

**CITY COUNCIL
CITY OF WEST HOLLYWOOD
MINUTES
MONDAY, OCTOBER 16, 2023
WEST HOLLYWOOD PARK PUBLIC MEETING ROOM - COUNCIL CHAMBERS
625 N. SAN VICENTE BOULEVARD**

6:00 P.M. – REGULAR MEETING

CALL TO ORDER: Mayor Shyne called the meeting to order at 6:00 p.m. and read the Land Acknowledgment.

PLEDGE OF ALLEGIANCE: Manny Rodriguez led the Pledge of Allegiance.

ROLL CALL:

PRESENT: Councilmember Byers, Councilmember Heilman, Councilmember Meister, Mayor Pro Tempore Erickson, and Mayor Shyne.

ABSENT: None.

ALSO PRESENT: City Manager Wilson, City Attorney Langer, Administrative Services Director Jimenez, City Clerk Crowder, and Assistant City Clerk Morales.

REPORT OF CLOSED SESSION AGENDA:

City Attorney Lauren Langer reported that the Closed Session held on October 9, 2023, was called to order at 5:00 p.m. and concluded around 7:30 p.m. She noted that the City Council discussed the one (1) item of business on the posted agenda under Government Code Section 54957(b)(1) public employee annual performance evaluation of the City Manager and took no reportable action.

APPROVAL OF AGENDA:

City Clerk Crowder noted that there were no changes requested by staff.

Mayor Pro Tempore Erickson requested that Items 5.F. and 6.A. be moved to the Consent Calendar as Items 2.V. and 2.W., respectively, and requested that Item 2.M. be moved to Excluded Consent.

Councilmember Heilman requested that Staff coordinate efforts with the City of Los Angeles on speed limits and the implementation process pertaining to Item 2.S.

Motion by Councilmember Heilman, seconded by Mayor Shyne, to approve the October 16, 2023 agenda, as amended.

ADJOURNMENT MOTIONS:

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Councilmember Meister requested that the meeting be adjourned in memory of Richard “Dick” Copeland.

Councilmember Heilman requested that the meeting be adjourned in memory of Carl Benedetto.

Mayor Shyne requested that the meeting be adjourned in memory of Wadea Al-Fayoume.

PRESENTATIONS:

Councilmember Byers presented a Proclamation to Danielle Halley in honor of her achievement as Miss West Hollywood.

Councilmember Heilman presented the West Hollywood Flag to the 2023 Gay Games Participants.

1. PUBLIC COMMENT:

ANDY HARLAND, WEST HOLLYWOOD, spoke regarding the loss of most of the original members convened to work on the Sal Guarriello Veterans’ Memorial. He also thanked staff and the City Council for their support of Item 2.T.

NICHOLAS ROYBAL, WEST HOLLYWOOD, spoke in support of Item 2.U. and thanked Councilmember Meister for bringing the Item forward. He also spoke in opposition to the war between Israel and Hamas.

KEVIN BURTON, WEST HOLLYWOOD, spoke on behalf of the West Hollywood Bicycle Coalition, in support of Item 6.A. and urged the City Council to place a push activation for bicyclists throughout the City.

OMER SONNIL, WEST HOLLYWOOD, spoke in support of Item 5.C. and suggested that the speed limit for scooters be increased to 15 miles per hour.

RICK WATTS, WEST HOLLYWOOD, spoke regarding Disabilities Awareness Month and shared information on the events honoring it this week. He also commented on AIDS Walk this past weekend. as well as the City’s interpretation of AB 2449.

PATRICK BLOOD, WEST HOLLYWOOD, spoke in opposition to Item 5. C. He also spoke regarding the Americans with Disabilities Act (ADA) and that rights for the disabled are human rights.

GEORGE NICKLE, WEST HOLLYWOOD, spoke in opposition of Item 5.C.

KIM STRAUSS, WEST HOLLYWOOD, spoke regarding SB 799 and requested the City Council’s support for the Actors’ Guild strike.

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ROBERT OLIVER, District Director for Assemblymember for Rick Chavez Zbur, spoke on behalf of Assemblymember Zbur to provide legislative updates and thanked the City Council for their support of Item 2.U.

MATTHEW N., WEST HOLLYWOOD, spoke in support of Item 2.U.

DANA RIORDAN, WEST HOLLYWOOD, spoke regarding animal rescue services, and thanked the City Council for funding the West Hollywood Community Cats program.

DILLON HOSIER, WEST HOLLYWOOD, spoke in support of Item 2.U.

MATT JACKSON, WEST HOLLYWOOD, spoke regarding the challenges during the Writers' Strike (SAG/AFTRA).

ALAN STRASBURG, WEST HOLLYWOOD, spoke on behalf of the West Hollywood Pedestrian Coalition in support of Item 2.U. and in opposition to Item 5.C.

SILKE SCHAEFER, WEST HOLLYWOOD, spoke regarding safety concerns due to unhoused community members at the Ralphs on La Brea.

ADAM DARVISH, WEST HOLLYWOOD, spoke in support of Item 2.U., the atrocities in Israel, and the death of Wadea Al-Fayoume.

The following individual submitted a Citizen Position Slip in support of Item 2.R.

JUDSON FEDER, WEST HOLLYWOOD,

CITY MANAGER'S REPORT:

City Manager David Wilson announced that Governor Newsom signed AB 1620 into law which was initiated by the City Council. He invited the community to attend the City's Halloween Carnival on October 31st. He noted that the City is hosting another round of free CPR/First Aid/AED certification training. He addressed the public comment regarding safety concerns in the City. He also played a video on inclusivity showcased during this year's International City Council/City Management Association (ICMA) Annual Conference and thanked participants and staff for their collaboration on this project. Additionally, he provided Human Services Division contact information for individuals in need of rental assistance.

FISCAL IMPACT ON CONSENT CALENDAR:

City Clerk Crowder stated that the fiscal impact on the Consent Calendar with the addition of Items 5.F., and 6.A., and the removal of Item 2.M. was \$16,900,020 in expenditures, \$318,041 in revenues, and (\$6,724) in waived fees.

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2. CONSENT CALENDAR:

2.A.,B.,C.,D.,E.,F.,G.,H.,I.,J.,K.,L.,N.,O.,P.,Q.,R.,S.,T.,U.,V.,W. Motion by Councilmember Heilman, seconded by Mayor Shyne and approved.

2.A. POSTING OF AGENDA:

SUBJECT: The agenda for the meeting of Monday, October 16, 2023 was posted at City Hall, Plummer Park, the Sheriff's Station, and at the West Hollywood Library on Wednesday, October 11, 2023.

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 October 2, 2023. **Approved as part of the Consent Calendar.**

2.C. APPROVAL OF DEMAND REGISTER NO. 935 [L. QUIJANO, C. CORRALES, S. HERNANDEZ]:

SUBJECT: The City Council shall receive the Demand Register for period ending October 6, 2023 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.

ACTION: Approve Demand Register No. 935 and adopt Resolution No. 23-086, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD ALLOWING AND APPROVING THE PAYMENT OF DEMANDS ON DEMAND REGISTER NO. 935". **Approved as part of the Consent Calendar.**

2.D. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [M. CROWDER, L. MORALES]:

SUBJECT: The City Council will receive Synopses from the Human Services Commission, LGBTQ+ Commission, Rent Stabilization Commission, and Women's Advisory Board regarding actions taken at their recent meetings.

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

2.E. TREASURER'S REPORT FOR AUGUST 2023 [L. QUIJANO, C. CORRALES, K. BARENG, S. STEPHENS]:

SUBJECT: The City Council will receive the Treasurer's Reports for the month ended August 2023 pursuant to Section 53646 of the Government Code of the State of California.

ACTION: Receive and file the August 2023 Treasurer's Report. **Approved as part of the Consent Calendar.**

2.F. SEMI-ANNUAL MANDATORY SEISMIC RETROFIT PROGRAM UPDATE [N. MARICICH, B. GALAN, C. ZABALA]:

SUBJECT: The City Council will receive an update on West Hollywood's mandatory seismic retrofit program.

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

2.G. UPDATE ON CAPITAL PROJECTS IMPLEMENTATION [J. ROCCO, R. ABRAMSON, M. BARKER, S. CAMPBELL, H. COLLINS, J. GILMOUR, L. BIERY, B. LEAGUE, A. BARTLE]:

SUBJECT: Staff will provide an update on major capital improvement projects related to City-owned properties and public parks (exclusive of streetscape and transportation-related projects), including status of the projects and timelines.

ACTION: Receive an update on the City's major capital program. **Approved as part of the Consent Calendar.**

2.H. 2024 ARTS GRANT FUNDING RECOMMENDATIONS – ARTS PROJECT, COMMUNITY ARTS, ORGANIZATIONAL DEVELOPMENT, AND TRANSGENDER ARTS INITIATIVE GRANTS [L. BIERY, R. EHEMANN, E. ANGELOFF]:

SUBJECT: The City Council will consider ratifying the recommendations of the Arts and Cultural Affairs Commission for funding the 2024 Arts Grant Program – Arts Project, Community Arts, Organizational Development, and Transgender Arts Initiative Grants.

ACTIONS: 1) Approve recommendations of the Arts and Cultural Affairs Commission to award Arts Project Grants totaling \$70,000 at various funding amounts to nine (9) nonprofit arts organizations as outlined in this staff report; 2) Approve recommendations of the Arts and Cultural Affairs Commission to award Transgender Arts Initiative Grants totaling \$26,900 at various funding amounts to five (5) artists and nonprofit arts organizations as outlined in this staff report; 3) Approve recommendations of the Arts and Cultural Affairs Commission to award Community Arts Grants totaling \$21,000 at various funding amounts to four (4) nonprofit arts organizations as outlined in this staff report; 4) Authorize an additional hour of validated parking for event participants at the West Hollywood Park 5-Story parking structure, for a total of three (3) hours, for grant funded events scheduled for the Council Chambers which exceed two (2) hours; 5) Allow grantees to charge admission, accept donations, and sell merchandise to offset production costs for performances or projects; and 6) Approve the waiver of fees for use of the West Hollywood Library Public Meeting Room (Council Chambers) and other City facilities for specific performances and presentations by grantees in fulfillment of their Art Grant projects as indicated in this staff report. **Approved as part of the Consent Calendar.**

2.I. HALLOWEEN CARNAVAL 2023 AGREEMENT FOR SERVICES WITH AUTHENTIC AGENCY AND PLANNING UPDATE [Y. QUARKER, C. SMITH, M. REATH, J. HEREDIA, D. RIVAS L. BIERY]:

SUBJECT: The City Council will consider approval of an Agreement for Services with Authentic Agency for the Halloween Carnival event of 2023.

ACTIONS: 1) Authorize the City Manager or his designee to execute the final Agreement for services with Authentic Agency to produce the 2023 Halloween Carnival; and 2) Receive an update to the potential loss of revenue related to the event's street closures. **Approved as part of the Consent Calendar.**

2.J. AGREEMENT FOR SERVICES WITH ABM INDUSTRY GROUPS, LLC [S. CAMPBELL, V. GUARINO, B. BORTFELD]:

SUBJECT: The City Council will consider approval of an Agreement for services with ABM Industry Groups, LLC to provide parking management services.

ACTIONS: 1) Approve a five-and-a-half-year Agreement for services with ABM Industry Groups, LLC in the amount of \$13,285,372 for parking management services; and 2) Authorize the City Manager or designee to execute documents incident to the Agreement. **Approved as part of the Consent Calendar.**

2.K. AGREEMENT FOR SERVICES WITH KANA SUBSURFACE ENGINEERING TO PROVIDE DIG ALERT SERVICES FOR CITY-OWNED UTILITY SYSTEMS [S. CAMPBELL, J. GILMOUR, R. GARLAND]:

SUBJECT: The City Council will consider approval of an Agreement for services with Kana Subsurface Engineering to provide Dig Alert services for City-owned utility systems.

ACTIONS: 1) Approve an Agreement for services with Kana Subsurface Engineering in the amount of \$400,000 to provide Dig Alert services for City-owned utility systems; 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 NO. 6 TO THE AGREEMENT FOR SERVICES WITH WESTERN AUDIO VISUAL [L. QUIJANO, E. TSIPIIS, K. DEVINE]:

SUBJECT: The City Council will consider amending the Agreement with Western Audio Visual for teleconferencing equipment installation and maintenance in City conference rooms.

ACTIONS: 1) Approve Amendment No. 6 to the Agreement for services with Western Audio Visual to increase the amount of the Agreement by \$150,000 for a total not-to-exceed amount of \$448,080 to cover the cost of the Audio-Visual Equipment modernization of the Closed Session and Community Meeting Rooms (CMR); and 2) Authorize the City Manager or designee to execute documents incident to this Lease Agreement. **Approved as part of the Consent Calendar.**

2.M. AGREEMENT FOR SERVICES WITH WILLDAN ENGINEERING TO PROVIDE PROACTIVE CODE ENFORCEMENT INSPECTIONS OF

RENT STABILIZED RESIDENTIAL UNITS [D. RIVAS, V. ADOMAITIS]:
SUBJECT: The City Council will consider approving an Agreement with Willdan Engineering to provide proactive code enforcement inspections of rent stabilized residential units within the City of West Hollywood as part of a Pilot Program.

ACTION: This item was moved to Excluded Consent.

2.N. ACCEPT GRANT AWARD OF \$30,000 FROM THE CALIFORNIA GREEN BUSINESS NETWORK [N. MARICICH, F. CONTRERAS, C. SHEN, P. PORTWOOD]:

SUBJECT: The City Council will consider accepting a grant award of \$30,000 from the California Green Business Network (CAGBN) to fund the establishment of a City of West Hollywood Green Business Program.

ACTIONS: 1) Authorize acceptance of the California Green Business Network New Community Grant in the amount of \$30,000 to support the establishment of the City of West Hollywood's Green Business Program; 2) Authorize the City Manager or his designee to execute all documents incident to the grant reward; and 3) Authorize the Director of Finance and Technology Services to increase revenues and expenditures in the Miscellaneous Grant Fund by an equal amount of \$30,000. **Approved as part of the Consent Calendar.**

2.O. NOTICE OF COMPLETION FOR CIP 2304, DECORATIVE LANTERN PROJECT MID-CITY STREET LIGHTING [S. CAMPBELL, J. GILMOUR, R. GARLAND]:

SUBJECT: The City Council will consider approving the Notice of Completion for CIP 2304, Decorative Lantern Project Mid-City Street Lighting by T&G Global, LLC.

ACTIONS: Accept the work and authorize the following: a. File the Notice of Completion by the City Clerk with the Los Angeles Recorder's Office, b. Issue the 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, d. Release of the Payment Bond 35 days after the date of recordation of the Notice of Completion, pending no receipt of Stop Notices from material suppliers or subcontractors. **Approved as part of the Consent Calendar.**

2.P. CONSIDERATION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING FINAL MAP NO. 83273 FOR THE SUBDIVISION OF 3 CONDOMINIUM UNITS, LOCATED AT 652 NORTH HUNTLEY DRIVE IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA [S. CAMPBELL, J. GILMOUR]:

SUBJECT: The City Council will consider adopting a Resolution approving Final Map No. 83273, a 3-unit condominium subdivision, located at 652 North Huntley Drive.

ACTION: Staff recommends that the City Council adopt Resolution No. 23-087 "A RESOLUTION OF THE CITY COUNCIL OF WEST

HOLLYWOOD APPROVING FINAL MAP NO. 83273 FOR THE SUBDIVISION OF 3 CONDOMINIUM UNITS, LOCATED AT 652 NORTH HUNTLEY DRIVE IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA".
Approved as part of the Consent Calendar.

2.Q. CONSIDERATION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING FINAL MAP NO. 83274 FOR THE SUBDIVISION OF 3 CONDOMINIUM UNITS, LOCATED AT 656 NORTH HUNTLEY DRIVE IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA [S. CAMPBELL, J. GILMOUR]:

SUBJECT: The City Council will consider adopting a Resolution approving Final Map No. 83274, a 3-unit condominium subdivision, located at 656 North Huntley Drive.

ACTION: Staff recommends that the City Council adopt Resolution No. 23-088" A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING FINAL MAP NO. 83274 FOR THE SUBDIVISION OF 3 CONDOMINIUM UNITS, LOCATED AT 656 NORTH HUNTLEY DRIVE IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA".
Approved as part of the Consent Calendar.

2.R. REQUEST TO DESIGNATE THE BUILDING LOCATED AT 9101 W. SUNSET BOULEVARD AS A LOCAL CULTURAL RESOURCE [N. MARICICH, J. ALKIRE, D. VU, L. YELTON]:

SUBJECT: The City Council will consider the Historic Preservation Commission's recommendation to designate the building located at 9101 W. Sunset Boulevard as a local cultural resource. This designation of a cultural resource is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15331 (Historic Resource Restoration/Rehabilitation) of the CEQA Guidelines, which exempts projects that preserve historical resources in a manner consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties.

ACTION: Staff recommends that the City Council uphold the Historic Preservation Commission's recommendation and adopt Resolution No. 23-089 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING THE BUILDING LOCATED AT 9101 W. SUNSET BOULEVARD, WEST HOLLYWOOD, CALIFORNIA AS A LOCAL CULTURAL RESOURCE (CRD21-0001)." **Approved as part of the Consent Calendar.**

2.S. RESOLUTION CERTIFYING SPEED LIMITS ON STREETS WITHIN THE CITY OF WEST HOLLYWOOD [S. CAMPBELL, J. GILMOUR, R. GARLAND]:

SUBJECT: The City Council will consider a resolution certifying speed limits on streets other than local streets, based upon the Department of Public Works's 2023 Traffic Speed Zone Survey.

ACTIONS: Adopt Resolution No. 23-090, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CERTIFYING THE ENGINEERING AND TRAFFIC SURVEYS CONTAINED IN THE 2023 TRAFFIC SPEED ZONE SURVEY REPORT IN CONFORMANCE WITH THE CALIFORNIA VEHICLE CODE; and 2) Coordinate with the City of Los Angeles”. **Approved as part of the Consent Calendar.**

2.T. VETERANS DAY CEREMONY 2023 [Y. QUARKER, S. MARTINEZ, C. JUBREY, A. YANEZ]:

SUBJECT: The City Council will consider approval of programming for Veterans Day 2023 in West Hollywood.

ACTIONS: 1) Approve the City of West Hollywood’s sponsorship of Veterans Day 2023 and authorize the use of the City’s name and logo on printed materials advertising the event; 2) Direct the Communications Department to utilize all appropriate communication tools to promote the event including, but not limited to, the City’s website and social media tools; and 3) Authorize the temporary street closure of Holloway Drive at Santa Monica Boulevard and Hacienda Place from 8:00 a.m. to 2:00 p.m. on Saturday, November 11, 2023. **Approved as part of the Consent Calendar.**

2.U. A RESOLUTION CONDEMNING THE RECENT ATTACKS ON ISRAEL AND STANDING IN SOLIDARITY WITH ISRAEL AND ITS PEOPLE [L. MEISTER, Y. QUARKER, H. MOLINA, J. DEL TORO]:

SUBJECT: The City Council will consider adopting a Resolution condemning the recent attacks on Israel and standing in solidarity with Israel and its people.

ACTIONS: 1) Adopt Resolution No. 23-091, “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD CONDEMNING THE RECENT ATTACKS ON ISRAEL AND STANDING IN SOLIDARITY WITH ISRAEL AND ITS PEOPLE”; 2) Direct staff to send a letter with copy of the adopted Resolution to President Joseph R. Biden and the Secretary of the United States Department of State, Anthony Blinken. In addition, direct staff to distribute copies of the letter and adopted Resolution to U.S. Senators Alex Padilla and Laphonza Butler, U.S. Representative Adam Schiff, State Senator Ben Allen, and Assemblymember Rick Chavez Zbur, and other parties as deemed appropriate; and 3) Direct the Field & Facilities Division to light the City Hall Third Floor Breakroom windows in Blue through the end of the month. **Approved as part of the Consent Calendar.**

2.V. (5.F.) WEHO PRIDE 2023 DEBRIEF AND WEHO PRIDE 2024 PLANNING [Y. QUARKER, C. SMITH, M. REATH, K. MCCORMACK, D. RIVAS]:

SUBJECT: The City Council will receive a post-event report regarding WeHo Pride 2023 and provide feedback related to the event. The City

Council will also provide direction regarding WeHo Pride 2024, including core programming elements, event dates and the event footprint.

ACTIONS: 1) Receive a post-event report regarding WeHo Pride 2023 and provide feedback related to the event; 2) Approve a WeHo Pride 2024 event from Friday, May 31, 2024 to Sunday, June 2, 2024 with the same core elements and footprint as WeHo Pride 2023; and 3) Authorize the City Manager or his designee to negotiate co-sponsorship agreements related to their participation in WeHo Pride 2024 with JJLA for the OUTLOUD Music Festival and with the L-Project for the Women's Freedom Festival and Dyke March. **Approved as part of the Consent Calendar.**

2.W. (6.A.) CONSTRUCTION AGREEMENT WITH SELECT ELECTRIC, INC. FOR CIP 2305, SAN VICENTE BLVD AND ROSEWOOD AVENUE STREET IMPROVEMENTS, AND AMENDMENT NO. 14 TO THE AGREEMENT FOR SERVICES WITH MICHAEL BAKER INTERNATIONAL [S. CAMPBELL, J. GILMOUR, R. GARLAND]:

SUBJECT: The City Council will consider approval of a construction agreement with Select Electric, Inc. to construct CIP 2305, San Vicente Boulevard and Rosewood Avenue Street Improvements, and amending the agreement for services with Michael Baker International to increase the not-to-exceed amount of the agreement.

ACTIONS: 1) Approve a construction agreement with Select Electric, Inc. in the amount of \$1,039,198 for the construction of CIP 2305, San Vicente Boulevard and Rosewood Avenue Street Improvements, and authorize the City Manager or designee to execute documents incident to the agreement; 2) Authorize the City Engineer to approve change orders to the construction agreement in an amount not to exceed 25% (\$259,799.50) of the total agreement amount; 3) Approve Amendment No. 14 to the agreement for services with Michael Baker International to increase the amount of the agreement by \$111,150, for a total not-to-exceed amount of \$1,139,770.83 and authorize the City Manager or designee to execute documents incident to the agreement; 4) Authorize the Director of Finance & Technology Services to allocate \$662,865.12 from unallocated reserves in the Proposition C Fund for construction of CIP 2305, San Vicente Boulevard and Rosewood Avenue Street Improvements, and related costs; and 5) Adopt Resolution No. 23-092: "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CONSTRUCTION OF CIP 2305, SAN VICENTE BLVD AND ROSEWOOD AVENUE STREET IMPROVEMENTS, PURSUANT TO GOVERNMENT CODE SECTION 830.6." **Approved as part of the Consent Calendar.**

3. PUBLIC HEARINGS: None.

4. LEGISLATIVE: None.

5. UNFINISHED BUSINESS:

5.A. PRESENTATION OF THE RESULTS OF AN AFFORDABLE HOUSING RESIDENT SATISFACTION SURVEY [C. SCHROEDER, J. HOLUB, A. BORGE]:

SUBJECT: The City Council will receive a presentation on the results of an affordable housing resident satisfaction survey.

Director of Human Services & Rent Stabilization Christof Schroeder, Rent Stabilization Manager Jonathan Holub, Rent Stabilization Information Coordinator Adriana Borge, and City Consultant Lori Dixon with Great Lakes Marketing Research provided background information as outlined in the staff report dated October 16, 2023.

The following speakers came forward to speak on this Item:

DAN HARRINGTON-TYRELL, WEST HOLLYWOOD, spoke regarding shortcomings of surveys.

CATHY BLAVIS, WEST HOLLYWOOD, spoke regarding deficiencies with the survey within the report and offered other avenues to combat issues surrounding affordable housing.

Councilmember Meister thanked staff for their presentation and requested staff ask for an overall satisfaction question to be included in future surveys. She commented on the importance of tracking the data collected and ensuring open ended questions be included. She noted low scores concerning public safety and maintenance issues, quality of appliances and replacement of older items, and mailbox security. Additionally, she recommended that the City ensure that management lives on-site, make community rooms available for residents', requested that the proactive residential code compliance cover all affordable building projects, suggested a third-party ombudsman be involved to assist tenants with issues, and requested staff provide tenants information on available resources.

Councilmember Byers inquired if safety concerns were followed-up. Manager Holub stated that staff intended to follow up and reported back to the City Council on future safety measures.

Councilmember Heilman acknowledged comments regarding the intimidating process of answering survey questions, however, was satisfied with the overall turn out. He commented on the lack of comparable data and noted the biggest takeaway from the survey was addressing public safety concerns and management.

Mayor Pro Tempore Erickson echoed Councilmember Meisters' concerns and requested the City explore third parties be involved to ensure there is compliance via a neutral party. Additionally, he requested a conversation around the CAFS report to ensure the City continues to remain in compliance.

Mayor Shyne spoke in favor of a report back to the City Council addressing safety concerns and spoke in agreement of a third-party administrator. She also commented on her desire to learn what the City is legally allowed to do to assist renters and improve processes.

ACTION: The City Council provided feedback to staff. **Approved by consensus.**

5.B. METRO UPDATE [N. MARICICH, F. CONTRERAS, D. FENN]:

SUBJECT: The City Council will receive an update on the Northern Extension of the Metro K Line (formerly known as the Crenshaw/LAX Line) and consider appointing an alternate City Council Metro Liaison. The update will include Metro's recent community meetings, City-led community outreach, the parallel City-led Rail Integration and Funding studies, related state legislative pursuits, and critical upcoming project milestones.

Councilmember Meister inquired what the estimated groundbreaking is if the project was accelerated and whether costs would be proportionally less if the project were not accelerated. Senior Planner David Fenn stated that the ground-breaking could be scheduled for 2029/2030 and that costs had significantly increased due to inflation, noting staff was anticipating Metro's cost estimates before the Environmental Impact Report (EIR) was released. She further asked if costs would be determined by the route and inquired if a robust number of City residents and workforce used City line X. Mr. Fenn stated that the City's contribution to the project was based on the proportion of the project cost within the City of West Hollywood and that with the acceleration of the project or lack thereof, there were concerns with the gaps in funding the project. He additionally stated he would report back on statistics on the number of riders utilizing City line X.

Mayor Pro Tempore Erickson inquired what the approval percentage was for Measure M, inquired whether the City conducted more public outreach during the hybrid Model, and if the groundbreaking timeline would have been affected if the project was not accelerated. Senior Planner Fenn stated the approval rate for Measure M was over 80%, stated that the public's support had been significantly greater for the hybrid model throughout public outreach, and further noted the project would be estimated for groundbreaking in 2047 without the acceleration. Additionally, Mayor Pro Tempore Erickson inquired if staff had already engaged federal lobbyists. Senior Planner Fenn stated that projects were

not eligible for federal funding until they are shovel ready, however, stated staff had engaged various funding opportunities throughout the different stages of the project.

Councilmember Byers inquired about best methods for the community to become involved with the project. Senior Planner Fenn stated that the community was encouraged to provide written comments to Metro, attend Metro meetings, and visit their website for updates.

ATIONS: 1) Receive and file an update on the Northern Extension of the Metro K Line; and 2) Appointed **Councilmember Byers** as an Alternate to the City Council Metro Liaison. **Approved by consensus.**

The City Council recessed at 7:47 pm and reconvened at 8:00 pm.

- 5.C. DOCKLESS MICRO-MOBILITY (E-BIKES AND E-SCOOTERS) PILOT PROGRAM AND DRAFT PROGRAM OPERATING AGREEMENT UPDATE [N. MARICICH, F. CONTRERAS, P. PORTWOOD, D. ONG, S. CAMPBELL, V. GUARINO, C. WAGMAN, D. RIVAS, V. ADOMAITIS]:**
SUBJECT: The City Council will receive an update on the Dockless Micro-mobility Pilot Program, including survey results from the randomized resident phone and online community surveys. The City Council will also consider a Draft Program Operating Agreement with Dockless Micro-mobility Program operators.

Director of Community Development Nick Maricich, Long Range Planning Manager Francisco Contreras, and Associate Planner Paige Portwood provided background information as outlined in the staff report dated October 16, 2023.

Councilmember Meister inquired if the total costs for the existing program included staff time and infrastructure and maintenance costs associated with dedicated parking stations. Associate Planner Portwood stated that neither staff time nor maintenance costs were included. There are 35 existing stations with an additional 10 slated for future construction. Councilmember Meister concluded that the total costs equal to approximately \$95,000.

Councilmember Heilman provided comments regarding the online community survey noting it was not statistically valid based on self-selection.

Mayor Pro Tempore Erickson inquired if the City charged cars for using city streets, for parking, and inquired how accidents were tracked. Associate Planner Portwood stated that the city charges for permit parking and accidents are tracked by the Sheriff's Department. Mayor Pro Tempore Erickson noted Sheriff's spent more staff time on vehicular

accidents versus scooters or e-bikes based on the statistics provided within the report and further inquired if a violation was warranted when a parked vehicle is obstructing the sidewalk. Parking Operations Manager Vince Guarino stated that clear violations are cited there is discretion in the code for sidewalk impediments that are not a clear violation. Mayor Pro Tempore Erickson inquired what methods staff utilized to conduct the survey and if they've used the survey company for other projects. Associate Planner Portwood stated that FM3 emailed, called, and mailed mailers, and Planning Manager Contreras stated staff had previously used the survey company, FM3, for other endeavors.

Councilmember Byers requested further clarification proposed for scooter parking solutions. Associate Planner Portwood stated that the current operating agreement encouraged parking stations but did not require it, the proposed revised language would mandate parking stations and fine operators if scooters were not parked in the designated areas. Councilmember Byers suggested that staff map areas with multiple offenses and designate stations in those areas to address concerns with abandoned scooters.

Mayor Shyne inquired if a shared micro mobility company would institute fines. Planning Manager Contreras stated that the revised agreement includes fees paid by the operator and a user fine schedule.

Councilmember Meister inquired whether FM3 conducted the randomized resident survey, not the online survey, and whether they authored the final report. Planning Manager Contreras stated that FM3 conducted the residential survey and Toole Design conducted the community online survey. Toole Design drafted the final report which relayed results from both surveys separately.

The following speakers came forward to speak on this item:

MIKIE FREIDMAN, WEST HOLLYWOOD, spoke in opposition of this item.

RICK WATTS, WEST HOLLYWOOD, spoke in opposition of this item.

MICHAEL COVATO, spoke in support of this item.

JULIAN HICKS, spoke in support of this item.

ANDREW GIBSON, WEST HOLLYWOOD, spoke in support of this item.

MANNY RODRIGUEZ, WEST HOLLYWOOD, spoke in opposition of this item.

NICOLAS ROYBAL, WEST HOLLYWOOD, spoke in opposition of this item.

JAMES VROACK, WEST HOLLYWOOD, spoke in opposition of this item.

MURRAY ARONSON, WEST HOLLYWOOD, spoke in opposition of this item.

KELLEY PILARSKI, WEST HOLLYWOOD, spoke in support of this item.

LAURA BOCCALETTI, WEST HOLLYWOOD, spoke in opposition of this item.

JOHN HAYS, WEST HOLLYWOOD, spoke in support of the program.

CATHY BLAIVAS, WEST HOLLYWOOD, spoke in opposition of the pilot program.

STEPHANIE HARKER, WEST HOLLYWOOD, spoke in opposition of the program due to safety concerns.

ALYSSA EDELEN, spoke in support of this item.

LYNN RUSSEL, WEST HOLLYWOOD, spoke in opposition of the item.

JONATHAN MIZARAH, WEST HOLLYWOOD, provided a citizen's position slip in support of the item.

WESTLY SEAGMILLER, WEST HOLLYWOOD, spoke in opposition of this item.

Mayor Pro Tempore Erickson inquired how often streets were repaved and requested the process for rehabilitating sidewalks. Director of Public Works Steve Campbell stated streets were repaved based on an assessment but approximately every ten years and there were various programs for sidewalk rehabilitation. Mayor Pro Tempore Erickson requested the timeline for the infrastructure on Melrose or Beverly to be completed and inquired if Melrose included protected bike lanes or striping. Director Campbell stated phase one on Melrose was scheduled to be completed at the end of the year and striping was only included on the Beverly project. Mayor Pro Tempore Erickson inquired if emissions were quantifiable with Associate Planner Portwood noting data was based on trip counts with Planning Manager Contreras providing statistical data on gas emissions.

Councilmember Meister inquired if staff conducted traffic studies, whether they had pre and post pilot data, and requested intel on the decrease in

traffic. Associate Planner Portwood stated they did not have data on those matters. Councilmember Meister further inquired if 60% of the online survey participants admitted to riding on sidewalks was accurate, if the survey assisted staff in addressing concerns, and whether fines were set at a flat rate. Planning Manager Contreras affirmed the sidewalk riding survey data, however, noted it was difficult to determine how often or how long users rode on sidewalks, and the requirements in the revised agreement was compiled from best practices of other cities to resolve issues. He stated fines were set at a flat rate; however, could be revised if the Council desired to do so. Councilmember Meister requested further clarification from Attorney Langer on CJPIA's involvement and comments on the revised agreement.

City Attorney Langer stated that CJPIA was involved to ensure the risk of liability is reduced as much as possible, noting CJPIA provided comments that were not included in the report because they were received well after the posting of the agenda.

Councilmember Byers requested further clarification on the designated areas for scooters and inquired if the city has discussed banning bicycles from riding on sidewalks. Associate Planner Portwood stated that the companies deploy scooters in the mornings in their designated deployment areas and Planning Manager Contreras noted that the City has previously had conversations about banning bicycles on sidewalks.

Councilmember Heilman commented that while the online survey was not statistically valid, the resident survey conducted by FM3 was valid and noted the community was almost equally divided on this issue. He further clarified that gas tax and vehicle registration fees help pay for road pavement and street improvements. Councilmember Heilman noted his desire to accommodate both parties on this matter as he understood people ride scooters to work and others ride them to attend social events while reducing emissions, however, he spoke on safety concerns for pedestrians and bicyclists, commented on the cost of the program (even after subsidies), and staff time, stating it did not make sense for the City to continue with the program.

Councilmember Byers thanked all participants for their input and thanked staff for their efforts. She shared that she was an active scooter rider, and commented on the challenges to navigate through LA County without a vehicle stating this program provides an alternative method of transportation for those who do not have a vehicle. Councilmember Byers spoke in support of an 18-month program and requested scooter companies assist with reporting data.

Councilmember Meister commented in opposition of spending money on this program, spoke on potential risk and liability concerns, noted that pre

and post data should have been conducted and been accompanied by a more reliable traffic study, and ultimately stating this program puts pedestrians at risk.

Mayor Pro Tempore Erickson inquired why riders used sidewalks. Associate Planner Portwood stated that individuals felt unsafe using the streets. Mayor Pro Tempore Erickson further spoke in support of option A, commented on concerns relating to the 10 miles an hour speed limit and that it should be increased to 12, the risk associated with this program, and requested data from a traffic study.

Councilmember Meister suggested making the fines progressive as well as increasing the liability insurance significantly.

Mayor Shyne inquired how the 18 months was determined for this contract. Planning Manager Contreras stated the agreement was written per the municipal code requirements and the program would evolve onto the second phase, no longer considered a pilot program. Mayor Shyne expressed her support for option A, with an increase in liability insurance for pedestrians, a revised fee schedule with escalating hourly fines for operator non-response to service requests, traffic study, and an increase of the speed limits for scooters.

ACTION: Receive an update on the Pilot Program and provide staff with further direction to implement another phase of the program and a) revise the fine fee schedule, b) conduct a traffic study, c) increase liability insurance to \$100,000 for pedestrians who are injured, and d) increase the speed limit for e-scooters and e-bikes to 12 miles per hour. **Motion by Mayor Pro Tempore Erickson, seconded by Councilmember Byers, and approved, noting no votes from Councilmembers Heilman and Meister.**

5.D. APPROVAL OF AGREEMENTS FOR SERVICES WITH HR&A ADVISORS AND DESIGNING IN COLOR TO CONDUCT A CITYWIDE ECONOMIC STUDY [D. WILSON, C. SAFRIET, P. KESPRADIT, L. BIERY, T. COYNE]:

SUBJECT: The City Council will consider the approval of two Agreements for Services with HR&A Advisors and Designing in Color to conduct a Citywide economic study for the City of West Hollywood.

Councilmember Heilman requested further clarification on the role of the subcontractor.

Management Analyst Paolo Kespradit stated they will be providing guidance to ensure all elements of the plan have a diversity and inclusion lens, and they'll be the boots on the ground outreaching to business who are underrepresented.

Councilmember Meister suggested consultants meet with the Social Justice Advisory Board on this matter. Assistant to the City Manager Christine Safriet agreed to include input from the Social Justice Advisory Board.

ACTIONS: 1) Approve an Agreement for Services with HR&A Advisors in an amount not to exceed \$245,545 for the development of a Citywide economic study; 2) Approve an Agreement for Services with Designing in Color in an amount not to exceed \$36,420 for consulting services related to diversity, equity, inclusion, and accessibility in the citywide economic study; and 3) Authorize the City Manager or designee to execute documents incident to the agreement. **Motion by Councilmember Heilman, seconded by Mayor Shyne and approved.**

5.E. APPROVE AGREEMENTS FOR SERVICES TO DEVELOP AN INCLUSIVE STRATEGIC PLAN FOR THE CITY OF WEST HOLLYWOOD [D. WILSON, C. SAFRIET, P. KESPRADIT]:

SUBJECT: The City Council will consider approving Agreements for Services with M. Arthur Gensler Jr & Associates (Gensler), Designing in Color (DCo), and Fairbank, Maslin, Maullin, Metz (FM3) to develop an inclusive Strategic Plan for the City of West Hollywood.

Councilmember Meister requested adding funding for a more robust market research plan for resident input and feedback.

Management Analyst Paolo Kespradit affirmed that the original proposal from FM3 offered one survey and could add three or four focus groups and an additional quantitative survey at an additional cost.

ACTIONS: 1) Approve an Agreement for Services with M. Arthur Gensler Jr & Associates (Gensler) in an amount not to exceed \$225,000 for development of the City's Strategic Plan; 2) Approve an Agreement for Services with Designing in Color (DCo) in an amount not to exceed \$130,290 for diversity, equity, inclusion, and accessibility consulting services; 3) Approve an Agreement for Services with Fairbank, Maslin, Maullin, Metz (FM3) in an amount not to exceed \$148,300 for survey-based research and focus groups; 4) Authorize the City Manager or designee to execute documents incident to the agreements; and 5) Authorize the Director of Finance & Technology Services to allocate \$99,200 from unallocated General Fund Reserves for additional survey-based research and focus groups. **Motion by Councilmember Meister, seconded by Councilmember Heilman, and approved.**

5.F. WEHO PRIDE 2023 DEBRIEF AND WEHO PRIDE 2024 PLANNING [Y. QUARKER, C. SMITH, M. REATH, K. MCCORMACK, D. RIVAS]:

SUBJECT: The City Council will receive a post-event report regarding

WeHo Pride 2023 and provide feedback related to the event. The City Council will also provide direction regarding WeHo Pride 2024, including core programming elements, event dates and the event footprint.
ACTION: This item was moved to the Consent Calendar.

6. NEW BUSINESS:

6.A. CONSTRUCTION AGREEMENT WITH SELECT ELECTRIC, INC. FOR CIP 2305, SAN VICENTE BLVD AND ROSEWOOD AVENUE STREET IMPROVEMENTS, AND AMENDMENT NO. 14 TO THE AGREEMENT FOR SERVICES WITH MICHAEL BAKER INTERNATIONAL [S. CAMPBELL, J. GILMOUR, R. GARLAND]:

SUBJECT: The City Council will consider approval of a construction agreement with Select Electric, Inc. to construct CIP 2305, San Vicente Boulevard and Rosewood Avenue Street Improvements, and amending the agreement for services with Michael Baker International to increase the not-to-exceed amount of the agreement.

ACTION: This item was moved to the Consent Calendar.

6.B. ADOPTION OF A RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD PURSUANT TO GOVERNMENT CODE SECTIONS 7522.56 AND 21224 [J. JIMENEZ]:

SUBJECT: The City Council will consider adopting a resolution approving exception to the 180-Day Wait Period pursuant to Government Code Sections 7522.56 and 21224 to retain the services of retired Assistant City Manager Oscar Delgado to perform temporary specialized services.

Councilmember Meister spoke in opposition to the Item. She noted that she supported using a combination of existing City staff to fill gaps caused by former Assistant City Manager Delgado's retirement and noted concerns about succession planning at the City.

City Manager Wilson provided an explanation on the complexity of projects, noting that they require Mr. Delgado's expertise on the Sunset Arts and Advertising Program for a short-term basis.

Councilmember Heilman spoke in support of the Item.

ACTION: Adopt Resolution No. 23-093 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD FOR EXCEPTION TO THE 180-DAY WAIT PERIOD GC SECTION 7522.56 & 21224 FOR OSCAR DELGADO." Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Erickson, and approved, noting the "no" vote from Councilmember Meister.

EXCLUDED CONSENT CALENDAR:

- 2.M. AGREEMENT FOR SERVICES WITH WILLDAN ENGINEERING TO PROVIDE PROACTIVE CODE ENFORCEMENT INSPECTIONS OF RENT STABILIZED RESIDENTIAL UNITS [D. RIVAS, V. ADOMAITIS]:**
SUBJECT: The City Council will consider approving an Agreement with Willdan Engineering to provide proactive code enforcement inspections of rent stabilized residential units within the City of West Hollywood as part of a Pilot Program.

Councilmember Meister requested that the consultants include rent stabilized units.

Neighborhood and Business Safety Manager Vyto Adomaitis provided an overview of the scope of work Wildan Engineering would provide for rent stabilized units.

Councilmember Heilman spoke in support of addressing the inclusionary units via a separate item.

Director of Community Safety Danny Rivas stated staff would work closely with the County on inspections and provide suggestions for future improvements.

ACTIONS: 1) Approve an Agreement for Services with Willdan Engineering, for a total not-to-exceed amount of \$353,600 for an initial period of one (1) year, with the ability to extend the contract for up to one (1) additional year for up to four (4) consecutive years; and 2) Authorize the City Manager or designee to execute documents incident to this Agreement. **Motion by Councilmember Heilman, seconded by Mayor Pro Tempore Erickson, and approved.**

PUBLIC COMMENT:

MIKIE FREIDMAN, WEST HOLLYWOOD, spoke regarding illegal scooters riding on sidewalks.

COUNCILMEMBER COMMENTS AND MEETING ATTENDANCE REPORTS:

Councilmember Meister reported her attendance at the District 41 at the SCAG Community Economic and Human Development Committee and Regional Council Meeting, the WEHO Artists and Icons, the Code of Conduct Training, and the Aids Walk Opening Ceremony. She clarified issues with lanterns would be addressed regarding Item 2.O., announced upcoming City events, and thanked her colleagues for supporting Item 2.U. and condemning recent acts in Israel.

Councilmember Byers noted her attendance at the Clean Power Alliance Board Meeting, the National League of Cities Transportation and Infrastructure Services Committee meeting, the Los Angeles Affordable Housing Solutions Agency (LACAHS) meeting,

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Bylaws Committee meeting, the various community City events, and the Aids Walk Opening Ceremony. She thanked all individuals for their participation, commented on how people feel when coming to CC chambers, spoke on the devastation of catastrophic events, and denounced violence.

*****During Councilmember Byers' comments there was a power outage in Council Chambers. It was determined to be a large outage; therefore, the meeting was adjourned.***

ADJOURNMENT: The City Council adjourned at 10:35 p.m. in memory of Richard "Dick" Copeland, Carl Benedetto, and Wadea Al-Fayoume to its next Regular City Council meeting, which will be on Monday, November 6, 2023, at City Hall, First Floor Community Meeting Room.

PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 6th day of November 2023 by the following vote:

AYES:	Councilmember:	Byers, Heilman, Meister, Mayor Pro Tempore Erickson, and Mayor Shyne
NOES:	Councilmember:	None.
ABSENT:	Councilmember:	None.
ABSTAIN:	Councilmember:	None.

DocuSigned by:

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 SEPI SHYNE, MAYOR

ATTEST:
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 MELISSA CROWDER, CITY CLERK