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Land Acknowledgement:

“The West Hollywood City Council acknowledges that the land on which we gather and that is currently known as the City of West Hollywood is the occupied, unceded, seized territory of the Gabrieleño Tongva and Gabrieleño Kizh peoples.”

AB 361 has authorized public meetings to take place via teleconference because State and Local officials are recommending measures to promote social distancing. The City Councilmembers, City staff, and members of the public will participate in Council Chambers located at 625 N. San Vicente Boulevard, West Hollywood, California 90069 and/or via teleconference using the Zoom platform. The meeting may also be viewed on various platforms. Please visit www.weho.org/wehotv for all the viewing options.

TO PARTICIPATE BY PROVIDING WRITTEN CORRESPONDENCE OR AN E-COMMENT:

Members of the public who wish to comment on matters before the City Council are strongly encouraged to submit written correspondence to publiccomment@weho.org or submit an E-Comment by visiting www.weho.org/wehotv no later than 2:00 p.m. on Council meeting day. *Note: Written Correspondence and E-Comments will not be read into the record during the City Council meeting; however, correspondence received by 2:00 p.m. will be forwarded to the City Council and posted on the City's website as part of the official meeting record. Your comments and information will become part of the official public record. If you do not want your personal information included in the official record, please do not include your address and/or phone number.*

TO PARTICIPATE BY PROVIDING PUBLIC COMMENT BY TELEPHONE:

(Please note: This option is to provide public comment via phone ONLY. To view the meeting, please see information on how to view the meeting provided above.)

1. You are strongly encouraged to e-mail the City Clerk at publiccomment@weho.org no later than 2:00 p.m. on the City Council meeting day, to be added to the Zoom Public Speaker List for the meeting. Please include your name, the phone number from which you will be calling, and which item you would like to speak on.

2. Dial-in 10 minutes prior to the start of the meeting (***the meeting begins at 6:00 p.m.***)

- Dial-in #: 669-900-6833
- Meeting I.D.: 856 3330 7048, then #

To comply with the Americans with Disabilities Act of 1990, Assistive Listening Devices (ALD) will be available for check out at the meeting. If special assistance to participate in this meeting is required, (e.g., an American Sign Language interpreter for people who are Deaf or hard of hearing), you must call or submit your request in writing to the Office of the City Clerk at (323) 848-6800 at least 48 hours prior to the meeting. The City TTY line is (323) 848-6496.

Special meeting related accommodations (e.g., transportation) may be provided upon written request to the Office of the City Clerk at least 48 hours prior to the meeting. For information on public transportation, call 323-GO-METRO (323/466-3876) or go to www.metro.net.

If you would like additional information on any item appearing on this agenda, please contact the Office of the City Clerk at (323) 848-6800.

Note: Any agenda item(s) not initiated by 11:00 p.m. may be continued to a subsequent City Council meeting. The City Council may direct staff to continue the item(s) to an already scheduled City Council meeting or may adjourn this meeting to an adjourned regular meeting to consider the item(s).

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
AGENDA
MONDAY, DECEMBER 5, 2022
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD
6:00 P.M. – REGULAR MEETING**

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

APPROVAL OF AGENDA:

ADJOURNMENT MOTIONS:

PRESENTATIONS:

1. PUBLIC COMMENT: The City Council values your comments; however, pursuant to the Brown Act, Council cannot take action on items not listed on the posted agenda. The public comment period is limited to 20 minutes, with 2 minutes allotted for each speaker. This public comment period is to address the City Council on Consent Calendar items, other agenda items (if the member of the public cannot be present at the time the item is considered) or items of general interest within the jurisdiction of the City Council. Another period is also reserved for general comment later in the meeting for those that could not be heard at this time. Public Hearing testimony will only be taken at the time of the hearing.

1.A. PUBLIC COMMENTS ON CONSENT CALENDAR ITEMS WHICH HAVE NOT BEEN REMOVED FROM THE CONSENT CALENDAR:

1.B. PUBLIC COMMENTS, GENERAL INTEREST:

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS: This portion of the meeting is set aside for general comments, announcements, requests of staff, subcommittee meeting reports, and/or other issues of concern from members of the City Council.

CITY MANAGER’S REPORT: This time is set aside for the City Manager to update the Council on important items initiated by staff or previously requested by the City Council.

FISCAL IMPACT ON CONSENT CALENDAR:

2. CONSENT CALENDAR: The following routine matters can be acted upon by one motion. Individual items may be removed by the Council for separate discussion. Items removed for separate discussion will be heard following New Business Items. The title is deemed to be read and further reading waived of any ordinance listed on the consent calendar for introduction or adoption.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, December 5, 2022 was posted at City Hall, Plummer Park, the Sheriff’s Station, and at the West Hollywood Library on Wednesday, November 30, 2022.
RECOMMENDATION: Receive and file.

2.B. APPROVAL OF MINUTES:

SUBJECT: The City Council is requested to approve the minutes of the prior Council meeting.
RECOMMENDATION: Approve the minutes of November 7, 2022.

2.C. APPROVAL OF DEMAND REGISTER NO. 918 [L. QUIJANO, C. CORRALES, S. STEPHENS]:

SUBJECT: The City Council shall receive the Demand Register for period ending November 25, 2022 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.
RECOMMENDATION: Approve Demand Register NO. 918 and adopt Resolution No. 22-5572, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 918.”

2.D. AB 361 - ALLOW FOR THE CONTINUED USE OF VIRTUAL TELECONFERENCE MEETINGS FOR SOME CITY BROWN ACT MEETINGS [M. CROWDER, L. MORALES, A. POBLADOR, L. LANGER]:

SUBJECT: The City Council will authorize the continued use of virtual teleconference meetings for some of the City’s Brown Act meetings as required under AB 361.
RECOMMENDATION: Allow for the continued use of virtual teleconference meetings for some of the City’s Brown Act meetings (including the Disabilities Advisory Board, Russian-Speaking Advisory Board, and the Senior Advisory Board as well as some subcommittee meetings) under AB 361 by finding that a statewide state of emergency continues to exist, and local and state health officials continue to

recommend measures to prevent the spread of COVID-19, including distancing, ventilation, and others depending on the space and activity.

2.E. ADOPT ORDINANCE NO. 22-1196 (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 8901 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA” [M. CROWDER, L. MORALES]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 22-1196 approving a development agreement with MM 2021 Trust in conjunction with the new off-site advertising billboard at 8901 Sunset Boulevard in accordance with Section 3.A.1 of the Sunset Boulevard Off-Site Signage Policy and determine under CEQA that the project has been evaluated for environmental impacts in the Sunset Strip Off-Site Signage Policy Negative Declaration.

RECOMMENDATION: Waive further reading and adopt Ordinance 22-1196, “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 8901 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA”.

2.F. ADOPT ORDINANCE NO. 22-1197 (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 8901 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA” [M. CROWDER, L. MORALES]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 22-1197 approving a zoning map amendment in conjunction with the new off-site advertising billboard at 8901 Sunset Boulevard in accordance with WHMC Chapter 19.78, and determine under CEQA that the project has been evaluated for environmental impacts in the Sunset Strip Off-Site Signage Policy Negative Declaration.

RECOMMENDATION: Waive further reading and adopt Ordinance 22-1197, “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 8901 SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA”.

2.G. ADOPT ORDINANCE NO. 22-1198 (2ND READING) “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PORTIONS OF TITLE 2, ARTICLE 15, OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO SOLID WASTE” [M. CROWDER, L. MORALES]:

SUBJECT: The City Council will waive further reading and adopt Ordinance No. 22-1198 amending portions of Title 2, Article 15, of the West Hollywood Municipal Code to comply with the regulations

implementing SB 1383 (Chapter 395, Statutes of 2016) and other miscellaneous additional Agreement changes including extending the term of the agreement with Arakelian Enterprises, Inc. dba Athens Services, and finding these actions not subject to and exempt from CEQA.

RECOMMENDATION: Waive further reading and adopt Ordinance No. 22-1198, "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PORTIONS OF TITLE 2, ARTICLE 15, OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO SOLID WASTE".

2.H. CALIFORNIA SENATE BILL 9 LOT STUDIES AND DEVELOPMENT OPTIONS [J. ROCCO, R. ABRAMSON, G. YOLLES, J. KEHO, F. CONTRERAS]:

SUBJECT: The City Council will receive an update on site plan and three-dimensional options developed for typical parcels that are eligible to subdivide their property in R1A and R1C zoning districts in accordance with provisions of California Senate Bill 9 ("SB9"), "The California H.O.M.E. Act".

RECOMMENDATION: Receive and file the SB9 Lot Studies and Development Options Handout.

2.I. AMENDMENT TO THE AGREEMENT FOR WALLSPACE LLC [J. LEONARD, R. EHEMANN]:

SUBJECT: The City Council will consider amending the agreement for services for the artwork exhibitions UR OK and ONE LOVE, presented by Wallspace LLC, to increase the not-to-exceed amount and extend the terms of the agreement.

RECOMMENDATIONS: 1) Approve Amendment No. 2 to the agreement for services with Wallspace LLC to increase the amount by \$10,000 for a total not to exceed amount of \$83,500 and extend the term to December 31, 2023; and 2) Authorize the City Manager or designee to execute documents incident to the agreement.

2.J. AMENDMENT NO. 11 TO THE AGREEMENT FOR SERVICES WITH MICHAEL BAKER INTERNATIONAL [S. CAMPBELL, J. GILMOUR]:

SUBJECT: The City Council will consider amending the agreement for services with Michael Baker International for on-call temporary engineering staff services to increase the not-to-exceed value.

RECOMMENDATIONS: 1) Approve Amendment No. 11 to the agreement for services with Michael Baker International to increase the amount of the agreement by \$100,000, for a total not-to-exceed amount of \$826,350.83 and extend the agreement to June 30, 2025; and 2) Authorize the City Manager or designee to execute documents incident to the agreement.

2.K. REQUEST TO ENTER INTO A MILLS ACT CONTRACT FOR THE PROPERTY LOCATED AT 1127-1137 HORN AVENUE (SUNSET PATIOS) [J. KEHO, J. ALKIRE, A. CASTILLO, R. RATH]:

SUBJECT: The applicant is requesting approval of a Mills Act Contract to rehabilitate the property known as the Sunset Patios, a designated Cultural Resource of the City of West Hollywood located at 1127-1137 Horn Avenue. This item is exempt from CEQA Guidelines Section 1533.

RECOMMENDATIONS: 1) Approve the Mills Act Contract between the City of West Hollywood and the owner of the property located at 1127-1137 Horn Avenue; and 2) Authorize the City Manager to sign the agreement.

2.L. CO-SPONSORSHIP OF “VIBEZ: A SOBER NEW YEAR CELEBRATION” [Y. QUARKER, A. LOVANO]:

SUBJECT: The City Council will consider a request to co-sponsor “VIBEZ: A Sober New Year Celebration” organized by the Phoenix and members of the sober community on December 31, 2022 from 9 p.m. to 1 a.m. in Plummer Park’s Fiesta Hall.

RECOMMENDATIONS: 1) Approve co-sponsorship of “VIBEZ: A Sober New Year Celebration” organized by the Phoenix on December 31, 2022 from 9 p.m. to 1 a.m. in Plummer Park’s Fiesta Hall; 2) Authorize the use of the City name and logo on invitations, programs, and other collateral materials; 3) Waive any Facility Use Fees, Special Event Permit Fees, Encroachment Permit Fees, and the 3-hour parking limit at the Plummer Park parking lot for event participants (estimated \$1,674); 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 his designee to execute documents incident to the Co-Sponsorship Agreement between the City and the Phoenix; and 6) Authorize the Director of Finance and Technology Services to allocate \$6,000 from Fiscal Year 2022-23 budgeted funds in the Special Council Programs account number 100-1-01-00-531001 for costs associated with the event and Block by Block Security Ambassadors.

2.M. BUSINESS LICENSE TAX RELIEF FOR BUSINESSES IMPACTED BY DESIGN DISTRICT STREETScape CONSTRUCTION AND INTRODUCTION OF ORDINANCE ON FIRST READING AMENDING PORTIONS OF TITLE 3, CHAPTER 3.36 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATED TO BUSINESS LICENSE TAX RELIEF [J. ROCCO, T. COYNE, L. LANGER]:

SUBJECT: The City Council will consider an amendment to the West Hollywood Municipal Code to authorize business license tax relief as a mitigation measure to reduce impacts to businesses related to the construction of the Design District Streetscape Improvements, as directed by City Council on November 21, 2022. This item is not subject to CEQA.

RECOMMENDATION: Introduce on First Reading Ordinance No. 22-_____ “AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PORTIONS OF TITLE 3, CHAPTER 3.36 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATED TO BUSINESS LICENSE

TAX RELIEF FOR BUSINESSES IMPACTED BY THE DESIGN DISTRICT STREETScape IMPROVEMENTS.”

2.N. ESTABLISH AN HONORARY PET MAYOR FOR THE CITY OF WEST HOLLYWOOD [S. SHYNE, L. MEISTER, Y. QUARKER, A. LOVANO, J. DEL TORO]:

SUBJECT: The City Council will consider establishing an honorary Pet Mayor for the City of West Hollywood, who may attend or participate in City events as appropriate.

RECOMMENDATIONS: 1) Approve the creation of an honorary Pet Mayor program as outlined in the staff report; and 2) Direct the Communications Department to utilize all appropriate communication tools to promote the newly appointed City of West Hollywood Pet Mayor including, but not limited to, the City’s website and social media tools.

3. PUBLIC HEARINGS:

3.A. URGENCY ORDINANCE AND FIRST READING FOR REGULAR ORDINANCE REGARDING THE 2023 TRIENNIAL CODE ADOPTION [J. KEHO, B. GALAN]:

SUBJECT: The proposed Urgency and Regular Ordinance would adopt the California Building Code (2022); California Electrical Code (2022); California Plumbing Code (2022); California Mechanical Code (2022); California Residential Code (2022); California Green Building Standards Code (2022); California Existing Building Code (2022); incorporating the Los Angeles County amendments to said codes; add the Historical Building Code (2022); and amend Titles 13 of the West Hollywood Municipal Code.

RECOMMENDATION: Continue adoption of the proposed Urgency Ordinance and introduction of the proposed Regular Ordinance to December 19, 2022 and re-notice the Public Hearing regarding the 2023 Triennial Code Adoption for a future date in conformance with the requirements of the Government Code.

3.B. MULTI-STALL GENDER NEUTRAL RESTROOM FACILITIES [J. KEHO, B. GALAN, F. CONTRERAS]:

SUBJECT: The City Council will consider a Zone Text Amendment, adding Section 19.20.260 (Gender Neutral Public Toilet Facilities) to Chapter 19.20 (General Property Development and Use Standards) of Title 19 (Zoning Ordinance) of the West Hollywood Municipal Code and making additional, related changes to Title 13 (Buildings and Construction) and Title 19 (Zoning Ordinance) establishing design standards for gender neutral public toilet facilities in all new commercial developments and major commercial remodels. The proposed Zone Text Amendment is not subject to the California Environmental Quality Act (“CEQA”) pursuant to Section 15061(b)(3) of the State CEQA Guidelines, which provides that a project is exempt from CEQA if the activity is covered by the

commonsense exemption that CEQA applies only to projects which have the potential for causing a significant effect on the environment.

RECOMMENDATIONS: 1) Introduce on First Reading Ordinance No. 22-1200: "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ADDING SECTION 19.20.260 (GENDER NEUTRAL PUBLIC TOILET FACILITIES) TO CHAPTER 19.20 (GENERAL PROPERTY DEVELOPMENT AND USE STANDARDS) OF TITLE 19 (ZONING ORDINANCE) OF THE WEST HOLLYWOOD MUNICIPAL CODE AND MAKING ADDITIONAL, RELATED CHANGES TO TITLE 13 (BUILDINGS AND CONSTRUCTION) AND TITLE 19 (ZONING ORDINANCE);" 2) Adopt Resolution No. 22-_____: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, CALIFORNIA, ESTABLISHING DESIGN STANDARDS FOR PUBLIC TOILET FACILITIES IN NEW AND RENOVATED ESTABLISHMENTS, PURSUANT TO HEALTH AND SAFETY CODE SECTION 118507;" and 3) Direct staff responsible for developing or redeveloping public facilities to explore specific restroom design standards that maximize safety for users and perform community outreach to gather feedback from community stakeholders.

4. UNFINISHED BUSINESS:

4.A. NEW BUSINESS OPENINGS IN WEST HOLLYWOOD [J. ROCCO, T. COYNE]:

SUBJECT: The City Council will receive a report on new business openings in West Hollywood over the last two years (2021-2022), as well as up-coming business openings.

RECOMMENDATION: Receive and File.

5. NEW BUSINESS:

5.A. AMENDMENT # 2 TO THE AGREEMENT FOR SERVICES WITH DOCUSIGN [L. QUIJANO, E. TSIPIIS, K. DEVINE]:

SUBJECT: The City Council will consider amending the agreement for services with DocuSign electronic signature platform to increase the number of signatures\envelopes and user licenses and increase the not-to-exceed amount of the Agreement.

RECOMMENDATIONS: 1) Approve Amendment #2 to the agreement for services with DocuSign to increase the number of signatures/envelopes and user licenses and increase the amount of the agreement by \$107,520.77 for a total not-to-exceed amount of \$161,151.88; 2) Authorize the Director of Finance & Technology Services to allocate \$63,000.45 from unallocated reserves in the General Fund to account number 100-1-03-38-522006 for additional signatures\envelopes and user licenses; and 3) Authorize the City Manager or designee to execute documents incident to this Lease Agreement.

5.B. APPOINTMENT OF COUNCILMEMBERS TO THE WEST HOLLYWOOD PRIDE SUBCOMMITTEE [M. CROWDER, L. MORALES]:

SUBJECT: The City Council will make appointments to the West Hollywood Pride Subcommittee.

RECOMMENDATION: Appoint two City Councilmembers to the West Hollywood Pride Subcommittee (Standing).

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

6. LEGISLATIVE: None.

PUBLIC COMMENT: This time is set aside for the public to address the Council on any item of interest within the subject matter jurisdiction of the Council that could not be heard under Item 1 at the beginning of the meeting.

COUNCILMEMBER COMMENTS: Additional general comments, announcements, requests of staff and/or other issues of concern to Councilmembers are briefly presented at this time.

ADJOURNMENT: The City Council will adjourn to its next regular meeting, which will be on Monday, December 19, 2022 at 6:00 P.M. at West Hollywood Park Public Meeting Room - Council Chambers.

UPCOMING MEETING SCHEDULE				
Date	Day	Time	Meeting Type	Location
December 19	Monday	6:00 PM	Regular Meeting	West Hollywood Park Council Chambers
January 9	Monday	6:00 PM	Reorganization	West Hollywood Park Council Chambers
January 23	Monday	6:00 PM	Regular Meeting	West Hollywood Park Council Chambers
February 6	Monday	6:00 PM	Regular Meeting	West Hollywood Park Council Chambers

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AFFIDAVIT OF POSTING

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I declare under penalty of perjury that I am employed by the City of West Hollywood in the Office of the City Clerk, and that this document was posted on:

Date: November 30, 2022
Signature: \\Alyssa T. Poblador\
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