on Item 2.K. and identifying the types of discrimination that our residents are experiencing.

Mayor Pro Tempore Horvath mentioned Mayor D'Amico's and Councilmember Heilman's upcoming birthdays. She reported that she celebrated Awake in Recovery yesterday. She acknowledged Item 2.JJ. and the screening of the film. She reported that LAUSD met on June 10th and that the Laurel Magnet School was approved. She reported that she attended the National League of Cities summer event, and that she represented the city at the Sanitation District meeting. She thanked everyone for their participation with the Lights of Liberty event. She spoke regarding Code Enforcement efforts and indicated that the city's Code Enforcement Manager is bringing an Item forward to discuss this issue and whether additional staffing is needed. She spoke about safety concerns on the Eastside, specifically vacant properties. She requested that staff return at the next meeting with information on how these issues are going to be addressed. She acknowledged the two-year anniversary of Gemmel Moore and the six month anniversary of the death of Timothy Dean. She commented on the lack of information provided to the City Council from law enforcement.

Mayor D'Amico commented on the Lights for Liberty event. He also mentioned the Gemmel Moore and Timothy Dean deaths and the investigation into the deaths. He requested that Peter Noonan check into issues stated during public comment regarding the Normandy Tower. He spoke about National Night Out and commented that Council directed a larger presence on the Eastside. He reported that he attended the US Conference of Mayors and the Mayor's Climate Change meeting. He also spoke regarding Item 2.K. and commented that the data was from 2016, and more recent data may show more progress. He mentioned the Johnson and Johnson study that began this summer on HIV. Finally, he spoke regarding Item 2.W. and confirmed that Council is not supportive of above-ground rail in the City. He also registered his NO vote on Items 2.E. and 2.MM.

Councilmember Duran registered his NO vote on Item 2.E.

CITY MANAGER'S REPORT:

Assistant City Manager Wilson noted the direction given to staff this evening during Councilmember Comments. He spoke regarding the incident at Plummer Park. He mentioned National Night Out on August 6th and listed some of the activities planned for the evening. He reported on the Willoughby and Vista Design Workshop on August 2nd. He noted that CicLAvia is scheduled for August 18th. He mentioned that this year's annual general adjustment on rents is 2.25%. He enumerated the various Arts events taking place throughout the City. Finally, he commented on the All American Cities award that the City won.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar is \$4,357,510 in expenditures, \$0 in potential revenues, and (\$2,182) in waived fees.

2. CONSENT CALENDAR:

2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,M.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W.,X.,Y.,Z.,AA.,CC.,DD.,EE.,FF.,GG.,HH.,II.,JJ.,KK.,MM.,NN.,OO. Motion by Councilmember Duran, seconded by Councilmember Meister, and approved as amended noting the “no” votes of Councilmember Duran on Item 2.E. and Mayor D’Amico on Items 2.E. and 2.MM.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, July 15, 2019 was posted at City Hall, Plummer Park, the Sheriff’s Station, and at the West Hollywood Library on Wednesday, July 10, 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 June 17, 2019. **Approved as part of the Consent Calendar.**

2.C. APPROVAL OF DEMAND REGISTER NO. 850 [L. QUIJANO, C. CORRALES]:

SUBJECT: The City Council shall receive the Demand Register for period ending July 5, 2019 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 850 and adopt Resolution No.19-5202, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 850.” **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 Christine Gilman, Timothy Gilman, Venetia Kalinko, Harriet Soreshganie, Kim Haegele, Ryan Ristic, Tom Demille and Gloria Edel. **Approved as part of the Consent Calendar.**

2.E. ORDINANCE NO. 19-1071 (2ND READING) “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 10.04, TRAFFIC CODE, WEST HOLLYWOOD MUNICIPAL CODE, TO PROHIBIT THE OPERATION OF ALL CLASSIFICATIONS OF ELECTRIC BICYCLES ON SIDEWALKS AT ALL TIMES” [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 19-1071, an Ordinance of the City of West Hollywood amending Chapter 10.04, Traffic Code, West Hollywood Municipal Code,

to prohibit the operation of all classifications of electric bicycles on sidewalks at all times.

ACTION: Waive further reading and adopt Ordinance 19-1071, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING CHAPTER 10.04, TRAFFIC CODE, WEST HOLLYWOOD MUNICIPAL CODE, TO PROHIBIT THE OPERATION OF ALL CLASSIFICATIONS OF ELECTRIC BICYCLES ON SIDEWALKS AT ALL TIMES." **Approved as part of the Consent Calendar, noting the NO votes of Mayor D'Amico and Councilmember Duran.**

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

SUBJECT: The City Council will receive Synopses from the Arts and Cultural Affairs Commission, Historic Preservation Commission, Human Services Commission, Planning Commission, Public Facilities Commission, Lesbian and Gay Advisory Board, and the Russian Advisory Board regarding actions taken at their recent meeting.

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

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

SUBJECT: The City Council will receive the attendance reports for City Commission and Advisory Board meetings convened between May 2018 and May 2019.

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

2.H. TREASURER'S REPORT FOR MAY 2019 [L. QUIJANO, C. CORRALES, K. BARENG, N. CORONADO]:

SUBJECT: The City Council will receive the Treasurer's Reports for the month ended May 2019 pursuant to Section 53646 of the Government Code of the State of California.

ACTION: Receive and file the May 2019 Treasurer's Report. **Approved as part of the Consent Calendar.**

2.I. WEST HOLLYWOOD VISION 2050 STRATEGIC PLAN UPDATE [P. AREVALO, D. WILSON, J. JIMENEZ, P. KESPRADIT]:

SUBJECT: The City Council will receive an update on West Hollywood Vision 2050 Strategic Plan's Public Engagement Strategy.

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

2.J. STAR COMMUNITIES CERTIFICATION [J. KEHO, B. SIEGL, R. EASON]:

SUBJECT: The City Council will receive an update on the City's recent designation as a 3-STAR Certified Community, lessons learned from the pursuit, and key opportunities to enhance the City's initiatives and operations.

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

2.K. HIV ZERO INITIATIVE YEAR THREE MIDYEAR EVALUATION REPORT [C. SCHROEDER, D. GIUGNI, D. MURRAY, C. ROSKIN]:

SUBJECT: The City Council will receive the HIV Zero Initiative Year 3 Midyear Evaluation Report.

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

2.L. FOLLOW-UP ON REQUEST TO SUPPORT THE NATIONAL TRANS VISIBILITY MARCH ON DC [P. AREVALO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider adopting a resolution in support of the National Trans Visibility March on Washington, D.C. on September 28, 2019, and will receive and file information regarding the Transgender Advisory Board's request to support the March.

ACTIONS: This Item was moved to Excluded Consent.

2.M. WEST HOLLYWOOD COMMUNITY HOUSING CORPORATION SEMI-ANNUAL YEAR-END REPORT FOR 2018-19, AND ANNUAL ADMINISTRATIVE CONTRACT FOR FISCAL YEAR 2019-20 [C. SCHROEDER, P. NOONAN, A. BARTLE]:

SUBJECT: The City Council will receive the semi-annual report on the administrative contract for the 2018-19 fiscal year from the West Hollywood Community Housing Corporation, and consider approval on an annual administrative contract for fiscal year 2019-20 in an amount not to exceed \$235,000.

ACTIONS: 1) Receive the semi-annual fiscal year-end report for the 2018-19 administrative contract; 2) Approve an agreement for services with WHCHC in an amount not-to-exceed \$235,000 for fiscal year 2019-20; and 3) Authorize the City Manager or designee to execute all documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.N. AGREEMENT WITH ROBERT M. SNIDER [C. SCHROEDER, J. HOLUB]:

SUBJECT: The City Council will consider approval of an Agreement with Robert M. Snider to provide administrative hearing officer services.

ACTIONS: 1) Approve an Agreement with Robert M. Snider for a term to expire June 30, 2020 to provide administrative hearing officer services in an amount not to exceed \$225,000.00; and 2) Authorize the City Manager or designee to execute documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.O. AGREEMENTS FOR SERVICES WITH TETRA TECH BAS AND ENGeo [J. KEHO, D. GRAY]:

SUBJECT: The City Council will consider approval of agreements for services with Tetra Tech BAS and EnGeo to provide on call geotechnical engineering services on an "as-needed" basis.

ACTIONS: 1) Approve agreements for services with Tetra Tech BAS and Engeo to provide on call geotechnical engineering services on an “as-needed” basis with a not to exceed amount of \$150,000 per fiscal year per agreement; and 2) Authorized the City Manager or designee to execute documents incident to the agreements. **Approved as part of the Consent Calendar.**

2.P. APPROVE AN AGREEMENT FOR SERVICES WITH WILLDAN FINANCIAL SERVICES TO PERFORM A COMPREHENSIVE FEE STUDY FOR THE CITY [L. QUIJANO, A. RUIZ]:

SUBJECT: The City Council will consider approving an Agreement for Services with Willdan Financial Services to perform a comprehensive fee study for the City.

ACTION: 1) Approve an Agreement for Services in a not-to-exceed amount of \$35,060 with Willdan Financial Services, to perform a comprehensive fee study for the City; and 2) Authorize the City Manager or designee to execute all necessary documents related to the Agreement for Services. **Approved as part of the Consent Calendar.**

2.Q. APPROVAL OF AGREEMENT FOR SERVICES WITH CIVIS ANALYTICS, INC. FOR A DATA TRAINING PROGRAM [M. LOUIE, F. CONTRERAS, K. KIGONGO]:

SUBJECT: The City Council will consider approving an Agreement for Services with Civis Analytics, Inc. to develop and conduct a data training program for City staff.

ACTIONS: 1) Approve an Agreement for Services with Civis Analytics, Inc. for a not-to-exceed value of \$38,000 to develop and conduct a data training program for City staff; and 2) Authorize the City Manager or designee to execute all documents incident to this Agreement. **Approved as part of the Consent Calendar.**

2.R. AUTHORIZE AGREEMENT FOR SERVICES WITH BIGBELLY, INC. FOR THE PURCHASE OF SMART WASTE BINS & SOFTWARE UPGRADES [S. CAMPBELL, H. COLLINS, E. HAMANT]:

SUBJECT: The City Council will consider approval of an Agreement for Services with Bigbelly, Inc. for the purchase of 10 solar compacting smart waste bins for use at sidewalk locations and 24 software upgrades for the existing bins owned by the City.

ACTIONS: 1) Approve an Agreement for Services with Bigbelly, Inc. in the amount not-to-exceed \$68,183 (\$67,183 plus \$1,000 contingency) for the purchase of 10 High Capacity Single Station Units “HC5” and 24 software upgrades for existing bins owned by the City; and 2) Authorize the City Manager or designee to execute all documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.S. AUTHORIZE THE USE OF A MASTER SERVICES AGREEMENT WITH PRECISION CONCRETE CUTTING, INC. [S. CAMPBELL, H. COLLINS]:

SUBJECT: The City Council will consider authorizing the use of a master service agreement with Precision Concrete Cutting, Inc. held by CJPIA for sidewalk maintenance and surveying.

ACTIONS: 1) Authorize the Finance & Technology Services Department to issue Purchase Orders to Precision Concrete Cutting, Inc. pursuant to the Master Service Agreement held by California Joint Powers Insurance Authority, for the surveying and maintenance of City sidewalks and related services in an amount not-to-exceed \$400,000; and 2) Authorize the City Manager or designee to execute all documents incident to the Agreement, including a City contract. **Approved as part of the Consent Calendar.**

2.T. CONSTRUCTION AGREEMENT WITH INTERNATIONAL LINE BUILDER'S, INC. FOR CONSTRUCTION OF ON-STREET ELECTRIC VEHICLE CHARGING STATIONS; AGREEMENTS WITH CHARGEPOINT, INC. FOR DONATION OF EQUIPMENT AND FOR MASTER SERVICES AND SUBSCRIPTION; AND AUTHORIZATION OF PURCHASE OF SOFTWARE SUBSCRIPTION AND WARRANTY FROM CHARGEPOINT [J. ROCCO, H. DEMITRI, J. GILMOUR]:

SUBJECT: The City Council will consider approval of a construction agreement with International Line Builder's, Inc. to perform CIP 1808, On-Street Electric Vehicle Charging Stations Project; approval of agreements with ChargePoint, Inc. for donation of equipment and for master services and subscription; and authorization of purchase of software subscription and warranty from ChargePoint, Inc.

ACTIONS: 1) Approve a construction contract with International Line Builder's, Inc., in the amount of \$71,220, for the construction of CIP 1808, On-Street Electric Vehicle Charging Stations Project and authorize the City Manager or designee to execute documents incident to the agreement; 2) Authorize the City Engineer to approve change orders to the construction agreement for services in an amount not to exceed 20% (\$14,244) of the total agreement amount; 3) Adopt Resolution No. 19-5203, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF CIP 1808, ON-STREET ELECTRIC VEHICLE CHARGING STATIONS PROJECT, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT;" 4) Approve agreements with ChargePoint, Inc., of no cost, for the donation of electric vehicle charging station equipment and for master services and subscription and authorize the City Manager or designee to execute documents incident to the agreement; 5) Authorize purchase of software subscription and warranty from ChargePoint, Inc., in the amount of \$28,950, and authorize the City Manager or designee to execute documents incident to the purchase; and 6) Authorize the pricing

structure of \$1.50/hr for the first two hours, \$2.50/hr for the next two hours, and \$3.50/hr for any additional hour. **Approved as part of the Consent Calendar.**

2.U. ASSIGNMENT AGREEMENT BETWEEN THE CITY OF HERMOSA BEACH AND THE CITY OF WEST HOLLYWOOD FOR THE EXCHANGE OF PROPOSITION A LOCAL RETURN FUNDS [C. SCHROEDER, D. GIUGNI, P. SLOANE GOODMAN, L. QUIJANO, A. RUIZ]:

SUBJECT: The City Council will consider a General Fund trade agreement for Proposition A Local Return Funds with the City of Hermosa Beach.

ACTIONS: 1) Approve an Assignment Agreement for a Proposition A local return fund exchange with the City of Hermosa Beach for \$700,000 City of West Hollywood General Fund dollars in exchange for \$1,000,000 City of Hermosa Beach Proposition A Funds, and authorize the City Manager to execute documents incident to the Agreement; and 2) Authorize the Director of Finance and Technology Services to allocate \$700,000 from reserves committed for Proposition A purchases in the General Fund to the Expenditure for Traded Funds account (100-1-03-31-531016). **Approved as part of the Consent Calendar.**

2.V. AMENDMENT TO AGREEMENT WITH CONDUENT STATE & LOCAL SOLUTIONS, INC. TO PROVIDE PARKING CITATION PROCESSING AND PAYMENT SERVICES [J. ROCCO, V. GUARINO, B. BORTFELD]:

SUBJECT: The City Council will consider amending the Agreement with Conduent State & Local Solutions for parking citation processing and payment services to modify the scope of services and extend the Agreement.

ACTIONS: 1) Approve Amendment No. 7 to the Agreement for Services with Conduent State & Local Solutions, Inc.; and 2) Authorize the City Manager or designee to execute documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.W. AMENDMENT TO AGREEMENT FOR SERVICES WITH EMERSON & ASSOCIATES FOR TRANSPORTATION POLICY CONSULTING [O. DELGADO, J. HANKAMER, D. FENN]:

SUBJECT: The City Council will consider amending the agreement for services with Emerson & Associates to increase the not-to-exceed amount and extend the term.

ACTIONS: 1) Approve Amendment No. 6 to the Agreement for Services with Emerson & Associates to increase the amount of the agreement by \$170,000 for a total not-to-exceed amount of \$895,000 and extend the term of the agreement by 12 months to December 31, 2020 for support of the next phase of the Crenshaw/LAX Northern Extension project planning and pre-construction related activities, including identification and development of project funding strategies; and 2) Authorize the City

Manager or designee to execute documents incident to the Agreements.
Approved as part of the Consent Calendar.

2.X. AMENDMENT TO 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 amendment to the agreement for services with Land Images Inc. to include the artist design fee for Greenmeme who will collaborate with the project team on community outreach and integrated public art concept development for a public gathering place on Beverly Boulevard in the West Hollywood Design District.

ACTIONS: 1) Approve the Arts and Cultural Affairs Commission's selection of Greenmeme as the public artist to collaborate with Land Images Inc. on the design of the Beverly Boulevard Gathering Place; 2) Approve Amendment No. 1 to the Agreement for Services with Land Images Inc. to increase the amount of the agreement by \$58,500 for a total not-to-exceed amount of \$248,340 for artist collaboration on community outreach and integrated public art concept development; and 3) Authorize the City Manager or designee to execute documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.Y. AMENDMENT TO AGREEMENT FOR SERVICES WITH PSOMAS [J. KEHO, D. GRAY]:

SUBJECT: The City Council will consider amending the agreement for services with Psomas and increase the not-to-exceed amount of the agreement to provide certified 500-foot and 1,000-foot radius maps for decision-makers.

ACTIONS: 1) Approve Amendment No 3 to the agreement with Psomas to increase the not to exceed amount of \$23,250 by an additional \$34,062.50, for a total not to exceed amount of \$57,312.50 to add additional services to create certified 500-foot and 1,000 foot radius maps for decision-makers; and 2) Authorize the City Manager or designee to execute the documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.Z. AMENDMENT NO. 1 TO THE AGREEMENT FOR SERVICES WITH RAIMI & ASSOCIATES FOR GREEN BUILDING PROGRAM IMPLEMENTATION [J. KEHO, B. SIEGL, R. EASON]:

SUBJECT: The City Council will consider approving Amendment No. 1 with Raimi & Associates to extend the term and increase the not-to-exceed amount for implementation of the City's Green Building Program.

ACTIONS: 1) Approve Amendment No. 1 to the Agreement with Raimi & Associates to increase the total amount by \$5,000 for a new total not-to-exceed amount of \$42,870 and extend the term of the Agreement by a period of 12 months resulting in a new expiration date of June 30, 2020;

and 2) Authorize the City Manager or designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.AA. AMENDMENT TO THE AGREEMENT FOR SERVICES WITH SYMBLAZE INC. [C. SCHROEDER, D. GIUGNI, F. GOMEZ]:

SUBJECT: The City Council will consider amending the agreement for services with Symlaze Inc. for marketing and branding services for The PickUp and Sunset Trip.

ACTIONS: 1) Approve Amendment No. 4 to the Agreement for Services with Symlaze Inc., to extend the term of the Agreement through July 31st, 2020; and 2) Authorize the City Manager to execute the amendment to the Agreement. **Approved as part of the Consent Calendar.**

2.BB. APPROVAL OF FINAL TRACT MAP NO. 70124 FOR THE CONDOMINIUM PROJECT LOCATED AT 507 – 509 N. ORLANDO AVE [J. ROCCO, H. DEMITRI]:

SUBJECT: The City Council will consider approval of Final Tract Map No. 70124, subdivision for a nine (9) unit condominium development, located at 507 - 509 N. Orlando Ave.

ACTIONS: This Item was moved to Excluded Consent.

2.CC. RESOLUTION TO SET THE DATE OF A PUBLIC HEARING TO ESTABLISH AN UNDERGROUNDING UTILITY DISTRICT [J. ROCCO, H. DEMITRI]:

SUBJECT: The City Council will consider scheduling a public hearing for August 19, 2019 to determine whether public necessity, health, safety, or welfare requires the formation of an underground utility district along Robertson Blvd between Melrose Ave and south City limit, and along Beverly Blvd between San Vicente Blvd and Doheny Dr.

ACTION: Adopt Resolution No. 19-5204, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD SETTING THE DATE OF A PUBLIC HEARING TO DETERMINE WHETHER PUBLIC NECESSITY, HEALTH, SAFETY, OR WELFARE REQUIRES THE FORMATION OF AN UNDERGROUND UTILITY DISTRICT ALONG ROBERTSON BOULEVARD BETWEEN MELROSE AVE AND SOUTH CITY LIMIT AND BEVERLY BLVD BETWEEN SAN VICENTE BOULEVARD AND DOHENY DRIVE." **Approved as part of the Consent Calendar.**

2.DD. RESOLUTION AMENDING THE SCHEDULES FOR THE INCLUSIONARY HOUSING PROGRAM FOR 2018-2019 [C. SCHROEDER, P. NOONAN, A. BARTLE]:

SUBJECT: The City Council will consider adopting a resolution amending the schedules for the Inclusionary Housing Program setting 2019-20 rent limits, income requirements, and sale prices.

ACTION: Adopt Resolution No. 19-5205 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD AMENDING THE

INCLUSIONARY HOUSING SCHEDULES". **Approved as part of the Consent Calendar.**

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

SUBJECT: The City Council will consider designating Tuesday, August 6, 2019 as National Night Out Against Crime in West Hollywood and approve various administrative requests to assist in the success of National Night Out events.

ACTIONS: 1) Proclaim August 6, 2019 "National Night Out" in West Hollywood; 2) Approve all street closures for National Night Out block parties; and 3) Approve the City's official sponsorship of all West Hollywood National Night Out events and waive all City fees associated with this event. **Approved as part of the Consent Calendar.**

2.FF. PUBLIC ART FIELD TRIPS FOR WEST HOLLYWOOD STUDENTS [L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to partner with local schools to provide public art field trips to West Hollywood students.

ACTIONS: 1) Direct the Arts Division to develop a tour of public art in the City for students in local West Hollywood-area schools, and notify all schools that serve West Hollywood students of this opportunity; 2) Authorize the Director of Finance and Technology Services to allocate \$7,500 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with developing the program and organizing the trips; and 3) Direct staff to evaluate the first year of the program to determine if this should be an ongoing program and return to City Council with results of the evaluation, including a request for ongoing funding if needed. **Approved as part of the Consent Calendar.**

2.GG. ADDRESSING POVERTY BY INCREASING FOOD SECURITY IN LOW-INCOME WEST HOLLYWOOD HOUSEHOLDS [J. HEILMAN, C. SCHROEDER, C. PLANCK, E. ANDERSON]:

SUBJECT: The City Council will receive an update on efforts to support the food security of low-income West Hollywood community members through increased enrollment in federally funded CalFresh nutrition benefits. Increasing CalFresh participation among West Hollywood residents is a strategy that advances City priorities to address poverty, prevent homelessness and support aging in community.

ACTION: Direct the City's Communications Department to utilize all appropriate communication tools for promotion of these efforts including, but not limited to, the City's website and social media platforms. **Approved as part of the Consent Calendar.**

2.HH. PARTICIPATION IN MUSCULAR DYSTROPHY AWARENESS MONTH AND LIGHT IT UP GREEN CAMPAIGN [L. HORVATH, J. LEONARD, A. LOVANO, S. LEE]:

SUBJECT: The City Council will consider directing staff to participate in Light It Up Green for Muscular Dystrophy by lighting City Hall green during the week of August 5, 2019 in recognition of Muscular Dystrophy Awareness.

ACTIONS: 1) Approve City Council Resolution No. 19-5206 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN RECOGNITION OF MUSCULAR DYSTROPHY AWARENESS MONTH"; 2) Direct staff to send signed copies of the adopted resolution to United States President Donald Trump, United States Senators Dianne Feinstein and Kamala Harris, California Governor Gavin Newsom, Muscular Dystrophy Association, Light It Up Green for Muscular Dystrophy, and other partners as appropriate; and 3) Direct the Facilities and Field Services Division to use special green lighting at City Hall during the week of August 5, 2019 to raise awareness for Muscular Dystrophy Month. **Approved as part of the Consent Calendar.**

2.II. AUTHORIZE CO-SPONSORSHIP FOR THE UNITED WAY'S "EVERYONE IN" COMMUNITY EVENT AND "THE ADVOCATES" FILM SCREENING AS PART OF THE CITY'S HOMELESS INITIATIVE [C. SCHROEDER, C. PLANCK, E. ANDERSON, D. KAHN-EPSTEIN]:

SUBJECT: The West Hollywood City Council will consider authorizing co-sponsorship for the City's Homeless Initiative's collaboration with the United Way's "Everyone In" community event, including a film screening of "The Advocates" and a speaker's panel.

ACTIONS: 1) Authorize co-sponsorship of the United Way's "Everyone In" community event and "The Advocates" film screening and panel discussion; 2) Approve the use of City Council Chambers on Wednesday, August 28, 2019, including parking fee waivers for the City's 5-story structure; 3) Direct the City's Communications Department to utilize all appropriate communication tools to promote this partnership and event including, but not limited to, the City's website and social media platforms; and 4) Authorize the City Manager or designee to execute co-sponsorship agreement and any other necessary agreements with the event organizers. **Approved as part of the Consent Calendar.**

2.JJ. CO-SPONSORSHIP OF NATIONAL WOMEN'S POLITICAL CAUCUS LA WESTSIDE SCREENING OF KNOCK DOWN THE HOUSE [L. HORVATH, J. LEONARD, A. LOVANO, S. LEE]:

SUBJECT: The City Council will consider co-sponsoring a screening of the documentary Knock Down the House followed by a panel discussion, hosted by the National Women's Political Caucus LA Westside on Monday, July 29th, 2019.

ACTIONS: 1) Authorize co-sponsorship of a screening of Knock Down the House, hosted by the National Women's Political Caucus LA Westside on

Monday, July 29th, 2019 in the City Council Chambers; 2) Authorize the use of the City name and logo on invitations, promotional items, and other collateral materials; 3) Approve the use of City facilities and waive facility use fees and parking fees at the 5-story parking structure for attendees of the event (estimated \$791 in waived fees); 4) Direct the Communications Department to utilize all appropriate communications tools to promote the event such as the City's website and social media tools; 5) Authorize the City Manager or designee to execute documents incident to the co-sponsorship agreement; and 6) Authorize the Director of Finance and Technology Services to allocate \$450 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for associated costs (Waveguide). **Approved as part of the Consent Calendar.**

2.KK. CO-SPONSORSHIP OF "LGBTQ OF STEEL" PANEL DISCUSSION AND BOOK SIGNING [J. D'AMICO, J. HEILMAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring a panel discussion and book signing of "LGBTQ of Steel" on August 21, 2019 in the City Council Chambers.

ACTIONS: 1) Authorize co-sponsorship of a panel discussion and book signing of "LGBTQ of Steel" on August 21, 2019 in the City Council Chambers; 2) Authorize the use of the City name and logo on invitations, promotional items, and other collateral materials; 3) Approve the use of City facilities and waive facility use fees and parking fees at the 5-story parking structure for attendees of the event (estimated \$791 in waived fees); 4) Direct the Communications Department to utilize all appropriate communications tools to promote the event such as the City's website and social media tools; 5) Authorize the City Manager or designee to execute documents incident to the co-sponsorship agreement; and 6) Authorize the Director of Finance and Technology Services to allocate \$450 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for associated costs (Waveguide). **Approved as part of the Consent Calendar.**

2.LL. CO-SPONSORSHIP OF A LIVE READING OF THE MUELLER REPORT [L. HORVATH, J. HEILMAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring Hollywood NOW's live reading of the Mueller Report in the City Council Chambers on Saturday, August 10 and Sunday, August 11.

ACTIONS: This Item was moved to Excluded Consent.

2.MM. RESOLUTIONS IN SUPPORT H.R. 1384 (JAYAPAL, D-WA-7) AND S.1129 (SANDERS, I-VT) MEDICARE FOR ALL ACT OF 2019 [J. LEONARD, H. MOLINA]:

SUBJECT: The City Council will consider adopting resolutions in support of H.R. 1834 and S. 1129, which, with some differences, propose the

implementation of a nationwide, single-payer, universal system of health care.

ACTIONS: 1) Reaffirm the City Council support for a single-payer universal care system of health services; 2) Adopt Resolution No. 19-5207 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF H.R. 1384 (JAYAPAL, D-WA-7) MEDICARE FOR ALL ACT OF 2019"; 3) Adopt Resolution No. 19-5208 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF S. 1129 (SANDERS, I-VT) MEDICARE FOR ALL ACT OF 2019"; 4) Direct Community & Legislative Affairs staff to send copies of the adopted resolutions to Senators Dianne Feinstein, Kamala Harris and Bernie Sanders, U.S. Representatives Pramila Jayapal and Adam Schiff, State Senator Benjamin Allen, and Assemblymember Richard Bloom; and 5) Direct staff to extend the City's support to similar initiatives introduced in the United States Congress and the California Legislature that also pursue single-payer universal care system of health care. **Approved as part of the Consent Calendar, noting the NO vote of Mayor D'Amico.**

2.NN. (4.B.) BRANDING UPDATE FOR THE PICKUP [C. SCHROEDER, D. GIUGNI, F. GOMEZ]:

SUBJECT: The City Council will receive a report on branding for The PickUp, an entertainment shuttle program that operates on weekends along Santa Monica Boulevard.

ACTION: Approve the proposed branding update for The PickUp. **Approved as part of the Consent Calendar.**

2.OO. (5.B.) PURCHASING RULE 20A ALLOCATIONS FROM THE CITY OF EL MONTE FOR UTILITY UNDERGROUNDING PROJECTS [J. ROCCO, H. DEMITRI]:

SUBJECT: The City Council will consider authorizing the purchase of Rule 20A allocations from the City of El Monte to be used for future utility undergrounding projects in the City of West Hollywood.

ACTIONS: 1) Approve a Memorandum of Understanding (MOU) with the City of El Monte for the purchase of \$3,157,150 in Rule 20A allocations for the amount of \$1,894,290; 2) Authorize the Director of Finance to appropriate the necessary amount from the General Fund; and 3) Authorize the City Manager or designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS:

3.A. AMENDMENTS TO THE MUNICIPAL CODE TO ADOPT NEW GREEN BUILDING REQUIREMENTS [J. KEHO, B. SIEGL, R. EASON]:

SUBJECT: The City Council will consider an amendment to the municipal code to update the City's green building requirements. The proposed modifications eliminate unnecessary redundancy by reconciling codes and

policies with State law, and introduce high standards for local green building to maintain a best-in-class program.

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

Senior Sustainability Planner Robyn Eason provided background information as outlined in the staff report dated July 15, 2019. She was joined by the City's consultant from Raimi and Associates.

Mayor D'Amico opened the public hearing and no speakers came forward.

Mayor Pro Tempore Horvath inquired about enforcement mechanisms and tree planting. Ms. Eason responded to this inquiry.

Councilmember Meister commented on the Item, asking that staff review requirements regarding tree replacement in new commercial projects.

Councilmember Heilman inquired about page 3 of the Ordinance that addresses "inaccessible raceway". He also addressed lighting. Ms. Eason responded to this inquiry.

Mayor D'Amico inquired about grey water installation requirements.

Mayor D'Amico closed the public hearing.

ACTION: City Council introduced on first reading the following ordinance: 1) Ordinance No. 19-1072: AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING TITLES 13, 15, AND 19 OF THE WEST HOLLYWOOD MUNICIPAL CODE TO ADOPT NEW GREEN BUILDING REQUIREMENTS FOR NEW CONSTRUCTION AND MAJOR REMODELS, CITYWIDE, WEST HOLLYWOOD, CALIFORNIA. **Motion by Councilmember Heilman, seconded by Councilmember Meister, and approved.**

- 3.C. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING ENCROACHMENT PERMIT REQUIREMENTS BY ADDING CHAPTER 11.18 TO TITLE 11 (STREETS, SIDEWALKS, PUBLIC PLACES AND INFRASTRUCTURE) OF THE WEST HOLLYWOOD MUNICIPAL CODE AND AMENDING SECTION 1.08.010 TO INCLUDE CHAPTER 11.18 IN THE LIST OF CODES SUBJECT TO ADMINISTRATIVE CITATIONS [J. ROCCO, D. RIVAS, D. MICK, H. DEMITRI, J. GILMOUR]:**

SUBJECT: The City Council will consider adopting an ordinance that establishes encroachment permit requirements by adding Chapter 11.18 to the West Hollywood Municipal Code and amending Chapter 1.08 to include Chapter 11.18 in the list of codes subject to administrative citations.

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

Code Compliance Supervisor Dan Mick provided background information as outlined in the staff report dated July 15, 2019.

Councilmember Heilman inquired if construction projects are required to obtain an encroachment permits.

Mayor D'Amico opened the public hearing and the following speaker came forward:

STEVE MARTIN, WEST HOLLYWOOD, spoke regarding issues with the parklet in front of the Fiesta Cantina.

Mayor D'Amico closed the public hearing.

ACTION: City Council introduced on first reading Ordinance 19-1073: AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING ENCROACHMENT PERMIT REQUIREMENTS BY ADDING CHAPTER 11.18 TO TITLE 11 (STREETS, SIDEWALKS, PUBLIC PLACES AND INFRASTRUCTURE) OF THE WEST HOLLYWOOD MUNICIPAL CODE AND AMENDING SECTION 1.08.010 TO INCLUDE CHAPTER 11.18 IN THE LIST OF CODES SUBJECT TO ADMINISTRATIVE CITATIONS. **Motion by Councilmember Heilman, seconded by Councilmember Meister, and approved.**

3.B. MUNICIPAL CODE AMENDMENT: PARKWAY STANDARDS (J. ROCCO, D. RIVAS, H. DEMITRI, J. GILMOUR, D. MICK, J. KEHO, B. SIEGL, R. DIMOND):

SUBJECT: The City Council will consider adopting an ordinance that establishes new parkway standards in Chapter 11.46, amends Title 19 to reference those standards within the West Hollywood Municipal Code and amends Title 1 to add violations of the new chapter to the list of Municipal Code chapters and sections that are subject to the administrative penalty procedures. A fee resolution will also be considered adopting a fee for violations of the new chapter. The purpose of these new standards is to provide clear standards to promote sustainability, public safety, and neighborhood beautification.

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

Code Compliance Supervisor Dan Mick provided background information as outlined in the staff report dated July 15, 2019.

Mayor D'Amico opened the public hearing and the following speaker came forward.

MANNY RODRIGUEZ, WEST HOLLYWOOD, spoke in support of the Item.

Mayor Pro Tempore Horvath inquired about which projects that these standards apply to. She asked about fee waivers. She spoke about lighting in the parkways. Finally, she spoke about the public realm and “greening”.

Councilmember Meister commented that this is a great start and in line with Council’s objectives. She provided input on possible future changes to the design guidelines. She further mentioned the new Urban Design Studio Division, and receiving feedback from them on future changes to the design standards.

Councilmember Heilman commented on attempting to apply this standard to existing parkways.

Mayor D’Amico requested that decomposed granite be removed from the list of hardscapes.

Mayor D’Amico closed the public hearing.

ACTION: City Council introduce on first reading Ordinance 19-1074: AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ESTABLISHING PARKWAY STANDARDS BY ADDING CHAPTER 11.46 TO TITLE 11 (STREETS, SIDEWALKS, PUBLIC PLACES AND INFRASTRUCTURE) OF THE WEST HOLLYWOOD MUNICIPAL CODE, MODIFYING THE ZONING ORDINANCE TO ADD REFERENCES TO THE NEW PARKWAY STANDARDS IN TITLE 11 AND ADDING VIOLATIONS OF THE NEW PARKWAY STANDARDS TO THE LIST OF CODE VIOLATIONS SUBJECT TO THE ADMINISTRATIVE PENALTY PROCEDURES. **Motion by Councilmember Heilman, seconded by Councilmember Duran, and approved.**

4. UNFINISHED BUSINESS:

4.A. INFORMATION ON SMOKE-FREE MULTI-FAMILY DWELLING PROGRAMS [J. ROCCO, D. RIVAS, D. MICK, P. NOONAN, Y. SPITERI]:

SUBJECT: The City Council will receive information on smoke-free multi-family dwelling laws in California and smoke-free programs administered by other California jurisdictions, and may consider directing staff to explore options for creating a smoke-free multi-family dwelling program for West Hollywood.

Code Compliance Supervisor Dan Mick provided background information as outlined in the staff report dated July 15, 2019. Rent Stabilization and Housing Manager Peter Noonan addressed the issue of eviction as it pertains to smoking in rent stabilized units.

Councilmember Meister inquired if a landlord can currently designate their property smoke-free. Mr. Noonan responded that they could.

ANN GOLDMAN, WEST HOLLYWOOD, spoke regarding her issues with her neighbors smoking and in support of smoke-free multi-unit buildings.

ROB BERGSTEIN, WEST HOLLYWOOD, spoke in support of smoke-free multi-unit buildings.

ESTHER SCHILLER, THOUSAND OAKS, a volunteer for SmokeFree Air for Everyone, spoke in support of smoke-free multi-unit buildings. She noted that Berkeley's smoke-free law should be duplicated in West Hollywood.

FELIX HUANG, MONTEREY PARK, spoke in support of smoke-free multi-unit buildings and referred to a recent survey given to West Hollywood residents.

MYRON QUON, SOUTH PASADENA, spoke regarding electronic smoking devices.

PRIMO CASTRO, PASADENA, ON BEHALF OF THE AMERICAN CANCER SOCIETY CANCER ACTION NETWORK spoke in support of smoke-free multi-unit buildings.

BRIAN LE, LOS ANGELES, ON BEHALF OF THE AMERICAN LUNG ASSOCIATION spoke in support of smoke-free multi-unit buildings.

CHRIS RECORDS, LOS ANGELES, ON BEHALF OF EQUALITY CALIFORNIA spoke regarding research conducted on the smoking habits of the LGBTQ community.

MARISA LONDON, ONTARIO, spoke regarding research conducted on the smoking habits of the LGBTQ community.

YANETH RODRIGUEZ, LOS ANGELES, spoke regarding a current survey being conducted by USC Keck School of Medicine and provided some preliminary findings.

ANDREW REBACK, WEST HOLLYWOOD, spoke in support of smoke-free multi-unit buildings.

STEVE MARTIN, WEST HOLLYWOOD, spoke in support of smoke-free multi-unit buildings.

YOLA DORE, WEST HOLLYWOOD, spoke in support of smoke-free multi-unit buildings.

RICK WATTS, WEST HOLLYWOOD, spoke in support of smoke-free multi-unit buildings.

The following individuals did not wish to speak, but submitted a Citizen Position Slip in support of the Item: John Erickson and Steven Newcomer.

Councilmember Duran spoke regarding the health risks from smoking and privacy and property rights. He spoke about how this new Ordinance might affect the City's nightlife. He also mentioned how this might affect the recent cannabis legislation by the City. He listed the issues with enforcing a non-smoking ordinance.

Councilmember Heilman spoke regarding personal liberties that infringe upon other people's health. He commented that the goal of West Hollywood should be a smoke-free City. He indicated that all new multi-unit residential buildings should be smoke-free, all new tenancies should be smoke-free, and all common areas should be smoke-free. He inquired about the property owners using a non-smoking violation as a way to evict a tenant.

Councilmember Meister inquired if AAGLA took a position on this issue. She reiterated that under the City's current structure that landlords could make a building smoke-free for new tenancies. She commented that the first step needs to be a ban on smoking in public parks. She commented that education and tobacco cessation programs need to be implemented. She indicated that landlords should have to register the smoke-free units and/or building with the City so that there is recourse for tenants encountering issues. She spoke in favor of making enclosed common areas smoke-free.

Mayor D'Amico inquired about new tenancies. Mr. Noonan responded to this inquiry.

Mayor Pro Tempore Horvath shared her experience as a renter in a multi-unit building with smokers. She spoke to the other cities that have enacted non-smoking policies in multi-units that have rent control ordinances. She indicated that her direction would be for staff to return receive community input and return with a proposed ordinance.

Councilmember Heilman summarized the comments made by the Council: a) smoking succession program; b) prohibiting smoking in public parks; c) new developments being smoke-free; d) prohibiting smoking in common areas of residential buildings; e) allowing landlords to make newly available units smoke-free provided that they register them as such with the City; and f) make it clear that existing tenants who smoke will not be evicted based on the adoption of an ordinance.

Councilmember Duran indicated that he agreed with banning smoking in common areas of multi-unit buildings. He spoke regarding enforcing the ordinance. Councilmember Heilman compared a non-smoking ordinance with the City's noise ordinance.

ACTION: Return to Council in six-months with a proposed Ordinance based on Council's direction and community input. **Approved by consensus.**

4.B. BRANDING UPDATE FOR THE PICKUP [C. SCHROEDER, D. GIUGNI, F. GOMEZ]:

SUBJECT: The City Council will receive a report on branding for The PickUp, an entertainment shuttle program that operates on weekends along Santa Monica Boulevard.

ACTION: This Item was moved to the Consent Calendar.

Council approved the change to the Agenda to hear Items 5.D. and 4.C. together.

5.D. PROPOSAL TO ADDRESS THE GENDER IMBALANCE ON ADVISORY BOARDS AND COMMISSIONS [J. HEILMAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to take steps to address the gender imbalance on City Commissions and Advisory Boards.

Councilmember Heilman provided the reasons that he placed this Item on the agenda. Councilmember Meister indicated that the Council should consider this when making the "at-large" appointments.

SEPI SHYNE, WEST HOLLYWOOD, spoke in support of gender parity on the Commissions.

Councilmember Duran indicated that we need to ensure that there is diversity on Commissions and Advisory Boards as well; but most importantly ensure that there are qualified people appointed to these bodies.

Mayor Pro Tempore Horvath commented that there are lots of lenses that the City needs to look through to make appointments.

ACTIONS: 1) Direct the City Clerk Division to work with the Communications Department to expand outreach efforts designed to attract more female applicants to the City's Commissions and Advisory Boards; 2) Direct the City Clerk to prepare an annual report for the City Council which provides information on the gender balance and diversity on City Commissions and Advisory Boards; and 3) Direct the City Clerk to consult with the Women's Advisory Board and consider other options for the Council to increase representation of women on the City's Advisory Boards and Commissions. **Motion by Councilmember Heilman, seconded by Councilmember Duran, and approved.**

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

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

ACTIONS:

- 1) Mayor Pro Tempore Horvath made the following direct appointment:
Senior Advisory Board: **Sofia Gelman**
- 2) Councilmember Heilman made the following direct appointment:
Business License Commission: **Sepi Shyne**
- 3) City Council made the following at-large appointments: a) Art & Cultural Affairs Commission: **Dan Faltz and Todd Williamson**; b) Business License Commission: **Robert Kalonian and Sibyl Zaden**; c) Historic Preservation Commission: **Yawar Charlie and Gail Ostergren**; d) Human Services Commission: **Sam Borelli and Marquita Thomas**; e) Public Facilities Commission: **Richard Karliss and Tai Sunnanon**; f) Public Safety Commission: **Kerri Balbone and Ruth Williams**; g) Rent Stabilization Commission: **Robert Bergstein and Josh Kurpies**; h) Transportation Commission: **Alexander Bazely and Tracy Steinkruger**; i) Disabilities Advisory Board: **Yola Dore, Myra Friedman, and Khuong Hang**; j) Russian Advisory Board: **Ekaterina Kutepova, Luybov Levitan, Alex Tolocenco, and Diana Volman**; k) Senior Advisory Board: **John Allendorfer, William McNeeley, Martin Strudler, and A. Lee Walkup**; l) Transgender Advisory Board: **Erika De La Cruz, Edward Jaye Johnson, Leslie Monroy, and Jacob Rostovsky**; and m) Women's Advisory Board: **Melaney Lubey, Silvia Salguero, and Nadia Sutton**.

4.D. APPOINTMENT OF CITY COUNCILMEMBERS AS DELEGATES AND ALTERNATES TO VARIOUS ORGANIZATIONS, COMMITTEES AND CONFERENCES [Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider appointments as delegates and alternates to various organizations, committees and conferences.

ACTIONS: 1) Adopt Resolution No. 19-5209, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING AN ALTERNATE DIRECTOR TO THE BOARD OF DIRECTORS OF LOS ANGELES COUNTY SANITATION DISTRICT NO. 4." **Motion by Councilmember Heilman to appoint Councilmember Lindsey Horvath as the Alternate Director, seconded by Mayor D'Amico and approved.**

2. City Council members also made the following appointments:

California Contract Cities Association – **Voting Delegate Councilmember Horvath/ Alternate Councilmember Meister**

Clean Power Alliance (formerly LACCE) – **Director: Mayor Pro Tempore Horvath; 1st Alternate Director: Mayor D'Amico, and 2nd Alternate Director: Robin Eason**

League of California Cities – **Delegate: Mayor Duran / Alternate Delegate: Mayor Pro Tempore Horvath**

Los Angeles County City Selection Committee – **Delegate: Mayor D'Amico and Alternate: Councilmember selected by the Mayor in his absence**

National League of Cities – **Delegate: Councilmember Horvath**

Santa Monica Bay Watershed Council – **Delegate: Mayor D'Amico and Alternate: (City Staff Member)**

Southern California Association of Governments (SCAG)– **Voting Delegate: Councilmember Meister and Alternate: Councilmember Duran**

Westside Cities Council of Governments (WSCCOG) – **Delegate: Councilmember Heilman and Alternate: Councilmember Meister**

5. NEW BUSINESS:

5.A. WORKING GROUP RECOMMENDATIONS FOR THE DESIGN DISTRICT COMPLETE STREETS PROJECTS [J. ROCCO, H. DEMITRI, J. KEHO, B. SIEGL, J. HANKAMER, R. DIMOND, D. FENN]:

SUBJECT: The City Council will consider approving the recommendations of the Design District Streetscape Masterplan Working Group for the Complete Streets Projects on Melrose Ave., Beverly Blvd., and Robertson Blvd.

Mayor Pro Tempore Horvath commented that her only concern was the benches; as they don't seem to align with the City's Aging in Place plan.

The following individual did not wish to speak, but submitted a Citizen Position Slip in support of the Item: Richard Giesbret

ACTION: Approve the Design District Streetscape Master Plan Working Group recommendations for specific features and materials to be used on the upcoming Design District Streetscape Projects on Melrose Ave, Beverly Blvd, and Robertson Blvd. and review the benches to ensure that they align with the City's Aging in Place plan. **Motion by Councilmember Heilman, seconded by Councilmember Meister, and approved.**

5.B. PURCHASING RULE 20A ALLOCATIONS FROM THE CITY OF EL MONTE FOR UTILITY UNDERGROUNDING PROJECTS [J. ROCCO, H. DEMITRI]:

SUBJECT: *The City Council will consider authorizing the purchase of Rule 20A allocations from the City of El Monte to be used for future utility undergrounding projects in the City of West Hollywood.*

ACTION: This Item was moved to the Consent Calendar.

5.C. HISTORIC RESOURCE SURVEYS [L. MEISTER, L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: *The City Council will consider directing staff to perform historic resource surveys on a regular basis every ten years, beginning with a multifamily historic resource survey in 2020 and a commercial historic resource survey in 2025.*

Councilmember Heilman indicated that the City does not conduct these surveys on single family homes due to them being owner-occupied and those owners have expressed opposition in the past to being designated, unless they have asked for it. He stated that he is not in support of the item.

The following individuals did not wish to speak, but submitted a Citizen Position Slip in support of the Item: Stephanie Harker and Victor Olmelczenko.

ACTIONS: 1) Direct the Current and Historic Preservation Planning Division to include as part of its work plan a ten year cycle for completing historic resource surveys, beginning with a multifamily historic resource survey in 2020 and the commercial historic resource survey in 2025; and 2) Include funding for the surveys in the appropriate fiscal year budgets going forward in order to fulfill the ten year timeline. **Motion by Councilmember Meister, seconded by Mayor Pro Tempore Horvath, and approved noting the "no" vote of Councilmember Heilman.**

EXCLUDED CONSENT CALENDAR:

- 2.L. FOLLOW-UP ON REQUEST TO SUPPORT THE NATIONAL TRANS VISIBILITY MARCH ON DC [P. AREVALO, J. LEONARD, A. LOVANO]:**
SUBJECT: The City Council will consider adopting a resolution in support of the National Trans Visibility March on Washington, D.C. on September 28, 2019, and will receive and file information regarding the Transgender Advisory Board's request to support the March.

Councilmember Meister commented on a possible alternative which would be to fund a Councilmember, staff person, and a Transgender Advisory Board member to attend the March and meet with several members of Congress.

Mayor Pro Tempore Horvath commented that it is more important for Transgender Advisory Board members to attend. She spoke in support of staff's recommendations and Alternative Recommendation #2; which would be to allocate \$5,000 for travel expenses for representative from the Transgender Advisory Board to travel to Washington, D.C.

JAMES WEN, BURBANK, ON BEHALF OF THE TRANSGENDER ADVISORY BOARD requested that the City Council supports both Alternative Recommendations #1 and #2.

The following individuals did not wish to speak, but submitted a Citizen Position Slip in support of the Item: John Erickson

Councilmember Duran spoke in support of finding a way to send as many Transgender Advisory Board Members as possible.

Councilmember Heilman commented that it's important for a delegation to attend and that a staff person need to attend as well. He commented that the City should fund a limited number of people from the Transgender Advisory Board.

Mayor D'Amico shared Councilmember Duran's desire to send all of the Transgender Advisory Board members.

Councilmember Duran suggested a fundraising option to help send all of the TAB members.

MPT Horvath suggested a staff person, the Boards Chair and Vice-Chair be sent to Washington D.C. She stated that she did not support alternative recommendation #1 to provide \$20,000 in co-sponsorship support.

ACTIONS: 1) Allocate up to \$10,000 to help cover travel expenses for Transgender Advisory Board members who are able to attend the March; 2) Approve additional travel expenses for a Staff person to represent the

City and attend the March with the Board members. **Motion by Councilmember Heilman, seconded by Councilmember Meister, and approved.**

2.BB. APPROVAL OF FINAL TRACT MAP NO. 70124 FOR THE CONDOMINIUM PROJECT LOCATED AT 507 – 509 N. ORLANDO AVE [J. ROCCO, H. DEMITRI]:

SUBJECT: The City Council will consider approval of Final Tract Map No. 70124, subdivision for a nine (9) unit condominium development, located at 507 - 509 N. Orlando Ave.

Mayor D'Amico provided the reasons that he pulled this Item. Mayor Pro Tempore Horvath commented that staff has indicated to her that they have spoken with the applicant. Director of Planning and Development Services John Keho discussed the issues surrounding the fence and commented that he is working with both parties; however the issue is separate from the approval of the final tract map.

Mayor D'Amico commented that the issue of the fence, but stated that it is not the Item before the City Council.

Councilmember Duran asked the City Attorney to clarify the options that Council has this evening.

City Attorney Jenkins commented Council is being asked to approve a final tract map. He stated that Staff has indicated in the Staff Report that the tentative tract map meets the criteria for approval; therefore Council must approve the final tract map.

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 70124; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 70124 the certificate that embodies the approval of said map. **Motion by Mayor Pro Tempore Horvath, seconded by Councilmember Heilman, and approved.**

**2.LL. CO-SPONSORSHIP OF A LIVE READING OF THE MUELLER REPORT
[L. HORVATH, J. HEILMAN, J. LEONARD, A. LOVANO]:**

SUBJECT: The City Council will consider co-sponsoring Hollywood NOW's live reading of the Mueller Report in the City Council Chambers on Saturday, August 10 and Sunday, August 11.

JOHN ERICKSON, WEST HOLLYWOOD, spoke in support of the Item.

ANDREW REBACK, WEST HOLLYWOOD, spoke in support of the Item.

Councilmember Meister indicated the reasons that she pulled the Item. She expressed concern with the costs involved with live streaming the event and the impact on City staff.

Community and Legislative Affairs Manager John Leonard stated that staff will work with the Communications Department to determine how much of the event can be live-streamed and recorded; but indicated that it would not be the entire event.

ACTIONS: 1) Authorize co-sponsorship of a live reading of the Mueller Report organized by Hollywood NOW and community partners on Saturday, August 10 and Sunday, August 11 in the City Council Chambers; 2) Authorize the use of the City name and logo on invitations, promotional items, and other collateral materials; 3) Approve the use of City facilities and waive facility use fees and parking fees at the 5-story parking structure for attendees of the event (estimated \$3,151 in waived fees); 4) Direct the Communications Department to utilize all appropriate communications tools to promote the event such as the City's website and social media tools; 5) Direct the Communications Department to stream the event live on WeHoTV and the City's social media handles, as available; and 6) Authorize the Director of Finance and Technology Services to allocate \$4,500 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with technical assistance, closed captioning, and event insurance. **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Horvath, and approved noting the "no" vote of Mayor D'Amico and the Abstention of Councilmember Meister.**

6. LEGISLATIVE: None.

PUBLIC COMMENT: None.

COUNCILMEMBER COMMENTS:

Mayor Pro Tempore Horvath commented on inquiries for CERT Training in the wake of the recent earthquakes, and encouraged anyone interested to contact the City's Public Safety Department.

ADJOURNMENT: The City Council adjourned at 11:28 p.m. in memory of Jerry Epstein, George Rozenkranz, Ruth Mignon Toney, Gemmel Moore, Israel Behar, and Sergeant Major James G. Sartor, Sergeant 1st Class Elliott J. Robbins, Master Sergeant Michael B. Riley, Sergeant James G. Johnston, Army Sergeant 1st Class Christopher Celiz, Air Force Staff Sergeant James T. Grotjan, and Army Corporal Joseph Maciel to its next regular meeting, which will be on Monday, August 19, 2019 at 6:30 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

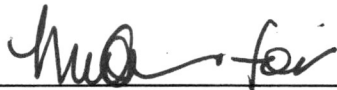
PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 19th day of August, 2019 by the following vote:

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