

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, AUGUST 2, 2021  
REGULAR TELECONFERENCE MEETING**

**5:30 P.M. - CLOSED SESSION: See attached Closed Session Agenda**

**6:00 P.M. – CITY COUNCIL MEETING VIA TELECONFERENCE**

**CALL TO ORDER:** Mayor Horvath called the meeting to order at 6:20 p.m.

**PLEDGE OF ALLEGIANCE:** Jasmyne Cannick led the Pledge of Allegiance.

**ROLL CALL:**

**PRESENT:** Councilmember D’Amico, Councilmember Erickson, Councilmember Shyne, Mayor Pro Tempore Meister, and Mayor Horvath.

**ABSENT:** None.

**ALSO PRESENT:** City Manager Wilson, City Attorney Langer, City Clerk Crowder, and Administrative Specialist IV Poblador.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Langer reported that the Closed Session convened at 5:30 p.m. She noted that the City Council spoke regarding the one item on the agenda and took no reportable action. The Closed Session ended at 6:15 p.m.

**APPROVAL OF AGENDA:**

City Clerk Crowder stated that Staff is requesting that Item 4.A. be Tabled.

Councilmember D’Amico requested that Items 2.O. and 2.R. moved to Excluded Consent.

Mayor Pro Tempore Meister requested that Item 4.B. be moved to the Consent Calendar, as Item 2.U.

**Motion by Councilmember D’Amico, seconded by Mayor Pro Tempore Meister, to approve the August 2, 2021 Agenda as amended, and approved.**

**ADJOURNMENT MOTIONS:**

Councilmember Erickson requested that the City Council adjourn in memory of Gordan Michael Henshaw, Vicky Kennedy, and Stephanie King.

Councilmember Shyne requested that the City Council adjourn memory of Patsy Bryant, Billie Jean Thames Berry, and Shahram Kashani.

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Mayor Horvath requested that the City Council adjourn in memory of Darren Aiken.

**PRESENTATIONS:**

Mayor Horvath introduced the individuals that were critical in bringing justice for Gemmel Moore, Timothy Dean, and other survivors. The following individuals were recognized: LaTisha Nixon – Gemmel’s mother, Joyce Jackson – Timothy’s sister, Joann Campbell – Timothy’s sister, Dane – survivor, Arthur – survivor, Cody – survivor, Quilmes Rodriguez – LASD, Paul Cardella – LASD, John Mundell – LASD, Jasmyne Cannick – family & community advocate, Jerome Kitchen – family & community advocate, and Cory McLean – family & community advocate.

Mayor Horvath presented a Proclamation to Nancy Rincon of MV Transportation for delivering food to those in need during the COVID-19 crisis.

**1. PUBLIC COMMENT:**

JEFF KLEIN, WEST HOLLYWOOD, spoke in opposition to Item 2.G.

GENEVIEVE MORRILL, WEST HOLLYWOOD, spoke in opposition to Item 2.G.

NICK RIMEDIO, WEST HOLLYWOOD, spoke in opposition to Item 2.G.

ANDREW MAFFEI, WEST HOLLYWOOD, spoke in opposition to Item 2.G.

ROD GRUENDYKE, WEST HOLLYWOOD, spoke in opposition to Item 2.G.

ADAM DARVISH, WEST HOLLYWOOD, spoke regarding rideshare pickups, late night noise, and scooters on the sidewalk.

KEVIN BURTON, WEST HOLLYWOOD BICYCLE COALITION, spoke in support of Item 2.T.

MATT WISE, ON BEHALF OF THE FORMOSA CAFE WEST HOLLYWOOD, spoke regarding requiring vaccination cards or negative COVID-19 tests prior to entry to his restaurant.

DMITRY LIBERMAN, ON BEHALF OF THE HARLOWE BAR WEST HOLLYWOOD, spoke regarding requiring vaccination cards or negative COVID-19 tests prior to entry to his restaurant. He also mentioned the anti-vaccination protesters at the business.

JORDAN DAVID, WEST HOLLYWOOD, spoke regarding the budget and voiding the City’s contract with the Los Angeles County Sheriff’s Department.

BOBBY GREEN, ON BEHALF OF THE FORMOSA CAFÉ & HARLOWE WEST HOLLYWOOD, spoke regarding the need for the City Council’s assistance with the violence from anti-vaccination protestors assaulting customers.

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JESS STEEVER, ON BEHALF OF WEST HOLLYWOOD END HOMELESSNESS NOW, spoke regarding the unhoused members of the City and reimagining public safety.

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

Councilmember D'Amico thanked Mayor Horvath for the presentation recognizing Jasmyne Cannick, the families, and survivors and thanked them for inspiring him with their work. He addressed the anti-vaccination protests at local businesses and expressed his disappointment that they are being targeted. He spoke about the relationship between the City and the local hoteliers. Finally, he mentioned Item 4.A. and suggested community outreach in different parts of the City due to microclimates of OUTzones prior to the item returning to City Council.

Councilmember Erickson agreed with Councilmember D'Amico's comments regarding Item 4.A. He requested an update on the Eastside Town Hall and reminded the community about National Night Out. He thanked the businesses who are taking COVID precautions and spoke about the protests that he observed at The Harlowe and The Formosa Cafe. He thanked Marco Pelusi for providing makeovers to five Cedars Sinai nurses. He requested a report on the new Recreation Center at West Hollywood Park. Finally, he added an additional adjournment motion request for Glenn Klipp.

Councilmember Shyne spoke about Ed Buck's conviction. She reported her attendance at the Laurel House Subcommittee meeting, Events Subcommittee meeting, and the Conversation with Robin DiAngelo on racial justice. She congratulated Alex Mohajer on his election as the new President of the Stonewall Democratic Club. She also congratulated newly appointed City Clerk Melissa Crowder. She thanked Councilmember Erickson for co-sponsoring Item 2.R. She mentioned Item 2.T. and shared that she is looking forward to CicLAvia. She requested that staff provide transportation for our disabled community members that wish to participate in CicLAvia. She spoke regarding Item 4.B. and requested that it rotate one year Drag Queen and one year Drag King to ensure gender equity. She shared that Item 2.S. approves a Homelessness Town Hall and encouraged residents to attend. She urged residents to get vaccinated to help end this pandemic. She noted that she looks forward to discussing City vaccine mandate options when the City Attorney brings the item forward for Council consideration. Finally, she requested that the City Manager provide an update on planned National Night Out events in the City.

Mayor Pro Tempore Meister thanked Mayor Horvath for the presentation and recognition of the individuals who worked to ensure justice for Gemmel Moore, Timothy Dean, and other survivors. She reported that she attended the Wall Street Journals' Future of Cities webinar, the Laurel House Subcommittee meeting, the Racial Justice Conversation with Robin DiAngelo, and the Public Health Official's briefing on COVID. She commented on Item 2.G. stating that she supported the worker protection pieces of the ordinance, such as measures to protect workers from threatening conduct, housekeeping training, recall and retention; however, she found the items on overtime and the square footage model to be problematic. She also noted her concerns

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regarding the lack of a study on the potential impacts on the hotels, questions left unanswered about what compensation model the union hotels were currently using, and Council majority's dismissal of alternative models. She further commented that the union hotels are not subject to these provisions of the ordinance and affirmed her "no" vote on Item 2.G. She congratulated newly appointed City Clerk Melissa Crowder. She shared that Item 2.S. is an opportunity to update the public on what the City has been doing to address unhoused community members, what the City has accomplished, challenges facing the City, and the feasibility study. She encouraged the community to attend the Town Hall which will take place sometime in September. She agrees with Councilmember Shyne's recommendation regarding Item 4.B. and further requested that, regarding the selection committee, staff change "West Hollywood business owners" to "West Hollywood business owners, managers or their designee." She applauded the businesses who have implemented checking vaccination statuses prior to entry, and she believes it is a necessity for restaurants, bars and grocery stores. She stated that City employees should be required to get vaccinated, and she hoped to further discuss making the recommendations made by the City Councilmembers a requirement. Finally, she asked for an update on National Night Out including locations and times.

Mayor Horvath introduced LASD – West Hollywood Station Captain Ed Ramirez to respond to the public comments regarding anti-vaccination protesters and Sheriff's response to the protests. Captain Ramirez provided his report.

Mayor Horvath thanked the business leaders who are protecting patrons in West Hollywood by requiring proof of vaccination or a negative COVID test. She mentioned that the City Council is receiving correspondence related to a potential project at the former Hornburg site and shared that the project has not come before the City Council or the Planning Commission, but the correspondence will be saved for the record when the Item is agendized. She applauded staff for the training on Racial Justice with Robin DiAngelo. She also congratulated newly appointed City Clerk Melissa Crowder. She reported that she participated in the 5th Anniversary of Awakening Recovery. She further reported that she represented the City at the Clean Power Alliance Legislative and Regulatory Committee and the Sanitation District Financing Authority and Personnel Committee. She shared that she met with the Consul General of Armenia to work together on Items for future City Council consideration. She provided information on National Night Out. She recognizes nurses for their dedication during COVID-19 and thanked Marco Pelusi for providing makeovers to Cedars Sinai nurses. Finally, she shared information on the September 14<sup>th</sup> Gubernatorial Recall Election.

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

City Manager Wilson congratulated Melissa Crowder on her appointment to City Clerk. He noted that staff will explore community outreach on the Post-Pandemic Action items. He shared that the Eastside Town Hall is scheduled for August 17 at 6:30. He indicated that staff has been in contact with those groups that used the West Hollywood Park Auditorium in the past. He commented that the LA Marathon sponsors will be required to follow applicable health orders and that the City can revoke the special events permit



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if needed. He shared that staff has posted “Do not leave children or pets in car” at City parking lots and structures, Gelson’s, and is working with other private businesses to install them on those lots. He shared that City Hall is currently open by appointment only and appointments can be made at [www.weho.org/appointments](http://www.weho.org/appointments). He spoke about mobile vaccine sites and the vaccination percentages for City staff.

City Attorney Langer reported on her findings regarding the legality of vaccine mandates. The City Council agreed to have the City Attorney return to the Council with an Item that provides actionable items for them to consider.

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

City Clerk Crowder stated that the fiscal impact on the Consent Calendar with the addition of Item 4.B. and removal of Items 2.O. and 2.R. is \$152,500 in expenditures, \$0 in potential revenues, (\$0) in waived fees.

## **2. CONSENT CALENDAR:**

**2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,M.,N.,P.,Q.,S.,T.,U. Motion by Councilmember Erickson, seconded by Councilmember D’Amico, and approved noting the “no” vote of Mayor Pro Tempore Meister on Item 2.G.**

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

*SUBJECT: The agenda for the meeting of Monday, August 2, 2021 was posted at City Hall, Plummer Park, the Sheriff’s Station, and at the West Hollywood Library on Wednesday, July 28, 2021.*

**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 July 19, 2021 and July 21, 2021. **Approved as part of the Consent Calendar.**

### **2.C. APPROVAL OF DEMAND REGISTER NO. 891 [L. QUIJANO, C. CORRALES]:**

*SUBJECT: The City Council shall receive the Demand Register for period ending July 23, 2021 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.*

**ACTION:** Approve Demand Register NO. 891 and adopt Resolution No. 21-5431, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 891.” **Approved as part of the Consent Calendar.**

### **2.D. CLAIMS ADMINISTRATION [Y. QUARKER, M. CROWDER]:** *SUBJECT: The City Council is asked to deny one (1) claim filed against the City as an administrative step in claims processing.*

**ACTION:** Deny the claim of Mia Dela Cruz. **Approved as part of the Consent Calendar.**

- 2.E. ADOPT ORDINANCE NO. 21-1157 (2ND READING) “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A DEVELOPMENT AGREEMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 9157 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” [M. CROWDER, A. POBLADOR]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 21-1157, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A DEVELOPMENT AGREEMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 9157 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.”*

**ACTION:** Waive further reading and adopt Ordinance 21-1157, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A DEVELOPMENT AGREEMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 9157 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” **Approved as part of the Consent Calendar.**

- 2.F. ADOPT ORDINANCE NO. 21-1158 (2ND READING) “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONING MAP AMENDMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 9157 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” [M. CROWDER, A. POBLADOR]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 21-1158, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONING MAP AMENDMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 9157 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.”*

**ACTION:** Waive further reading and adopt Ordinance 21-1158, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONING MAP AMENDMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 9157 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” **Approved as part of the Consent Calendar.**

- 2.G. ADOPT ORDINANCE NO. 21-1159 (2ND READING) “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ADDING CHAPTER 5.128 TO THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING HOTEL WORKER PROTECTION” [M. CROWDER, A. POBLADOR]:**

**SUBJECT:** *The City Council will waive further reading and adopt Ordinance No. 21-1159, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ADDING CHAPTER 5.128 TO THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING HOTEL WORKER PROTECTION."*

**ACTION:** Waive further reading and adopt Ordinance 21-1159, "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ADDING CHAPTER 5.128 TO THE WEST HOLLYWOOD MUNICIPAL CODE REGARDING HOTEL WORKER PROTECTION." **Approved as part of the Consent Calendar noting the "no" vote of Mayor Pro Tempore Meister.**

**2.H. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [M. CROWDER, A. POBLADOR]:**

**SUBJECT:** *The City Council will receive Synopses from the Public Safety Commission, Rent Stabilization Commission, and Transportation Commission regarding actions taken at their recent meeting.*

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

**2.I. RESCHEDULE MINIMUM/LIVING WAGE STUDY SESSION [D. WILSON, J. LEONARD, M. CROWDER]:**

**SUBJECT:** *The City Council will consider rescheduling the Monday, August 30th Study Session regarding the minimum and living wages to Tuesday, August 31st.*

**ACTION:** Reschedule the Monday, August 30th Study Session to Tuesday, August 31st at 5:30 p.m. via Teleconference. **Approved as part of the Consent Calendar.**

**2.J. APPROVAL OF 2022 ONE CITY ONE PRIDE LGBTQ ARTS FESTIVAL GRANT GUIDELINES [L. BELSANTI, R. EHEMANN, M. CHE]:**

**SUBJECT:** *The City Council will consider approving the City of West Hollywood's 2022 One City One Pride LGBTQ Arts Festival Grant Guidelines as recommended by the Arts and Cultural Affairs Commission.*

**ACTION:** Approve the City of West Hollywood's 2022 One City One Pride LGBTQ Arts Festival Grant Guidelines as recommended by the Arts and Cultural Affairs Commission. **Approved as part of the Consent Calendar.**

**2.K. AMENDMENT #1 TO AGREEMENT FOR SERVICES WITH PREMIER PARTNERSHIPS FOR DIGITAL BILLBOARD VALUATIONS FOR THE SUNSET ARTS & ADVERTISEMENT PROGRAM [J. KEHO, R. EASON, B. ECK]:**

**SUBJECT:** *The City Council will consider amending the agreement for services with Premier Partnership for Digital Billboard Evaluations for the Sunset Arts and Advertisement Program to amend the scope of work and increase the not-to-exceed amount of the agreement.*

**ACTION:** 1) Approve amendment No. 1 to the agreement for services with Premier Partnerships to increase the amount of the agreement by \$42,500 for a total “not-to-exceed” amount of \$342,000; and 2) Authorize the City Manager or designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

**2.L. AMENDMENT #4 TO AGREEMENT FOR SERVICES WITH CHATTEL, INC. FOR HISTORIC PRESERVATION CONSULTANT SERVICES [J. KEHO, J. ALKIRE, D. VU]:**

*SUBJECT: The City Council will consider amending the agreement for services with Chattel, Inc. for Historic Preservation consultation and training to extend the agreement termination date and increase the not-to-exceed amount of the agreement.*

**ACTION:** 1) Approve amendment No. 4 to the agreement for services with Chattel, Inc. to increase the amount of the agreement by \$75,000 for a total “not-to-exceed” amount of \$250,000, with a contract end date of June 30, 2022; and 2) Authorize the City Manager or designee to execute documents incident to the agreement. **Approved as part of the Consent Calendar.**

**2.M. GRANT APPLICATION AND EXPENDITURE PLAN FOR THE JUSTICE ASSISTANCE GRANT (JAG) 2021 [K. COOK]:**

*SUBJECT: The City Council will consider authorizing Public Safety staff to apply for and then accept, if applicable, the US Department of Justice’s Bureau of Justice Assistance’s annual allocation for the Justice Assistance Grant (JAG) 2021 Program.*

**ACTION:** 1) Authorize staff to apply for and accept, if applicable, the US Department of Justice’s Bureau of Justice Assistance’s annual allocation to the City of West Hollywood of \$21,266 for the Justice Assistance Grant (JAG) 2021 Program; 2) Upon award of the grant, authorize the Director of Finance and Technology Services to increase revenues and expenditures by an equal amount, which will be determined upon successful award of the grant and is projected to be \$21,266; 3) Authorize the expenditure of JAG funds for the continuation of the Park Security Patrol Program; and 4) Authorize the City Manager, or designee, to execute documents incident to the grant. **Approved as part of the Consent Calendar.**

**2.N. 2021 AND 2022 LOS ANGELES MARATHON STREET CLOSURES [K. COOK, C. SMITH, M. REATH, J. HEREDIA]:**

*SUBJECT: The City Council will consider approving street closures on portions of Sunset Boulevard, North San Vicente Boulevard, Santa Monica Boulevard and North Doheny Drive to accommodate the Los Angeles Marathon for its events on November 7, 2021, and March 20, 2022.*

**ACTION:** 1) Approve the closure of Sunset Boulevard between Marmont Lane and Clark Street/North San Vicente Boulevard on Sunday, November 7, 2021, from 4:00 a.m. to 2:00 p.m.; 2) Approve the closure of North San Vicente Boulevard between Sunset Boulevard and Melrose

Avenue on Sunday, November 7, 2021, from 4:00 a.m. to 2:00 p.m.; 3) Approve the closure of Santa Monica Boulevard between La Cienega Boulevard and North Doheny Drive on Sunday, November 7, 2021, from 4:00 a.m. to 2:00 p.m.; 4) Approve the closure of North Doheny Drive between Santa Monica Boulevard and Beverly Boulevard on Sunday, November 7, 2021, from 4:00 a.m. to 2:00 p.m.; 5) Approve March 20, 2022, street closure requests that are the same in scope and duration as the above mentioned 2021 street closure requests; and 6) Authorize the City Manager or his designee to negotiate with event producers regarding additional route, programming, or sponsorship requests. **Approved as part of the Consent Calendar.**

**2.O. FUNDING FOR PROGRAMMING FOR BIVISIBILITY WEEK 2021 [J. LEONARD, H. MOLINA, M. CROWDER]:**

*SUBJECT: The City Council will consider a set of recommendations from the Lesbian and Gay Advisory Board (LGAB), which include appropriating funds to pay for specific programming for BiVisibility Week, September 16-23, 2021.*

**ACTION: This Item was moved to Excluded Consent.**

**2.P. RESOLUTION AMENDING THE SCHEDULES FOR THE INCLUSIONARY HOUSING PROGRAM FOR 2021-2022 [C. SCHROEDER, J. HOLUB, A. BORGE]:**

*SUBJECT: The City Council will consider adopting a resolution amending the schedules for the Inclusionary Housing Program setting 2021-22 rent limits, income requirements, and sale prices.*

**ACTION: Adopt Resolution No. 21-5432 "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.Q. APPOINTMENT OF CITY CLERK [D. WILSON]:**

*SUBJECT: The City Council will appoint Melissa Crowder as City Clerk.*

**ACTION: Adopt Resolution 21-5433: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPOINTING MELISSA CROWDER AS CITY CLERK." Approved as part of the Consent Calendar.**

**2.R. CONSIDERATION FOR ESTABLISHING AN OFF-LEASH DOG PARK AT KINGS ROAD PARK [J. ERICKSON, S. SHYNE, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to conduct an analysis of establishing an off-leash dog park at Kings Road Park. As part of this analysis, staff will develop a conceptual site plan study and perform community outreach for the project. Staff will return to City Council with the results for further consideration.*

**ACTION: This Item was moved to Excluded Consent.**



**2.S. WEST HOLLYWOOD HOMELESS INITIATIVE UPDATE TOWN HALL [L. MEISTER, S. SHYNE, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to organize a West Hollywood Homeless Initiative Update Town Hall to provide a community update on the City's service delivery and plans and to give members of the public an opportunity to learn more about the City's programming and services, ask questions, and provide feedback.*

**ACTION:** 1) Direct staff to organize a town hall to provide a community update on the City's Homeless Initiative and to give members of the public an opportunity to learn more about the City's programming and services, ask questions, and provide feedback; 2) Authorize the use of the City name and logo on invitations, programs, and other materials; and 3) Direct the Communications Department to utilize all appropriate communication tools to promote the event including, but not limited to, the City's website, a press release, and social media tools. **Approved as part of the Consent Calendar.**

**2.T. CO-HOST A CICLAVIA OPEN STREETS EVENT IN WEST HOLLYWOOD [J. ERICKSON, L. HORVATH, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider co-hosting a future CicLAvia open streets event in West Hollywood and directing staff to pursue grant funding for the event through Metro's Open Streets Program.*

**ACTION:** 1) Direct staff to work with organizers of CicLAvia to develop plans to co-host a future event with the cities of Los Angeles and Beverly Hills; and 2) Direct staff to apply for open streets funding through Metro to fund a potential event. **Approved as part of the Consent Calendar.**

**2.U. (4.B.) CREATION OF A DRAG LAUREATE PROGRAM [D. WILSON, J. JIMENEZ, P. KESPRADIT, T. WORDEN]:**

*SUBJECT: The City Council will consider the creation of a Drag Laureate program, its scope, guidelines, and selection process.*

**ACTION:** Approve the creation of a Drag Laureate Program, including its scope, guidelines, and selection process. **Approved as part of the Consent Calendar.**

*\*\*The City Council took a recess at 8:13 p.m. and returned at 8:25 p.m.\*\**

**3. PUBLIC HEARINGS:**

**3.A. ZONE TEXT AMENDMENT - URBAN ART PROGRAM GUIDELINES TO INCLUDE ALL AFFORDABLE HOUSING & CAPITAL IMPROVEMENT PROJECTS [J. KEHO, R. EASON, B. ECK, R. EHEMANN]:**

*SUBJECT: The City Council will hold a public hearing to consider recommending to the City Council an amendment to the Zoning*



*Ordinance, to amend the section governing project exemptions from the Urban Art Program Guidelines to include all affordable housing projects and City-led capital improvement projects.*

City Clerk Crowder reported that the Public Hearing was noticed as required by law.

Mayor Horvath opened the public hearing, and no speakers came forward.

Arts Manager Rebecca Ehemann provided background information as outlined in the staff report dated August 2, 2021.

Councilmember Shyne asked that staff describe how these proposed changes would affect the development review process.

Councilmember D'Amico made a motion to approve staff's recommendation and Councilmember Erickson seconded the motion.

Mayor Horvath inquired about how this proposed Zoning amendment would affect developing affordable housing projects and the length of the process. Arts Manager Ehemann responded to this inquiry.

Mayor Pro Tempore Meister was concerned about the burden that this places on affordable housing projects and addressed the desire for more green space. She noted that she would like to put this on hold while the City Council discusses priorities for development projects and affordable housing projects. Councilmember Shyne agreed with Mayor Pro Tempore Meister.

Mayor Horvath recommended moving forward with applying public art to public property; however, she expressed concern with delays in development projects.

After further discussion, Mayor Horvath recommended that language be included in the proposed ordinance that states that the inclusion of art in development projects should not be cost prohibitive or delay construction of affordable housing. City Attorney Langer indicated that this language can be included in the Findings portion of the ordinance, specifically to Section 1. This recommendation was accepted as a friendly amendment to the motion.

Mayor Horvath closed the public hearing.

**ACTION:** 1) Introduce the following Ordinance on first reading:  
ORDINANCE 21-1160: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING AMENDMENTS TO THE ZONING ORDINANCE TO REMOVE EXEMPTIONS FROM THE

CITY'S URBAN ART PROGRAM GUIDELINES TO INCLUDE ALL AFFORDABLE HOUSING PROJECTS AND CITY-LED CAPITAL IMPROVEMENT PROJECTS, IN WEST HOLLYWOOD, CALIFORNIA; and 2) Amend the Findings in Section 1 of the Ordinance to state that the inclusion of art shall not be cost-prohibitive or delay production of affordable housing. **Motion by Councilmember D'Amico, seconded by Councilmember Erickson, and approved.**

**3.B. AN ORDINANCE APPROVING AN INTERNALLY LIT STATIC BILLBOARD AT 8752 SUNSET BOULEVARD [J. KEHO, J. ALKIRE, B. ECK, J. DAVIS]:**

*SUBJECT: The City Council will consider a request to convert an existing, two-sided static, on-site advertising sign located at 8752 Sunset Boulevard to a new, two-sided billboard for off-site advertising. The City Council will hold a public hearing regarding the approval of a Sign Permit (BB20-0006), Zoning Map Amendment (ZMA20-0004), and Development Agreement (DA20-0006) for the new billboard.*

City Clerk Crowder reported that this Public Hearing was noticed as required by law.

Mayor Horvath opened the public hearing, and one speaker came forward.

GENEVIEVE MORRILL, WEST HOLLYWOOD, spoke in support of the item.

Senior Planner Bryan Eck provided background information as outlined in the staff report dated August 2, 2021.

Mayor Pro Tempore Meister made a motion to approve staff's recommendation, and the motion was seconded by Councilmember Erickson. Mayor Pro Tempore Meister also disclosed that she spoke with the applicant.

Councilmember Shyne disclosed that she met with the applicant and their representative.

Mayor Horvath recommended expediting the in-road lights to enhance pedestrian visibility in front of Eveleigh concurrently with the installation of this billboard. This recommendation was accepted as a friendly amendment to the motion.

Mayor Horvath closed the public hearing.

**ACTION:** 1) Introduce on first reading Ordinance No. 21-1161 "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A DEVELOPMENT AGREEMENT IN

CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 8752 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA;”  
2) Introduce on first reading Ordinance No. 21-1162 “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONING MAP AMENDMENT IN CONJUNCTION WITH THE NEW OFF-SITE ADVERTISING BILLBOARD AT 8752 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” Staff recommends that the West Hollywood City Council consider all pertinent testimony and approve the applications requested by adopting the following: 3) Resolution No. 21-5434 “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A SIGN PERMIT IN CONJUNCTION THE NEW OFF-SITE ADVERTISING BILLBOARD 8752 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA.” **Motion by Mayor Pro Tempore Meister, seconded by Councilmember Erickson, and approved.**

**4. UNFINISHED BUSINESS:**

**4.A. POST-PANDEMIC ACTION ITEMS [J. KEHO, J. ALKIRE, R. EASON, J. ROCCO, H. DEMITRI, T. WORDEN, R. ABRAMSON]:**

*SUBJECT: On July 21, 2021 this information was provided to the City Council on the Consent Calendar with the recommendation to receive the report and continue the matter to August 2, 2021 for Council discussion and direction regarding next steps for land use during the post-pandemic transition.*

**ACTION: This Item was Tabled.**

**4.B. CREATION OF A DRAG LAUREATE PROGRAM [D. WILSON, J. JIMENEZ, P. KESPRADIT, T. WORDEN]:**

*SUBJECT: The City Council will consider the creation of a Drag Laureate program, its scope, guidelines, and selection process.*

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

**5. NEW BUSINESS:**

**5.A. FOUNTAIN AVENUE TRAFFIC SAFETY IMPROVEMENTS [J. ROCCO, H. DEMITRI, R. GARLAND]:**

*SUBJECT: The City Council will consider directing staff to implement additional traffic safety improvement measures on Fountain Avenue.*

City Engineer Hany Demitri and Principal Traffic Engineer Richard Garland provide background information as outlined in the staff report dated August 2, 2021.

KEVIN BURTON, WEST HOLLYWOOD, spoke in support of the item and added recommendations to protect bicyclists.

Councilmember Erickson asked for clarification on left turn lanes and signals. Principal Traffic Engineer Garland responded.

Councilmember Shyne highlighted specific problem areas along Fountain Avenue including narrow sidewalks, the unnoticed decrease of lanes from one to two, and unsafe speed. City Engineer Demitri responded.

**ACTION:** Implement the following traffic and pedestrian safety improvement measures on Fountain Avenue: radar speed feedback signs, pavement striping, advisory speed enforcement signs, increased enforcement, a median island at the Fountain Avenue/Curson Avenue intersection, leading pedestrian intervals on the traffic signals, and left turn pockets on Gardner Street at Fountain Avenue. **Motion by Mayor Horvath, seconded by Councilmember D'Amico, and approved.**

**5.B. REVISION TO CANNABIS SENSITIVE USE BUFFER [D. WILSON, L. LANGER, J. LEONARD, J. ROCCO, D. RIVAS, Y. BENITEZ, J. KEHO, D. PURIFICACION]:**

*SUBJECT: The City Council will consider affirming City staff's interpretation of the location of the day care sensitive use (tiny tots program) located at West Hollywood Park, consider approving staff's recommended procedure for future changes to cannabis sensitive uses, and consider approving staff's recommended policy related to conditional sensitive use determinations.*

Community & Legislative Affairs Manager John Leonard provided background information as outlined in the staff report dated August 2, 2021.

ALEX KARDOS, FANTOM FLOWER WEST HOLLYWOOD, spoke in support of the Item.

CHARLIE KIRCHEIMER, FANTOM FLOWER WEST HOLLYWOOD, spoke in support of the Item.

OREN BITAN, WHERE EAGLES FLY, spoke in support of the Item.

SARAH ARMSTRONG, AMERICANS SAFE ACCESS, spoke in support of the Item.

SHERRI FRANKLIN, WEST HOLLYWOOD, spoke in support of the Item.

EFFIE COGAN, WHERE EAGLES FLY, spoke regarding the map.

DAVID BURNS, WEST HOLLYWOOD, spoke in support of the Item.

RON BALDWIN, LOS ANGELES, spoke in support of the Item.

BAMBY SALCEDO, LOS ANGELES, spoke in support of the Item.

GENEVIEVE MORRILL, CHAMBER OF COMMERCE, spoke in support of the Item.

YLSA TELLEZ, ASH SOCIETY, spoke in support of the Item.

CHARLIE JASPER, WEST HOLLYWOOD, spoke in opposition to the revised map.

JAKE STEVENS, WEST HOLLYWOOD, spoke in opposition to the Item.

VERED NISIM, VALKYRIE LLC, spoke in support of the Item, specifically Recommendation #3.

JACKIE SUBECK, WEST HOLLYWOOD, spoke in support of the Item.

Councilmember Shyne made a motion to approved staff's recommendations, and it was seconded by Councilmember Erickson.

Mayor Pro Tempore Meister inquired about other map changes made by staff. She mentioned that the park design, which included changes to the tiny tot location, was approved in 2015. She questioned why West Hollywood Park was now being looked at as three parcels, rather than one property. She expressed concern regarding consistency in the cannabis business approvals. She expressed concern that it took so much time for this to come to Council and stated that had Council known that the Rainbow District was not within the sensitive use buffer zone, there would likely have been more discussion at the time. She expressed concern that the changes would impact rents in the Rainbow District and could affect legacy LGBT businesses. She proposed a change to the map that would move the northern boundary of sensitive use to south of the West Hollywood Park Dog Park so that less of the Rainbow District would be affected. She asked that, for future BLC cannabis hearings, a map noting the business location and the 600-foot radius drawn around it be included in BLC staff reports. Community & Legislative Affairs Manager Leonard responded to her inquiries and comments.

Councilmember D'Amico notes his support of Recommendation #3 and further stated that any amendments to the map should be included as a Consent Calendar item on the Business License Commission agenda. He made a friendly amendment to the motion on the floor that would approve a study on the appropriate number of cannabis businesses in the Entertainment District.

Mayor Horvath commented that she agrees with Councilmember D'Amico. She stated the need for clarity on the City's approval process. She reiterated that the City Council did not approve the map as part of the City's Cannabis ordinance. She noted her support for Recommendation #3. She also noted the need to maintain compliance with State law and using staff recommendation.

**ACTION:** 1) Affirm staff's interpretation of the location of the day care sensitive use located at West Hollywood Park (tiny tots program), specifically, that it exists only on the southerly parcel of the park and that the entire park does not need to be deemed a sensitive use on the city's cannabis sensitive use buffer map; 2) Approve staff's proposed procedures for future changes to cannabis sensitive uses, which will provide more transparency and have revisions to the map presented to the Business License Commission; 3) Approve staff's recommended policy related to conditional sensitive use determinations for sensitive uses that are planned to be removed; and 4) Direct staff to conduct a study and report back to Council on the appropriate number of cannabis businesses on Santa Monica Blvd from Hancock to Doheny and on Melrose from Huntley to Doheny. **Motion by Councilmember Shyne, seconded by Councilmember Erickson, and approved.**

#### **EXCLUDED CONSENT CALENDAR:**

##### **2.O. FUNDING FOR PROGRAMMING FOR BIVISIBILITY WEEK 2021 [J. LEONARD, H. MOLINA, M. CROWDER]:**

*SUBJECT: The City Council will consider a set of recommendations from the Lesbian and Gay Advisory Board (LGAB), which include appropriating funds to pay for specific programming for BiVisibility Week, September 16-23, 2021.*

JACKIE STEELE, WEST HOLLYWOOD, spoke regarding her work on the LGAB Bi-Visibility Subcommittee and support of the Item.

ZEKIAH N. WRIGHT, ESQ., WEST HOLLYWOOD, spoke in support of the event and thanked the Councilmembers Shyne and Erickson for the additional funds for the event.

Councilmember D'Amico provided his reasons for pulling the Item from the Consent Calendar. Specifically, he inquired why the Item went to the Events Subcommittee and why additional funding is recommended. Mayor Pro Tempore Meister commented that she has the same questions.

Councilmember Erickson provided background on this event and shared his experience with this event during his time as a Lesbian and Gay Advisory Boardmember.



**ACTION:** 1) Proclaim September 16 through September 23 as BiVisibility Week in the City of West Hollywood; 2) Authorize the Director of Finance and Technology Services to allocate \$5,000 from Fiscal Year 2021-22 budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with programming related to BiVisibility Week, September 16-23; 3) Direct staff to take additional actions to recognize BiVisibility Week, including but not limited to, illuminating City Hall with the colors associated with the Bisexual flag colors; programming the lanterns on Santa Monica Boulevard with the colors of the Bisexual flag; flying the Bisexual flag at public facilities as space permits, etc.; 4) Direct the Communications Department to utilize all appropriate communication tools to promote the activities associated with BiVisibility Week including, but not limited to, the City's website, a press release, and social media tools; and 5) Direct staff to assist LGAB and its BiVisibility Subcommittee with the livestream of the panel and community discussions. **Motion by Councilmember D'Amico, seconded by Councilmember Shyne, and approved.**

**2.R. CONSIDERATION FOR ESTABLISHING AN OFF-LEASH DOG PARK AT KINGS ROAD PARK [J. ERICKSON, S. SHYNE, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to conduct an analysis of establishing an off-leash dog park at Kings Road Park. As part of this analysis, staff will develop a conceptual site plan study and perform community outreach for the project. Staff will return to City Council with the results for further consideration.*

Councilmember D'Amico provided his reasons for pulling this Item from the Consent Calendar. He expressed concern with the noise from the proposed dog park since the park is in a residential neighborhood and noted that he cannot support this Item.

Mayor Pro Tempore Meister concurred with Councilmember D'Amico's comments. She shared that once the updates are completed at Hart Park that it will be a premiere dog park. She also mentioned the pilot dog park at Plummer Park.

Mayor Horvath noted that she has not seen correspondence from the public to create a dog park at King Road Park. She indicated that it could cause more traffic and safety concerns especially with the child's play area. She would like to table consideration pending further input from the community.

Councilmember Erickson recommended directing the Public Facilities Commission to hold a listening session to hear public input on a proposed dog park at Kings Road Park.

**ACTION:** Direct the Public Facilities Commission to hold a listening session to hear public input on a proposed dog park at Kings Road Park.  
**Motion by Councilmember Erickson, seconded by Councilmember Shyne, and approved.**

**6. LEGISLATIVE:**

- 6.A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING THE REQUIREMENTS FOR MASSAGE PARLORS AND MASSAGE TECHNICIANS AND RENAMING CHAPTER 5.72 (MASSAGE PARLORS AND TECHNICIANS) IN TITLE 5 (BUSINESS LICENSES, REGULATIONS, AND PERMITS) OF THE WEST HOLLYWOOD MUNICIPAL CODE TO MASSAGE ESTABLISHMENTS AND TECHNICIANS; ADDING RIGHT OF ENTRY REQUIREMENTS TO CHAPTER 5.04 (BUSINESS LICENSES - GENERALLY); AND REMOVING RIGHT OF ENTRY LANGUAGE FROM SECTION 5.08.210. [J. ROCCO, D. RIVAS, D. MICK]:**

*SUBJECT: The City Council will consider amendments to Title 5 (Business Licenses) of the West Hollywood Municipal Code concerning requirements for Massage Parlors and Technicians and adding right of entry language to West Hollywood Municipal Code Chapter 5.04 (Business Licenses – Generally).*

Councilmember Erickson recommended that everything in the proposed ordinance except for Section 5.04.140 “Right of Entry” be Tabled.

Code Compliance Supervisor Daniel Mick shared the challenges that Code Enforcement Officers experience since the municipal code doesn’t currently address Right of Entry.

Code Compliance Manager Danny Rivas read the new title of the ordinance into the record.

“AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING RIGHT OF ENTRY REQUIREMENTS TO CHAPTER 5.04 (BUSINESS LICENSES - GENERALLY); AND REMOVING RIGHT OF ENTRY LANGUAGE FROM SECTION 5.08.210.”

City Attorney Langer clarified the amended ordinance language for the record.

**ACTION:** Introduce on First Reading ORDINANCE NO. 21-1163, “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD ADDING RIGHT OF ENTRY REQUIREMENTS TO CHAPTER 5.04 (BUSINESS LICENSES - GENERALLY); AND REMOVING RIGHT OF ENTRY LANGUAGE FROM SECTION 5.08.210.” **Motion by Councilmember**

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**Erickson, seconded by Councilmember Shyne, and approved noting the “no” vote of Councilmember D’Amico.**

**PUBLIC COMMENT:**

MICHAEL WOJTKIELEWICZ, WEST HOLLYWOOD, spoke regarding various issues in the City.

ENOCH MILLER, WEST HOLLYWOOD, spoke regarding social services and public safety.

REINA, WEST HOLLYWOOD, spoke regarding homelessness, public safety, and the rising COVID numbers.

DANIEL REIF, LOS ANGELES, spoke regarding the End Homelessness Now campaign and would like to include housing, social services, health care, and public safety.

WEST SEEGMILLER, WEST HOLLYWOOD, spoke regarding holistic community care.

**COUNCILMEMBER COMMENTS:** None.

**ADJOURNMENT:** The City Council adjourned at 11:57 p.m. in memory of Gordan Michael Henshaw, Vicky Kennedy, Stephanie King, Patsy Bryant, Billie Jean Thames Berry, Shahram Kashani, Darren Aiken, and Glenn Klipp to its next regular meeting, which will be on Monday, August 16, 2021 at 6:00 P.M. via teleconference.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 16<sup>th</sup> day of August, 2021 by the following vote:

AYES:	Councilmember:	D’Amico, Erickson, Shyne, Mayor Pro Tempore Meister, and Mayor Horvath.
NOES:	Councilmember:	None.
ABSENT:	Councilmember:	None.
ABSTAIN:	Councilmember:	None.

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 LINDSEY P. HORVATH, MAYOR

ATTEST:

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 MELISSA CROWDER, CITY CLERK