

**Los Angeles City Council, Journal/Council Proceeding
Wednesday, June 16, 2021**

JOHN FERRARO COUNCIL CHAMBER ROOM 340, CITY HALL 200 NORTH SPRING STREET, LOS ANGELES, CA 90012 - 10:00 AM

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

Roll Call

Members Present: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, O'Farrell, Raman, Ridley-Thomas, Rodriguez and President Martinez (14); Absent:

**Price (1)
Approval of the Minutes**

Commendatory Resolutions, Introductions and Presentations

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items for which Public Hearings Have Been Held

(1) **15-1320-S1
CD 13**

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION (MND), ADDENDUM, PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT, and ORDINANCE FIRST CONSIDERATION relative to a Conditional Use Permit Appeal and Zone Change for the properties located at 1523-1541 North Wilcox Avenue.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that, based on the independent judgment of the decision-maker, after consideration of the whole of the administrative record, the Project was assessed in MND No. ENV-2014-3707-MND-REC-1, adopted on September 10, 2015; and, pursuant to California Environmental Quality Act Guidelines 15162 and 15164, as supported by the Addendum dated October 2020 (ENV-2014-3707-MND-REC2), no major revisions are required to the MND; and, no subsequent Environmental Impact Report or negative declaration is required for approval of the Project.

2. ADOPT the FINDINGS of the Central Los Angeles Area Planning Commission (CLAAPC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by David Carrera, and THEREBY SUSTAIN the determination of the CLAAPC in approving a Conditional Use Permit to allow the sale and dispensing of a full line of alcoholic beverages for on-site consumption in conjunction with 1) a 5,125 square-foot ground floor restaurant and 840 square-foot outdoor eating area; 2) 4,970 square-foot combined lobby and lobby bar; 3) 4,105 square-foot rooftop restaurant, bar, and lounge, and a 1,193 square-foot outdoor dining terrace; 4) 3,406 square-foot combined pool bar, pool bar lounge, and pool deck; and, 5) within controlled access cabinets in the guest rooms (mini bars); the ground floor restaurant and bar would have operating hours between 6:00 a.m. and 2:00 a.m. daily; the enclosed rooftop restaurant would have operating hours from 7:00 a.m. to 12:00 a.m. daily; and, the outdoor rooftop areas would operate between 7:00 a.m. and 12:00 a.m. daily; for the properties located at 1523-1541 North Wilcox Avenue, subject to the Conditions of Approval as modified by the PLUM Committee on April 20, 2021, to change the hours of operation of the rooftop restaurant, reflected in Condition No. 7.d, for a closure time of 12:00 a.m.
4. PRESENT and ADOPT the accompanying ORDINANCE, dated December 8, 2020, effectuating a Zone Change from (T)(Q)C4-2D to (Q)C2-2D, pursuant to Section 12.32 of the Los Angeles Municipal Code (LAMC), for the use and maintenance of a 190-room hotel with: 1) a 5,125 square-foot ground floor restaurant and 840 square-foot outdoor eating area; 2) 4,970 square-foot combined lobby and lobby bar; 3) 4,105 square-foot rooftop restaurant, bar, and lounge, and a 1,193 square-foot outdoor dining terrace; and, 4) a 3,406 square-foot combined pool bar, pool bar lounge, and pool deck; the ground floor restaurant and bar would have operating hours between 6:00 a.m. and 2:00 a.m. daily; the enclosed rooftop restaurant would have operating hours from 7:00 a.m. to 12:00 a.m. daily; the outdoor rooftop areas would operate between 7:00 a.m. and 12:00 a.m. daily; with live entertainment (including disc jockeys) and amplified music within the lobby bar, and live acoustic (non-amplified) music with up to three musicians and ambient music to complement the dining, bar, and/or lounge experience within the Project's ground floor restaurant and outdoor eating area; including a maximum of 24 special events annually; for the properties located at 1523-1541 North Wilcox Avenue, subject to the Conditions of Approval.
5. ADVISE the applicant, pursuant to LAMC Section 12.32 G:

...property shall not remain in a Q Qualified classification for more than six years unless during that time: (1) there is substantial physical development of the property to allow for one or more of the uses for which the Q Qualified classification was adopted; or (2) if no physical development is necessary, then the property is used for one or more of the purposes for which the Q Qualified classification was adopted... When these time limitations expire, the Q Qualified classification and the authority contained therein shall become null and void, the rezoning proceedings shall be terminated, and the property thereafter may only be utilized for those purposes permitted prior to the commencement of such rezoning proceedings.

6. ADVISE the applicant that, pursuant to State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project, and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

Applicant: 1541 Wilcox Hotel, LLC

Representative: Alfred Fraijo, Jr., Sheppard, Mullin, Richter, and Hampton, LLP

Case No. APCC-2020-537-ZC-CUB-1A

Environmental No. ENV-2014-3707-MND-REC2

Related Case: CPC-2014-3706-ZC-HD-ZAA-SPR

Fiscal Impact Statement:

The CLAAPC reports that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

(Continued from Council meeting of June 2, 2021)

Adopted Item to Continue to June 23, 2021

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(2) **20-0147-S46**

BUDGET AND FINANCE COMMITTEE REPORT relative to the COVID-19 Emergency Response Account - General City Purposes Fund Status Reports.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer reports, attached to the Council file, relative to the COVID-19 Emergency Response Account - General City Purposes Fund Status Report for the weeks ending April 9, 2021, through May 21, 2021.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(3) **21-0505**

BUDGET AND FINANCE COMMITTEE REPORT relative to the escheatment of funds from the Unclaimed Monies Seized Incidental to Arrest Trust Fund (UMSIATF) to the City's General Fund.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. INSTRUCT the Los Angeles Police Department (LAPD) and the City Treasurer to process the sum of \$469,799.28 from the UMSIATF No. 7772.
2. TRANSFER all identified eligible monies to the City's General Fund, Fund No. 100/70, Revenue Source Code No. 4834.

Fiscal Impact Statement: None submitted by the Office of Finance (Finance). Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(4) **21-0427**

BUDGET AND FINANCE COMMITTEE REPORT relative to delinquent accounts receivables submitted by the Board of Public Works and the Los Angeles Housing and Community Investment Department (HCIDLA) to the Collections Board of Review (Board).

Recommendation for Council action:

APPROVE the Board recommendation to authorize the HCIDLA to remove from its active accounts receivables 32 uncollectible invoices totaling \$371,268.70.

Fiscal Impact Statement: The Board reports the proposed action will decrease the City's receivable base by \$371,268.70.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(5) **20-0600-S92**

BUDGET AND FINANCE COMMITTEE REPORT relative to outside counsel expenditures for Fiscal Year (FY) 2020-21.

Recommendation for Council action:

NOTE and FILE the City Attorney reports dated March 24, 2021 and April 19, 2021, relative to Citywide Outside Counsel Expenditures for FY 2020-21, as of September 30, 2020, and December 30, 2020.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(6) **19-0454**

TRANSPORTATION COMMITTEE REPORT relative to installing "No Trucks / Bus Idling" signs at certain locations.

Recommendation for Council action:

INSTRUCT the Los Angeles Department of Transportation (LADOT) to install and maintain "No Trucks / Bus Idling" signs at locations requested in writing from the California Air Resources Board, with concurrence of the affected Council Office, and provided that enforcement has been accepted by an appropriate law enforcement agency.

Fiscal Impact Statement: None submitted. Neither the City Administrative Officer nor the Chief Legislative Analyst (CLA) has completed a financial analysis of this report.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(7) **21-1200-S12**

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS
COMMITTEE REPORT relative to the appointment of Mr. John Wirfs to the
El Pueblo de Los Angeles Historical Monument Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. John Wirfs to the El Pueblo de Los Angeles Historical Monument Authority for the term ending June 30, 2022, to fill the vacancy created by Sal DiCostanzo, is APPROVED and CONFIRMED. Mr. Wirfs resides in Council District 14. (Current composition: M=5; F=3.)

Financial Disclosure Statement: Pending

Background Check: Pending

Community Impact Statement: None submitted

TIME LIMIT FILE - 6/25/2021

(LAST DAY FOR COUNCIL ACTION - 6/25/2021)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(8) **18-0555
CD 1**

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to acquiring real property located at 323 North San Fernando Road for the proposed Clean Water Campus (CWC) project.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Bureau of Sanitation (BOS), Department of General Services (GSD), City Administrative Officer (CAO), and Chief Legislative Analyst (CLA) to negotiate and execute a purchase and sale agreement (PSA) with Goodwill Southern California (Goodwill) to acquire the property located at 323 North San Fernando Road, (APN 5447- 007-009)/(Goodwill Site), pursuant to the Motion, attached to the Council file, for the not to exceed amount of \$6,050,000 plus \$15,000 in transaction costs.

2. AUTHORIZE the GSD to execute a License Agreement for 148 parking spaces with Goodwill to allow Goodwill personnel to park their vehicles at the Goodwill Site preconstruction for a period of one year from the date of purchase.
3. AUTHORIZE the BOS, GSD, CAO, and CLA to enter into an exclusive negotiation with the Development Team as a condition of the PSA, for up to a 12-month period to determine if mutually agreeable terms can be reached on the design, construction, and maintenance of the proposed CWC Building under a performance-based contract. The authority provided under Recommendation Nos. 1, 2 and 3 are subject to the resulting agreements and must substantially adhere to Attachment 3 - the Goodwill Site Term Sheet and License Agreement Term Sheet attachment to the Municipal Facilities Committee (MFC) report dated April 16, 2021, attached to the Council file.
4. REQUEST the Controller, upon instructions from the Director and General Manager, BOS, to create a new appropriation in the Wastewater System Commercial Paper A Construction Fund No. 70W/50, Appropriation Unit TBD, in the amount of \$6,065,000.
5. AUTHORIZE the BOS to encumber \$100,000 in the Sewer Capital Fund No. 761/50, Appropriation Unit No. 50SGC3, for a contract with a consultant to provide an independent financial analysis of the Exclusive Negotiating Agreement, related agreements, cost comparisons with other project delivery models, etc. This contract shall be administered by the CAO, with assistance from the CLA.
6. DIRECT the BOS to provide bi-monthly status reports on the status of the negotiations to the MFC and in advance of the deadline for determining inclusion of the additional 200 parking spaces.
7. AUTHORIZE the CAO and CLA to make technical corrections consistent with the Mayor and Council action on this matter.

Fiscal Impact Statement: The MFC reports that there is no anticipated fiscal impact to the General Fund resulting from the above recommendations, as associated costs will be paid from budgeted funds within the Sewer Construction and Maintenance Fund.

Financial Policies Statement: The MFC reports that the above recommendations comply with the City's Financial Policies in that expenditures of the special funds are limited to and within the mandate of the funding source.

Debt Impact Statement: The MFC reports that the issuance of Wastewater System Revenue Bonds (Bonds) is an obligation of the Sewer Construction and Maintenance Fund. The issuance of Bonds to refinance the commercial paper notes included in this report would cause the City to borrow \$6,065,000 at an assumed interest rate of 5.5% over 30 years. The resulting estimated debt service is approximately \$12,519,000 including interest of \$6,454,000. During the life of the bonds, the estimated average annual debt service is approximately \$417,000. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. The MFC cannot fully predict what interest rates will be in the future.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(9) **18-0185**
CD 9

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to declaring the City-owned property located at 4366 South Main Street as exempt surplus land.

Recommendation for Council action:

ADOPT the recommendations of the Municipal Facilities Committee (MFC) report dated April 16, 2021, attached to the Council file, to declare the City-owned property located at 4366 South Main Street, Los Angeles, CA 90037 (Assessor's Parcel No. 5113-036-900), in Council District 9, as "exempt surplus land" under AB 1486 due to the transfer of this property to another local, state or federal agency (California Conservation Corps).

Fiscal Impact Statement: The MFC reports that Council approval of the "exempt surplus land" status of the property is not anticipated to have an immediate impact on the General Fund. However, the eventual sale of the property may have a positive impact on the General Fund once the price is determined and the property sold.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(10) **21-0402**
CD 7

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to a new month-to-month license agreement with the Judicial Council of California for office space at the San Fernando Courthouse located at 900 Third Street.

Recommendation for Council action:

AUTHORIZE the Department of General Services, on behalf of the City Attorney and the Los Angeles Police Department, to negotiate and execute a new month-to-month license agreement with the Judicial Council of California for office space at the San Fernando Courthouse located at 900 Third Street, San Fernando, CA, with a retroactive start date of July 1, 2020.

Fiscal Impact Statement: The Municipal Facilities Committee reports that there is no additional General Fund impact for the current year beyond monies budgeted within the citywide leasing account. Of the total cost of \$79,012 for this lease, \$17,052 was budgeted for this purpose as part of the 2020-21 City Budget. The remaining \$61,960 in unbudgeted costs will be offset using a contingency reserve set aside for projected increases in multiple courthouse leases, which will be fully depleted once all pending courthouse lease executions are authorized and become effective.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(11) **21-0399**
CD 9

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to a new month to-month license agreement with the

Judicial Council of California for office space at the Metropolitan Courthouse located at 1945 South Hill Street.

Recommendation for Council action:

AUTHORIZE the Department of General Services, on behalf of City Attorney and the Los Angeles Police Department, to negotiate and execute a new month to-month license agreement with the Judicial Council of California to provide a confirmed 7,722 square feet of office space, and 25 square feet of roof space for a communications antenna at the Metropolitan Courthouse located at 1945 South Hill Street, with a retroactive start date of July 1, 2020.

Fiscal Impact Statement: The Municipal Facilities Committee reports that there is no additional General Fund impact for the current year beyond monies budgeted within the citywide leasing account. Of the total cost of \$298,967 for this lease, \$202,401 was budgeted for this purpose as part of the 2020-21 City Budget. The remaining \$96,566 in unbudgeted costs will be offset using a contingency reserve set aside for projected increases in multiple courthouse leases, which will be fully depleted once all pending courthouse lease executions are authorized and become effective.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(12) **21-0396**
CD 11

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to a new license agreement with the Judicial Council of California for space at the Airport Courthouse located at 11701 South La Cienega Boulevard.

Recommendation for Council action:

AUTHORIZE the Department of General Services, on behalf of the City Attorney and Los Angeles Police Department, to negotiate and execute a new month-to-month license agreement with the Judicial Council of California for

office space at the Airport Courthouse located at 11701 South La Cienega Boulevard, with a retroactive start date of July 1, 2020.

Fiscal Impact Statement: The Municipal Facilities Committee reports that there is no additional General Fund impact for the current year beyond monies budgeted within the citywide leasing account. Of the total cost of \$392,254 for this lease, \$316,580 was budgeted for this purpose as part of the 2020-21 City Budget. The remaining \$75,674 in unbudgeted costs will be offset using a contingency reserve set aside for projected increases in multiple courthouse leases, which will be fully depleted once all pending courthouse lease executions are authorized and become effective.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(13) **21-0393**
CD 13

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to a new month-to-month license agreement with the Judicial Council of California for office space at the Hollywood Courthouse located at 5925 Hollywood Boulevard.

Recommendation for Council action:

AUTHORIZE the Department of General Services, on behalf of the City Attorney, to negotiate and execute a new month-to-month license agreement with the Judicial Council of California for office space at the Hollywood Courthouse located at 5925 Hollywood Boulevard, with a retroactive start date of July 1, 2020.

Fiscal Impact Statement: The Municipal Facilities Committee reports that there is no additional General Fund impact for the current year beyond monies budgeted within the citywide leasing account. The leasing costs of \$6,934 will be offset using a contingency reserve set aside for projected increases in multiple courthouse leases, which will be fully depleted once all pending courthouse lease executions are authorized and become effective.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(14) **21-0395
CD 12**

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to a new month-to-month license agreement with the Judicial Council of California for office space at the Chatsworth Courthouse, located at 9425 Penfield Avenue.

Recommendation for Council action:

AUTHORIZE the Department of General Services, on behalf of the Los Angeles Police Department, to negotiate and execute a new month-to-month license agreement with the Judicial Council of California for office space at the Chatsworth Courthouse located at 9425 Penfield Avenue, with a retroactive start date of July 1, 2020.

Fiscal Impact Statement: The Municipal Facilities Committee reports that there is no additional General Fund impact for the current year beyond monies budgeted within the citywide leasing account. Of the total cost of \$8,400 for this lease, \$7,638 was budgeted for this purpose as part of the 2020-21 City Budget. The remaining \$762 in unbudgeted costs will be offset using a contingency reserve set aside for projected increases in multiple courthouse leases, which will be fully depleted once all pending courthouse lease executions are authorized and become effective.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(15) **21-0581**

CD 9

INFORMATION, TECHNOLOGY, AND GENERAL SERVICES COMMITTEE REPORT relative to a new ground lease agreement with the Los Angeles County Metropolitan Transportation Authority (Metro) for the property located at 5820 Normandie Boulevard to co-locate three Proposition K specified projects along the former Slauson Avenue railroad right-of-way site.

Recommendation for Council action:

AUTHORIZE the Department of General Services to negotiate and execute a new ground lease agreement with the Metro, on behalf of the City, for the property located at 5820 Normandie Boulevard.

Fiscal Impact Statement: The Municipal Facilities Committee reports that there is a potential future General Fund impact for operations and maintenance costs, since this is not an existing facility. However, there may also be funding offsets available through the Proposition K annual competitive maintenance program to provide a partial offset of expenses once the project is completed until the program terminates in 2026-27, with the specific amounts based on funding availability and relative need under each award cycle. The estimated project budget is \$15.7 million, with total funding of \$18.3 million in secured funding from the following sources: Proposition K (\$13.2 million); Sites and Facilities (\$512,879); Capital Technology, Improvement, Expenditure Program (\$800,000), proposed Community Development Block Grant (\$1.3 million); and, Council District Nine discretionary funds (\$2.5 million).

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(16) 19-0695

PUBLIC SAFETY COMMITTEE REPORT relative to authority to modify the existing grant budget for the Fiscal Year (FY) 2019 Urban Areas Security Initiative (UASI) Grant.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Mayor, or designee, to:
 - a. Modify the existing grant budget for the FY 2019 UASI grant by reallocating funds between projects and conducting the necessary fiscal transfers.
 - b. Prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, authorize the Controller to implement the instructions.

2. AUTHORIZE the Controller to:
 - a. Transfer and establish new appropriation accounts within the FY 2019 UASI Homeland Security Grant Fund No. 63G/46 as follows:

TRANSFER FROM:

Fund/Department	Account Title	Amount
63G/46	46S938 LAFD Grant Allocation	\$300,000
63G/46	46T138 LAFD	<u>100,000</u>
		Total: \$400,000

TRANSFER TO:

Fund/Department	Account Title	Amount
63G/46	46T940 GSD Grant Allocation	<u>\$400,000</u>
		Total: \$400,000

- b. Decrease \$100,000 within Fund No. 100/38, Account No. 001098, Overtime Variable Staffing.
 - c. Transfer cash from Fund No. 63G/46, to the General Fund for reimbursement on an as-needed basis, upon presentation of proper documentation from City Departments, subject to the approval of the Mayor's Office of Public Safety.

Fiscal Impact Statement: The CAO reports that approval of the recommendations within this report will have no additional impact to the General Fund and will provide for continued expenditure of the FY 2019 UASI grant award for grant-related projects. No matching funds are required for this grant.

Financial Policies Statement: The CAO reports that the recommendations provided in this report are in compliance with the City's Financial Policies in that all grant funds will be utilized for grant-eligible activities.

Community Impact Statement: None submitted

(Personnel, Audits, and Animal Welfare Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(17) **17-1434-S4**

PUBLIC SAFETY COMMITTEE REPORT relative to an extension to continue expending funds from the Federal Emergency Management Agency (FEMA) Staffing for Adequate Fire and Emergency Response (SAFER) Grants.

Recommendation for Council action, pursuant to Motion (Krekorian – Rodriguez), SUBJECT TO THE APPROVAL OF THE MAYOR:

AUTHORIZE the Los Angeles Fire Department to receive the grant extension and expend the remaining grant funds.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(18) **20-1611**

PUBLIC SAFETY COMMITTEE REPORT relative to authority to accept and expend funds from the Fiscal Year (FY) 2020 Port Security Grant Program (PSGP) award for Marine Firefighter Training.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ACCEPT the FY2020 PSGP funding in the amount up to \$303,483 from LAFD Special Training Fund No. 40J, Account No. 3840JB, in accordance with the FY 2020 PSGP award from Federal Emergency Management Agency (FEMA), for the performance period of September 1, 2020 through to August 31, 2023, and any extension of the performance period granted by FEMA; and, authorize the Chief, Los Angeles Fire Department (LAFD), or designee, to execute any documents necessary to accept the grant on the City's behalf.
2. AUTHORIZE the LAFD to deposit FY 2020 PSGP reimbursement grant funds into Fund No. 335/38, Account to be determined.
3. AUTHORIZE the execution of a contract with a vendor to conduct Marine Firefighter Training courses within the grant performance period in an amount not to exceed \$133,400.
4. AUTHORIZE the Controller to transfer reimbursement grant funds from Fund No. 335/38, Account TBD to LAFD Special Training Fund No. 40J, Account No. 3840JB.
5. AUTHORIZE the Controller to transfer funds from the LAFD Special Training Fund No. 40J, Account No. 3840JB to General Fund No. 100/39, Account No. 001098 Variable Staffing Overtime for staffing backfill/overtime; upon submission of proper documentation by LAFD of actual costs incurred from the Advanced Marine Firefighting Training Courses, subject to the review and approval of the City Administrative Officer (CAO).
6. AUTHORIZE the LAFD to prepare Controller instructions for any technical adjustments, subject to the approval of the CAO; and, authorize the Controller to implement the instructions.

Fiscal Impact Statement: The Board of Fire Commissioners reports that the LAFD will fund the grant-related expenditures of up to \$303,483 associated

with the FY 2020 PSGP. FEMA will reimburse LAFD the required cost share of up to \$227,612 (75%), with the remaining LAFD costs share amount of up to \$75,871 (25%) to be absorbed by the LAFD Special Training Fund.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(19) **20-1270
CD 7**

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to the successor recipient for the 2005 US Economic Development Administration (EDA) Sub-Award (07-19-62011.33); City Community Development Block Grant (CDBG) Service Payback Loan (Contract No. C-109876); and transfer of ownership of the property located at 13168 and 13172 Van Nuys Boulevard in Pacoima.

Recommendations for Council action:

1. APPROVE the transfer of EDA sub-award 07-19-62011.33 responsibilities to Initiating Change in Our Neighborhoods (ICON) to continue to carry out the original intent of the EDA grant to provide community-based financial services.
2. APPROVE the transfer of ownership of property located at 13168 and 13172 Van Nuys Boulevard, Pacoima, to ICON.
3. APPROVE the assignment of the City's Community Development Block Grant service payback loan agreement to ICON, with an extended covenant period to provide community financial services through September 30, 2035.
4. AUTHORIZE the General Manager, Economic and Workforce Development Department (EWDD) to work with the EDA and bankruptcy court to prepare and execute all documents necessary to carry out the transfer of the EDA sub-award responsibilities, property transfer, and the assignment of the CDBG loan agreement to the successor recipient.

Fiscal Impact Statement: The EWDD reports that there is no impact to the General Fund.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(16)1178-S2

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to the distribution of \$2 million in Homeless Housing and Prevention Program funds to Los Angeles Regional Initiative for Social Enterprise (LA:RISE).

Recommendations for Council action:

1. APPROVE the Department of Economic and Workforce Development Department (EWDD) list of recommended LA:RISE contractors selected through a Request for Interest (RFI) dated January 28, 2021, to provide work readiness and employment services for the LA:RISE Youth Academy as detailed in Tables 1 and 2 of the April 28, 2021 Workforce Development Board (WDB) report, attached to the Council File.
2. AUTHORIZE the General Manager, EWDD, to:
 - a. Negotiate and execute agreements with the selected LA:RISE contractors for the period June 1, 2021, through May 31, 2022, as detailed below, and in the April 28, 2021 WDB report, subject to review by the City Attorney as to form and legality:

Region	Agency	Funding Amount	Service Goal
South	Coalition for Responsible Community Development	\$337,500	45
San Fernando Valley	El Proyecto Del Barrio (Sun Valley YouthSource)	322,500	43
Northeast	Goodwill Industries of SoCal	300,000	40
Central/Hollywood	Los Angeles LGBT Center	371,250	55
West	Regents of the University of California (UCLA YSC)	210,000	28
Central/Hollywood	YWCA Digital Learning Academy	101,250	15

Region	Agency	Funding Amount	Service Goal
Central/Hollywood	Managed Career Solutions (Hollywood WSC)	52,500	70
Total:		\$1,695,000	296

b. Funding for two additional LA:RISE contracted partners as follows:

Agency	Funding Amount
Roberts Enterprise Development Fund (REDF)	\$75,000
Los Angeles Unified School District (LAUSD) Homeless Education Program	\$30,000

c. Prepare Controller Instructions and/or any necessary technical adjustments that are consistent with Mayor and Council action, subject to the review of the City Administrative Officer; and, request the Controller to implement these instructions.

3. AUTHORIZE the General Manager, EWDD, or designee, to prepare additional Controller instructions and/or technical corrections as necessary in order to implement the Mayor and Council's intent, subject to approval of the City Administrative Officer (CAO).

Fiscal Impact Statement: The CAO reports that the recommendations contained in the May 19, 2021 CAO report, attached to the Council File, have no impact on the General Fund. Funding is provided by the state of California's HHAP grant.

Financial Policies Statement: Yes

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(21) **21-0537**
CD 1

ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to the funding for the Maya Corridor Project.

Recommendations for Council action, as initiated by Motion (Cedillo – De Leon), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AMEND the action previously taken by City Council on November 8, 2019 approving the use of \$2,087,544 in Community Redevelopment Agency Los Angeles (CRA/LA) Excess Bond Proceeds available to Council District 1 from the Westlake Redevelopment Project Area to the MacArthur Park Improvements Project (Council File No. 14-1174-S75) to reduce the approved amount to \$300,000 and that the balance of \$1,787,544 be reverted to its original source.
2. INSTRUCT the Economic and Workforce Development Department (EWDD), with the assistance of the City Administrative Officer (CAO), Chief Legislative Analyst (CLA), Bureau of Streets Services (BOSS), and any other applicable City Department, provide a report with recommendations to the Community Redevelopment Agency Los Angeles (CRA/LA) Bond Oversight Committee to allocate \$1,787,544 in taxable CRA/LA Excess Bond Proceeds available Council District 1, including any future earned interest, for the Maya Corridor Project, a street scape improvement project within the City's Promise Zone as identified in the Bond Expenditure Agreement and Bond Spending Plan for the Westlake Recovery Redevelopment Project Area.
3. DIRECT that \$1,787,544 in taxable CRA/LA Excess Bond Proceeds available to Council District 1 from the Westlake Recovery Redevelopment Project Area, including any future earned interest, be utilized by the BOSS to fund the Maya Corridor Project upon City Council approval of the forthcoming EWDD report.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(22) **19-1200-S44**

PUBLIC WORKS COMMITTEE REPORT relative to the reappointment of Ms. Teresa Villegas to the Board of Public Works.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Teresa Villegas to the Board of Public Works for the term ending June 30, 2026 is APPROVED and CONFIRMED. Ms. Villegas currently resides in Council District 14. (Current composition: M = 2; F = 3)

Financial Disclosure Statement: Pending

Community Impact Statement: None submitted

TIME LIMIT FILE - JULY 15, 2021

(LAST DAY FOR COUNCIL ACTION - JULY 2, 2021)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(23) **21-0506**

PUBLIC SAFETY COMMITTEE REPORT relative to a proposed agreement between the Los Angeles Fire Department (LAFD) and ImageTrend, Inc., to replace the electronic patient care reporting (eCPR) system with a new integrated system that supports the LAFD operational needs.

Recommendation for Council action:

APPROVE and AUTHORIZE the Chief, LAFD, or designee, to execute the proposed agreement with ImageTrend, Inc. for a five-year term commencing upon execution, and a maximum allowable compensation of \$6,120,292, subject to approval by the City Attorney as to form.

Fiscal Impact Statement: The CAO reports that approval of the recommendation stated in this report will authorize the LAFD to enter into an agreement with ImageTrend, Inc., for the replacement of the electronic patient care reporting system. The maximum allowable compensation shall not exceed \$6,120,292 over the five-year term. Funding for this agreement is provided within the Department's Contractual Services Account - Field Data Capture Services. This CAO found that the proposed agreement is in accordance with the provisions of the Mayor's Belt Tightening memo dated March 19, 2020, whereas new contractual agreements will be authorized that

are essential to public health and safety. There is no additional impact on the General Fund.

Financial Policies Statement: The CAO reports that the recommendation stated in this report comply with the City's Financial Policies in that current operations will be funded by current revenues.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 9, 2021

(LAST DAY FOR COUNCIL ACTION - JULY 2, 2021)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(24) **21-0451**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the recommendations to off-load peak hour energy usage, through the generation and storage of solar photovoltaic energy on the public right-of-way, as part of the Sidewalk and Transit Amenities Program (STAP).

Recommendations for Council action, as initiated by Motion (O'Farrell – Blumenfield):

1. REQUEST/INSTRUCT the Department of Water and Power (LADWP) and the Bureau of Street Services, to report back with recommendations to off-load peak hour energy usage, through the generation and/or storage of solar photovoltaic energy on the public right-of-way, as part of the STAP using LADWP's Distributed Energy Resources (DER) programs.
2. REQUEST the LADWP to provide an update on the DER program as part of the report.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(25) **21-0432**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the Los Angeles Department of Water and Power (LADWP), Los Angeles Zoo Department, and Bureau of Streets Services options for the generation of solar power and battery storage at the Los Angeles Zoo.

Recommendation for Council action, as initiated by Motion (O'Farrell – Martinez):

REQUEST/INSTRUCT the LADWP, the Los Angeles Zoo Department, the Bureau of Engineering, and the Bureau of Streets Services, with the assistance of the City Administrative Officer (CAO), to report back with options for the generation of no less than 3 MW of solar generation and 1 MW of battery storage, including the incorporation of electric vehicle charging station expansion on-site at the Los Angeles Zoo as described above, and the formation of an MOU if necessary, with options for public-private partnerships.

Fiscal Impact Statement: Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(26) **21-0504**

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Matt Szabo as the permanent City Administrative Officer (CAO).

(TIME LIMIT FILE - JUNE 18, 2021)

(LAST DAY FOR COUNCIL ACTION - JUNE 21, 2021)

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://www.lacouncilfile.com> for background documents.)

Community Impact Statement: None submitted.

Adopted Budget and Finance Committee Report Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (15); Nays: (0); Absent: (0)

(27) **20-0744**

COMMUNICATION FROM THE CITY ATTORNEY relative to the implementation of settlement in the case entitled Engquist v. City of Los Angeles, Los Angeles Superior Court Case No. BC591331.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://www.lacouncilfile.com> for background documents.)

Fiscal Impact Statement: None submitted by the City Attorney. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

Adopted Budget and Finance Committee Report Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(28) **18-1104**

HEALTH, EDUCATION, NEIGHBORHOODS, PARKS, ARTS, AND RIVER COMMITTEE REPORT relative to a proposed strategy to restrict the sale of flavored tobacco products to youth and young adults, and a report on how other cities are addressing the issue.

Recommendations for Council action:

1. REQUEST the City Attorney to draft an ordinance to prohibit the sale of flavored tobacco products and products manufactured with the intent of flavoring tobacco products, with a six month period to allow retailers to clear their existing stock of products with the following exemptions:
 - a. Exempt existing legally operating Smokers' Lounges which will be specially permitted by the Tobacco Enforcement Program. These Smokers' Lounges will be limited to patrons 21 years of age or older and the sale of flavored tobacco products will be permissible for on-site consumption only. Ensure that the permits are not transferable.
 - b. Exempt combustible menthol cigarettes sold to patrons 21 years of age or older from retail stores selling tobacco specific products only.
2. REQUIRE ID scanners for all locations selling tobacco products, whether for on or off-site consumption.
3. INSTRUCT the Economic and Workforce Development Department, Business Response Unit, to work with the City Attorney's office to inform and connect affected businesses to City resources, including the BusinessSource Centers and various loan programs. The BusinessSource Centers will conduct assessments of businesses transitioning as a result of the new law. The assessment will help determine the services and programs that are needed for businesses to stay afloat, and will help advise business owners of strategies and opportunities to grow. The City's loan programs may provide access to capital to eligible businesses to implement assessment recommendations.
4. INSTRUCT the Chief Legislative Analyst (CLA) to work with the City Attorney's office to report on ways to work with our schools and the Los Angeles Unified School District, to identify and implement innovative and

adaptable new ways to educate students about tobacco use and addiction, prioritizing an interactive and peer-to-peer education model.

5. REQUEST the City Attorney to:
 - a. Report on options to regulate online sales and delivery in the City.
 - b. Form an Implementation Working Group with advocates from both sides to monitor the issue and ensure that the policy is being enforced properly with no unintended consequences.
 - c. Study the effects of the ban a year after its Implementation focusing on its impact on the rate and patterns of consumption.

Fiscal Impact Statement: Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Amending Motion 28B (Harris-Dawson – Price – Ridley-Thomas – Raman) Adopted Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Harris-Dawson (1)

Amending Motion 28C (Blumenfield – Koretz) Adopted Forthwith

Ayes: Blumenfield, Buscaino, Cedillo, de León, Koretz, Lee, Price , Rodriguez (8); Nays: Bonin, Krekorian, Martinez, O'Farrell, Raman, Ridley-Thomas (6); Absent: Harris-Dawson (1)

Adopted Item as Amended by Motions 28B and 28C - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Harris-Dawson (1)

Items for which Public Hearings Have Not Been Held - (10 Votes Required for Consideration)

(29) **21-0572**

CONSIDERATION OF MOTION (RODRIGUEZ – BUSCAINO) relative to a donation of surplus property of Los Angeles Police Department (LAPD)

uniforms to the Los Angeles Women Police Officers and Associates (LAWPOA).

Recommendations for Council action:

1. FIND that LAWPOA is eligible to purchase two hundred surplus LAPD uniforms at below market value (\$ 1.00), in accordance with Los Angeles Administrative Code Sec. 22.547 (Donation of Surplus City Equipment), as the recipient is a non-profit organization that has been established exclusively to further the services provided by the City.
2. REQUEST the City Attorney to prepare a contract to effectuate the sale and transfer of the above identified surplus equipment at below market value to LAWPOA.
3. **INSTRUCT the City Clerk to inform to LAWPOA [Ruby Flores, President, P.O. Box 862263, Los Angeles, California 90086] that the surplus equipment must be claimed within 90 days from the date of Council approval of the request after which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.**

Community Impact Statement: None submitted.

(Budget and Finance Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Harris-Dawson (1)

(30) **21-0628
CD 1**

CONSIDERATION OF MOTION (CEDILLO – DE LEON) relative to naming the intersection at Grand Avenue and Cesar E Chavez Avenue as “Dolores Wong Plaza.”

Recommendations for Council action:

1. DESIGNATE the intersection at Grand Avenue and Cesar E Chavez Avenue as “Dolores Wong Plaza.”

2. DIRECT the Bureau of Street Services and the Los Angeles Department of Transportation to erect permanent ceremonial sign(s) to this effect at this location.

Community Impact Statement: None submitted

(Public Works Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Harris-Dawson (1)

(31) **21-0207
CD 1**

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to providing for the sale of city-owned property located at 5601 North Figueroa Street to Richard Rutgard.

Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

PRESENT and ADOPT the accompanying ORDINANCE, dated May 25, 2021, providing for the sale of city-owned property located at 5601 North Figueroa Street to Richard Rutgard.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

(Information, Technology, and General Services Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Harris-Dawson (1)

(32) **21-0002-S85**

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (KREKORIAN - O'FARRELL) relative to establishing the City's position in its 2021-2022 State Program regarding SB 18 (Skinner), which would define Green Hydrogen, add green hydrogen to the state's clean energy and climate planning, expands on SB 100 (DeLeon, 2017), which required California to use 100% zero-carbon electricity by 2045, and allow Los Angeles Department of Water and Power (LADWP) to more expeditiously meet, and possibly exceed, the renewable energy and storage requirements of SB 100.

Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021 - 2022 State Legislative Program SUPPORT for SB 18 (Skinner), which would define Green Hydrogen, add green hydrogen to the state's clean energy and climate planning, expands on SB 100 (DeLeon, 2017), which required California to use 100% zero-carbon electricity by 2045, and allow the LADWP to more expeditiously meet, and possibly exceed, the renewable energy and storage requirements of SB 100.

Fiscal Impact Statement: Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted

(Rules Elections and Intergovernmental Relations Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, Martinez, O'Farrell, Price , Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Harris-Dawson (1)

Items Called Special

Motions for Posting and Referral - SEE ATTACHED

Council Members' Requests for Excuse from Attendance at Council Meetings

Closed Session

(33) 21-0606

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Anne Avakian v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV08697. (This matter arises from a trip-and-fall incident on April 10, 2018 at or near 2500 Riverside Drive, Los Angeles, CA.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(34) 21-0609

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Bernard Berman v. City of Los Angeles, Los Angeles Superior Court Case No. 20STCV27833. (This matter arises a trip and fall on June 10, 2019 while plaintiff was walking on Wilkinson Avenue north of Victory Boulevard in Los Angeles, California.)

(Budget and Finance Committee to consider the above matter in closed session on June 7, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(35) 21-0610

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Kuo Chao v. City of Los Angeles, et al., Los Angeles Superior

Court Case No. BC718291. (This matter involves a traffic collision located on or near Wilmington Avenue and Santa Ana Boulevard in the City of Los Angeles.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)**

(36) **21-0608**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Margarita Lopez v. City of Los Angeles, Los Angeles Superior Court Case No. BC605533. (This matter arises from a trip-and-fall that occurred on January 2, 2015, on the sidewalk located at Sherman Way and Fair Avenue in Sun Valley.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)**

(37) **21-0632**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Casey Morgan Marks v. Zachariah Conner Schmitt, et al., Los Angeles Superior Court Case No. 19STCV03233. (This matter arises from a motor vehicle accident on April 21, 2017 at Orange Avenue and 6th Street.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(38) **21-0612**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Benjamin Mitsevich v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV17992. (This matter arises from an auto-pedestrian accident that occurred on June 12, 2018 at the intersection of Melrose Avenue and Genesee Avenue in the City of Los Angeles.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(39) **21-0613**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Oliver Oh v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV07318. (This matter involves a vehicle-vs.-wheelchair pedestrian incident that occurred on November 28, 2017, at or near Oxnard Street and Orange Line Busway.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz,
Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(40) **21-0512**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Maricela Mendoza v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV04899. (This matter arises out of a motor vehicle accident that occurred on March 20, 2018 on 4th Street near the intersection of Gless Street, Los Angeles.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz,
Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(41) **21-0516**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Kay Ruehl v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV17893. (This matter arises from a trip-and-fall on a piece of rebar at the southeast corner of Olympic and Figueroa, in Los Angeles, California.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz,
Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(42) **21-0517**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Deandra C. Foster v. City of Los Angeles, Los Angeles Superior Court Case No. BC680433. (This matter involves a trip-and-fall incident which occurred on March 2, 2016 on the sidewalk abutting 701 West 43rd Street, in the City of Los Angeles.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz,
Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0);
Absent: Price (1)**

(43) **21-0514**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Ricky Blaine Stecyk v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV00475. (This matter arises from a motorcycle accident that occurred on September 24, 2018 at or near Burbank Blvd and 100 west of the I-405.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)

(44) **21-0511**

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Albert Tehranizadeh, et al. v. City of Los Angeles Department of Transportation, et al., Los Angeles Superior Court Case No. 19STCV09146. (This matter arises from an automobile accident, on October 26, 2018, at the intersection of Bosque Drive and Havenhurst Avenue, in the City of Los Angeles.)

(Budget and Finance Committee to consider the above matter in closed session on June 14, 2021)

**Adopted Motion (Krekorian – Blumenfield) in Open Session Forthwith - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Cedillo, de León, Harris-Dawson, Koretz, Krekorian, Lee, Martinez, O'Farrell, Raman, Ridley-Thomas, Rodriguez (14); Nays: (0); Absent: Price (1)**

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

Blumenfield, Bonin, Buscaino, Cedillo, de León, Koretz, Krekorian, Lee, O'Farrell, Price, Raman, Ridley-Thomas, Rodriguez and President Martinez (14); Absent: Harris-Dawson (1)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

BUDGET AND FINANCE COMMITTEE REPORT relative to the appointment of Mr. Matt Szabo as permanent City Administrative Officer (CAO).

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Matt Szabo as the permanent CAO is APPROVED and CONFIRMED.

Financial Disclosure Statement: Filed.

Background Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 18, 2021

(LAST DAY FOR COUNCIL ACTION - JUNE 21, 2021)

SUMMARY

At its regular meeting held on June 14, 2021, the Budget and Finance Committee considered a communication from the Mayor dated May 6, 2021 relative to the appointment of Mr. Matt Szabo as the permanent CAO.

Mr. Szabo addressed the Committee and provided a brief overview of his background and experience, and responded to related questions. After consideration, and after providing an opportunity for public comment, the Committee recommended that the Council approve the Mayor's appointment of Mr. Szabo as permanent CAO. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN:	YES
BLUMENFIELD:	YES
DE LEÓN:	YES
RODRIGUEZ:	YES
PRICE:	YES

MM 6/14/21 Council file No 21-0504

-NOT OFFICIAL UNTIL COUNCIL ACTS-

BUDGET AND FINANCE COMMITTEE REPORT relative to the implementation of settlement in the case entitled Engquist v. City of Los Angeles, Los Angeles Superior Court Case No. BC591331.

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the City Attorney to draw demands from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, as follows:
 - a. \$400,000 to the Alliance for Children's Rights.
 - b. \$100,000 to the Utility Reform Network.
2. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

SUMMARY

At its regular meeting held on June 14, 2021, the Budget and Finance Committee considered a City Attorney report dated June 2, 2021, relative to the implementation of settlement in the case entitled Engquist v. City of Los Angeles, Los Angeles Superior Court Case No. BC591331

After providing an opportunity for public comment, the Committee moved to approve the recommendation that the Council approve the City Attorney's recommendations. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN:	YES
BLUMENFIELD:	YES
DE LEÓN:	YES
RODRIGUEZ:	YES
PRICE:	YES

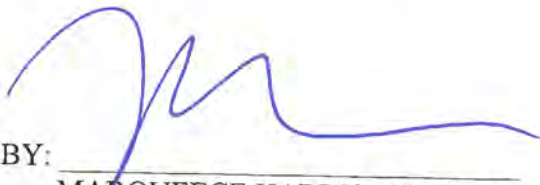
MM 6/14/21 Council file No 20-0744

-NOT OFFICIAL UNTIL COUNCIL ACTS-

MOTION

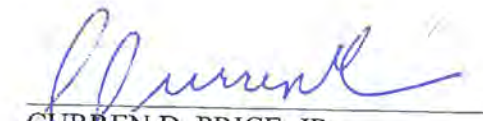
28 B

I MOVE that the matter of the Health, Education, Neighborhoods, Parks, Arts, and River Committee report relative to a prohibition on the sale of flavored tobacco products, Item 28 on today's Council agenda (C.F. 18-1104), BE AMENDED to delete Recommendation 1B, regarding an exemption for the sale of combustible menthol cigarettes.

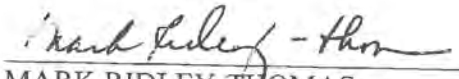


PRESENTED BY:

MARQUEECE HARRIS-DAWSON
Councilmember, 8th District



CURREN D. PRICE, JR.
Councilmember, 9th District



MARK RIDLEY-THOMAS
Councilmember, 10th District

ORIGINAL

SECONDED BY:



June 16, 2021
tcjn



MOTION

I HEREBY MOVE that Council AMEND Recommendation 1a of the HEALTH, EDUCATION, NEIGHBORHOODS, PARKS, ARTS, AND RIVER COMMITTEE REPORT relative to a proposed strategy to restrict the sale of flavored tobacco products to youth and young adults, and a report on how other cities are addressing the issue, as follows:

Exempt existing legally operating Smokers' Lounges which will be specially permitted by the Tobacco Enforcement Program. These Smokers' Lounges will be limited to patrons 21 years of age or older and the sale of flavored **shisha** tobacco products will be permissible for on-site ***or off-site** consumption. Ensure that the permits are not transferable.

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
PAUL KORETZ
Councilmember, 5th District

June 16, 2021

CF 18-1104

ITEM NO. 33

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Anne Avakian v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV08697 (this matter arises from a trip-and-fall incident on April 10, 2018 at or near 2500 Riverside Drive, Los Angeles, CA), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$140,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$140,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Law Offices of Martinian and Associates, Inc. and Anne Avakian in the amount of \$140,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 34

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Bernard Berman v. City of Los Angeles, Los Angeles Superior Court Case No. 20STCV27833 (this matter arises a trip and fall on June 10, 2019 while plaintiff was walking on Wilkinson Avenue north of Victory Boulevard in Los Angeles, California), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$250,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$250,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows:
Alexandroff Law Group and Bernard Berman in the amount of \$250,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 35

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Kuo Chao v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC718291 (this matter arises from a trip and fall accident that occurred on June 30, 2017 on 4th Street near its intersection with Muirfield Road in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$250,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$250,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows:
Cypress, LLP and Kuo Chao in the amount of \$250,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Margarita Lopez v. City of Los Angeles, Los Angeles Superior Court Case No. BC605533 (this matter arises from a trip-and-fall that occurred on January 2, 2015, on the sidewalk located at Sherman Way and Fair Avenue in Sun Valley), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$110,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$110,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Jacob Emrani, APC and Margarita Lopez in the amount of \$110,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Casey Morgan Marks v. Zachariah Conner Schmitt, et al., Los Angeles Superior Court Case No. 19STCV03233 (this matter arises from a motor vehicle accident on April 21, 2017 at Orange Avenue and 6th Street), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$500,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$500,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, as follows:
 - a. \$250,000 to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
 - b. \$250,000 to Fund No. 100/59, Account No. 009797, Transportation Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand in the amount of \$500,000 payable to Ellis Law Corporation and Casey Marks as follows:
 - a. \$250,000 from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
 - b. \$250,000 from Fund No. 100/59, Account No. 009797, Transportation Liability Payouts.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 38

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Benjamin Mitsevich v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV17992 (this matter arises from an auto-pedestrian accident that occurred on June 12, 2018 at the intersection of Melrose Avenue and Genesee Avenue in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$800,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$800,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009797, Transportation Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009797, Transportation Liability Payouts, as follows: Panish Shea and Boyle LLP and Benjamin Mitsevich in the amount of \$800,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 39

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Oliver Oh v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV07318 (this matter involves a vehicle-vs.-wheelchair pedestrian incident that occurred on November 28, 2017, at or near Oxnard Street and Orange Line Busway), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$430,448** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$430,448 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009797, Transportation Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009797, Transportation Liability Payouts, as follows: Law Office of Don Lake, Jr. and Oliver Oh in the amount of \$430,448.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Maricela Mendoza v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV04899 (this matter arises out of a motor vehicle accident that occurred on March 20, 2018 on 4th Street near the intersection of Gless Street, Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$295,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$295,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Kohan and Bablove LLP Client Trust and Maricela Mendoza in the amount of \$295,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 41

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Kay Ruehl v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV17893. (This matter arises from a trip-and-fall on a piece of rebar at the southeast corner of Olympic and Figueroa, in Los Angeles, California), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$350,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$350,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Jubin Sharifi, APLC and Kay Ruehl in the amount of \$350,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 42

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Deandra C. Foster v. City of Los Angeles, Los Angeles Superior Court Case No. BC680433 (this matter involves a trip-and-fall incident which occurred on March 2, 2016 on the sidewalk abutting 701 West 43rd Street, in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$425,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$425,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Ardalan and Associates, PLC and Deandra Foster in the amount of \$425,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 43

6/16/21 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Ricky Blaine Stecyk v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV00475 (this matter arises from a motorcycle accident that occurred on September 24, 2018 at or near Burbank Blvd and 100 west of the I-405), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$495,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$495,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: The Mandell Law Firm and Ricky Stecyk in the amount of \$495,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Albert Tehranizadeh, et al. v. City of Los Angeles Department of Transportation, et al., Los Angeles Superior Court Case No. 19STCV09146 (this matter arises from an automobile accident, on October 26, 2018, at the intersection of Bosque Drive and Havenhurst Avenue, in the City of Los Angeles), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney to expend up to **\$750,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller to transfer \$750,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009797, Transportation Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009797, Transportation Liability Payouts, as follows: Albert Tehranizadeh and Janet Tehranizadeh in the amount of \$750,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – De León – Rodriguez – Price: “Yes”) at its meeting held on June 14, 2021, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

MOTION

TO CITY CLERK FOR PLACEMENT ON NEXT REGULAR COUNCIL AGENDA TO BE POSTED #51 For Tuesday, June 22nd

The Federal Transit Administration (FTA), an agency within the U.S. Department of Transportation, provides financial and technical assistance to local public transit systems, including buses, subways, light rail, commuter rail, trolleys and ferries. FTA also oversees safety measures and helps develop next-generation technology research.

On April 21, 2021, the FTA issued a Notice of Funding Opportunity for the Pilot Program for Transit-Oriented Development (TOD) Planning FY 2021. The FTA announced the availability of \$10,052,572 (grant amounts range from \$250,000 to \$2,000,000) in Pilot Program for TOD Planning funding to support comprehensive planning associated with new improvement projects that integrate land use and transportation planning in transit project corridors; and examine ways to improve economic development and ridership, foster multimodal connectivity and accessibility, improve transit access for pedestrian and bicycle traffic, engage the private sector, identify infrastructure needs, and enable mixed-use development near transit stations.

The City is applying for a grant in the total amount of \$1,000,000 with a minimum 20 percent City matching requirement. The services covered in this grant work include outreach, market studies, and Transit Neighborhood Planning.

FTA is seeking comprehensive planning projects covering an entire transit project corridor, rather than proposals that involve planning for individual station areas or only a small section of the corridor, and thereby ensure that planning work reflects the needs and aspirations of the local community and results in concrete, specific deliverables and outcomes.

I THEREFORE MOVE that the Council authorize the Planning Department to apply for a grant in the amount of \$1,000,000, for the Federal Transit Administration's (U.S. Department of Transportation) Pilot Program for Transit-Oriented Development Planning FY 2021 grant funding, to support planning improvement projects that integrate land use and transportation planning in transit project corridors, and to request further Council authorization upon award of the grant.

PRESENTED BY:

Monica Rodriguez
MONICA RODRIGUEZ
Councilwoman, 7th District

Nury Martinez
NURY MARTINEZ
Councilmember, 6th District

Paul Kerkorian
PAUL KREKORIAN
Councilmember, 2nd District

ORIGINAL

JUN 16 2021

SECONDED BY:

[Signature]

rtm
[Signature]

MOTION

1) CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED

#52

The General City Purposes (GCP) portion of the 2020-2021 City Budget provides funds to assist local neighborhood programs, services, and needs in each Council District.

There is a need for additional funding to support local neighborhood programs services and needs in Council District 15. This effort is of special benefit for the residents of the City and the 15th Council District and deserves financial assistance from the City. Sufficient funds are available in the CD 15 sub-account of the Special Events Fee Subsidy line item in the GCP portion of the 2020 - 2021 budget for this purpose.

I THEREFORE MOVE that the unallocated balance in the General City Purposes Fund No. 100-56, Account No. 000872 (CD 15 Council Fee Subsidy) be transferred / appropriated to the General City Purposes Fund No. 100-56, Account No. 000715 (CD 15 Community Services) for additional support of local neighborhood programs, services, and needs in Council District 15.

I FURTHER MOVE that the City Clerk be authorized to make clarifications or technical corrections to the above fund transfer instructions as may be necessary to implement the intent of this Motion.

PRESENTED BY

Joe Buscaino

JOE BUSCAINO
Councilmember, 15th District

SECONDED BY

Gi Celillo

ORIGINAL

JUN 16 2021

[Handwritten signature]

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED

#53

MOTION

Beacon Landing, L.P. (Sponsor), a California limited partnership, has requested that the City of Los Angeles (City) through the Housing and Community Investment Department (HCID) issue Multifamily Housing Revenue Bonds, in an amount not to exceed \$29,000,000, to finance the new construction of an 89-unit multifamily housing project known as Beacon Landing (Project) located at 311-345 N. Beacon Street in Council District 15. The Project will provide 88 units of affordable housing and one manager's unit.

In accordance with the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) and as part of the bond issuance process, HCID conducted the required public hearing on May 26, 2021. Notice of the public hearing was published on May 19, 2021. HCID is required to provide proof to the California Debt Limit Allocation Committee (CDLAC) that a TEFRA hearing has been conducted as part of the application process.

The City is a conduit issuer and is required by federal law to review and approve all projects within its jurisdiction and conduct a public hearing. The bond debt is payable solely from revenues or other funds provided by the Sponsor. The City does not incur liability for repayment of the bonds. The Sponsor has pledged to comply with all City and HCID bond policies related to the work described in this motion, including but not limited to payment of prevailing wages for labor and project monitoring. To allow the bonds to be issued in accordance with CDLAC requirements, the Council should consider the minutes of the hearing and adopt the required Resolution (attached).

I THEREFORE MOVE that the City Council consider the attached results of the TEFRA public hearing held on May 26, 2021 for Beacon Landing and adopt the attached TEFRA Resolution approving the issuance of bonds in an amount not to exceed \$29,000,000 for the new construction of an 89-unit multifamily housing project located at 311-345 N. Beacon Street in Council District 15.

PRESENTED BY:



JOE BUSCAINO
Councilmember, 15th District

SECONDED BY:



JUN 16 2021

abg



ORIGINAL

RESOLUTION
CITY OF LOS ANGELES

A RESOLUTION APPROVING FOR PURPOSES OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986 THE ISSUANCE OF BONDS OR NOTES BY THE CITY OF LOS ANGELES TO FINANCE THE ACQUISITION, REHABILITATION, CONSTRUCTION AND EQUIPPING OF A MULTIFAMILY RESIDENTIAL RENTAL PROJECT LOCATED WITHIN THE CITY OF LOS ANGELES.

WHEREAS, the City of Los Angeles (the "City") is authorized, pursuant to Section 248, as amended, of the City Charter of the City and Article 6.3 of Chapter 1 of Division 11 of the Los Angeles Administrative Code, as amended (collectively, the "Law"), and in accordance with Chapter 7 of Part 5 of Division 31 (commencing with Section 52075) of the Health and Safety Code of the State of California (the "Act"), to issue its revenue bonds or notes for the purpose of providing financing for the acquisition, construction, rehabilitation and equipping of multifamily rental housing for persons and families of low or moderate income; and

WHEREAS, the City intends to issue for federal income tax purposes certain bonds or notes (the "Bonds") the proceeds of which will be used to finance the acquisition, construction, rehabilitation and equipping of a multifamily rental housing project described in paragraph 6 hereof (the "Project"); and

WHEREAS, the Project is located wholly within the City; and

WHEREAS, it is in the public interest and for the public benefit that the City authorize the financing of the Project, and it is within the powers of the City to provide for such financing and the issuance of the Bonds; and

WHEREAS, the interest on the Bonds may qualify for a federal tax exemption under Section 142(a)(7) of the Internal Revenue Code of 1986 (the "Code"), only if the Bonds are approved in accordance with Section 147(f) of the Code; and

WHEREAS, pursuant to the Code, Bonds are required to be approved, following a public hearing, by an elected representative of the issuer of the Bonds (or of the governmental unit on behalf of which the Bonds are issued) and an elected representative of the governmental unit having jurisdiction over the area in which the Project is located; and

WHEREAS, this City Council is the elected legislative body of the City and is the applicable elected representative required to approve the issuance of the Bonds within the meaning of Section 147(f) of the Code; and

WHEREAS, pursuant to Section 147(f) of the Code, the City caused a notice to appear in the *Los Angeles Times*, which is a newspaper of general circulation in the City, on May 19, 2021, to the effect that a public hearing would be held with respect to the Project on May 26, 2021 regarding the issuance of the Bonds; and

WHEREAS, the Los Angeles Housing and Community Investment Department held said public hearing on such date, at which time an opportunity was provided to present arguments both for and against the issuance of the Bonds; and

WHEREAS, the minutes of said hearing have been presented to this City Council;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Los Angeles, as follows:

1. The recitals hereinabove set forth are true and correct, and this City Council so finds. This Resolution is being adopted pursuant to the Law and the Act.

2. Pursuant to and solely for purposes of Section 147(f) of the Code, the City Council hereby approves the issuance of the Bonds by the City in one or more series up to the maximum amount below and a like amount of refunding bonds, pursuant to a plan of financing, to finance or refinance the Project. It is intended that this Resolution constitute approval of the Bonds: (a) by the applicable elected representative of the issuer of the Bonds; and (b) by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Project is located, in accordance with said Section 147(f).

3. Pursuant to the Law and in accordance with the Act, the City hereby authorizes the Los Angeles Housing and Community Investment Department to proceed with a mortgage revenue bond program designed to provide housing within the City of Los Angeles for low- and moderate-income persons through the issuance of the Bonds for the Project, in one or more series and in an amount not to exceed that specified in paragraph 6 hereof.

4. Notwithstanding anything to the contrary hereof, the City shall be under no obligation to issue any portion of the Bonds described in paragraph 6 hereof to be issued by the City for the Project prior to review and approval by the City and the City Attorney of the documents, terms and conditions relating to such Bonds.

5. [Reserved].

6. The "Project" referred to hereof is as follows:

Project Name:	Address	#Units:	Project Sponsor	Maximum Amount:
Beacon Landing	311-345 N. Beacon Street, Los Angeles, CA 90731	89 (including 1 manager unit)	Beacon Landing, L.P.	\$29,000,000

7. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this ___ day of _____, 2021 at Los Angeles, California.

I certify that the foregoing Resolution was adopted by the Council of the City of Los Angeles at its meeting on _____, 2021.

By _____
Title _____

TEFRA PUBLIC HEARING MEETING MINUTES
WEDNESDAY – MAY 26, 2021
9:00 AM
THE LOS ANGELES
HOUSING + COMMUNITY INVESTMENT DEPARTMENT
BY TELECONFERENCE
APOLINAR ABRAJAN, CHAIR

This meeting was conducted to meet the required Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) Public Hearing for the Avalon 1355, Beacon Landing, Central Apartments, Enlightenment Plaza – Montesquieu Manor, Enlightenment Plaza – Rousseau, Lumina, Montecito II Senior Housing, My Angel, and Southside Senior Apartments projects.

This meeting was called to order on Wednesday, May 26, 2021 at 9:00 a.m. via teleconference by the Los Angeles Housing + Community Investment Department.

A notice of this hearing was published in the Los Angeles Times on May 19, 2021 (the “Notice”). The purpose of this meeting was to hear public comments regarding the City of Los Angeles’ proposed issuance of multifamily housing revenue bonds or notes for the above referenced projects.

The City of Los Angeles Housing + Community Investment Department representatives present were Apolinar Abrajan, Conny Griffith, Jeremy Johnson, Raymond Luc, Cecilia Rosales, Carmen Velazquez, and Robert Vergara. All representatives were present via teleconference as described in the Notice.

By 9:30 a.m. there were no other representatives from the public who made themselves available and no public comments were provided, so the meeting was adjourned. Prior to the hearing, a person self-identified as Harvey Abram, a Chatsworth resident, provided written opposition to the proposed financing for the Lumina project.

I declare under penalty of perjury that this is a true and exact copy of the TEFRA public hearing meeting minutes regarding the above referenced projects held on May 26, 2021 at Los Angeles, California.

CITY OF LOS ANGELES
Los Angeles Housing + Community Investment Department
ANN SEWILL, General Manager

Apolinar Abrajan

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Abrajan
Date: 2021.05.26 15:38:02 -07'00'

Apolinar Abrajan, Financial Development Officer II

MOTION

Avalon 1355 Partners, LP (Sponsor), a California limited partnership, has requested that the City of Los Angeles (City) through the Housing and Community Investment Department (HCID) issue Multifamily Housing Revenue Bonds, in an amount not to exceed \$17,843,000, to finance the new construction of the 54-unit multifamily housing project known as Avalon 1355 (Project) located at 1335-1359 N. Avalon Boulevard in Council District 15. The Project will provide 53 units of affordable housing and one manager's unit.

In accordance with the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) and as part of the bond issuance process, HCID conducted the required public hearing on May 26, 2021. Notice of the public hearing was published on May 19, 2021. HCID is required to provide proof to the California Debt Limit Allocation Committee (CDLAC) that a TEFRA hearing has been conducted as part of the application process.

The City is a conduit issuer and is required by federal law to review and approve all projects within its jurisdiction and conduct a public hearing. The bond debt is payable solely from revenues or other funds provided by the Sponsor. The City does not incur liability for repayment of the bonds. The Sponsor has pledged to comply with all City and HCID bond policies related to the work described in this motion, including but not limited to payment of prevailing wages for labor and project monitoring. To allow the bonds to be issued in accordance with CDLAC requirements, the Council should consider the minutes of the hearing and adopt the required Resolution (attached).


I THEREFORE MOVE that the City Council consider the attached results of the TEFRA public hearing held on May 26, 2021 for Avalon 1355 and adopt the attached TEFRA Resolution approving the issuance of bonds in an amount not to exceed \$17,843,000 for the new construction of a 54-unit multifamily housing project located at 1335-1359 N. Avalon Boulevard in Council District 15.

PRESENTED BY:



JOE BUSCAINO
Councilmember, 15th District

SECONDED BY:



ORIGINAL

1 JUN 16 2021

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RESOLUTION

CITY OF LOS ANGELES

A RESOLUTION APPROVING FOR PURPOSES OF SECTION 147(f) OF THE INTERNAL REVENUE CODE OF 1986 THE ISSUANCE OF BONDS OR NOTES BY THE CITY OF LOS ANGELES TO FINANCE THE ACQUISITION, REHABILITATION, CONSTRUCTION AND EQUIPPING OF A MULTIFAMILY RESIDENTIAL RENTAL PROJECT LOCATED WITHIN THE CITY OF LOS ANGELES.

WHEREAS, the City of Los Angeles (the "City") is authorized, pursuant to Section 248, as amended, of the City Charter of the City and Article 6.3 of Chapter 1 of Division 11 of the Los Angeles Administrative Code, as amended (collectively, the "Law"), and in accordance with Chapter 7 of Part 5 of Division 31 (commencing with Section 52075) of the Health and Safety Code of the State of California (the "Act"), to issue its revenue bonds or notes for the purpose of providing financing for the acquisition, construction, rehabilitation and equipping of multifamily rental housing for persons and families of low or moderate income; and

WHEREAS, the City intends to issue for federal income tax purposes certain bonds or notes (the "Bonds") the proceeds of which will be used to finance the acquisition, construction, rehabilitation and equipping of a multifamily rental housing project described in paragraph 6 hereof (the "Project"); and

WHEREAS, the Project is located wholly within the City; and

WHEREAS, it is in the public interest and for the public benefit that the City authorize the financing of the Project, and it is within the powers of the City to provide for such financing and the issuance of the Bonds; and

WHEREAS, the interest on the Bonds may qualify for a federal tax exemption under Section 142(a)(7) of the Internal Revenue Code of 1986 (the "Code"), only if the Bonds are approved in accordance with Section 147(f) of the Code; and

WHEREAS, pursuant to the Code, Bonds are required to be approved, following a public hearing, by an elected representative of the issuer of the Bonds (or of the governmental unit on behalf of which the Bonds are issued) and an elected representative of the governmental unit having jurisdiction over the area in which the Project is located; and

WHEREAS, this City Council is the elected legislative body of the City and is the applicable elected representative required to approve the issuance of the Bonds within the meaning of Section 147(f) of the Code; and

WHEREAS, pursuant to Section 147(f) of the Code, the City caused a notice to appear in the *Los Angeles Times*, which is a newspaper of general circulation in the City, on May 19, 2021, to the effect that a public hearing would be held with respect to the Project on May 26, 2021 regarding the issuance of the Bonds; and

WHEREAS, the Los Angeles Housing and Community Investment Department held said public hearing on such date, at which time an opportunity was provided to present arguments both for and against the issuance of the Bonds; and

WHEREAS, the minutes of said hearing have been presented to this City Council;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Los Angeles, as follows:

1. The recitals hereinabove set forth are true and correct, and this City Council so finds. This Resolution is being adopted pursuant to the Law and the Act.

2. Pursuant to and solely for purposes of Section 147(f) of the Code, the City Council hereby approves the issuance of the Bonds by the City in one or more series up to the maximum amount below and a like amount of refunding bonds, pursuant to a plan of financing, to finance or refinance the Project. It is intended that

this Resolution constitute approval of the Bonds: (a) by the applicable elected representative of the issuer of the Bonds; and (b) by the applicable elected representative of the governmental unit having jurisdiction over the area in which the Project is located, in accordance with said Section 147(f).

3. Pursuant to the Law and in accordance with the Act, the City hereby authorizes the Los Angeles Housing and Community Investment Department to proceed with a mortgage revenue bond program designed to provide housing within the City of Los Angeles for low- and moderate-income persons through the issuance of the Bonds for the Project, in one or more series and in an amount not to exceed that specified in paragraph 6 hereof.

4. Notwithstanding anything to the contrary hereof, the City shall be under no obligation to issue any portion of the Bonds described in paragraph 6 hereof to be issued by the City for the Project prior to review and approval by the City and the City Attorney of the documents, terms and conditions relating to such Bonds.

5. [Reserved].

6. The "Project" referred to hereof is as follows:

Project Name:	Address	#Units:	Project Sponsor	Maximum Amount:
Avalon 1355	1335-1359 N. Avalon Boulevard, Los Angeles, CA 90744	54 (including 1 manager unit)	Avalon 1355 Partners, LP	\$17,843,000

7. This Resolution shall take effect immediately upon its passage and adoption.

PASSED AND ADOPTED this ___ day of _____, 2021 at Los Angeles, California.

I certify that the foregoing Resolution was adopted by the Council of the City of Los Angeles at its meeting on _____, 2021.

By _____
Title _____

TEFRA PUBLIC HEARING MEETING MINUTES
WEDNESDAY – MAY 26, 2021
9:00 AM
THE LOS ANGELES
HOUSING + COMMUNITY INVESTMENT DEPARTMENT
BY TELECONFERENCE
APOLINAR ABRAJAN, CHAIR

This meeting was conducted to meet the required Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) Public Hearing for the Avalon 1355, Beacon Landing, Central Apartments, Enlightenment Plaza – Montesquieu Manor, Enlightenment Plaza – Rousseau, Lumina, Montecito II Senior Housing, My Angel, and Southside Senior Apartments projects.

This meeting was called to order on Wednesday, May 26, 2021 at 9:00 a.m. via teleconference by the Los Angeles Housing + Community Investment Department.

A notice of this hearing was published in the Los Angeles Times on May 19, 2021 (the “Notice”). The purpose of this meeting was to hear public comments regarding the City of Los Angeles’ proposed issuance of multifamily housing revenue bonds or notes for the above referenced projects.

The City of Los Angeles Housing + Community Investment Department representatives present were Apolinar Abrajan, Conny Griffith, Jeremy Johnson, Raymond Luc, Cecilia Rosales, Carmen Velazquez, and Robert Vergara. All representatives were present via teleconference as described in the Notice.

By 9:30 a.m. there were no other representatives from the public who made themselves available and no public comments were provided, so the meeting was adjourned. Prior to the hearing, a person self-identified as Harvey Abram, a Chatsworth resident, provided written opposition to the proposed financing for the Lumina project.

I declare under penalty of perjury that this is a true and exact copy of the TEFRA public hearing meeting minutes regarding the above referenced projects held on May 26, 2021 at Los Angeles, California.

CITY OF LOS ANGELES
Los Angeles Housing + Community Investment Department
ANN SEWILL, General Manager

Apolinar Abrajan

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Abrajan
Date: 2021.05.26 15:38:02 -07'00'

Apolinar Abrajan, Financial Development Officer II

RESOLUTION

RULES, ELECTIONS, INTERGOVERNMENTAL RELATIONS

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations or policies proposed to or pending before a local, state or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, City of Los Angeles employees do not pay Social Security taxes and are subject to the Windfall Elimination (WEP) and Government Pension Offset provisions; and

WHEREAS, currently if a member of the Los Angeles City Employee's Retirement System (LACERS) receives a pension from LACERS and is eligible for Social Security benefits from previous work outside of the City of Los Angeles, Social Security's Windfall Elimination and Government Pension Offset provisions reduce Social Security benefits received by members; yet this is not applied universally and can have significant financial implications for retirement members, especially those with lower income; and

WHEREAS, in 2020, about 1.9 million people (or about 3% of all Social Security beneficiaries) were affected by the WEP; and anyone who worked for the City of Los Angeles is likely to experience a reduction of their Social Security benefit; these reductions can be substantial, up to one-half of one's pension, and research has shown that the WEP reduces benefits disproportionately for lower-earning households; and

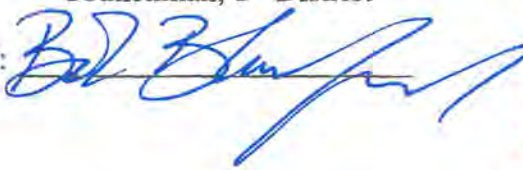
WHEREAS, the Windfall Elimination Provision only affects the benefit of the retiree, however, an employee's spouse may be eligible to also receive a benefit based on the retiree's work history and earnings and there is another provision called the Government Pension Offset that will reduce the benefit received by a retiree's spouse or surviving spouse who is receiving a government pension from employment where Social Security taxes were not paid; and

WHEREAS, currently pending in Congress is a bill, HR 82, the Social Security Fairness Act of 2021, which would rectify inequities resulting from the Windfall Elimination and Government Pension Offset provisions; and

WHEREAS, the Board of the Los Angeles City Employees Retirement System has requested that the City support HR 82 and any similar legislation which would rectify inequities resulting from the Windfall Elimination and Government Pension Offset provisions;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2021-2022 Federal Legislative Program support for HR 82, the Social Security Fairness Act of 2021, and any similar legislation which would rectify inequities resulting from the Social Security Windfall Elimination and Government Pension Offset provisions, as further detailed in the text of this Resolution.

PRESENTED BY: 
PAUL KORETZ
Councilman, 5th District

SECONDED BY: 

JUN 16 2021


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ORIGINAL

RESOLUTION

RULES, ELECTIONS, INTERGOVERNMENTAL RELATIONS

WHEREAS, any official position of the City of Los Angeles with respect to legislation, rules, regulations, or policies proposed to or pending before a local, state, or federal governmental body or agency must have first been adopted in the form of a Resolution by the City Council with the concurrence of the Mayor; and

WHEREAS, immigrant farmworkers make up an estimated 73 percent of agriculture workers in the United States and are considered "essential workers" by the U.S. Department of Homeland Security; and

WHEREAS, farmworkers put food on our tables and stimulate the economy - from dairy farms in Wisconsin to strawberry fields in California and apple orchards in Washington; and

WHEREAS, agricultural work requires great skill and is relentless, exhausting, and often involves dangerous and hazardous working conditions; and

WHEREAS, all across the country, farmworkers spend extremely long hours harvesting crops in all types of weather while risking injury or illness from heavy equipment or pesticide exposure; and

WHEREAS, undocumented farmworkers often find themselves working for abusive employers who exploit them for cheap labor and, in many cases, are not paid for their labor; and

WHEREAS, according to the American Farm Bureau Federation the U.S. agriculture industry needs 1.5 to 2 million workers each year and, in 2019, 56 percent of California farmers reported being unable to find all the workers they needed over the last five years; and

WHEREAS, on March 18, 2021, the House passed H.R. 1603 - *The Farm Workforce Modernization Act of 2021* - which would provide undocumented farmworkers and their families with a path to legal immigration status and citizenship, revise the H-2A agricultural guestworker program to address some employer and worker concerns, and impose mandatory employment verification (E-Verify) in agriculture; and

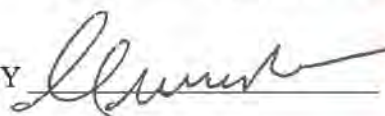
WHEREAS, the City of Los Angeles should support H.R. 1603 to create a path for legal immigration status for undocumented farmworkers, create protections for farmworkers and employers, and ensure the industry grows its pool of available workers;

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by adoption of this Resolution, the City of Los Angeles hereby includes in its 2021-2022 Federal Legislative Program SUPPORT of H.R. 1603 - *The Farm Workforce Modernization Act of 2021* - which would provide undocumented farmworkers and their families with a path to legal immigration status and citizenship, revise the H-2A agricultural guestworker program to address some employer and worker concerns, and impose mandatory employment verification (E-Verify) in agriculture.

PRESENTED BY


MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY





JUN 16 2021

ORIGINAL

MOTION

BUDGET & FINANCE

The City of Los Angeles is taking leadership during this crucial time of economic recovery by making it easier for businesses to be connected to contracting opportunities. In view of this priority, this Council has requested the Chief Procurement Officer (CPO) to leverage the current development of the City's solicitation platform and expand its capabilities from a solely City focused platform to a broader regional focused platform. This regional platform will function as a centralized portal that can house public and private procurement and contracting activities for both the City and the region. In order to support the success of this platform, the CPO was allocated \$500,000 through the budgeting process for Fiscal Year (FY) 2021-22 for operational needs and \$250,000 for marketing outreach to businesses. While the funding was made available for the CPO, the budget did not include the position authorities.

The regular authorities outlined in this Motion will be responsible for establishing two sections within the Office of the CPO. The two sections are the Regional Portal Development and Administration Section and the Procurement Policy and Process Section. These sections will be crucial to the initial implementation of a strategic procurement ecosystem in future phases of the Office of the CPO, which will build upon the areas of procurement policy, process improvement, innovation, vendor relations, and active contract management.

I THEREFORE MOVE that Council, subject to the approval of the Mayor, approve the following five regular authorities, subject to allocation by the Personnel Department and pay grade determination by the City Administrative Officer (CAO) in the Department of General Services to staff the CPO's initiatives.

<u>Count</u>	<u>Class Code</u>	<u>Class Name</u>
1	9171-2	Senior Management Analyst II
1	9171-1	Senior Management Analyst I
3	9184	Management Analyst

I FURTHER MOVE to instruct the Personnel Department to expedite the allocation and the CAO to expedite the pay grade determinations of the positions requested for the Office of the CPO.

I FURTHER MOVE that the City Clerk be directed to place on the Council Agenda for July 1, 2021, or as soon thereafter as possible, the following recommendations for adoption:

Transfer appropriations in the amount of \$750,000 from General City Purposes, Fund No. 100/56, Account No. 000991 Office of the Chief Procurement Officer to the Department of General Services, Fund No. 100/40 as indicated below:

JUN 16 2021

From

<u>Fund No.</u>	<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
100/56	000991	Office of the Chief Procurement Officer	\$750,000

To

<u>Fund No.</u>	<u>Account No.</u>	<u>Account Name</u>	<u>Amount</u>
100/40	001010	Salaries, General	\$500,000
100/40	003040	Contractual Services	<u>250,000</u>
			\$750,000

I FURTHER MOVE to authorize the CPO to make necessary technical adjustments, subject to the approval of the CAO; and, authorize the Controller to implement the instructions.

I FURTHER MOVE that this Motion be placed on the next available Council Agenda, pursuant to the Los Angeles City Council Rule No. 16.

PRESENTED BY



PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY



ORIGINAL

MOTION

Mitigating and preparing for climate change is a moral imperative for the City of Los Angeles. One source of local greenhouse gas emissions and smog-forming pollutants over which the City has direct control is our municipal fleets, which total around 13,000 vehicles. The City has demonstrated a high level of leadership in this area, having procured over 900 electric vehicles across all LA City fleets to date. Still, we have further to go.

While a wide range of zero-emission options are available in the light-duty vehicle sector, Original Equipment Manufacturers (OEMs) are now bringing viable zero-emission medium- and heavy-duty vehicles to market that can meet the City's operational needs and cost constraints -- vehicles like box trucks, step-in vans, and more specialized equipment like refuse collection vehicles and street sweepers.

Given advances in technology and zero-emission vehicle availability, it is time to formally put in place the fleet procurement guidelines that have been outlined in LA's Green New Deal. These include a 100% zero-emission procurement requirement for all new light-duty vehicle purchases and a Zero-Emission First procurement policy that applies to all other vehicles. Doing so will ensure the City's continued leadership in responding to the climate crisis. It is critical that we clearly define our vehicle procurement policy and rules, make deliberate investments to enable a zero emission municipal fleet, and ensure adequate oversight and enforcement mechanisms are in place.

I THEREFORE MOVE that the City Council direct the General Services Department's Fleet and Supply Divisions, working with any other relevant divisions or departments and, as needed, the Mayor's EV Task Force, the Chief Procurement Officer, and the City Administrative Officer, to report within 60 days with proposed rules to meet the intent of the Zero-Emission First procurement policy and a proposed compliance or certification process.

I FURTHER MOVE that the Council direct the General Services Department to report on staffing and funding needs to ensure that EV charging infrastructure, or any other zero-emission fueling infrastructure, will be installed in parallel to or in anticipation of a future 100% zero-emission municipal fleet.

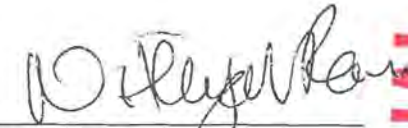
I FURTHER MOVE that the Council direct LAPD and LAFD to report within 60 days on their short, medium, and long-term plans to transition their fleets to zero-emission vehicles, inclusive of specialty and pursuit-rated vehicles (excluding aerial equipment).



I FURTHER MOVE that the Council direct LADOT to report within 60 days on the progress toward meeting the bus-electrification targets previously established by Council.

I FINALLY MOVE that the Council request that Los Angeles World Airports (LAWA), the Port of Los Angeles (POLA), and the Los Angeles Department of Water and Power (LADWP) to report within 60 days on how they will codify and implement the Zero-Emission First fleet procurement rule.

PRESENTED BY:


NITHYA RAMAN
Councilmember, 4th District

JUN 16 2021

SECONDED BY:


Paul Kretz

ORIGINAL

MOTION

While the federal government, as well as State and local jurisdictions took measures to mitigate the impact of the COVID-19 pandemic, the most vulnerable communities, many who did not receive any type of financial assistance, continue to recover from the devastating economic and health impacts of the COVID-19 pandemic.

Among the most vulnerable communities severely impacted by the COVID-19 pandemic are sidewalk vendors who were not only largely left out of any type of federal coronavirus direct stimulus payments but have also experienced an increase in targeted physical attacks.

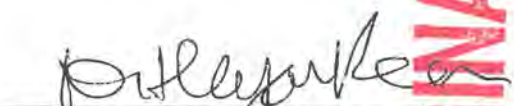
Sidewalk vendors have turned their vulnerability into strength. Irrespective of the working conditions, the potential danger of working on the street, their ability to sell, the harassment they endure, still know that it is only option they have as a means to put food on the table to feed their families.

Given that there are still many challenges for vendors to obtain the appropriate documentation to continue their vending activities, the City is in a position to assist by extending the reduced cost of the vending operating permit as the impacts of the COVID-19 pandemic begin to settle.

On September 8, 2020, the City Council approved an amendment to the Los Angeles Municipal Code Section 42.13.B.2 to extend the reduced cost (\$291) of the sidewalk vending operating permit until July 1, 2021 (C.F. 13-1493). It is imperative that this action be further extended through July 1, 2022 to continue to assist sidewalk vendors.

I THEREFORE MOVE that the City Attorney be requested to prepare an ordinance to amend Section 42.13.B2 of the Los Angeles Municipal Code to extend the reduced cost (\$291) of the sidewalk vending operating permit until July 1, 2022.

PRESENTED BY: 
CURREN D. PRICE
Councilmember, 9th District


NITHYA RAMAN
Councilmember, 4th District

ORIGINAL

SECONDED BY 

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 JUN 16 2021

MOTION

Buildings are the largest source of carbon emissions across Los Angeles, and they account for 32% of the City of Los Angeles' emissions within our municipal sector. If we are to become a carbon-neutral city, then we must begin the process of implementing an aggressive decarbonization and electrification program for our municipal buildings now.

Building decarbonization includes the implementations of energy efficiency measures, the electrification of gas-powered building systems, and generation of renewable energy. By undertaking multi-pronged, complementary decarbonization strategies in our municipal buildings, we can reduce operational costs, improve local air quality, and demonstrate solutions that can be replicated in the private sector and in other cities throughout Los Angeles County and beyond.

As our electric grid has shifted to cleaner, renewable energy sources, the electrification of previously gas-powered systems within our City buildings, in particular, has become an increasingly critical step to reduce the City's total carbon emissions. From 2008 to 2017, municipal building emissions from electricity sources fell 44% due to the Los Angeles Department of Water and Power's evolving electrical energy-generation mix. In the same time period, however, power that was used on-site by gas-powered equipment like HVAC systems, chillers, and boilers, only saw a 3% emissions reduction.

Fully electrifying our City buildings will also have significant health benefits for our communities. Burning combustible fuels in buildings produces air pollutants indoors as well as outdoors. The negative health impacts that result from these air pollutants are disproportionately felt by vulnerable, frontline communities. To reduce and reverse these impacts, it is critical that the City lead by example in reducing emissions from municipal assets that contribute to this pollution.

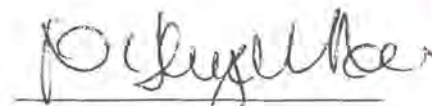
Fortunately, some of the initial steps that will allow the City to begin this work in earnest have already been taken. In the course of complying with the Existing Building Energy and Water Ordinance, the General Services Department has already commissioned over 100 energy and water building audits. These audits have served as a valuable first step, indicating which buildings are our highest energy consumers and offering insights into interventions that will help reduce energy consumption. Now, these audits can also be used as the basis for preparing building decarbonization/electrification plans. In addition, the LA100 study has already demonstrated that as we decarbonize our energy grid, there will be substantial opportunities to decarbonize our building sector as well—and that in doing so, health benefits will rise as costs fall.

Los Angeles has no path to becoming a carbon-neutral city without a bold and robust building decarbonization effort. We know our goal, and we know that it has never been more urgent. The time to begin the hard work of getting there is now.

JUN 18 2021

I THEREFORE MOVE that the City Council direct the General Services Department, working with the Bureau of Engineering, the Recreation and Parks Department, the Los Angeles Public Library, the City Administrative Officer, and any other City departments as needed, to report back within 60 days with an assessment that will identify the staffing and/or contractual services needed to develop a full cost-estimate, timeline, and plan to retrofit prioritized municipally-owned buildings to achieve net-zero energy. The assessment should build upon the previously performed energy and water audits and account for the development of: (1) a prioritization methodology to identify buildings with maximum projected benefits of retrofits; and (2) a procurement/funding plan for immediate retrofitting of the top-ten high-priority buildings to serve as a model for the process of decarbonizing/electrifying the remainder of the City's municipal buildings going forward. Finally, the assessment should consider the advantages of pursuing a contract for retrofits through an energy service contract, a Request for Qualifications process, and a Request for Proposal process, making a recommendation on which type of procurement process the City should pursue in order to retrofit the entire municipal building portfolio.

PRESENTED BY:



NITHYA RAMAN
Councilmember, 4th District

SECONDED BY:



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