

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
TUESDAY, FEBRUARY 18, 2020
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: Scott Schmidt 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, Assistant City Attorney Langer, City Clerk Quarker, and Administrative Specialist IV Poblador.

REPORT OF CLOSED SESSION AGENDA:

Assistant City Attorney Langer reported that the Closed Session was called to order at 6:00 p.m. She stated that there was no public comment, there were no reportable actions and the Closed Session adjourned at 6:20 p.m.

APPROVAL OF AGENDA:

Mayor Pro Tempore Horvath requested that Items 5.A. and 5.B. be moved to the Consent Calendar as Items 2.X. and 2.Y. respectively.

Councilmember Heilman requested that Item 4.B. be moved to the Consent Calendar as Item 2.W. He also requested that Item 2.N. be moved to Excluded Consent.

Councilmember Duran requested that Item 6.A. be moved to the Consent Calendar as Item 2.Z. He also requested that Item 2.U. be moved to Excluded Consent.

Motion by Councilmember Heilman to approve the February 18, 2020 Agenda as amended, seconded by Councilmember Duran, and approved.

ADJOURNMENT MOTIONS:

Councilmember Duran requested that the meeting be adjourned in memory of Amie Hardwick.

Councilmember Heilman requested that the meeting be adjourned in memory of LGBTQ rights advocate Mary Griffith.

Mayor Pro Tempore Horvath requested that the meeting be adjourned in memory of Army Specialist Brandon Tyme Kimball (21), Army Sergeant 1st Class Javier J. Gutierrez (28), and Army Sergeant 1st Class Antonio Rey Rodriguez (28).

PRESENTATIONS:

Members of the City of West Hollywood Employee African American Heritage Month Committee made a presentation to the City Council on the 19th Amendment to the Constitution, and the fight for full voting rights.

1. PUBLIC COMMENT:

DIANE SCHNEIDER, SUNLAND, spoke regarding Item 2.M. and thanked the Council for continued funding.

TRIP MILLS & MICHAEL KELLY (LA LGBT CENTER – SENIORS), WEST HOLLYWOOD, spoke regarding Item 2.M. and thanked Council to allocate funding to senior services.

SIMON COSTELLO (LA LGBT CENTER), LOS ANGELES, spoke regarding Item 2.M. and thanked Council for allocating funds to the Youth Department.

ANDREW L. REBACK, WEST HOLLYWOOD, spoke regarding Item 2.M. and addressed the key priorities on spending for Social Services in the City.

VICTOR OMELCZENKO, WEST HOLLYWOOD, spoke regarding Items 2.Q., 2.R., and 5.B.

JOHN SESSA, VANDERPUMP DOGS, WEST HOLLYWOOD, spoke regarding Item 2.S.

RENEE NAHUM, LOS ANGELES, provided resident discount program information for the West Hollywood business The Original Cannabis Café.

JOYCE HEFTEL, WEST HOLLYWOOD, spoke regarding the recycling center at Pavilions.

SHANE NASH, WEST HOLLYWOOD, thanked Council for the support on Item 5.A.

ALEXIS SANCHEZ, WEST HOLLYWOOD, thanked Council for the support on Item 5.A. and for moving it to the Consent Calendar for approval.

MICHAELA MENDELSON, LOS ANGELES, spoke regarding trans workers' rights, changing to an inclusive culture, and in support of Item 5.A.

DRIAN JUAREZ, LOS ANGELES, spoke regarding trans people thriving in the workplace, and support for inclusivity in the City.

JACOB ROSTOVSKY (TAB MEMBER), thanked the Council for moving Item 5.A. to the Consent Calendar for approval.

JOHN ERICKSON, WEST HOLLYWOOD, thanked the Council for their support with Vagina Monologues this past weekend, and stated that \$5,000 was raised for Planned Parenthood. He also spoke in support of Item 2.U.

LYNN RUSSELL, WEST HOLLYWOOD, spoke regarding historic preservation surveys.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Duran thanked Cleo Smith and the Events staff for a successful Oscars party weekend. He thanks Alexis Sanchez for co-chairing the Chem Sex Event. He responded to a public comment regarding the Pavilions Recycling Center, and its impact on the Norma Triangle area. He announced that this Friday, February 21st, is the Lesbian Speaker Series event. He commented on Item 5.B. and stated that although he supports the idea, he had concerns relating to the practicality of it in the current market.

Councilmember Meister reported that she attended the Southern California Council of Governments (SCAG) CEHT Committee representing the Westside Cities Council of Governments (WSCCOG) to hear a presentation on Metro's NextGen buses, and a report on the COG's Homeless Working Group. She also reported that they spoke about changing the bus shelters, and she and Councilmember Heilman brought up public safety issues at bus shelters. She commented on Item 2.O. and asks staff to look at CA Community Foundation (www.calfund.org/australiafire) as they have listed resources as well. She thanks her colleagues for the support on World Dog Day and Pawsapalooza. She registered her NO vote on Item 6.A. Regarding Item 5.B., she clarified that the item asks various Divisions to collaborate and brainstorm to incentivize middle level housing development.

Councilmember Heilman reported that he also attended the WSCCOG Meeting and stated that there was a presentation from Metro on its expanding services, as well as information on a joint plan of westside cities to combat homelessness. He spoke regarding Item 2.R. and requested that staff look into ensuring that the correct date of the event is noted. He spoke regarding Item 5.A. and stated that he would like to see these types of requests folded into Social services agencies funding in the future, and not brought separately. He spoke regarding Item 5.B. and stated that he shared some of the same concerns as Councilmember Duran, he supports the idea of the Item, but believes inclusionary housing moderate-income program already covers this gap.

Mayor Pro Tempore Horvath spoke regarding Item 2.R. and clarified that the staff report contained the correct date of the event. She spoke regarding Item 2.P. and the collaboration with the National League of Cities 2020 Women in Municipal Government conference. She spoke regarding Item 4.A. and asked the City Manager to clarify the plan for some of the recommendations that were not brought forward tonight. She also spoke regarding Item 4.B. and asked the City Manager to clarify why some of the

programs that were budgeted for and approved by Council were not moving forward. She reported that she attended the National League of Cities meetings in San Francisco, the Liability Trust Fund and Oversight Claims Board meeting, the Sanitation District meeting and stated that she also attended the Senior Valentine's Dance this year. She spoke regarding February 7th - National Wear Red Day, which focuses on Women's heart health.

CITY MANAGER'S REPORT:

City Manager Arevalo announced a Hart Park Improvement Community presentation scheduled for Feb. 20th and March 25th at Plummer Park from 6 p.m.- 8 p.m. He announced that the City was awarded a \$60,000 Prop 2 Grant to be used for studying multi-family design standards. He spoke regarding Item 4.A. and clarified that staff will address the recommendations during the presentation. He spoke regarding Item 4.B. and stated that although there have been delays to various programs, all items are scheduled to move forward with the entire work program.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Quarker stated that the fiscal impact on the Consent Calendar includes the fiscal impact related to Item 4.B. the 2019-2020 Budget Update as well as \$115,760 in expenditures, \$3,114 in potential revenues, (\$7,891) in waived fees.

2. CONSENT CALENDAR:

2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,M.,O.,P.,Q.,R.,S.,T.,V.,W.,X.,Y.,Z. Motion by Councilmember Heilman, seconded by Mayor D'Amico, and approved, noting Councilmember Meister's NO vote on Item 2.Z.(6.A.)

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Tuesday, February 18, 2020 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Wednesday, February 12, 2020.

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 February 3, 2020. **Approved as part of the Consent Calendar.**

2.C. APPROVAL OF DEMAND REGISTER NO. 860 [L. QUIJANO, C. CORRALES]:

SUBJECT: The City Council shall receive the Demand Register for period ending February 7, 2020 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register NO. 860 and adopt Resolution No.20-5255, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY

OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 860." **Approved as part of the Consent Calendar.**

- 2.D. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [Y. QUARKER, M. CROWDER]:**
SUBJECT: The City Council will receive Synopses from the Public Facilities Commission and the Rent Stabilization Commission regarding actions taken at their recent meeting.
ACTION: Receive and file. Approved as part of the Consent Calendar.
- 2.E. TREASURER'S REPORT FOR DECEMBER 2019 [L. QUIJANO, C. CORRALES, K. BARENG, N. CORONADO]:**
SUBJECT: The City Council will receive the Treasurer's Reports for the month ended December 2019 pursuant to Section 53646 of the Government Code of the State of California.
ACTION: Receive and file the December 2019 Treasurer's Report. Approved as part of the Consent Calendar.
- 2.F. SUBMITTAL OF THE CITY OF WEST HOLLYWOOD'S COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2019 [L. QUIJANO, C. CORRALES, K. BARENG]:**
SUBJECT: The City Council will receive the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2019.
ACTION: Receive and file the City of West Hollywood's Comprehensive Annual Financial Report and related documents for the fiscal year ended June 30, 2019. Approved as part of the Consent Calendar.
- 2.G. AMEND THE BY-LAWS OF THE PUBLIC SAFETY COMMISSION [C. SCHROEDER, Y. QUARKER, M. CROWDER]:**
SUBJECT: The City Council will consider approving amendments to the By-Laws for the Public Safety Commission to change the location of its meetings.
ACTION: Amend Section 2.1 of the Public Safety Commission By-Laws to update the location of the meetings from the Community Conference Room in City Hall to Plummer Park, Community Rooms 5 & 6. Approved as part of the Consent Calendar.
- 2.H. AMENDMENT TO TYLER TECHNOLOGIES EDEN SOFTWARE LICENSES AGREEMENT TO REPLACE EDEN CASHIERING WITH TYLER CASHIERING [L. QUIJANO, B. ROSEN]:**
SUBJECT: Council will consider approving the twentieth amendment with Tyler Technologies Eden Division to replace Eden Cashiering to Tyler Cashiering under Tyler's evergreen policy, including implementation services and replacement cashiering equipment.

ACTIONS: 1) Approve Amendment #20 to the Tyler Technologies Eden Software Licensing Agreement to replace Eden Cashiering to Tyler Cashiering under Tyler's evergreen policy, including implementation services and replacement cashiering equipment for an additional \$14,610; and 2) Authorize the City Manager or his designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.I. AMENDMENT NO. 3 TO AGREEMENT WITH ANDREWS TECHNOLOGY FOR NOVATIME TIME AND ATTENDANCE SOFTWARE BRIDGES [L. QUIJANO, B. ROSEN]:

SUBJECT: The City Council will consider amending the agreement for services with Andrews Technology HMS Inc. to include Payroll Bridge Customization and Time Data Import Module (When to Work) for data interface between NOVATime Web-based Time & Attendance system and Tyler Technology/Eden ERP system and When-To-Work.in the scope of services.

ACTIONS: 1) Approve Amendment No. 3 to the agreement for services with Andrews Technology HMS Inc. to increase the not to exceed amount by \$6,000 in one-time costs and \$2,100/year to run coterminous with the original agreement, for a total of \$12,300, increase maintenance services as required by \$75,600 and modify the scope of services to include Payroll Bridge Customization and Time Data Import Module (When to Work) for data interface between NOVATime Web-based Time & Attendance system and Tyler Technology/Eden ERP system and When-To-Work; 2) Approve an additional \$25,480 for additional users due to growth and unforeseen costs that arise as the City moves from the pilot phase to full implementation; and 3) Authorize the City Manager or designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

2.J. NOTICE OF COMPLETION FOR CIP 1803, MELROSE AVE / ROBERTSON BLVD SEWER REHABILITATION PROJECT [J. ROCCO, H. DEMITRI, J. GILMOUR]:

SUBJECT: The City Council will consider approving the Notice of Completion for CIP 1803, Melrose Ave / Robertson Blvd Sewer Rehabilitation Project by Southwest Pipeline & Trenchless Corp.

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

- 2.K. NOTICE OF COMPLETION FOR CIP 1906, BIKE SIGNS IMPROVEMENTS CITYWIDE [J. ROCCO, H. DEMITRI, J. GILMOUR]:**
SUBJECT: The City Council will consider approving the Notice of Completion for CIP 1906, Bike Signs Improvements Citywide, by Chrisp Company.
ACTIONS: Accept the completed work and authorize the following: a. Filing the Notice of Completion by the City Clerk, b. Final payment to the contractor at the end of the 35-day lien period, c. Release of the Performance Bond on the date of recordation of the Notice of Completion, and d. Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices.
Approved as part of the Consent Calendar.
- 2.L. APPROVAL OF FINAL TRACT MAP NO. 82360 FOR THE CONDOMINIUM PROJECT LOCATED AT 1155 FULLER AVENUE [J. ROCCO, H. DEMITRI]:**
SUBJECT: The City Council will consider approval of Final Tract Map No. 82360, a subdivision for seven (7) unit condominium development, located at 1155 N. Fuller Ave.
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 82360; and 3) Instruct the City Clerk to endorse on the face of the map of Final Tract Map No. 82360 the certificate that embodies the approval of said map.
Approved as part of the Consent Calendar.
- 2.M. REPROGRAMMING OF CONTRACT SAVINGS FROM 2018-19 [C. SCHROEDER, D. GIUGNI, L. ISENBERG]:**
SUBJECT: The City Council will consider recommendations for the expenditure of \$131,720.58 in contract savings from the 2018-19 Social Services programs.
ACTIONS: 1) Approve the reprogramming of \$131,720.58 in contract savings to Social Services contracts; 2) Approve Amendment #2 to the Disability Community Resource Center contract in the amount of \$5,000; 3) Approve Amendment #2 to the JFS Nutrition contract in the amount \$4,720.58; 4) Approve Amendment #2 to the Los Angeles LGBT Center's Senior Program in the amount of \$61,000; 5) Approve Amendment #2 to

the APLA Health contract in the amount of \$12,000; 6) Approve Amendment #2 to the Being Alive contract in the amount of \$7,500; 7) Approve Amendment #2 to the Los Angeles LGBT Center's Transgender Economic Empowerment Program contract in the amount of \$7,500; and 8) Approve Amendment #2 to the Los Angeles LGBT Center's Youth Services Program in the amount of \$34,000. **Approved as part of the Consent Calendar.**

2.N. STATUES FOR EQUALITY [L. HORVATH, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider participating in Statues for Equality, a project developed by artists Gillie and Marc to install statues of women throughout the country in order to balance the gender representation in public art and create tangible change one statue at a time.

ACTION: This Item was moved to Excluded Consent.

2.O. WEST HOLLYWOOD RESPONDS: DISASTER RELIEF EFFORTS IN RESPONSE TO THE WILDFIRES IN AUSTRALIA [L. MEISTER, J. LEONARD, A. LOVANO, M. RIOS]:

SUBJECT: The City Council will consider directing staff to identify and disseminate resources for the community to respond and donate to those impacted by the wildfires in Australia.

ACTIONS: 1) Direct staff to identify resources to help those impacted by the wildfires in Australia, including, organizations where community members can donate; locations where community members can contribute necessities; and agencies helping displaced animals and evacuees recover; and 2) Direct the Communications Department to utilize all appropriate communication tools to promote the resources including, but not limited to, the City's website and social media tools. **Approved as part of the Consent Calendar.**

2.P. 2020 WOMEN IN MUNICIPAL GOVERNMENT SUMMER CONFERENCE [L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider approving the City of West Hollywood as the host city for the National League of Cities' 2020 Women in Municipal Government Summer Conference.

ACTIONS: 1) Approve the City of West Hollywood as the host city for the 2020 Women in Municipal Government Summer Conference on July 8-11, 2020; 2) Authorize City staff and the National League of Cities to organize the Women in Municipal Government conference in conjunction with the 2020 Women's Leadership Conference; and 3) Authorize City staff to provide conference planning and logistical support to the National League of Cities as needed to prepare for the Women in Municipal Government Conference. **Approved as part of the Consent Calendar.**

2.Q. CO-SPONSORSHIP OF AIDS LIFECYCLE 2020 [J. DURAN, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring AIDS/LifeCycle 2020. The co-sponsorship will include fee waivers and partial street closure requests through West Hollywood along Santa Monica Boulevard on the way to the Finish Line Festival, taking place at Fairfax High School on Saturday, June 6, 2020.

ACTIONS: 1) Approve partial closures of Santa Monica Boulevard and Ogden Drive on Saturday, June 6, 2020 from 8:00 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 \$4,714, which includes the waiver of Special Event Permit fees (\$1,250), Encroachment Permit fees (\$350) and potential loss of Parking Meter revenue (not to exceed \$3,114); 3) Authorize City Manager or his designee to negotiate with AIDS/Life Cycle regarding additional requests; and 4) Authorize the City Manager or designee to execute documents incident to the co-sponsorship agreement. **Approved as part of the Consent Calendar.**

2.R. CO-SPONSORSHIP OF "A NIGHT OF HEALING" HOSTED BY TAKING BACK OURSELVES [L. HORVATH, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider approving co-sponsorship of "A Night of Healing" with Taking Back Ourselves, a nonprofit organization, on Saturday, April 25, 2020 in the West Hollywood Park Auditorium.

ACTIONS: 1) Approve co-sponsorship of "A Night of Healing" with Taking Back Ourselves on Saturday, April 25, 2020 in the West Hollywood Park Auditorium; 2) Waive facility use fees and parking fees for parking in the 5-story parking structure for attendees of the rehearsals and events (estimated \$791); 3) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 4) Direct the Communications Department to utilize all appropriate communication tools to promote the event, such as the City's website and social media tools; and 5) Authorize the City Manager or designee to execute documents incident to the co-sponsorship agreement. **Approved as part of the Consent Calendar.**

2.S. CO-SPONSORSHIP OF WORLD DOG DAY 2020 [J. D'AMICO, L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring World Dog Day to be hosted by The Vanderpump Dog Foundation on Saturday, May 16, 2020 from 10 am to 4 pm at West Hollywood Park.

ACTIONS: 1) Authorize co-sponsorship of World Dog Day 2020 and approve the use of West Hollywood Park on Saturday, May 16, 2020; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Waive the Special Event Permit fee, Encroachment fee, Building and Safety fees, and parking at the 5-story parking structure for event volunteers and vendors (estimated \$3,650); 4) Direct the Communications Department to utilize all appropriate

communications tools to promote the event such as the City's website and social media tools; and 5) Authorize the City Manager or designee to execute documents incident to the co-sponsorship agreement. **Approved as part of the Consent Calendar.**

2.T. CO-SPONSORSHIP OF PAWSAPALOOZA [L. HORVATH, L. MEISTER, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider co-sponsoring PAWSAPALOOZA Festival & Marketplace to be hosted by PAWS/LA on Saturday, May 30, 2020 at West Hollywood Park.

ACTIONS: 1) Authorize co-sponsorship of PAWSAPALOOZA Festival & Marketplace and approve the use of West Hollywood Park on Saturday, May 30, 2020 from 7am to 5pm (including setup/strike down); 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Waive the Special Event permit fee and encroachment fee, and parking at the 5-story parking structure for event volunteers and vendors (estimated \$1,850); 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 \$1,250 from budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with public safety costs for the event. **Approved as part of the Consent Calendar.**

2.U. PROPOSED ORDINANCE TO PROHIBIT THE SALE OF FLAVORED TOBACCO PRODUCTS AND THE USE OF TOBACCO COUPONS AND DISCOUNTS [L. HORVATH, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to draft an ordinance to prohibit the sale of flavored tobacco products and to prohibit the use of coupons and discounts for the sale of tobacco in West Hollywood.

ACTION: This Item was moved to Excluded Consent.

2.V. AMENDMENT NO. 1 TO AGREEMENT FOR SERVICES WITH COSMO EVENTS LA FOR RUSSIAN ARTS AND CULTURE MONTH PRODUCTION SERVICES [D. WILSON, T. RODZINEK]:

SUBJECT: The City Council will consider Amending an Agreement for the Russian Arts and Culture Festival Production Services with Cosmo Events LA.

ACTIONS: 1) Approve Amendment No. 1 to Agreement for Services with Cosmo Events LA for event production services to increase the not-to-exceed amount of \$85,000 by \$50,000 for a total not to exceed amount of \$135,000; and 2) Authorize the City Manager or his designee to execute documents incident to all Agreements related to this item. **Approved as part of the Consent Calendar.**

2.W. (4.B.) UPDATE OF THE 2019-20 OPERATING BUDGET & ACCOMPLISHMENTS [P. AREVALO, D. WILSON, L. QUIJANO, A. RUIZ, C. SAFRIET]:

SUBJECT: The City Council will consider a mid-year update to the 2019-20 Operating Budget, as well as receive an update on work program accomplishments and organizational changes. The proposed mid-year adjustments to the General Fund include: \$3,392,000 in operating revenue, \$340,000 in operating expenditures, and \$75,000 in capital expenditures from reserves. There are also \$790,000 in proposed transfers from the General Fund to the Gas Tax fund and the Sunset Bid Fund to offset negative fund balances. In other funds, proposed mid-year adjustments include: \$130,000 in Measure R expenditures; \$260,000 in Parking Improvement Fund expenditures; and \$150,000 in Debt Funded Capital Project Fund expenditures. The City Council will also consider authorizing a one-time payment towards the City's unfunded pension liability with CALPERS.

ACTIONS: 1) Approve budget adjustments identified in the attached "Proposed Mid-Year Adjustments to the Fiscal Year 2019-20 Budget"; 2) Approve a one-time payment toward the CALPERS unfunded liability up to the amount available from General Fund Reserves for Unfunded Pension Costs (currently \$10 million) by June 30, 2020; 3) Receive and file the attached: a. Mid-Year Financial Report, b. Vision 2020 Work Plan Accomplishments, and c. Capital Projects Report. **Approved as part of the Consent Calendar.**

2.X. (5.A.) TRANSGENDER VISIBILITY EVENTS [J. D'AMICO, D. WILSON, B. SMITH]:

SUBJECT: The City Council will consider approving an amendment to the contract with Trans Can Work for an additional \$40,000 to develop a gender diversity campaign for West Hollywood businesses and sponsoring two events in the month of March to celebrate Transgender Visibility in West Hollywood.

ACTIONS: 1) Approve Amendment 2 to the Social Services Contract with Trans Can Work to increase the contract amount by \$40,000 from \$54,068 to \$94,068 for a one-time funding to develop a public education campaign against transphobia; 2) Approve two City-sponsored events in the month of March to celebrate Transgender Visibility in West Hollywood; 3) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 4) Approve the use of City facilities and waive facility use fees and parking fees; 5) Direct the Communications Department to utilize all appropriate communications tools to promote the events, such as the City's website and social media tools; and 6) Authorize the Director of Finance and Technology Services to allocate \$40,000 from unallocated General Fund reserves to the Special Council Programs account number 100-1-01-00-531001 for the costs associated with the Transphobia Educational Campaign. **Approved as part of the Consent Calendar.**

2.Y. (5.B.) HOUSING FOR MIDDLE-INCOME HOUSEHOLDS [L. MEISTER, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to study ways to incentivize the development of housing that expands local options for middle-income households in West Hollywood.

ACTIONS: 1) Direct staff from Planning & Development Services, Rent Stabilization & Housing, and the Urban Design & Architecture Studio to collaborate on analyzing ways to incentivize the development of housing that expands options for middle-income households, including an analysis of the "missing middle" housing types; and 2) Return to City Council with the results of the analysis and recommendations. **Approved as part of the Consent Calendar.**

2.Z. (6.A.) AMENDMENT TO THE WEST HOLLYWOOD MUNICIPAL CODE GOVERNING CONTRIBUTIONS TO MUNICIPAL ELECTION CAMPAIGNS FOR CITY COUNCIL OFFICES [M. JENKINS, L. LANGER, C. SCHROEDER, Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider an Ordinance amending the regulations governing contributions to Municipal Election campaigns for City Council offices and amending the West Hollywood Municipal Code.

ACTION: Introduce on first reading Ordinance No. 20-1099, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE REGULATIONS GOVERNING CONTRIBUTIONS TO MUNICIPAL ELECTION CAMPAIGNS FOR CITY COUNCIL OFFICES AND AMENDING THE WEST HOLLYWOOD MUNICIPAL CODE." **Approved as part of the Consent Calendar, noting the NO vote of Councilmember Meister.**

3. PUBLIC HEARINGS:

3.A. APPEAL OF THE HISTORIC PRESERVATION COMMISSION'S RECOMMENDATION THAT THE CITY COUNCIL APPROVE THE CULTURAL RESOURCE DESIGNATION OF THE FRONT DUPLEX ON THE PROPERTY LOCATED AT 1251 DETROIT STREET [J. KEHO, J. ALKIRE, A. CASTILLO, G. KAUR]:

SUBJECT: This item is regarding an appeal, filed by the property owner, challenging the Historic Preservation Commission's adoption of Resolution No. HPC 19-137 recommending that the City Council designate the front duplex on the property located at 1251 Detroit Street, West Hollywood, California as a local cultural resource.

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

Assistant Planner Gurdeep Kaur provided background information as outlined in the staff report dated February 18, 2020.

Councilmembers provided their disclosures.

Mayor D'Amico inquired about contributing features for designation, and asked that if Council designates this site, there could be future requests for alterations. Staff clarified that there could be future requests for alterations that would need various approvals to ensure it is in line with the City's guidelines.

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

MARC YEBER AND PAM O'CONNOR, REPRESENTING THE APPELLANT provided information on the property.

LYNN RUSSELL, WEST HOLLYWOOD, spoke in support of staff's recommendation to deny the appeal.

VICTOR OMELCZENKO, WEST HOLLYWOOD, spoke in support of staff's recommendation to deny the appeal.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke in support of staff's recommendation to deny the appeal.

CATHY BLAIVAS, WEST HOLLYWOOD, feels HPC got this correct and asked City Council s to deny the appeal and support the staff recommendation.

The following individuals did not wish to speak but submitted a Citizen Position in support of Staff's recommendation to deny the Appeal: Steven Andrews, Cynthia Blatt, Charlotte Johnson, James Noll, Colin Spittler, Stephanie Visser, Kimberly Copeland, and Steve Martin.

MARC YEBER, EL SEGUNDO, REPRESENTING THE APPELLANT provided a brief rebuttal.

Councilmember Meister requested clarification on the modifications that were made to the house and if they are reversible. She also requested clarification that only the front house if being designated as historic and not the buildings in the back. Assistant Planner Gurdeep Kaur confirmed that the modifications could be reversed and only the front property would be designated as historic.

Mayor Pro Tempore Horvath spoke regarding the possible conflict of interest related to the Peer Review. Assistant City Attorney Langer clarified that Council could base their decision on Staff's recommendation, and the Historic Preservation Commission's decision. She also noted that the peer review document was not provided to the Historic Preservation Commission as part of their record.

Councilmember Duran thanked the West Hollywood Preservation Alliance and spoke regarding the vote of the Historic Preservation Commission. He stated that in order for him to want to overturn the Commission's recommendation; he would have to find that there is new evidence presented, or that the Commission's findings weren't supported by the evidence, or that there was an error. He stated that he did not find any of these and would vote to deny the appeal.

Mayor D'Amico stated that he would vote to deny the appeal; however, he also spoke regarding the future of the development and trying to balance the desire to continue to advocate for the larger needs of the eastside.

Councilmember Heilman spoke regarding the proposed designation and the burden the City to prove that this project satisfies the requirements for designation and he does not believe it does. He spoke regarding the more pressing need for more affordable housing and stated that he would vote in favor of the Appeal.

Mayor Pro Tempore Horvath spoke regarding the project and stated that Council has made note of the issues surrounding the peer review report. She stated that the Council discussion has created a path forward to continue preserving the City's history, but also allowing for affordable housing as well.

Mayor D'Amico closed the public hearing.

ACTION Adopt Resolution No. 20-5256: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENYING AN APPEAL FILED BY KATHY YOUNESSI AND APPROVING THE CULTURAL RESOURCE DESIGNATION OF THE PROPERTY AT 1251 DETROIT STREET, WEST HOLLYWOOD, CALIFORNIA (CRD19-0001)." **Motion by Councilmember Duran, seconded by Meister, and approved, noting the NO vote of Councilmember Heilman.**

4. UNFINISHED BUSINESS:

4.A. STAFFING ANALYSIS AND OPTIMIZATION PLAN [P. AREVALO, D. WILSON]:

SUBJECT: The City Council will receive and file the Staffing Analysis and Optimization Plan prepared by Citygate Associates, LLC and approve the related implementation plan and position changes proposed by staff.

Councilmember Meister asks for clarification and made some comments relating to some of the staffing recommendations that were not brought forward. City Manager Arevalo and Assistant City Manager Wilson clarified that there were well over 70 recommendations from the Consultant and that staff is analyzing those recommendation and bringing

them forward as needed. They clarified that some of the recommendations will be brought back as part of the two-year budget for discussion and approval.

Councilmember Heilman spoke regarding the process the City and the Consultant undertook and thanked the staff and Citygate.

ACTIONS: 1) Receive and file the Staffing Analysis and Optimization Plan prepared by Citygate Associates, LLC; 2) Approve the proposed City of West Hollywood Implementation Plan for the Citygate Staffing Analysis and Optimization Plan prepared by staff; 3) Approve the reclassification of the Deputy City Manager position to Assistant City Manager in the City Manager's Department; 4) Approve the reclassification and job specifications for the following positions: a. Digital Media Officer to Digital Media Manager, Communications Department, b. Senior Management Analyst to Community & Legislative Affairs Supervisor, City Manager's Department; 5) Approve adding the following new positions and job specifications: a. Digital Media Specialist, Communications Department, b. Strategic Initiatives Specialist, Human Services & Rent Stabilization Department; 6) Approve adding the following new positions: a. Strategic Initiatives Program Administrator, Human Services & Rent Stabilization Department, b. Social Services Program Administrator, Human Services & Rent Stabilization Department, and c. Parking Permit Specialist, Public Works Department. **Motion by Councilmember Duran, seconded by Mayor D'Amico, and approved.**

4.B. UPDATE OF THE 2019-20 OPERATING BUDGET & ACCOMPLISHMENTS [P. AREVALO, D. WILSON, L. QUIJANO, A. RUIZ, C. SAFRIET]:

SUBJECT: The City Council will consider a mid-year update to the 2019-20 Operating Budget, as well as receive an update on work program accomplishments and organizational changes. The proposed mid-year adjustments to the General Fund include: \$3,392,000 in operating revenue, \$340,000 in operating expenditures, and \$75,000 in capital expenditures from reserves. There are also \$790,000 in proposed transfers from the General Fund to the Gas Tax fund and the Sunset Bid Fund to offset negative fund balances. In other funds, proposed mid-year adjustments include: \$130,000 in Measure R expenditures; \$260,000 in Parking Improvement Fund expenditures; and \$150,000 in Debt Funded Capital Project Fund expenditures. The City Council will also consider authorizing a one-time payment towards the City's unfunded pension liability with CALPERS.

ACTION: This Item was moved to the Consent Calendar.

4.C. DISCUSSION AND APPOINTMENTS TO CITY COUNCIL SUBCOMMITTEES [M. JENKINS, L. LANGER, P. AREVALO, C. SCHROEDER, Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will discuss City Council subcommittees and appoint members to various Ad hoc and Standing Council subcommittees as needed.

City Clerk Yvonne Quarker provided background information as outlined in the staff report dated February 18, 2020.

ACTIONS: Council made the following subcommittee appointments:

- a. 1343 Laurel Avenue Project Ad hoc Subcommittee – **Councilmember Meister and Councilmember Duran. *The Ad hoc subcommittee is set to dissolve on December 31, 2020.***
- b. Homelessness Standing Subcommittee – **Councilmember Heilman and Councilmember Meister.**
- c. CSW/LA Pride Standing Subcommittee – **Mayor D’Amico and Councilmember Heilman**

Mayor Pro Tempore Horvath spoke regarding the expectation of CSW staff attending subcommittee meetings. Councilmember Heilman stated that Staff can look into including a requirement to attend in the agreement with CSW.

5. NEW BUSINESS:

5.A. TRANSGENDER VISIBILITY EVENTS [J. D’AMICO, D. WILSON, B. SMITH]:

SUBJECT: The City Council will consider approving an amendment to the contract with Trans Can Work for an additional \$40,000 to develop a gender diversity campaign for West Hollywood businesses and sponsoring two events in the month of March to celebrate Transgender Visibility in West Hollywood.

ACTION: This Item was moved to the Consent Calendar.

5.B. HOUSING FOR MIDDLE-INCOME HOUSEHOLDS [L. MEISTER, J. D’AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to study ways to incentivize the development of housing that expands local options for middle-income households in West Hollywood.

ACTION: This Item was moved to the Consent Calendar.

EXCLUDED CONSENT CALENDAR: Items removed from the Consent Calendar for separate discussion are considered at this time.

2.N. STATUES FOR EQUALITY [L. HORVATH, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider participating in Statues for Equality, a project developed by artists Gillie and Marc to install statues of women throughout the country in order to balance the gender representation in public art and create tangible change one statue at a time.

Councilmember Heilman stated that he asked that this Item be moved to Excluded Consent because the City does not have any sculptures of men or women; and suggested that this program become part of the 1% art policy for new developments. He stated that there should be a more formulated plan.

Mayor Pro Tempore Horvath provided some background and clarification regarding the Item. She stated that there is currently a National movement to recognize women in public art, monuments, sculptures, etc. and that this Item directs staff and Women's Advisory Board and Arts & Cultural Affairs Commission to look into developing a program to be a part of this movement.

Councilmember Duran spoke regarding the Item and expressed concern with the idea of bringing statues to such a pedestrian oriented City with not a lot of space and suggested that the City recognize women's accomplishments through programming and not static structures.

ACTIONS: 1) Direct staff to work with the Arts & Cultural Affairs Commission to take the lead and present the Statues for Equality project to all Commissions and Advisory Boards, and based on the input received, develop a proposal to participate in the Statues for Equality project; and 2) Return to City Council with the draft proposal for consideration, including recommendations for who to feature, potential locations in the City for the installation, and a request for funding for the project. **Motion by Mayor D'Amico, seconded by Mayor Pro Tempore Horvath, and approved.**

2.U. PROPOSED ORDINANCE TO PROHIBIT THE SALE OF FLAVORED TOBACCO PRODUCTS AND THE USE OF TOBACCO COUPONS AND DISCOUNTS [L. HORVATH, J. D'AMICO, J. LEONARD, A. LOVANO]:

SUBJECT: The City Council will consider directing staff to draft an ordinance to prohibit the sale of flavored tobacco products and to prohibit the use of coupons and discounts for the sale of tobacco in West Hollywood.

CHRISTOPHER RECORDS, LOS ANGELES, spoke regarding tobacco related health risks among LGBTQ people and spoke in support of the Item.

ARTHUR CORONA, LOS ANGELES, asked to reconsider the total ban and rather consider regulation and think of affects on small businesses in the City.

MIKE AI, WEST HOLLYWOOD, spoke in support of the item and highlighted how LA County, Beverly Hills, San Francisco have all banned flavored tobacco.

JOHN HALL, WEST HOLLYWOOD, spoke in opposition of the ban.

MANI MERABI, BEVERLY HILLS, spoke in opposition of the ban due to small businesses and their employees.

DONNY CACY, WEST HOLLYWOOD, spoke as a business owner and asks for regulation rather than a ban.

The following individuals did not wish to speak but submitted a Citizen Position Slip in opposition to Staff's recommendation: Denise Allawas and Brad Shearer.

Councilmember Duran expressed his concerns with Council trying to regulate human behavior. He stated that if Council wants to help with addiction to tobacco and flavored tobacco products; it should start on the demand side and not the supplier. He stated that he could not support the Item.

Councilmember Meister asked about the City's current efforts relating to education and studies on sales to minors in the City. She suggested that the Business License Commission look into this first and then come back to Council with recommendations. She also commented on the fact that Council has approved consumption lounges for smoking but is now being asked to ban sales of the same product elsewhere. She stated that she could not support the Item as is.

Mayor Pro Tempore Horvath commented that this item came from requests from the Community. She reported that the City received an F rating on sales to minors and access to tobacco products. She stated that the concern is based on public health.

Councilmember Heilman supports the Item and also stated that he is in support of making parks, outdoor patios of nightclubs, be smoke free. He feels the community is looking to Council for leadership, and we are lagging behind what other communities have passed. He stated that the Item does not need to go to the Business License Commission; and that other Cities and L.A. County have passed Ordinances that Staff can mirror and bring back to Council.

Mayor D'Amico stated that he agrees with Councilmember Heilman, and also suggested that the City engage with the West Hollywood Chamber of Commerce before the Item is brought back to Council.

Councilmember Heilman also spoke in support of a phase-out plan.

ACTIONS: 1) Direct staff to draft an amendment to the Municipal Code to prohibit the sale of flavored tobacco products and to prohibit the use of coupons and discounts in the sale of tobacco products as part of the West Hollywood Tobacco Retail License; and 2) Direct staff to present the draft ordinance to the Business License Commission before returning to the City Council for approval. **Motion by Mayor Pro Tempore Horvath, seconded by Mayor D'Amico and approved noting Councilmember Duran's NO Vote and Councilmember Meister's Abstention.**

6. LEGISLATIVE:

6.A. AMENDMENT TO THE WEST HOLLYWOOD MUNICIPAL CODE GOVERNING CONTRIBUTIONS TO MUNICIPAL ELECTION CAMPAIGNS FOR CITY COUNCIL OFFICES [M. JENKINS, L. LANGER, C. SCHROEDER, Y. QUARKER, M. CROWDER]:

SUBJECT: The City Council will consider an Ordinance amending the regulations governing contributions to Municipal Election campaigns for City Council offices and amending the West Hollywood Municipal Code.

ACTION: This Item was moved to the Consent Calendar.

PUBLIC COMMENT:

GEORGE T. BUJARSKI, WEST HOLLYWOOD, spoke regarding the regulation of dust at construction sites and the public health concerns surrounding this issue.

COUNCILMEMBER COMMENTS:

Councilmember Heilman asks City Manager Arevalo to follow up with Mr. Bujarski.

ADJOURNMENT: The City Council adjourned at 9:18 p.m. in memory of Amie Hardwick, Mary Griffith, Army Specialist Brandon Tyme Kimball (21), Army Sergeant 1st Class Javier J. Gutierrez (28), and Army Sergeant 1st Class Antonio Rey Rodriguez (28) to its next regular meeting, which will be on Monday, March 2, 2020 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 2nd day of March, 2020 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