

Los Angeles City Council, Journal/Council Proceeding

Friday, November 12, 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, Cedillo, de León, Harris-Dawson, Koretz, Price, Raman, Rodriguez and President Martinez (10); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

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) **21-1118**

PERSONNEL, AUDITS, AND ANIMAL WELFARE COMMITTEE REPORT relative to auditing all previous and ongoing gun violence prevention programs and policies implemented in the City to bolster gun violence prevention efforts.

Recommendation for Council action, as initiated by Motion (Koretz – Harris-Dawson):

REQUEST the City Controller, with the assistance of the Los Angeles Police Department and City Attorney as needed, to undertake an audit of all previous and ongoing gun violence prevention programs and policies implemented in the City of Los Angeles to determine the efficacy of those programs and make recommendations related to the allocation of funding and resources to ensure the City's gun violence prevention efforts are as effective and extensive as possible; and, further REQUEST that said audit include consideration of gun violence prevention programs used in other

cities as compared to those programs employed in the City of Los Angeles and consideration of solutions unique to Los Angeles.

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, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(2) **21-1164**

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS COMMITTEE REPORT relative to the retirement of a Park Ranger Division Mounted Unit Horse and its donation to a private citizen.

Recommendations for Council action:

1. APPROVE the retirement of "Poncho" from City service, and grant permission to donate this horse to Monica Gilchrist, a private citizen, and owner of Gilchrist Farm, so that he may live out the remainder of his life under the care of an experienced equestrian.
2. FIND that "Poncho" is surplus City equipment eligible for donation under Los Angeles Administrative Code 22.547.

Fiscal Impact Statement: The Department of Recreation and Parks (RAP) reports that there is no fiscal impact to the RAP's General Fund resulting from the above recommendations as all care and feeding costs associated with this animal will be transferred to another horse that will be obtained as a replacement.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(3) **21-1163**

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS COMMITTEE REPORT and RESOLUTION relative to the transfer of appropriations from the Department of Recreation and Parks (RAP), and the Information Technology Agency (ITA) for various communication services.

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

1. ADOPT the accompanying RESOLUTION attached to the Board of Recreation and Park Commissioners (Board) report dated October 6, 2021, attached to the Council file, relative to the transfer of appropriations in the amount of \$250,000 from the RAP to the ITA for the communication services to be provided to RAP in Fiscal Year 2021-22.
2. AUTHORIZE the following transfer of appropriations from RAP to ITA, subject to the approval of the Mayor and City Council.

From:

<u>Fund/Department Account</u>	<u>Account Description</u>	<u>Amount</u>
302/88 003040	Contractual Services	\$250,000

To:

<u>Fund/Department Account</u>	<u>Account Description</u>	<u>Amount</u>
100/32 009350	Communication Services	\$250,000

3. AUTHORIZE the Chief Accounting Employee, RAP to transfer cash and reimburse the ITA General Fund for the amounts authorized in the October 6, 2021 Board report on an as-needed basis upon receipt of proper documentation and approval from RAP's staff.

4. AUTHORIZE the General Manager, Chief Accounting Employee, or designee, RAP to make technical corrections as necessary, consistent with the intent of the October 6, 2021 Board report.

Fiscal Impact Statement: The Board reports that the appropriation of \$250,000 is needed in FY 2021-22 to support RAP's communication services needs.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(4) **21-1126**
CD 10

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS COMMITTEE REPORT relative to the annual report for the Pico/Genessee Community Pocket Park Trust Fund No. 917, for Fiscal Year 2020-21.

Recommendation for Council action:

RECEIVE AND FILE the September 24, 2021 report from the City Clerk inasmuch as this report is for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(5) **21-0973**
CD 7

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS COMMITTEE REPORT relative to the hours of operation at Sunland Park,

located at 8651 Foothill Boulevard, Sunland, CA 91040 in Council District 7.

Recommendations for Council action, pursuant to Motion (Rodriguez – Lee):

1. ESTABLISH the hours of operation at Sunland Park, located at 8651 Foothill Boulevard, Sunland, CA 91040 in Council District 7 as opening at 5:00 a.m. and closing at 9:00 p.m.
2. INSTRUCT the Department of Recreation and Parks to prominently post the hours at the park listed above.
3. REQUEST the City Attorney to prepare and present an Ordinance to add the park listed above to the list of parks closed at various times as specified in Los Angeles Municipal Code Section 63.44.
4. REQUEST the Board of Recreation and Park Commissioners to concur with the above recommendations and to instruct the Park Rangers to enforce the new operating hours at the park listed above seven days a week.

Fiscal Impact Statement: Neither the City Administrative Officer and the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(6) **21-1088**
CD 1

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS COMMITTEE REPORT relative to the renaming of Pico Union Yest Park, located at 1827 South Hoover Street, to Parque Nativo Lopez in memory of Lawrence "Nativo" Lopez.

Recommendation for Council action, pursuant to Motion (Cedillo – Raman):

REQUEST the Board of Recreation and Park Commissioners to rename Pico Union Yest Park, located at 1827 South Hoover Street, to Parque Nativo Lopez in memory of Lawrence "Nativo" Lopez and in recognition of his contributions to Los Angeles and Southern California.

Fiscal Impact Statement: Neither the City Administrative Officer and the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(7) **21-1133**
CD 15

ARTS, PARKS, HEALTH, EDUCATION, AND NEIGHBORHOODS COMMITTEE REPORT relative to the renaming of Sister Cities Plaza, located at 406 North Gaffey Street, to Tom LaBonge Sister Cities Plaza in memory of Councilmember Tom LaBonge.

Recommendation for Council action, pursuant to Motion (Buscaino – Blumenfield):

REQUEST the Board of Recreation and Park Commissioners to rename Sister Cities Plaza, located at 406 North Gaffey Street, to Tom LaBonge Sister Cities Plaza, in memory of Councilmember Tom LaBonge and in recognition of his involvement with the Sister Cities program.

Fiscal Impact Statement: Neither the City Administrative Officer and the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(8) **21-0861**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a request for a report with recommendations for existing inspection protocols and best practices for the inspection of high-rise buildings, steps for preventing their collapse; and, preparation of maps that identify the location by Council District of all high-rise buildings in the City, and their most recent structural inspections or review.

Recommendation for Council action, pursuant to Motion (Koretz – Price): INSTRUCT the Los Angeles Department of Building and Safety, with the assistance of the Bureau of Engineering and Los Angeles Fire Department, to prepare a report with recommendations relative to the following:

- a. Existing inspection protocols for high-rise buildings, including but not limited to, the frequency of inspections and structural, geological, topographical, and environmental/climate related considerations.
- b. Best practices for the inspection of the City’s high-rise buildings, and steps that can be taken to prevent the type of tragic event that occurred in Surfside, Florida, wherein the Champlain Towers South condominium building partially collapsed on June 24, 2021.
- c. Preparation of maps that identify the location by Council District of all high-rise buildings in the City, and their most recent structural inspections or review, with particular concentration on Century City, Downtown Los Angeles, and the Wilshire Corridor.

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, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O’Farrell (4)

(9) **21-1046**
CD 8

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Revocation appeal filed for the operation of the market, known as Dick’s Market (formerly Dick’s Liquor Store), located at 9230 South Broadway.

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

1. FIND, based on the whole of the administrative record, that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Section 15321 (Enforcement Actions by Regulatory Agencies), and there is no substantial evidence demonstrating that any exceptions contained in Section 15300.2 of the State CEQA Guidelines regarding location, cumulative impacts, significant effects or unusual circumstances, scenic highways, or hazardous waste sites, or historical resources apply.
2. ADOPT the FINDINGS of the Department of City Planning (DCP), Zoning Administrator, as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Lou Vayo, owner/operator of Dick's Market (formerly Dick's Liquor Store) (Representative: Sheila Drew-Craig), and THEREBY SUSTAIN the determination of the Zoning Administrator on Case No. DIR-2021-1460-RV, pursuant to Los Angeles Municipal Code Section 12.27.1, in requiring the imposition of Condition No. 12 (Hours of Operation), Condition No. 15 (ATM machines), and Condition No. 20 (Security Camera System), included in the Letter of Determination, dated August 25, 2021, attached to the Council file; for the modification of the operation of the market, known as the Dick's Market (formerly Dick's Liquor Store), located at 9230 South Broadway, in order to mitigate adverse impacts caused by said operation and any potential impacts caused by any future operation of the Use.

Applicant: Chief Zoning Administrator, City of Los Angeles DCP, Office of Zoning Administration

Case No. DIR-2021-1460-RV-1A

Environmental No. ENV-2021-1461-CE

Fiscal Impact Statement: None submitted by the DCP. 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, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(10) **21-0739**
CD 14

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal filed for the dismissal of a Conditional Use Permit and denial of a Conditional Use, Clarification of Q Conditions, and Community Design Overlay (CDO) Plan Approval, for the property located at 4005 North Eagle Rock Boulevard (3818-3822 ½ North Verdugo Road and 4005-4011 ½ North Eagle Rock Boulevard).

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

1. FIND that the project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Section 15061(b) (4) and 15270, as a project that is disapproved.
2. ADOPT the FINDINGS of Department of City Planning (DCP) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Bijan “Ben” Pouldar, Chevron Facility 9-0477 (Representative: Stephen Jamieson, Solomon, Saltsman and Jamieson), and THEREBY SUSTAIN the Zoning Administrator’s determination to dismiss a Conditional Use Permit to permit deviations from development standards established by Los Angeles Municipal Code (LAMC) Section 12.22 A.28(b)(3), to allow a public address system; to deny a Conditional Use to permit deviations from development standards established by LAMC Section 12.22.A.28(b)(5), to allow hours of operation of 7:00 a.m.- 9:00 p.m., daily, in lieu of the otherwise allowed Monday through Friday, 7:00 a.m. - 7:00 p.m., and Saturday, 9:00 a.m. - 8:00 p.m. and Sunday, 11:00 a.m. - 8:00 p.m. at a Commercial Corner location; to deny a Clarification of Q Conditions to clarify Condition No. 3 of Subarea 23 in Ordinance Number 181,062 pertaining to prohibited uses; and, to deny a CDO Plan Approval for the construction of a 1,250-square foot automated car wash and the equipment storage rooms separated and freestanding on the same site as an existing service station and convenience store, and installation of three internally illuminated Wall

Signs with individual channel letters reading "Car Wash", two non-illuminated metal Wall Signs reading "Entrance" and "Exit Only-Do Not Enter", one metal Directional Sign, one metal Instruction Sign, and one internally illuminated plastic Menu Board Sign in cabinet; for the property located at 4005 North Eagle Rock Boulevard (3818-3822 ½ North Verdugo Road and 4005-4011 ½ North Eagle Rock Boulevard).

Applicant: Bijan "Ben" Pouldar, Chevron Facility 9-0477

Representative: Ben Steckler, Fiedler Group

Case No. ZA-2018-2236-CU-CLQ-CDO-1A

Environmental No. ENV-2018-2237-CE

Fiscal Impact Statement: None submitted by the DCP. 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, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(11) **21-0942
CD 10**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a California Environmental Quality Act (CEQA) appeal filed for the properties located at 730 South Vermont Avenue and 3077 Leeward Avenue.

Recommendations for Council action:

1. FIND, based on the whole of the administrative record, that the project is categorically exempt from CEQA pursuant to CEQA Guidelines, Article 19, Section 15332, Class 32, and there is substantial evidence demonstrating that any exceptions contained in Section 15300.2 of the CEQA Guidelines regarding location, cumulative impacts, significant effects based on unusual circumstances, scenic highways, hazardous waste sites, or historical resources apply.

2. ADOPT the FINDINGS of Department of City Planning (DCP) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by Enrique Velasquez, Coalition for An Equitable Westlake/MacArthur Park inasmuch as the appeal has been withdrawn by written notice, and THEREBY SUSTAIN the Director of Planning's determination in approving a Categorical Exemption, No. ENV-2020-4390-CE, as the environmental clearance for a proposed qualifying Tier 3 Transit Oriented Communities project with a total of 80 dwelling units, including 8 units reserved for Extremely Low Income Household occupancy for a period of 55 years, along with the following two Additional Incentives: a) Setback (Side and Rear) to utilize any or all of the yard requirements for the RAS3 Zone per Los Angeles Municipal Code (LAMC) Section 12.10.5; and, b) Open Space to permit a 25 percent reduction in open space per LAMC Section 12.22.A.25(f)(6); for the properties located at 730 South Vermont Avenue and 3077 West Leeward Avenue.
4. RECEIVE and FILE the appeal, inasmuch as the Appellant, Enrique Velasquez, Coalition for An Equitable Westlake/MacArthur Park, withdrew the appeal on October 5, 2021 by written notice.

Applicant: Evan Kasper, 730 Vermont Venture, LLC

Representative: Gary Benjamin, Alchemy Planning + Land Use

Case No. DIR-2020-4389-TOC

Environmental No. ENV-2020-4390-CE-1A

Fiscal Impact Statement: None submitted by the DCP. 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, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(12) 21-1103

PUBLIC SAFETY COMMITTEE REPORT relative to a proposed Second Amendment with Clean Harbors Environmental Services, Inc. to provide routine hazardous waste management services at various Los Angeles Police Department facilities.

Recommendation for Council action:

AUTHORIZE the Chief of Police, or designee, to execute a Second Amendment to Contract No. C-129868 with Clean Harbors Environmental Services, Inc. to continue to provide routine hazardous waste management services through June 30, 2023, contingent upon the confirmation of all required contractor compliance documents and the approval of the City Attorney as to form.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is a General Fund impact of up to \$400,000 each year of the proposed two-year extension. Funding for the contract is available in the 2021-22 Adopted Budget. Subsequent year funding will be subject to consideration during the budget development process.

Financial Policies Statement: The CAO reports that the recommendation in the subject CAO report, dated September 2, 2021, attached to the Council file, complies with the City Financial Policies in that the City's financial obligation is limited to funds budgeted for this purpose.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(13) **21-0617**

PUBLIC SAFETY COMMITTEE REPORT relative to the City's ability to use its existing special reward program leading to the identification, arrest and conviction of persons responsible for some less violent hate crimes, or assess need for a new program.

Recommendation for Council action, pursuant to Motion (Lee – O'Farrell – Koretz):

INSTRUCT the Chief Legislative Analyst (CLA), with the assistance of the City Attorney, to report on the ability of the City to use its existing special reward program to offer rewards leading to the identification, arrest and conviction of persons who commit hate crimes, and on any potential need for a new reward program to cover hate crimes not covered by the existing reward programs of the City.

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

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(14) **14-0818-S6**

PUBLIC SAFETY COMMITTEE REPORT relative to the most recent update for the Administrative Citation Enforcement (ACE) Program, and recommended addition of the Bureau of Sanitation (BOS) to the ACE Program.

Recommendations for Council action:

1. AUTHORIZE the BOS to participate in the ACE Program. (See Exhibit A - BOS Request for Inclusion, dated August 22, 2021, attached to the Council file) Previously, a request for ACE participation was submitted; however, the matter was inadvertently filed without Council action approving the BOS' participation.
2. RECEIVE and FILE this Annual 2020-2021 ACE Program Status Report

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

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(15) **21-0994**

PUBLIC SAFETY COMMITTEE REPORT relative to the annual financial report regarding the Disaster Assistance Trust Fund (DATF) for the fiscal year ended June 30, 2021.

Recommendation for Council action:

NOTE and FILE the Disaster Assistance Trust Fund Annual Financial Report for the fiscal year ended June 30, 2021.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(16) **21-1124**

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Hit-and-Run Reward Program Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(17) **21-1125**

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Vandalism and Graffiti Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(18) **21-1137**
CD 12

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Council District 12 Los Angeles Police Department Devonshire and Foothill Division's Police Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(19) **21-1139**
CD 15

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Council District 15 Los Angeles Police Department Harbor Division Police Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(20) **21-1140**
CD 1

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Council District 1 Public Benefits Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(21) **21-1144**
CD 13

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Council District 13 Public Assistance Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(22) **21-1121**
CD 8

PUBLIC SAFETY COMMITTEE REPORT relative to the annual report regarding the Council District 8 Public Benefits Trust Fund.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated September 24, 2021, as it is provided for informational purposes only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(23) 21-1168

PUBLIC SAFETY COMMITTEE REPORT relative to including required financial instructions in the recommendations of Public Safety Committee reports to effectuate actions on reward payments.

Recommendation for Council action, pursuant to Motion (Rodriguez - Buscaino):

DIRECT the City Clerk to include all relevant fund transfer instructions in Public Safety Committee reports regarding reward payments when the Committee recommends the payment of a reward, in order to ensure the timely payment of rewards to claimants.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(24) 21-0949

PUBLIC SAFETY COMMITTEE REPORT relative to the Los Angeles Fire Department's readiness to deal with a multiyear drought event and related implications for wildfire risk in Los Angeles communities.

Recommendations for Council action, pursuant to Motion (Krekorian – Rodriguez – Koretz):

1. INSTRUCT the Los Angeles Fire Department (LAFD) to report on its readiness to deal with a multiyear drought event and related implications for wildfire risk in Los Angeles communities.
2. INSTRUCT the LAFD to report on best practices and citizens' responsibility to mitigate wildfire risk on private property.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(25) **21-0801
CD 11**

MITIGATED NEGATIVE DECLARATION (MND), MITIGATION MONITORING PROGRAM (MMP), and RELATED CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS; PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT, RESOLUTION, and ORDINANCE FIRST CONSIDERATION relative to a Zone Change for the property located at 1639 and 1641 South Abbot Kinney Boulevard.

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

1. FIND, pursuant to CEQA Guidelines Section 15074(b), after consideration of the whole of the administrative record, including the MND, No. ENV-2018-7014-MND, and all comments received, with the imposition of mitigation measures, that there is no substantial evidence that the project will have a significant effect on the environment; FIND that the MND reflects the independent judgment and analysis of the City; FIND that the mitigation measures have been made enforceable conditions on the project; and, ADOPT the MND and the MMP prepared for the MND.
2. ADOPT the FINDINGS of the West Los Angeles Area Planning Commission (WLAAPC) as the Findings of Council.
3. PRESENT and ADOPT the accompanying modified ORDINANCE, dated November 4, 2021, effectuating a Zone Change from M1-1-O to (T)(Q)CM-1-O, pursuant to Section 12.32 F of the Los Angeles Municipal Code, for a project that involves for the remodel and addition to an existing 3,100 square-foot, three-story, mixed-use structure comprised of a 641 square-foot addition of commercial space and a 704 square-foot addition of residential floor area to the existing four dwelling units, resulting in a 4,445 square-foot, mixed-use structure with 1,398 square feet of ground floor retail use and four dwelling units; the project also includes the rehabilitation and improvements to an existing 680 square-foot, single-family dwelling located at the rear portion of the lot, to raise the structure 13 feet and

5.5 inches above its foundation and construct a carport with five parking spaces; the structures are connected at the second floor with an open staircase and passageway; for the property located at 1639 and 1641 South Abbot Kinney Boulevard, subject to Conditions of Approval as modified by the PLUM Committee on November 2, 2021, attached to the Council file.

4. INSTRUCT the Department of City Planning (DCP) to add the following additional Q Condition, as requested by Council District 11:
 - a. Prior to the issuance of a building permit, the Project Applicant shall contribute \$72,876.75 to the Affordable Housing Trust Fund (Council District 11 account), to support affordable housing in Venice, per and in consultation with Council District 11.
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.
8. INSTRUCT the DCP to update the appropriate maps pursuant to this action.

Applicant: AK Venice Partners

Representative: Edgard Millan, David Hertz Architects and The Studio of Environmental Architecture

Case No. APCW-2018-7013-ZC-ZV-ZAA-CDP-SPE-MEL-WDI

Environmental No. ENV-2018-7014-MND

Fiscal Impact Statement: The WLAAPC reports that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted

Adopted Item Forthwith. Ordinance held over to November 23, 2021.

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(26) **21-1156**

ORDINANCE SECOND CONSIDERATION relative to the establishment of salary for the Classes of Field Engineering Aide Trainee (Class Code 7281) and Field Engineering Aide Assistant (Class Code 7284) for the Bridge-To-Jobs Program.

Community Impact Statement: None submitted.

(Communications from the City Administrative Officer and the City Attorney were adopted on November 5, 2021)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

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

(27) **21-4118-S13
CD 14**

RESOLUTION (DE LEON – KREKORIAN – BLUMENFIELD – KORETZ – MARTINEZ – RODRIGUEZ – O'FARRELL) relative to designating locations as indicated on the Resolution for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property,

or otherwise obstructing the public right-of-way, as further detailed in Los Angeles Municipal Code (LAMC) Section 41.18.

Recommendations for Council action:

1. RESOLVE, pursuant to Section 41.18 of the LAMC), to designate the following locations for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, up to the maximum distance and effective for the maximum period of time prescribed, and as further detailed in the LAMC:
 1. 711 North Alameda Street – Designated Facility – Shelter
 2. 310 North Main Street – Designated Facility – Shelter
 3. 111 East 1st Street – Day Care Center
 4. 125 Paseo De La Plaza – Public Park
2. RESOLVE to direct and authorize the City Department(s) with jurisdiction over the identified locations to post appropriate notices of the above prohibitions at these locations, and to begin enforcement upon the expiration of any required posting period.

Adopted Item Forthwith

Ayes: Blumenfield, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Rodriguez (8); Nays: Bonin, Raman (2); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(28) **21-4118-S14**
CD 13

RESOLUTION (O'FARRELL – KREKORIAN) relative to designating locations as indicated on the Resolution for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, as further detailed in Los Angeles Municipal Code (LAMC) Section 41.18.

Recommendations for Council action:

1. RESOLVE, pursuant to Section 41.18 of the LAMC, to designate the following locations for enforcement against sitting, lying, sleeping, or

storing, using, maintaining, or placing personal property, or otherwise obstructing the right-of-way, up to the maximum distance and effective for the maximum period of time prescribed, and further detailed in the LAMC:

1. Silver Lake Boulevard / Sunset Boulevard – Underpass
 2. Myra Avenue / Sunset Avenue – Underpass
 3. Vendome Street / 101 freeway – Underpass
 4. Silver Lake Boulevard / 101 freeway – Underpass
 5. Glendale Boulevard / Sunset Boulevard – Underpass
 6. Alvarado Boulevard / 101 freeway – Underpass
 7. Bronson Avenue / 101 freeway – Overpass
 8. Sunset Boulevard / 101 freeway – Overpass
 9. Verdugo Road / 2 freeway – Underpass
2. RESOLVE to direct and authorize the City Department(s) with jurisdiction over the identified locations to post appropriate notices of the above prohibitions at these locations, and to begin enforcement upon the expiration of any required posting period.

Adopted Item Forthwith

Ayes: Blumenfield, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Rodriguez (8); Nays: Bonin, Raman (2); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(29) **21-4118-S15
CD 5**

RESOLUTION (KORETZ – KREKORIAN) relative to designating locations in Council District 5 as indicated on the Resolution for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, as further detailed in Los Angeles Municipal Code (LAMC) Section 41.18.

Recommendations for Council action:

1. RESOLVE, pursuant to Section 41.18 of the LAMC, to designate the following locations for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, up to the maximum distance and effective for the maximum period of time prescribed, and further detailed in the LAMC:
 1. Palms Park / 2950 Overland Avenue / Public Park and Day Care Center
 2. Notre Dame Academy / 2911 Overland Avenue / School
 3. Harlow and Bagley / Interstate 10 / Underpass
 4. Encino Park / 16953 Ventura Boulevard / Public Park
 5. Sepulveda and Interstate 10 / Underpass

2. RESOLVE to direct and authorize the City Department(s) with jurisdiction over the identified locations to post appropriate notices of the above prohibitions at these locations, and to begin enforcement upon the expiration of any required posting period.

Adopted Item Forthwith

Ayes: Blumenfield, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Rodriguez (8); Nays: Bonin, Raman (2); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(30) **21-4118-S11**
CD 7

CONTINUED CONSIDERATION OF RESOLUTION (RODRIGUEZ – BLUMENFIELD) relative to designating locations in Council District 7 as indicated on the Resolution for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, as further detailed in Los Angeles Municipal Code (LAMC) Section 41.18.

Recommendations for Council action:

1. RESOLVE, pursuant to Section 41.18 of the LAMC, to designate the following locations for enforcement against sitting, lying, sleeping, or

storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, up to the maximum distance and effective for the maximum period of time prescribed and as further detailed in the LAMC:

1. Herrick Avenue and 118 Freeway – Underpass/School
 2. Paxton Avenue and 118 Freeway – Underpass/School
 3. Ritchie Valens Park, 10736 Laurel Canyon Boulevard – Public Park
 4. Paxton Park, 10960 Haddon Avenue – Public Park
 5. Pacoima Public Health Center at 13300 Van Nuys Boulevard – Health Center
 6. Osborne Street and 5 Freeway – Underpass
 7. 9800 Laurel Canyon Boulevard – Alleyway
 8. Arroyo Street and 210 Freeway – Underpass
 9. Sylmar High School, 13050 Borden Avenue – School
 10. Sylmar Recreation Center, 13109 Borden Avenue – School
 11. Stetson Ranch Park, 15455 Glenoaks Boulevard – Public Park
 12. Los Angeles City Fire Station 24, 9411 Wentworth Street – Public Facility
 13. Sunland Recreation Park, 8651 Foothill Boulevard – Public Park
 14. Brand park Memory Garden, 15177 South Brand Boulevard – Public Park
 15. Sepulveda Boulevard and 118 Freeway – Underpass
 16. Chatsworth Street and 405 Freeway – Underpass
 17. Plummer Street and 405 Freeway – Underpass
 18. 15240 Tupper Street – Public Park
2. RESOLVE that the City Department(s) with jurisdiction over the identified locations are hereby directed and authorized to post

appropriate notices of the above prohibitions at these locations, and to begin enforcement upon the expiration of any required posting period.

(Continued from Council meeting of November 5, 2021)

Adopted item as Amended by Motion (Rodriguez – Harris-Dawson) Forthwith - SEE ATTACHED

Ayes: Blumenfield, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Rodriguez (8); Nays: Bonin, Raman (2); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(31) **21-0878-S3**

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) relative to the implementation plan to require proof of COVID-19 vaccination to enter certain public locations.

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

1. REQUEST the City Attorney to amend Ordinance No. 187219 with an urgency clause to:
 - a. Authorize the Los Angeles Department of Building and Safety (LADBS), or an authorized enforcement officer, to issue administrative citations pursuant to Los Angeles Municipal Code (LAMC), Article 1 .2 - Administrative Citation Enforcement (ACE) program, for violations occurring at specified locations.
 - b. Delete malls and shopping centers from the entertainment and recreation venues specified under Section 200.121 D.
 - c. Add a provision that would require businesses who receive a notice to correct or administrative violation to place the notice in a prominent location at the entrance to their establishment for 30 days.
 - d. Revise the definition of "Individual Eligible for a COVID-19 Vaccine" in Section 200.121 H. to mean an individual 12 years or older.
2. AUTHORIZE the City Controller to transfer \$400,000 from the Unappropriated Balance, Fund No. 100/58, Account No. 580350, COVID-19 Emergency Response to the Building and Safety Fund No. 100/88, Account No 001090 (Salaries Overtime) to undertake

outreach and inspections by the Code Enforcement Bureau, with fund transfers based upon a schedule provided by the CLA.

3. TRANSFER \$184,207 from the Unappropriated Balance, Fund No. 100/58, Account No. 580350, COVID-19 Emergency Response to the Economic Workforce Development Department, General Fund Various Program Fund No. 551, to be appropriated under Account No. 22VXXX, titled "Safe Pass LA," of which \$174,207 is for salaries and \$10,000 for marketing materials and education.
4. AUTHORIZE Resolution Authority without funding for one Deputy City Attorney III and one Paralegal I/II in the Office of the City Attorney for the ACE program to manage administrative appeals and related tasks.
5. AUTHORIZE the City Attorney, in coordination with the CLA and LADBS, to negotiate a Cooperative Agreement with the Los Angeles County Department of Public Health to provide outreach and enforcement of certain locations specified in Ordinance No. 187219, and report to Council for review and consideration.
6. TRANSFER \$500,000 from the Unappropriated Balance, Fund No. 100/58, Account No. 580350, COVID-19 Emergency Response to the Community Investment for Families Fund No. 100/21, Account No. 003040, Contractual Services for the VaxUp LA program.
7. INSTRUCT the CLA to report to Council if the Los Angeles County Department of Public Health lifts countywide requirements for vaccine verification as specified in the September 17, 2021 revised Health Order.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund. The 2021-22 Adopted Budget included appropriations to address ongoing COVID-19 response efforts, including \$25 million in the Unappropriated Balance. On November 2, 2021, the Council approved a transfer of \$15 million from the Unappropriated Balance for testing, vaccinations, and Federal Emergency Management Agency reimbursement support, leaving a balance of \$10 million in the COVID-19 Emergency Fund (Council File: 21-0600-S2). The recommendations in the CLA report total \$1,084,207. If the recommendations are approved, a balance of \$8,915,793 will remain in the Unappropriated Balance for COVID-19 response efforts.

Community Impact Statement: None submitted.

(Ad Hoc Committee on COVID-19 Recovery and Neighborhood Investment waived consideration of the above matter)

Adopted item as Amended by Motion (Martinez – Koretz) Forthwith - SEE ATTACHED

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(32) 21-1296

COMMUNICATION FROM THE COMMUNITY INVESTMENT FOR FAMILIES DEPARTMENT (CIFD) relative to the 47th Program Year Community Development Block Grant (CDBG) and Home Investment Partnerships Program (HOME) reprogramming, revisions to the CDBG Coronavirus Aid, Project Homekey match, and related matters.

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

1. APPROVE the projects in Attachment 1 of the November 5, 2021 CIFD, report, attached to the Council file, Revenues and allocations as an amendment to the 47th Program Year (2021-22) Housing and Community Development Consolidated Annual Action Plan (47 Con Plan).
2. APPROVE the reprogramming of \$5,810,066.63 in CDBG funds as detailed in Attachment 2 of the November 5, 2021, CIFD report, attached to the Council file, CDBG Funding to be Reprogrammed as a source of revenue for the revised PY 47 Con Plan budget.
3. APPROVE the revised list of CDBG Future Priority Projects (Attachment 3, of the November 5, 2021, CIFD report, attached to the Council file), to prioritize the projects that were awarded funding in the current or prior years that are recommended for reprogramming due to significant delays exacerbated by the pandemic and not being able to expend funding in a timely manner and consider for funding in the 48th Program Year 2022- 23 Con Plan budget.
4. AMEND the CDBG Coronavirus Aid, Relief, and Economic Security Act (CARES) amounts for LA RISE/Employment and Economic and Workforce Development Department Administration (EWDD) (Council file No. (CF) 20-1349 and CF 20-1374), to reflect a difference of \$75,000 from program costs to administration costs. The LA RISE Employment cost will be amended from \$750,000 to \$675,000. The

EWDD administration amount includes costs for this and several other CDBG CARES programs and will be amended from \$1,475,715 to \$1,550,715.

5. ALLOCATE CDBG CARES to designate \$488,548 in savings from the Los Angeles Services Homeless Authority (LAHSA) Homelessness Prevention program from the first allocation to Project Homekey as matching funds, and the \$10,000,000 identified to address homelessness from the second allocation to Project Homekey as matching funds, to acquire and rehabilitate housing that will assist persons experiencing homelessness with permanent housing (CF 20-1349 and 20-1374.).
6. AUTHORIZE the General Manager, CIFD, or designee, to execute a first amendment to the City’s contract with Young Men’s Christian Association (YMCA) of Metropolitan Los Angeles, C-137891, to extend the term ending December 31, 2021 to end on March 31, 2022, for the Feed LA program to provide supplemental resources for very low- and low-income families impacted by the COVID-19 pandemic.
7. AUTHORIZE the General Manager, CIFD, or designee, to execute a second amendment to the City’s eight FamilySource Centers contracts to extend the term ending December 31, 2021 to end on March 31, 2022, for the Homelessness Prevention Program (“Solid Ground”) and the Eviction Defense Program (EDP).

<u>Agency Name</u>	<u>Contract Number</u>
All People’s Community Center	135725-1
Barrio Action Youth and Family Center	135755-1
Central City Neighborhood Partners	135716-1
El Centro De Ayuda	135711-1
El Nido Family Center	135712-1
New Economics for Women	135713-1
P.F. Bresee Foundation	135707-1
Volunteers of America of Los Angeles	135717-1

8. AUTHORIZE the General Manager, CIFD, or designee, to negotiate and execute a Memorandum of Understanding (MOU) with the Los Angeles County Development Authority (LACDA) and to accept \$300,000 from LACDA to support the Debbie Allen Dance Academy Facility Improvement project.

9. AUTHORIZE the General Manager, CIFD, or designee, to execute a contract or amendment with Debbie Allen Dance, Inc. to add \$300,000 to the contract amount for a new contract total of \$600,000.
10. AUTHORIZE the General Managers, or their designees, of program implementing departments to negotiate and execute contracts, contract amendments, and/or interdepartmental agreements as needed with the grant recipients, as identified in Attachment 5 of the November 5, 2021, CIFD report, attached to the Council file, and consistent with Council action, in an amount not to exceed that set forth in the revised PY 47 Con Plan, in consultation with CIFD as grant administrator, and in substantial conformance with the pro forma agreements for public service activities or construction as provided in CF 06-2366, subject to City Attorney review and approval as to form and review and approval by the Public Works Bureau of Contract Administration as to compliance with the City's contracting requirements.
11. AUTHORIZE the General Manager, CIFD, or designee, to prepare and post for a 30-day public comment period a Substantial Amendment to the PY 47 Con Plan listing the projects in Attachment 1 and all revisions and submit the amendment to the U.S. Department of Housing and Urban Development (HUD) for approval.
12. AUTHORIZE General Managers, or designees, of program implementing departments to prepare Controller instructions and any technical adjustments consistent with Mayor and City Council actions on this matter, subject to the approval of the Chief Legislative Analyst, and authorize the Controller to implement these instructions.

Fiscal Impact Statement:

The CIFD reports that the federal grants will pay for City staff salary costs associated with the implementation of the subject projects. If needed, each implementing department will work closely with the City Administrative Officer to minimize impact to the General Fund.

Community Impact Statement: None submitted

(Housing Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(33) **21-0305**

COMMUNICATIONS FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and CITY ADMINISTRATIVE OFFICER (CAO), relative to a request for authority to admit new projects into the Affordable Housing Managed Pipeline (AHMP) as a result of the 2021 Notice of Funding Availability (NOFA), and various actions related to AHMP Projects.

A. COMMUNICATION FROM THE CAO

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

1. NOTE and FILE the LAHD report dated September 30, 2021, attached to the Council file, relative to accepting new projects into the AHMP, and other recommendations related to an AHMP project.
2. AUTHORIZE the General Manager, LAHD, or designee, to:
 - a. Admit and issue Letters of Admittance in the LAHD AHMP program to the 14 selected projects from the 2021 AHMP NOFA listed on Table 1 of the November 5, 2021, CAO report. attached to the Council file.
 - b. Admit and issue Letters of Admittance in the LAHD AHMP program to additional projects which applied to the 2021 AHMP NOFA and are elevated based on score and readiness, as further described in the November 5, 2021, CAO report. attached to the Council file.
 - c. Issue a funding recommendation letter for the Montecito II Senior Housing project identified in Table 2 of the November 5, 2021, CAO report. attached to the Council file, subject to the following conditions:
 - i. The final AHMP funding commitment will not exceed the \$2.9 million amount listed in Recommendation g.
 - ii. The project sponsor must apply to the California Tax Credit Allocation Committee (CTCAC) in the next available Low Income Housing Tax Credits (LIHTC) allocation round.

iii. The disbursement of LAHD funds will occur only after the sponsor obtains enforceable commitment for all proposed funding.

- d. Negotiate and execute acquisition/predevelopment/construction/permanent loan agreements with the legal owners of the Montecito II Senior Housing project identified in Table 2 of the November 5, 2021, CAO report. attached to the Council file, subject to the project’s receipt of awards from the proposed leveraging sources; satisfaction of all conditions and criteria contained in the LAHD Pipeline application, LAHD’s transmittal, and the LAHD Award Letter (if applicable); and, the review and approval of the City Attorney as to form.
- e. Execute subordination agreements of the City’s financial commitment for the Montecito II Senior Housing project identified in Table 2 of the November 5, 2021, CAO report. attached to the Council file, wherein the City Loan and Regulatory Agreements are subordinated to their respective conventional or government-funded construction and permanent loans, as required.
- f. Allow the transfer of the City’s financial commitment for the Montecito II Senior Housing project identified in Table 2 of the November 5, 2021, CAO report. attached to the Council file, to a limited partnership or other legal entity formed solely for the purpose of owning and operating the project in accordance with City and Federal requirements.
- g. Obligate HOME Investment Partnership Program (HOME) funds for the project listed below.

<u>Project</u>	<u>Fund</u>	<u>Account</u>	<u>Account Name</u>	<u>Amount</u>
Montecito II Senior Apts	561/43	43S800	AHMP	\$2,954,860

- h. Prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council action on this matter, subject to the approval of the CAO.

B. COMMUNICATION FROM THE LAHD

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

1. AUTHORIZE the General Manager, LAHD, or designee, to admit and issue three Letters of Admittance in the LAHD AHMP program to the fourteen selected projects from the 2021 NOFA, listed on Table 1 of the September 30, 2021 LAHD report, attached to the Council file.
2. AUTHORIZE the General Manager, LAHD, or designee, to issue Letters of Admittance in the LAHD AHMP program to additional projects which applied to the 2021 AHMP NOFA and are elevated based on score and readiness, as further described in the September 30, 2021 LAHD report, attached to the Council file.
3. AUTHORIZE the General Manager, LAHD, or designee, to issue a funding recommendation letter for project(s) requesting new funds, as identified in Table 2 of the September 30, 2021 LAHD report, attached to the Council file, subject to the following conditions:
 - a. The final funding commitment will not exceed the amount listed.
 - b. The project sponsor must apply to the CTCAC in the next available LIHTC allocation round.
 - c. The disbursement of LAHD funds will occur only after the sponsor obtains enforceable commitments for all proposed funding.
4. AUTHORIZE the General Manager, LAHD, or designee, subject to review and approval of the City Attorney as to form, to negotiate and execute acquisition/ pre-development/ construction/ permanent loan agreements with the legal owner of each applicable project identified in Table 2 of the LAHD report, subject to the satisfaction of all conditions and criteria contained in the LAHD Pipeline application, the LAHD report, and the LAHD Award Letter (if applicable).
5. AUTHORIZE the General Manager, LAHD, or designee, to execute subordination agreements of the City's financial commitment, wherein the City Loan and Regulatory Agreements are subordinated to their respective conventional or municipally funded construction and permanent loans, as required.
6. AUTHORIZE the General Manager, LAHD, or designee, to allow the transfer of the City's financial commitment(s) to a limited partnership or other legal entity formed solely for the purpose of owning and operating the project in accordance with City and Federal requirements.

7. AUTHORIZE the General Manager, LAHD, or designee, to:
Obligate Home funds for the project listed below:

<u>Project</u>	<u>Fund</u>	<u>Account</u>	<u>Account Name</u>	<u>Amount</u>
Montecito II Senior Apts	561/43	43S800	AHMP	\$2,954,860

8. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and any necessary technical adjustments consistent with Mayor and City Council actions, subject to the approval of the City Administrative Officer (CAO), and instruct the Controller to implement the instructions.

Fiscal Impact Statement:

The CAO reports that there is no impact to the General Fund. The Affordable Housing Managed Pipeline commitment to Montecito II Senior Housing is fully funded by HOME Investment Partnership Program funds and Proposition HHH Supportive Housing bond proceeds.

Financial Policies Statement: The CAO reports that the recommendations in the subject CAO report comply with the City's Financial Policies.

Community Impact Statement: None submitted

(Housing Committee waived consideration of the above matter)

Adopted Motion (Cedillo – Martinez) Forthwith - SEE ATTACHED

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

(34) **21-1244**

CONSIDERATION OF MOTION (MARTINEZ – RAMAN) relative to preventing large tech and private equity firms from engaging in speculative practices that involve purchasing affordable, predominantly single-family housing.

Recommendation for Council action:

INSTRUCT the City Legislative Analyst (CLA) and REQUEST the City Attorney to report with recommendations on strategies the City can use to prevent large tech and private equity firms from engaging in speculative

practices that involve purchasing affordable, predominantly single-family housing.

Community Impact Statement: None submitted

(Housing Committee waived consideration of the above matter)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Martinez, Price, Raman, Rodriguez (10); Nays: (0); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

Items Called Special

Motions for Posting and Referral - SEE ATTACHED

Council Members' Requests for Excuse from Attendance at Council Meetings

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

Blumenfield, Bonin, Cedillo, de León, Harris-Dawson, Koretz, Price, Raman, Rodriguez and President Martinez (10); Absent: Buscaino, Krekorian, Lee, O'Farrell (4)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

MOTION

I HEREBY MOVE that Council AMEND Resolution (Rodriguez – Blumenfield) relative to designating location in Council District 7 as indicated on the Resolution for enforcement against sitting, lying, sleeping, or storing, using, maintaining, or placing personal property, or otherwise obstructing the public right-of-way, as further detailed in Los Angeles Municipal Code Section 41.18 to remove the following:

Location #5 – Pacoima Public Health Center

Location #7 – Laurel Canyon Alley

Location #12 – Fire Station 24

PRESENTED BY _____

MONICA RODRIGUEZ
Councilmember, 7th District

SECONDED BY _____

MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

November 12, 2021

CF 21-4118-S11

MOTION

I MOVE that the matter of the COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) relative to the implementation plan to require proof of COVID-19 vaccination to enter certain public locations, Item No. 31 on today's Council Agenda (Council file No. 21-0878-S3), be AMENDED to correct Recommendation No. 2 as follows:

Revise the Building and Safety Fund Number from 100/88 to No. **100/08**

PRESENTED BY _____
NURY MARTINEZ
Councilmember, 6th District

SECONDED BY _____
PAUL KORETZ
Councilmember, 5th District

November 12, 2021

CF 21-0878-S3

MOTION

I HEREBY MOVE that Council ADOPT the recommendations contained in the City Administrative Officer report dated November 5, 2021.

PRESENTED BY _____
GILBERT A. CEDILLO
Councilmember, 1st District

SECONDED BY _____
NURY MARTINEZ
Councilmember, 6th District

November 12, 2021

CF 21-0305

TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED #51

MOTION

I MOVE that \$20,000 be transferred / appropriated from the Council District 5 portion of the "Neighborhood Service Enhancements" line item in the General City Purposes Fund No. 100-56 to the Police Fund No. 100-70, Account No, 1092 (Overtime - Police Officers) for non-reimbursable overtime activities in the Wilshire Division of Council District Five.

I FURTHER MOVE that the Police Department be authorized to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.

PRESENTED BY: Paul Koretz
PAUL KORETZ
Councilman, 5th District

SECONDED BY: [Signature]

ORIGINAL

ak

NOV 12 2021 [Signature]

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

#52

MOTION

At its meeting on October 20, 2021 (**Letter of Determination date: November 9, 2021**), the West Los Angeles Area Planning Commission denied an Appeal (**Case No. DIR-2020-4144-BSA-1A**) and sustained the Director of Planning Determination dated April 23 2021 which granted in part, denied in part, and dismissed in part, pursuant to Section 12.26 K of the Municipal Code (*Appeals from Building Department Determinations*), an appeal that the Department of Building and Safety erred or abused its discretion in the issuance of building permits for a new single-family dwelling with attached garage, pool/spa, site retaining wall and associated site grading for the property located at 627 North Carcassonne Rd., Los Angeles CA 90077, located within the Bel Air-Beverly Crest Community Plan.



Significant evidence exists in the administrative record indicating the Associate Zoning Administrator and West Los Angeles Planning Commission failed to fully consider items before them, and therefore, did not act according to their authority as it relates to planning and zoning, inasmuch as the West Los Angeles Area Planning Commission may have affirmed a Director's Determination that contains substantive errors as it relates to site specific building permit information. Action is therefore needed to correct procedural and administrative oversights and address significant Municipal Code misinterpretations related to this case.

Notwithstanding the West Los Angeles Area Planning Commission determination in this matter, community members are entitled to a hearing on this issue and an opportunity for further vetting, thereby enabling all concerned stakeholders with the opportunity to express their views and concerns, as it relates to this land use development project in their neighborhood.

I THEREFORE MOVE that pursuant to **Section 245** of the Los Angeles City Charter, the Council assert jurisdiction over the October 20, 2021 (**Letter of Determination date: November 9, 2021**) West Los Angeles Area Planning Commission action to **deny an appeal** that the Department of Building and Safety erred or abused its discretion in the issuance of building permits; and sustained the Director of Planning determination dated April 23, 2021, **for the construction of a new single-family dwelling with attached garage, pool/spa, site retaining wall and associated site grading**, for the property located at 627 N. Carcassonne Rd., Los Angeles CA 90077.

I FURTHER MOVE that upon assertion of jurisdiction, this matter be referred to Committee for further review.



PRESENTED BY:

PAUL KORETZ

Councilmember, 5th District

SECONDED BY:

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ORIGINAL

NOV 12 2021

MOTION


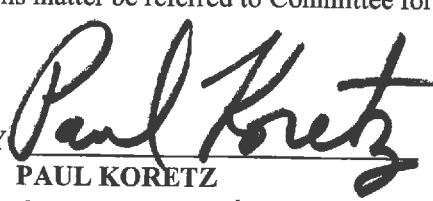
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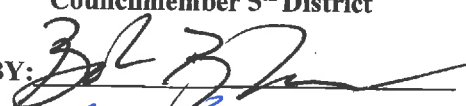

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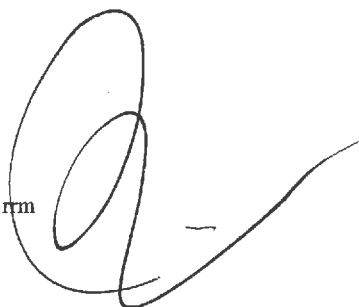
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I FURTHER MOVE that upon assertion of jurisdiction, this matter be referred to Committee for further review.


PRESENTED BY 
PAUL KORETZ
Councilmember 5th District

SECONDED BY: 



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ORIGINAL

MOTION

In 2019, the City of Los Angeles committed to increasing the percentage of zero-emission vehicles on city roads to 25 percent by 2025, 80 percent by 2035, and 100 percent by 2050. However, incentives, infrastructure, consumer awareness, and fleet electrification are all needed to meet LA's electric vehicle goal. Key among these will be continuing to expand LADWP's electric vehicle rebate program, residential and commercial charger incentives, streetlight and curbside charger programs, electric car sharing, and consumer outreach. To hit these targets, according to the International Council on Clean Transportation, by 2030 direct current fast chargers in Los Angeles will need to grow by a factor of 33 to about 3,900 chargers, while public Level 2 chargers will need to increase by a factor of 8 to about 21,500 chargers. The rollout of EV infrastructure through various City interventions and incentives will be critical to meeting our long-term emissions goals. Gasoline stations in the City of Los Angeles are currently taxed the retail sales rate of \$1.27 per \$1,000 in gross receipts for the sale of fuel.

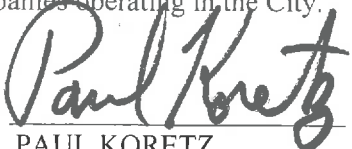
However electric vehicle (EV) charging companies have been assessed varying tax rates depending on how they sell the electricity for EV usage and how any related subsidies for those payments are arranged between the charging company and EV manufacturers. These discrepancies in how the tax is administered for EV charging stations has resulted in some companies receiving tax assessments at the business tax rate of \$4.25 per \$1,000 in gross receipts which is much higher than the rates currently assessed for other methods of EV charging sales as well as the sale of gasoline.

To eliminate any ambiguity around the rate which EV charging companies have paid gross receipts tax, the City should clarify that the sale of electricity by commercial EV charging companies to a consumer or by prepayments of such electricity in the form of subscription or certain plans with electric vehicle manufacturers fits squarely in the retail sales category of the code, and that penalties and interest for companies that have paid more than \$1.27 per \$1,000 in gross receipts since locating in Los Angeles should be waived.

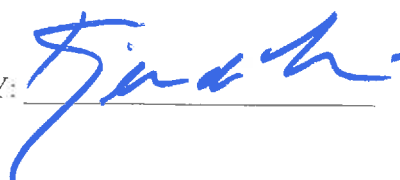
I THEREFORE MOVE that Council instruct/request the Office of Finance, with the assistance of the City Administrative Officer, Chief Legislative Analyst and City Attorney as needed, to:

1. Report on the feasibility of implementing an ordinance that would codify the sale of electricity by commercial EV charging companies directly to a consumer or by prepayments of such electricity in the form of subscription or certain plans with electric vehicle manufacturers as a business, activity that falls within retail sales category of the City Municipal Code, as well as the feasibility of waiving any penalties and interest for companies that have paid on a tax basis other than retail sales since beginning operations in Los Angeles; and
2. Given the City's stated commitment to expanding the use of zero-emissions vehicles and the need to expeditiously permit EV charging infrastructure, report on the feasibility of creating an environmental/energy sustainability sub-category in the code that would provide for additional incentives, such as reduced business tax rates for EV charging companies operating in the City.

PRESENTED BY:


 PAUL KORETZ
 Councilmember, 5th District

SECONDED BY:



 NOV 12 2021


ORIGINAL

MOTION

I MOVE that the matter of the ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT relative to the transfer of \$50,000,000 from the Unappropriated Balance in the approved 2021-22 Budget for implementation of business assistance programs under the American Rescue Plan Act (APRA), Item No. 6 on the June 30, 2021 Council Agenda, BE AMENDED to adopt the following additional recommendations:

6. AUTHORIZE the Economic and Workforce Development Department (EWDD) and the Controller to disburse funds from the ARPA Business Assistance Programs Fund No. 64N, Account No. 22V814, Restaurant and Small Business Recovery Program, and electronically transfer up to \$25 million to US Bank for disbursement to eligible and approved grantees, upon presentation of proper documentation by EWDD.
7. AUTHORIZE the EWDD and the Controller to disburse funds from the ARPA Business Assistance Programs Fund No. 64N, Account Nos. 22V839, Business Assistance Program Costs, and electronically transfer up to \$25,000 for bank fees to US Bank, upon presentation of proper documentation by EWDD.
8. AUTHORIZE the General Manager of EWDD, or designee, to prepare Controller instructions for any necessary corrections or adjustments that may be required to effectuate the intent of this Motion, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

PRESENTED BY:


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

SECONDED BY:



ORIGINAL



NOV 12 2021

Resolution

WHEREAS, hospital workers have been at the very front line in the fight against Covid-19,

WHEREAS, Kaiser has over nine million members, and

WHEREAS, nearly one in four Californians are members of Kaiser, and

WHEREAS, the Alliance of Health Care Unions represents employees in California, Oregon, and Washington, and

WHEREAS, Alliance of Health Care Unions includes 33,644 employees represented by 20 Locals of AFSCME-UNAC/UHCP, IBT, ILWU, IUOE, KPNAA, UFCW, and USW, and

WHEREAS, a number of the 33,644 employees work across 366 facilities in Southern California, and

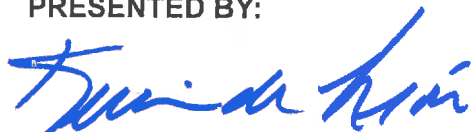
WHEREAS, seventy five percent of Kaiser's employees are under collective bargaining agreements, and

WHEREAS, Kaiser Permanente and the Alliance of Health Care Unions have been engaged in National bargaining since April, and

WHEREAS, the two sides are negotiating over a tiered pay scale and healthcare cost, and

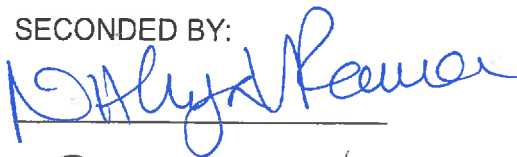
NOW, THEREFORE, BE IT RESOLVED, that the City of Los Angeles urges Alliance of Health Care Unions (Alliance) and Kaiser to bargain in good faith and to come to an agreement on a fair contract that addresses everyone's concerns.

PRESENTED BY:



KEVIN DE LEÓN
Councilmember, 14th District

SECONDED BY:



NOV 12 2021

ORIGINAL

MOTION

AD HOC COVID

Early in the pandemic, the City, the County and the Los Angeles Homeless Services Authority quickly organized a multi-agency effort that brought more than 7,000 vulnerable people indoors in a period of a few months. Project Roomkey, the central initiative of this effort, secured more than 4,000 rooms in 37 hotels between the City and County of Los Angeles, which served more than 6,000 people. Project Roomkey was primarily reimbursed and funded with federal CARES Act relief money. With an original deadline of December 2020 to spend those funds, the City and County transitioned away from Project Roomkey to more long-term solutions.


On Tuesday, November 9, **President Biden issued an executive action directing FEMA to reimburse cities for 100% of what they spend on non-congregate shelters through April 2022.** Previously, the FEMA reimbursements were through September 2021.

I THEREFORE MOVE that City Council instruct the CAO to report back on opportunities for renewing and expanding Project Roomkey, with a goal of providing interim non-congregate shelter for tens of thousands of people; as well as the opportunities for additional uses for these reimbursable funds for non-congregate shelters, including master leasing of hotels and motels, including those with fewer than 100 rooms, and vacant apartment units.

I FURTHER MOVE that the City Council direct the Los Angeles Homeless Services Authority (LAHSA) and Chief Legislative Analyst (CLA) to consult with members of the unhoused community and service providers and report back on ways in which Project Roomkey operations could be improved and made more successful.

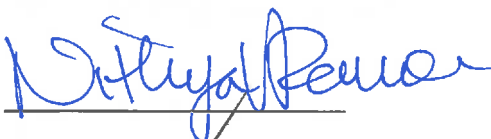
I FURTHER MOVE that the City Council direct LAHSA to report back on Project Roomkey program requirements that could be modified to induce greater participation from hotels and motels.

PRESENTED BY:



MIKE BONIN
Councilmember, 11th District

SECONDED BY:



Nitya Kumar

NOV 12 2021

ORIGINAL

RESOLUTION

WHEREAS, Los Angeles has seen staggering increases in rent of 65% between 2010 and 2019. With skyrocketing costs of housing and rent and the current scarcity of affordable housing, state financing in the form of housing subsidies is crucial to the implementation of state housing goals for the City; and

WHEREAS, Los Angeles plans to increase its housing stock by nearly five times that of the last Housing Element period, which spanned from 2012 to 2019. Increased state funding will be instrumental to the building and revitalization of affordable housing, especially for our unhoused residents in Los Angeles; and

WHEREAS, the City is experiencing a homelessness crisis and has prioritized housing Angelenos sleeping on the streets and the 2020 LAHSA Point-In-Time count recorded over 40,000 unhoused individuals living in the City; and

WHEREAS, As of October 25, 2021, California Governor Gavin Newsom announced that California is experiencing a historic budget surplus. The expected surplus was only further confirmed when the Governor passed a \$262 billion budget, which relied on a large influx of funds amounting to \$75 billion to the state; and

WHEREAS, Within the budget, Governor Newsom has included \$600 checks for middle-income residents and \$500 checks to families with dependents. Even more, the surplus will fund K-12 schools and higher education establishments. Most importantly, the outlined budget can sufficiently finance new housing for low-income Angelenos; and

WHEREAS, An expected \$38 million will go towards other programs, part of which will include housing production. Southern California plans to create 1.3 million new homes by 2029 and the City of Los Angeles must build 455,000 new housing units by 2030. Among these units, the City will supply almost 185,000 units dedicated to low-income residents;

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 State Legislative Program SUPPORT or SPONSORSHIP of legislation which would authorize the State of California to work with the City of Los Angeles to provide subsidies for the construction of new affordable housing units.

PRESENTED BY: 

NURY MARTINEZ
Councilwoman, 6th District

SECONDED BY: 



NOV 12 2021

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