

**CITY COUNCIL  
CITY OF WEST HOLLYWOOD  
MINUTES  
MONDAY, APRIL 5, 2021  
REGULAR TELECONFERENCE MEETING**

**5:30 P.M. - CLOSED SESSION**

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

**CALL TO ORDER:** Mayor Horvath called the meeting to order at 6:14 p.m.

**PLEDGE OF ALLEGIANCE:** Mayor Pro Tempore Meister 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 Arevalo, City Attorney Langer, Acting City Clerk Crowder, and Administrative Specialist IV Poblador.

**REPORT OF CLOSED SESSION AGENDA:**

City Attorney Langer reported on the March 16, 2021 Closed Session. There was one Public Comment. The City Council only discussed the “Public Employment: City Manager” Item and took no reportable action. She also reported on the March 22, 2021 Closed Session. There were no Public Comment, and the City Council took no reportable action. Finally, she reported on tonight’s Closed Session. There was no Public Comment and took no reportable action. The Closed Session adjourned at 6:10 p.m.

**APPROVAL OF AGENDA:**

Councilmember Shyne requested that Item 5.D. be moved to the Consent Calendar, as Item 2.V.

Councilmember Erickson requested that Item 4.D. be discussed as the first Item under Unfinished Business.

Mayor Horvath requested Item 2.N. be pulled and discussed with Items 4.B. and 4.C.

**Motion by Councilmember D’Amico, seconded by Mayor Pro Tempore Meister to approve the April 5, 2021 agenda as amended, and approved.**

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### **ADJOURNMENT MOTIONS:**

Councilmember Erickson requested that the meeting be adjourned in memory of Michael D. Spearman and Dr. Steven P. Wallace.

Councilmember Shyne requested that the meeting be adjourned in memory of Peter Joseph Maietta.

Mayor Horvath requested that the meeting be adjourned in memory of the individuals killed in the 4 mass shootings since the last meeting: On March 16, 2021, a mass shooting took place in the southeast area of Springfield, Missouri: Troy D. Rapp, 57, Shannon R. Perkins, 46, Matthew J. Hicks-Morris, 22, and Officer Christopher Walsh, 32. Also on March 16, 2021 a mass shooting took place in Georgia: Delaina Ashley Yaun, 33, Paul Andre Michels, 54, Xiaojie Tan, 49, Daoyou Feng, 44, Soon Chung Park, 74, Hyun Jung Grant, 51, Suncha Kim, 69, and Yong Ae Yue, 63. On March 22, 2021, there was a mass shooting in Boulder, Colorado: Officer Eric Talley, 51, Rikki Olds, 25, Denny Stong, 20, Neven Stanistic, 23, Tralona Bartkowiak, 49, Suzanne Fountain, 59, Teri Leiker, 51, Kevin Mahoney, 61, Lynn Murray, 62, and Jody Waters, 65. On March 31, 2021 there was a mass shooting in Orange, California: Matthew Farias, 9, Jenevieve Raygoza, 28, Leticia Solis Guzman, 58, and Luis Tovar, 50.

### **PRESENTATIONS:**

Councilmember D'Amico presented a Plaque to outgoing Transgender Advisory Boardmember Alexis Sanchez for her service to the City.

Mayor Horvath presented a Proclamation to West Hollywood City Poet Laureate Brian Sonia-Wallace. Mr. Sonia-Wallace read the poem, "is it too early to celebrate?"

Mayor Horvath presented a Proclamation to Mason Sommers on behalf of Donate Life Month.

### **1. PUBLIC COMMENT:**

ADAM DARVISH, WEST HOLLYWOOD, spoke in support of Item 2.P. and thanked staff for their attention to traffic calming measures. He also indicated his support for Items 2.R. and 2.T.

TAI SUNNANON, WEST HOLLYWOOD, spoke in support of Item 2.T., earthquake preparedness programs, and mentioned the 2<sup>nd</sup> Annual Green City Awards.

VICTOR OMELCZENKO, WEST HOLLYWOOD, spoke in support of Item 2.U. and protection of rent stabilized units.

ERRON SILVERSTEIN, WEST HOLLYWOOD, spoke regarding Item 2.L. in support of tax subsidies for cannabis companies.

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MJ GODGES, WEST HOLLYWOOD, spoke regarding Item 2.P. and the hazard created by the speed lump on West Knoll.

JORDAN DAVID, WEST HOLLYWOOD, spoke regarding the housing emergency prior to the pandemic and its increase the past year, and expected increase in the coming year.

DAVID NASH, WEST HOLLYWOOD, spoke to thank City Staff, particularly retired City Mediator Joel Hecht and Code Compliance Manager Danny Rivas.

NICK RIMEDIO, WEST HOLLYWOOD, spoke about reaching the Orange Tier and the 5-Point Plan developed by the West Hollywood Chamber of Commerce.

GENEVIEVE MORRILL, WEST HOLLYWOOD, spoke about the development of the Hotel Five Star Promise, and its pledge to the community.

BILL KARPIAK, WEST HOLLYWOOD, spoke about West Hollywood hotels' Five Star Promise.

JESS STEEVER, ON BEHALF OF END HOMELESSNESS NOW-LA, spoke regarding an analysis of housing feasibility to combat homelessness.

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

Councilmember Erickson wished everyone a belated Happy Passover and Happy Easter. He thanked Alexis Sanchez for her service to the community and wished her the best with her future endeavors. He congratulated Mayor Horvath on her tenure as President of the California Contract Cities Association. He reported that he was appointed to the League of California Cities Transportation, Communications, and Public Works Policy Committee. Finally, he thanked City Poet Laureate Brian Sonia-Wallace for his poem.

Councilmember Shyne congratulated Alexis Sanchez and wished her success with her future endeavors. She expressed solidarity with the Asian American community amidst the surge in hate crimes and thanked her colleagues for Item 2.T. and the Resolution denouncing hate crimes and acts of violence against Asian Americans and Pacific Islanders. She requested an update from City Manager Arevalo regarding COVID-19 vaccine availability for persons living with HIV/AIDS. Finally, she reported that she attended both the Pride and Homelessness City Council subcommittee meetings.

Mayor Pro Tempore Meister also congratulated Alexis Sanchez. She reported that she attended the SCAG CEHD Committee meeting. She also reported that she attended the Homelessness City Council subcommittee meeting. She commented on Item 2.K. and suggested that the Arts and Cultural Affairs Commission appoint one of their Commissioners to be a liaison to the Social Justice Task Force. She mentioned Item 2.L. and expressed concern that the tax portal was not yet available on the City's website. She inquired about the Athens Contract and if there is a fiscal impact

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associated with Item 2.S. Lastly, she asked the City Manager to provide an update on the feedback from the West Hollywood West and Normal Triangle groups and business outreach regarding the Robertson Boulevard Closure Pilot Program.

Mayor Horvath also congratulated Alexis Sanchez on her new position. She commented on Item 2.S. to bring e-waste recycling collection directly to resident's doorsteps and reported that she spoke with Athens. She mentioned Item 2.T. and thanked her colleagues for the Item. She reported that she participated in the International Conference for Mayors Against Anti-Semitism, the Clean Power Alliance Executive and Legislative and Regulatory Board meetings, and the Contract Cities Board meeting and Lobby Days. She took a tour of West Hollywood Elementary with LAUSD Boardmember Nick Melvoin and Justin Brown. She mentioned the second Business Roundtable discussion and thanked the members of business community who participated in those conversations with the City. She participated in the LA County Coronavirus calls. She congratulated the Women in Leadership Award winners. She reported that she attended the SCAG Transportation Committee discussion on regional transportation. She mentioned the comments on housing needs and asked that the information be included in future Housing Element updates. She requested that the City Manager provide an update on the Robertson Blvd. Closure Pilot Program. She requested that the City Attorney clarify how people qualify for the State and Federal government rental assistance programs. She mentioned that the West Hollywood Youth Scholarship Program application period is open. She congratulated Rabbi Denise Eger for her honorary Doctorate degree. She reported that the COVID vaccine is available for those living with HIV/AIDS and more information is available at [vaccinatelacounty.com](http://vaccinatelacounty.com). She mentioned the earthquake this morning and reminded everyone that April is Earthquake Awareness month. Finally, she mentioned rate reductions for Southern California Edison customers.

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

City Manager Arevalo confirmed that those living with HIV/AIDS do qualify for COVID-19 vaccinations. He noted that an update on Accessory Dwelling Units (ADU's) will be discussed at the May 3<sup>rd</sup> City Council meeting. He commented that on Thursday from 12:00 p.m. to 1:30 p.m. the City is hosting the annual Yom HaShoah Holocaust Remembrance Day. He noted that the 3<sup>rd</sup> Business Roundtable will take place on April 16<sup>th</sup> at 8:30 a.m. and more information can be found at [www.weho.org/business](http://www.weho.org/business). He reported that Los Angeles County moved to the Orange Tier effective today. He indicated that the Spring Rec Reader is available, and registration is open. In response to Council inquiries, he reported on the "OUT on Robertson" pilot program which was approved by the City Council in February. He noted that the soft launch will be on April 17<sup>th</sup> with formal ribbon cutting on May 1<sup>st</sup>. He further noted that staff hosted a neighborhood meeting with the West Hollywood West and Norma Triangle neighborhood groups and ensured that security will be available on the weekends. He also commented that there is an FAQ on the City's website regarding the closure and traffic mitigation at [www.weho.org/outzones](http://www.weho.org/outzones). He spoke about the programming for the space which has been organized in conjunction with the Chamber of Commerce. He commented that there is a City Council meeting after the first weekend which will

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provide the City Council an opportunity to provide immediate feedback to staff. Finally, he noted that the West Hollywood Library will be reopening on April 19<sup>th</sup>.

Councilmember D'Amico spoke about the Robertson Blvd. Closure Pilot Program. He mentioned the need to mitigate crowds as the City opens up more in the upcoming months. City Manager Arevalo agreed with Councilmember D'Amico's assessment.

City Attorney Langer responded to the request from Mayor Horvath to report on the federal and state COVID-19 Rental Relief program. She noted that the information and resources are available at [www.housingiskey.com](http://www.housingiskey.com) or via telephone at (833) 430-2122.

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

Acting City Clerk Crowder stated that the fiscal impact on the Consent Calendar with the removal of Item 2.N. and the addition of Item 5.D. is \$267,843 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.,O.,P.,Q.,R.,S.,T.,U.,V. Motion by Councilmember Erickson, seconded by Councilmember D'Amico, and approved.**

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

*SUBJECT: The agenda for the meeting of Monday, April 5, 2021 was posted at City Hall, Plummer Park, and the Sheriff's Station on Wednesday, March 31, 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 March 15, 2021. **Approved as part of the Consent Calendar.**

### **2.C. APPROVAL OF DEMAND REGISTER NO. 884 [L. QUIJANO, C. CORRALES]:**

*SUBJECT: The City Council shall receive the Demand Register for period ending March 26, 2021 pursuant to Sections 37201 to 37210 of the Government Code of the State of California.*

**ACTION:** Approve Demand Register NO. 884 and adopt Resolution No.21-5388, "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING PAYMENT OF DEMANDS PRESENTED ON DEMAND REGISTER NO. 884." **Approved as part of the Consent Calendar.**

**2.D. CLAIMS ADMINISTRATION [D. WILSON, A. WARD]:**

*SUBJECT: The City Council is asked to deny three (3) claims filed against the City as an administrative step in claims processing.*

**ACTION:** Deny the claims of Osvaldo Gomez, Hermione Beard and Masau Ndidi Onwubiko. **Approved as part of the Consent Calendar.**

**2.E. ADOPT ORDINANCE NO. 21-1143 (2ND READING) “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING A ZONE TEXT AMENDMENT TO ALLOW ON-SITE ALCOHOLIC BEVERAGE SERVICE FOR BEER, WINE AND LIQUOR IN THE R3C-C ZONE DISTRICT, IN THE CITY OF WEST HOLLYWOOD.” [M. CROWDER, A. POBLADOR]:**

*SUBJECT: The City Council will waive further reading and adopt Ordinance No. 21-1143, “An Ordinance of The City Council of The City of West Hollywood, Adopting A Zone Text Amendment To Allow On-Site Alcoholic Beverage Service For Beer, Wine, and Liquor in The R3C-C Zone District, in The City of West Hollywood,” or provide further direction to City staff.*

**ACTION:** Waive further reading and adopt Ordinance 21-1143, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, ADOPTING A ZONE TEXT AMENDMENT TO ALLOW ON-SITE ALCOHOLIC BEVERAGE SERVICE FOR BEER, WINE AND LIQUOR IN THE R3C-C ZONE DISTRICT, IN THE CITY OF WEST HOLLYWOOD.” **Approved as part of the Consent Calendar.**

**2.F. ADOPT ORDINANCE NO. 21-1144 (2ND READING) “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONE TEXT AMENDMENT TO MODIFY DRIVEWAY GRADE REQUIREMENTS FOR ACCESS TO SOLID WASTE STORAGE LOCATIONS FROM 15% TO 20%, AS ALREADY PERMITTED BY OFF STREET PARKING AND LOADING STANDARDS, CITYWIDE, WEST HOLLYWOOD, CALIFORNIA.” [M. CROWDER, A. POBLADOR]:**

*SUBJECT: The City Council will consider waiving further reading and adopt Ordinance No. 21-1144, “An Ordinance of The City Council of The City of West Hollywood Approving A Zone Text Amendment to Modify Driveway Grade Requirements for Access To Solid Waste Storage Locations From 15% To 20%, As Already Permitted By Off Street Parking And Loading Standards, Citywide, West Hollywood, California.”*

**ACTION:** Waive further reading and adopt Ordinance 21-1144, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING A ZONE TEXT AMENDMENT TO MODIFY DRIVEWAY GRADE REQUIREMENTS FOR ACCESS TO SOLID WASTE STORAGE LOCATIONS FROM 15% TO 20%, AS ALREADY PERMITTED BY OFF STREET PARKING AND LOADING STANDARDS, CITYWIDE, WEST HOLLYWOOD, CALIFORNIA.” **Approved as part of the Consent Calendar.**

- 2.G. ADOPT ORDINANCE NO. 21-1145 (2ND READING) “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING AMENDMENTS TO TITLE 19, ZONING ORDINANCE, TO AFFIRM THERE SHALL BE NO NET LOSS OF HOUSING UNITS IN THE R2 ZONE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA.” [M. CROWDER, A. POBLADOR]:**  
*SUBJECT: The City Council will consider waiving further reading and adopt Ordinance No. 21-1145, “An Ordinance Of The City Council Of The City Of West Hollywood, Approving Amendments To Title 19, Zoning Ordinance, To Affirm There Shall No Net Loss Of Housing Units In The R2 Zone, In The City Of West Hollywood, California.”*  
**ACTION:** Waive further reading and adopt Ordinance 21-1145, “AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD, APPROVING AMENDMENTS TO TITLE 19, ZONING ORDINANCE, TO AFFIRM THERE SHALL NO NET LOSS OF HOUSING UNITS IN THE R2 ZONE, IN THE CITY OF WEST HOLLYWOOD, CALIFORNIA.” **Approved as part of the Consent Calendar.**
- 2.H. COMMISSION AND ADVISORY BOARD MEETING SYNOPSES [M. CROWDER, A. POBLADOR]:**  
*SUBJECT: The City Council will receive Synopses from the Arts & Cultural Affairs Commission, Lesbian & Gay Advisory Board, Rent Stabilization Commission, Russian Advisory Board, Transgender Advisory Board, Transportation Commission regarding actions taken at their recent meeting.*  
**ACTION:** Receive and file. **Approved as part of the Consent Calendar.**
- 2.I. SOCIAL SERVICES UTILIZATION BY COMMUNITY MEMBERS OF COLOR DURING THE 2019-20 CONTRACT YEAR [C. SCHROEDER, D. GIUGNI, F. GOMEZ, D. NGUYEN, K. EGAN]:**  
*SUBJECT: The City Council will receive an analysis of demographic data, by service category, focused on community members of color who utilized social services during the 2019-20 contract year.*  
**ACTION:** Receive and file. **Approved as part of the Consent Calendar.**
- 2.J. THE HARLAND (702 N. DOHENY) LEASE-UP UPDATE [C. SCHROEDER, J. HOLUB, A. BARTLE]:**  
*SUBJECT: The City Council will receive an update on the progress of the lease-up of the 12 inclusionary housing units located at 702 N. Doheny.*  
**ACTION:** Receive and file. **Approved as part of the Consent Calendar.**
- 2.K. ARTS AND CULTURAL AFFAIRS COMMISSION CULTURAL EQUITY STATEMENT [L. BELSANTI, R. EHEMANN, M. CHE]:**  
*SUBJECT: Council will receive a report outlining the Arts and Cultural Affairs Commission development and adoption of a Cultural Equity Statement.*

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

- 2.L. CANNABIS ORDINANCE IMPLEMENTATION UPDATE [P. AREVALO, L. LANGER, J. LEONARD, J. ROCCO, D. RIVAS, Y. BENITEZ]:**  
*SUBJECT: The City Council will receive and file an update on the implementation of the City's cannabis ordinance, including an update on the progress made by the top scoring applicants in opening their businesses.*

**ACTION:** Receive and file an update on the implementation of the City's cannabis ordinance. **Approved as part of the Consent Calendar.**

- 2.M. WEST HOLLYWOOD GREEN WEEK 2021 [R. ABRAMSON, C. SARKEES, S. CAMPBELL, S. MARTINEZ, H. COLLINS, E. HAMANT, J. KEHO, R. EASON, J. ROCCO, H. DEMITRI]:**

*SUBJECT: The City Council will consider directing staff to formalize and promote the latter part of April 2021 as "West Hollywood Green Week", a celebratory event of information-sharing and educational programming intended to elevate community awareness about City programs and policies related to the natural and built environments.*

**ACTION:** Receive and file the plan to promote and celebrate the City's green initiatives and programs during an inaugural West Hollywood Green Week 2021. **Approved as part of the Consent Calendar.**

- 2.N. EMERGENCY CALL BOX – UPDATE [S. CAMPBELL, H. COLLINS]:**

*SUBJECT: The City Council will consider a plan to install emergency call boxes at three City park locations.*

**ACTION:** This Item was discussed with Items 4.B. and 4.C.

- 2.O. AWARD OF AGREEMENT WITH Blich ROOF COMPANY FOR THE CITY HALL ROOF REPLACEMENT PROJECT (CIP# 55-06) [S. CAMPBELL, H. COLLINS]:**

*SUBJECT: The City Council will consider awarding an Agreement to Blich Roof Company for the City Hall Roof Replacement Project (CIP# 55-06).*

**ACTIONS:** 1) Adopt No. 21-5389 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD APPROVING THE DESIGN AND PLANS FOR THE CITY HALL ROOF REPLACEMENT – 8300 SANTA MONICA BLVD, CIP 55-06, PURSUANT TO GOVERNMENT CODE SECTION 830.6 AND ESTABLISHING A PROJECT PAYMENT ACCOUNT; 2) Approve an Agreement with Blich Roof Company for the City Hall Roof Replacement Project (CIP# 55-06) at in the amount of \$157,368.75 and authorize the Facilities and Field Services Division to manage Change Orders to the Agreement in an amount not-to-exceed \$31,473.75 (20% contingency) for a total not-to-exceed contract amount of \$188,842.50; and 3) Authorize the City Manager, or designee, to execute all documents incident to the Agreement. **Approved as part of the Consent Calendar.**

**2.P. NEIGHBORHOOD TEST TRAFFIC CALMING AND SAFETY TREATMENTS [J. ROCCO, R. GARLAND, W. DAVIS]:**

*SUBJECT: The City Council will consider the approval of test traffic calming and safety treatments as part of the on-going Neighborhood Traffic Management process.*

**ACTION:** 1) Approve the following traffic calming and safety treatments: a. Larrabee Street and Harratt Street all-way stop control and bulb-outs, b. Willoughby Avenue and Ogden Drive all-way stop control, c. 600-700 block of West Knoll Drive test speed lumps, d. Sherwood Drive permanent traffic circles at Westbourne Drive, Westmount Drive and West Knoll Drive, e. Rosewood Avenue permanent traffic circles at Huntley Drive and Westbourne Drive; and 2) Approve Resolution 21-5390 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DESIGNATING LARRABEE STREET AND HARRATT STREET INTERSECTION, AND WILLOUGHBY AVENUE AND OGDEN DRIVE INTERSECTION AS ALL-WAY STOP CONTROL INTERSECTIONS AND DIRECTING STAFF TO ERECT APPROPRIATE SIGNS AND MARKINGS". **Approved as part of the Consent Calendar.**

**2.Q. TENANT HARASSMENT ORDINANCE [S. SHYNE, J. ERICKSON, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to review the City's tenant harassment ordinance to determine how it can be clarified and strengthened to provide further protections for tenants.*

**ACTION:** 1) Direct staff to review the City's tenant harassment ordinance to determine how the language can be clarified and strengthened to more clearly outline standards for landlords and to provide further protections for tenants; and 2) Present the findings and staff's recommendations to the Rent Stabilization Commission for feedback before returning to the City Council for consideration. **Approved as part of the Consent Calendar.**

**2.R. SMOKING CESSATION PROGRAMS [S. SHYNE, J. ERICKSON, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to evaluate and potentially expand the smoking cessation programs available to West Hollywood residents.*

**ACTION:** 1) Direct staff to evaluate and potentially expand the smoking cessation programs available to West Hollywood residents; 2) Direct staff to determine if additional funding is needed to expand the programs available and, if needed, return to City Council with a request for funding as part of the Fiscal Year 2021-2022 budget process; and 3) Direct staff to utilize all appropriate communication tools to share these resources with the public including, but not limited to, the City's website and social media tools and the rent stabilization newsletter. **Approved as part of the Consent Calendar.**

**2.S. PARTNERSHIP WITH HOMEBOY RECYCLING TO OFFER THE RETRIEVR E-WASTE RECYCLING SERVICE TO WEST HOLLYWOOD RESIDENTS [L. HORVATH, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to look into entering into an agreement with Homeboy Recycling to offer the Retrievr electronic waste (e-waste) recycling service to West Hollywood residents, which will expand available recycling services.*

**ACTION:** 1) Direct staff to look into entering into an agreement with Homeboy Recycling to offer the Retrievr electronic waste (e-waste) recycling service to West Hollywood residents, which will expand available recycling services; and 2) If staff determines the City can move forward with an agreement: a. Direct the Communications Department to utilize all appropriate communication tools to promote the services, such as the City's website, social media tools, and a press release, b. Direct staff to return to the City Council with an evaluation of the program after one year of implementation – including resident participation and feedback – and provide recommendations for next steps. **Approved as part of the Consent Calendar.**

**2.T. RESOLUTION DENOUNCING HATE CRIMES AND ACTS OF VIOLENCE AGAINST ASIAN AMERICANS AND PACIFIC ISLANDERS [S. SHYNE, J. ERICKSON, J. LEONARD, A. LOVANO, J. DUCKWORTH]:**

*SUBJECT: The City Council will consider adopting a resolution denouncing hate crimes and acts of violence against Asian Americans and Pacific Islanders.*

**ACTION:** 1) Approve Resolution No. 21-5391 "A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD DENOUNCING HATE CRIMES AND ACTS OF VIOLENCE AGAINST ASIAN AMERICANS AND PACIFIC ISLANDERS;" 2) Direct the Community and Legislative Affairs Division to send copies of the adopted resolution to President Joe Biden, Senators Dianne Feinstein and Alex Padilla, Representative Adam Schiff, California Governor Gavin Newsom, CA State Senator Ben Allen, and CA Assembly Member Richard Bloom, and other parties as appropriate; and 3) Direct the Communications Department to utilize all appropriate communication tools to voice the City's stance, such as a press release, the City's website, and social media tools. **Approved as part of the Consent Calendar.**

**2.U. RESOLUTION IN SUPPORT OF AB 854 (LEE) RESIDENTIAL REAL PROPERTY: WITHDRAWAL OF ACCOMMODATIONS [J. LEONARD, H. MOLINA]:**

*SUBJECT: The City Council will consider adopting a resolution in support of AB 854 (Lee), which will amend the State's Ellis Act to prohibit a property owner from filing a notice with a public agency to remove housing from the rental market if not all owners have been the owner of record for at least five (5) continuous years, and prohibiting an owner that has*

*already filed an intent to withdraw from filing another intent to withdraw on a different property within 10 years of the first filing.*

**ACTION:** 1) Adopt Resolution No. 21-5392 “A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WEST HOLLYWOOD IN SUPPORT OF AB 854 (LEE) RESIDENTIAL REAL PROPERTY: WITHDRAWAL OF ACCOMMODATIONS”; and 2) Direct staff to send copies of the adopted resolution to Governor Gavin Newsom, Senator Ben Allen, Assemblymembers Alex Lee, Richard Bloom, David Chiu, Phil Ting, and other legislators and statewide partners as appropriate. **Approved as part of the Consent Calendar.**

**2.V. (5.D.) HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2020 [C. SCHROEDER, J. HOLUB, A. BARTLE, J. KEHO, R. EASON, R. DIMOND, J. ALKIRE]:**

*SUBJECT: The City Council will receive the Annual Housing Element Report for calendar year 2020 and authorize staff to submit the report to the California Department of Housing and Community Development in compliance with state requirements.*

**ACTION:** Authorize staff to submit the 2020 Annual Housing Element Report to the California State Department of Housing and Community Development. **Approved as part of the Consent Calendar.**

**3. PUBLIC HEARINGS: None.**

**4. UNFINISHED BUSINESS:**

*\*As part of the Approval of the Agenda, the City Council approved hearing Items out of order. Item 4.D. was heard as the first Item\**

**4.D. COMMISSION, ADVISORY BOARD, AND SOCIAL JUSTICE TASK FORCE APPOINTMENTS AND RE-APPOINTMENTS [Y. QUARKER, M. CROWDER]:**

*SUBJECT: As a follow-up to the February 16, 2021 City Council meeting, the City Council will make At-Large Appointments to the City's Commissions and Advisory Boards.*

**ACTIONS:** Make new appointments or re-appointments to City Commissions and Advisory Boards; with terms ending February 28, 2023, as follows: 1) Mayor Horvath made the following Direct Appointments: a. Historic Preservation Commission – **Ed Levin**, Public Facilities Commission – **Noemi Torres**, Transportation Commission – **Dan Wentzel**, Disabilities Advisory Board – **Mikie (Myra) Friedman**, and the Transgender Advisory Board – **Karina Samala**; 2) Mayor Pro Tempore Meister made the following Direct Appointment: Women's Advisory Board – **Melissa Purner**; 3) Councilmember D'Amico made the following Direct Appointment: Transgender Advisory Board – **Mallery Robinson**; 4) The City Council made the following At-Large Appointments: Arts & Cultural Affairs Commission: **Dan Faltz and Todd Williamson**; Business License

Commission: **Mark Yusupov and Anthony Vulin**; Historic Preservation Commission: **Andrew Campbell and Gail Ostergren**; Human Services Commission: **Jimmy Palmieri and Joy Freiberg**; Planning Commission: **Michael Lombardi and Tushar Dutta**; Public Facilities Commission: **Elaine Polacheck and Richard Karliss**; Public Safety Commission – **TABLED**; Rent Stabilization Commission – **Kellan Martz and Josh Kurpies**; Transportation Commission - **Alexander Bazley and Alexander Gurfinkel**; 5) The City Council made the following At-Large Appointments: Disabilities Advisory Board: **TABLED**; Russian Advisory Board: **Ekaterina Kutepova, Alex Tolocenco, Luybov Levitan, Diana Volman**; Senior Advisory Board – **John Allendorfer, A. Lee Walkup, Michael Hollingsworth, David Eichman**; Transgender Advisory Board: **Eden Luna, Andy Ruiz, Jacob Rostovsky, Shayne Ivan Nash**; Women’s Advisory Board: **Timothea Tway, Danielle Nisim, Sajji Lazarus, Nicole Payton**; and 6) The City Council made the following At-Large Appointments to the Social Justice Task Force for at least 10 meetings or until the Task Force is disbanded: **Daniel Zamilpa, Krupa Desai, Jorge Separak, Giselle Washington**.

***\*\*The City Council took a recess at 8:26 p.m. and returned at 8:39 p.m.\*\****

**4.A. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING SMOKING IN MULTI-FAMILY DWELLINGS BY ADDING CHAPTER 7.10 (SMOKING IN MULTI-FAMILY DWELLINGS) TO TITLE 7 (HEALTH) OF THE WEST HOLLYWOOD MUNICIPAL CODE AND AMENDING CHAPTER 1.08 (GENERAL PENALTY PROVISIONS) TO MAKE VIOLATIONS OF CHAPTER 7.10 SUBJECT TO ADMINISTRATIVE PENALTY PROCEDURES [J. ROCCO, D. RIVAS, L. LANGER, C. SCHROEDER, J. HOLUB]:**

*SUBJECT: The City Council will consider two amendments to the West Hollywood Municipal Code, (1) prohibiting smoking in common areas and in new units within multi-family dwellings; and based on the direction received by the City Council on March 15, 2021, (2) consider a second ordinance prohibiting smoking in existing units.*

Acting Rent Stabilization & Housing Manager Jonathan Holub provided background information as outlined in the staff report dated April 5, 2021.

Mayor Pro Tempore Meister inquired about existing owner-occupied condominiums. Mr. Holub responded to this inquiry.

DR. MARIELLE REATAZA, WEST HOLLYWOOD, thanked the City for their continuing work on this issue. She expressed concern with the reasonable accommodation provisions in the proposed ordinance.

Mayor Horvath inquired about the definition of disability in the ordinance and if it covers individuals with addiction. City Attorney Langer responded to this inquiry. Mayor Horvath inquired about remedies available for individuals who share a common wall with a smoker. City Attorney Langer responded to this inquiry. Mayor Horvath proposed providing air filtration systems to individuals who share a wall with a smoker. Councilmembers Shyne and Erickson expressed their support for this recommendation.

Mayor Pro Tempore Meister expressed continued concern with loopholes, conflicts with the City's Rent Stabilization Ordinance (RSO), potential evictions, tenant harassment, HIPAA violations, and the City Manager's Office having purview over the reasonable accommodation approvals as a result of the proposed ordinance. Additionally, she suggested that exemptions be provided to persons living in rent controlled units or all units prior to January 1, 2012.

Councilmember D'Amico agrees with Mayor Pro Tempore Meister's concerns and suggested that the City ban smoking in all units.

Councilmember Shyne thanked Councilmember Erickson for supporting the smoking cessation item. She asked City Attorney Langer to respond to Mayor Pro Tempore Meister's concern regarding potential HIPAA violations related to the reasonable accommodation requests. She recommended that the ordinance for existing tenancies does not go into effect until December 31, 2022.

City Attorney Langer responded to concerns expressed by the Council regarding potential HIPAA violations.

A brief discussion regarding the funding for the air filtration systems as well as who would provide them ensued.

**ACTION:** Introduce on First Reading Ordinance 21-1134: AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING SMOKING IN COMMON AREAS AND NEW UNITS LOCATED IN MULTI-FAMILY DWELLINGS BY ADDING CHAPTER 7.10 (SMOKING IN MULTI-FAMILY DWELLINGS) TO TITLE 7 (HEALTH) OF THE WEST HOLLYWOOD MUNICIPAL CODE AND AMENDING CHAPTER 1.08 (GENERAL PENALTY PROVISIONS) TO MAKE VIOLATIONS OF CHAPTER 7.10 SUBJECT TO ADMINISTRATIVE PENALTY PROCEDURES. **Motion by Councilmember Meister, seconded by Councilmember D'Amico, and approved.**

Introduce on First Reading Ordinance 21-1147: AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD PROHIBITING SMOKING IN EXISTING UNITS IN MULTI-FAMILY DWELLINGS AND CREATING AN EXEMPTION BY AMENDING CHAPTER 7.10 (SMOKING IN MULTI-FAMILY DWELLINGS) OF TITLE 7 (HEALTH) OF THE WEST

HOLLYWOOD MUNICIPAL CODE; 2) The City will provide air filtration units to affected tenants upon request; and 3) Change the effective date of the ordinance to December 31, 2022. **Motion by Erickson, and seconded by Mayor Horvath, noting the “no” vote of Mayor Pro Tempore Meister.**

*\*\*Items 2.N., 4.B., and 4.C. were heard together\*\**

**4.B. PUBLIC SAFETY UPDATE [K. COOK, E. RAMIREZ, D. SMITH, J. JIMENEZ, D. RIVAS, C. PLANCK, D. GIUGNI]:**

*SUBJECT: The City Council will receive an update on public safety activities and provide additional direction to staff.*

Public Safety Director Kristin Cook provided background information as outlined in the staff report dated April 5, 2021.

Los Angeles Sheriff's Department West Hollywood Station Captain Ed Ramirez and Los Angeles County Fire Department Acting Assistant Fire Chief Drew Smith also provided reports.

Councilmember D'Amico asked for an update on Cookies, challenges with the homeless population, implementation of the Center for Policing Equity study, and more expeditious plan review by the Fire Department. Captain Ramirez and Chief Smith responded to these inquiries.

Councilmember Shyne asked for clarification regarding Appendix 27 in which incidents at Crescent Heights and Fountain are reported twice. Captain Ramirez noted this was a typo. She requested that staff reach out to Ascencia and the LGBT Center regarding operations and beds. Also, she inquired if homeless individuals that we are providing housing are being given access to COVID-19 vaccinations. Strategic Initiatives Manager Corri Planck responded to the inquiry regarding vaccinations.

Councilmember Erickson inquired about homelessness and poverty and how this report addresses those concerns. Strategic Initiatives Manager Corri Planck and Social Services Manager David Giugni responded to this inquiry. Councilmember Erickson thanked Captain Ramirez, Chief Smith, and City staff for their work keeping the community safe.

Mayor Pro Tempore Meister inquired about tracking sex trafficking crimes and stated concerns about violent unhoused people. She also inquired about speeding along Sunset and Beverly. Additionally, she mentioned an increase in gun crimes. She stated that the City needed to find new ways to deal with violent and mentally ill homeless people. Captain Ramirez responded to her inquiry. Finally, she thanked all of the volunteers for their service to the community.

Mayor Horvath posed several questions regarding various issues including sex crimes, mail theft, discussions with community members regarding social equity in policing and race relations, use of force, and arson. Captain Ramirez and Chief Smith provided some information; however, they indicated that they need to conduct further research in order to provide accurate information. Mayor Horvath recommended that a Public Safety Update and issues related to homelessness be provided quarterly rather than every six (6) months.

Mayor Pro Tempore Meister recommended that for future Public Safety reports, the City Council should hold Special Study Sessions, where only Public Safety and Social Services issues would be discussed.

**ACTIONS:** 1) The City Council received an update on public safety activities; provided additional direction to staff regarding public safety priorities such as crime prevention and resources to address homelessness and neighborhood livability; and 2) Received an update on efforts by staff and the Public Safety Commission to promote justice and equity in policing.

**2.N. EMERGENCY CALL BOX – UPDATE [S. CAMPBELL, H. COLLINS]:**  
*SUBJECT: The City Council will consider a plan to install emergency call boxes at three City park locations.*

Mayor Horvath inquired how staff determined which parks the emergency call boxes would be installed. Director of Facilities & Recreation Services Steve Campbell and Facilities & Field Services Manager Helen Collins responded to this inquiry.

**ACTION:** Approve the recommended plan for installation of emergency call boxes at City parks as outlined in this staff report. **Motion by Mayor Horvath, seconded by Councilmember Erickson, and approved.**

**4.C. UPDATE TO THE PUBLIC SAFETY COMMISSION'S DUTIES AND AMENDMENT TO THE WEST HOLLYWOOD MUNICIPAL CODE SECTION 2.60.080 (DUTIES – PUBLIC SAFETY COMMISSION) [Y. QUARKER, M. CROWDER, K. COOK, J. JIMENEZ, L. LANGER]:**  
*SUBJECT: As a follow-up to the February 16, 2021 City Council discussion regarding the purview of the Public Safety Commission, the City Council will introduce on first reading an ordinance amending the duties of the Public Safety Commission as defined in the West Hollywood Municipal Code Section 2.60.080.*

Councilmember Shyne inquired about why the reference to BIPOC was not included in Section D of Municipal Code Section 2.60.080. Acting City Clerk Crowder responded to this inquiry.

Councilmember D'Amico inquired about the Public Safety Commission discussing safety more rather than crimes. Public Safety Director Kristin Cook responded to this inquiry. Councilmember D'Amico also suggested that the crime statistics be provided as a Consent Calendar item on the Public Safety Commission agenda rather than as a discussion item.

**ACTION:** 1) Introduce on first reading Ordinance 21-1148 "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING PORTIONS OF TITLE 2, ARTICLE 3, CHAPTER 2.60, SECTION 2.60.080 OF THE WEST HOLLYWOOD MUNICIPAL CODE"; and 2) Direct the Public Safety Commission to focus on safety versus crime, create themes for each meeting, and place the crime statistics update on the Consent Calendar. **Motion by Councilmember D'Amico, seconded by Councilmember Erickson, and approved.**

#### **NEW BUSINESS:**

##### **5.A. REPROGRAMMING 2019-20 CONTRACT SAVINGS AND UNSPENT FUNDS [C. SCHROEDER, D. GIUGNI, L. ISENBERG]:**

*SUBJECT: The City Council will receive a report on the reallocation of \$105,281 in returned funds, and \$32,548 in unspent/withheld funds from the 2019-20 Social Services contract year, and \$18,112 in contract savings from the current 2020-21 Social Services contract year due to previously terminated contracts. The City Council will consider approving funding in the amount of \$187,498 for supplemental programming to address the intensification of Social Services needs as identified in the 2019-22 Social Services funding process.*

Mayor Horvath inquired if some of the unspent funds could be allocated to sexual assault survivor, domestic violence, and intimate partner violence programs. Social Services Manager David Giugni responded to this inquiry. Mayor Horvath recommended that staff submit a request for funding for this programming as part of the upcoming budget discussions.

**ACTION:** Authorize the Director of Finance & Technology Services to allocate \$187,498 from unallocated reserves in the General Fund to account number 100-3-05-53-536023 for funding related to previously-approved supplemental Social Services programming. **Motion by Councilmember Shyne, seconded by Mayor Horvath, and approved.**

*\*\*Items 5.B. and 5.C. were heard together\*\**

##### **5.B. CORRESPONDENCE FROM THE RENT STABILIZATION COMMISSION REGARDING INOPERATIVE ELEVATORS [C. SCHROEDER, J. HOLUB, Y. SPITERI, J. ROCCO, D. RIVAS]:**

*SUBJECT: The City Council will consider the correspondence and*

*recommendations made by the Rent Stabilization Commission relating to the issue of inoperative elevators.*

**ACTION:** This Item was heard with Item 5.C. The City Council direction for both items is included with Item 5.C.

**5.C. AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 17.52.110 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO TEMPORARY REPOSSESSION OF A RENTAL UNIT BY A LANDLORD FOR AUTHORIZED CORRECTIONS [C. SCHROEDER, J. HOLUB, G. AVILES]:**

*SUBJECT: The City Council will consider an amendment to the Rent Stabilization Ordinance's provisions relating to landlord obligations to provide relocation benefits to a tenant temporarily dispossessed of their dwelling unit due to necessary repairs, government order, termite treatment, or inoperative elevators.*

BEVERLY KENWORTHY, ON BEHALF OF THE CALIFORNIA APARTMENT ASSOCIATION, spoke in support of the item overall but expressed concern with the 24-hour time period and one year lease requirements.

Mayor Pro Tempore Meister noted that all of the concerns expressed by the Rent Stabilization Commission are valid. She requested that Planning and Development Services Staff review the requirements for elevators in new developments, especially projects for seniors and disabled individuals. She inquired about providing parking as part of the per diem, like accommodations, 90 days to make repairs, and monitoring the progress of the repairs monthly.

Councilmember Shyne agreed with Mayor Pro Tempore Meister's comments. She expressed concern regarding the per diem for pets. Acting Rent Stabilization & Housing Manager Jonathan Holub noted these recommendations will be included in the proposed fee resolution. She also asked that staff ensure that tenants are reimbursed in a timely manner. Acting Rent Stabilization & Housing Manager Jonathan Holub responded to this inquiry.

Mayor Horvath spoke about fixing inoperable elevators in a timely manner, and the numerous emails that the City Council has received on regarding this issue. She noted that the goal should be how to resolve this issue as quickly as possible. She suggested an elevator maintenance plan for buildings that continually experience elevator issues as well as a services and safety plan.

Councilmember Shyne made recommendations on the time frames that trigger relocation. This is similar to the "necessary repair" under the existing code.

Councilmember D'Amico inquired about who determines if the unit isn't inhabitable. Acting Rent Stabilization & Housing Manager Jonathan Holub responded to this inquiry.

Mayor Pro Tempore Meister requested that staff return with an item to address livability such as loss of hot water, electricity, etc. Code Compliance Manager Danny Rivas responded to this.

**ACTION:** The City Council discussed the proposed ordinance "AN ORDINANCE OF THE CITY OF WEST HOLLYWOOD AMENDING SECTION 17.52.110 OF THE WEST HOLLYWOOD MUNICIPAL CODE RELATING TO TEMPORARY REPOSSESSION OF A RENTAL UNIT BY A LANDLORD FOR AUTHORIZED CORRECTIONS", provided additional direction, and directed staff to return with a first reading on the Consent Calendar; and 3) Update the resolution as directed. **Motion by Councilmember D'Amico, seconded by Councilmember Erickson, and approved.**

**5.D. HOUSING ELEMENT ANNUAL PROGRESS REPORT FOR CALENDAR YEAR 2020 [C. SCHROEDER, J. HOLUB, A. BARTLE, J. KEHO, R. EASON, R. DIMOND, J. ALKIRE]:**

*SUBJECT: The City Council will receive the Annual Housing Element Report for calendar year 2020 and authorize staff to submit the report to the California Department of Housing and Community Development in compliance with state requirements.*

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

**5.E. EVALUATION OF MINIMUM PARKING REQUIREMENTS IN THE ZONING CODE [J. ERICKSON, J. LEONARD, A. LOVANO]:**

*SUBJECT: The City Council will consider directing staff to perform an evaluation of the minimum parking requirements outlined in the Zoning Code for various land uses.*

ADAM DARVISH, WEST HOLLYWOOD, spoke regarding the impact on residents.

CHARLIE JASPER, WEST HOLLYWOOD, spoke in opposition to the Item.

CHELSEA BYERS, WEST HOLLYWOOD, spoke in support of the Item.

DESIREE LORANGER, WEST HOLLYWOOD, spoke in opposition to the Item.

Mayor Pro Tempore Meister recommended that this Item be deferred until a year or more after the pandemic. She recommended against unbundling of parking in residential neighborhoods.

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Councilmember Shyne expressed interest in exploring unbundling parking requirements. She noted that she would like to maximize parking in transit-rich areas in commercial corridors and find creative solutions to parking.

Mayor Horvath indicated her support for the Item.

Councilmember Erickson commented that the Transportation and Public Safety Commissions review the Item, as well as Government Affairs Committee for the Chamber of Commerce. He also suggested a community meeting to discuss the proposal.

Councilmember D'Amico expressed interest in a review of the Zoning Code as it relates to parking.

**ACTION:** 1) Direct staff to perform an evaluation of the minimum parking requirements outlined in the Zoning Code to determine if there are alternatives to the current system that more appropriately meet modern parking needs and address other City goals outlined in this report; and 2) Present the results of the evaluation and recommendations to the Planning Commission, Transportation Commission, Public Safety Commission, the Governmental Affairs Committee of the Chamber of Commerce, and a community meeting for review prior to returning to City Council. **Motion by Councilmember Erickson, seconded by Councilmember D'Amico, and approved.**

**EXCLUDED CONSENT CALENDAR: None.**

**6. LEGISLATIVE: None.**

**PUBLIC COMMENT: None.**

**COUNCILMEMBER COMMENTS: None.**

**ADJOURNMENT:** The City Council adjourned at 12:19 a.m. in memory of Troy D. Rapp, Shannon R. Perkins, Matthew J. Hicks-Morris, Officer Christopher Walsh, Delaina Ashley Yaun, Paul Andre Michels, Xiaojie Tan, Daoyou Feng, Soon Chung Park, Hyun Jung Grant, Suncha Kim, Yong Ae Yue, Officer Eric Talley, Rikki Olds, Denny Stong, Neven Stanistic, Tralona Bartkowiak, Suzanne Fountain, Teri Leiker, Kevin Mahoney, Lynn Murray, Jody Waters, Matthew Farias, Jenevieve Raygoza, Leticia Solis Guzman, Luis Tovar, Michael D. Spearman, Peter Joseph Maietta, and Dr. Steven P. Wallace to its next regular meeting, which will be on Monday, April 19, 2021 at 6:00 P.M. \*via teleconference.

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PASSED, APPROVED, AND ADOPTED by the City Council of the City of West Hollywood at a regular meeting held this 19<sup>th</sup> day of April, 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.   |

DocuSigned by:

*Lindsey P. Horvath*

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LINDSEY P. HORVATH, MAYOR

ATTEST:

DocuSigned by:

*Melissa Crowder*

MELISSA CROWDER, ACTING CITY CLERK