

**Los Angeles City Council, Journal/Council Proceeding
Friday, May 27, 2022**

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, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Absent: de León, Krekorian, Rodriguez (3)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - PUBLIC HEARING CLOSED

(1) **22-0595
CD 12**

MOTION (LEE - KREKORIAN) and RESOLUTION relative to the issuance of revenue bonds or other obligations for the Hope of the Valley Rescue Mission facilities located at 16641 Roscoe Place in Council District 12.

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

1. ADOPT the RESOLUTION, attached to the Motion, approving the issuance of bonds by the California Enterprise Development Authority in an aggregate principal amount not to exceed \$5,000,000 to finance, refinance, or reimburse the cost of acquiring, developing, improving, installing, equipping, and furnishing the Facilities located at 16641 Roscoe Place, North Hills, California 91343 in Council District 12.
2. HOLD a Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) public hearing, and ADOPT the TEFRA RESOLUTION, attached to the Motion, at the City Council Meeting to be held on Friday, May 27,

2022 at 10:00am, located at 200 North Spring Street, Room 340, Los Angeles.

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

Items for which Public Hearings Have Been Held

(2) **20-0348**

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (BOAC) relative to approving the Fifth Amendment to a Contract with Nossaman, LLP, for Landside Access Modernization Program related legal services for property acquisitions of the Los Angeles World Airports.

(Trade, Travel, and Tourism 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: The BOAC reports that this action will not impact the General Fund.

Community Impact Statement: None submitted

TIME LIMIT FILE - MAY 31, 2022

(LAST DAY FOR COUNCIL ACTION - MAY 31, 2022)

Adopted Item - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Raman, Wesson, Jr. (11); Nays: (0); Absent: de León, Krekorian, Price , Rodriguez (4)

(3) **22-0394**

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (BOAC) relative to approving a Second Amendment to Contract DA-5507 with Hensel Phelps Construction Company to cover design and construction services for the Terminal 4 Baggage Handling System Replacement Project at the Los Angeles International Airport.

(Trade, Travel, and Tourism 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: The BOAC reports that there is no impact to the General Fund.

Community Impact Statement: None submitted

TIME LIMIT FILE - MAY 31, 2022

(LAST DAY FOR COUNCIL ACTION - MAY 31, 2022)

Adopted Item - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Raman, Wesson, Jr. (11); Nays: (0); Absent: de León, Krekorian, Price , Rodriguez (4)

(4) **17-0981-S4
CD 11**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to activating a new streamlined permitting land use regulatory process, the Restaurant Beverage Program, in Council District 11.

Recommendations for Council action, pursuant to Resolution (Bonin - Krekorian):

1. RESOLVE, that by the adoption of the Resolution attached to the Council file, inclusive of the Map (Exhibit A) and Findings (Exhibit B) attached to the Resolution, the Council hereby activates a new streamlined permitting land use regulatory process, the Restaurant

Beverage Program, that shall be in force and full effect in the geographical boundaries attached in Exhibit A.

2. RESOLVE, that based on the Findings outlined in Exhibit B relative to the geographic boundaries found in the Exhibit A maps, the Restaurant Beverage Program is in conformity with the public necessity, convenience, general welfare, and good zoning practice.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(5) **17-0981-S5
CD 3**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to activating a new streamlined permitting land use regulatory process, the Restaurant Beverage Program, in Council District 3.

Recommendations for Council action, pursuant to Resolution (Blumenfield - Krekorian):

1. RESOLVE, that by the adoption of the Resolution attached to the Council file, inclusive of the Map (Exhibit A) and Findings (Exhibit B) attached to the Resolution, the Council hereby activates a new streamlined permitting land use regulatory process, the Restaurant Beverage Program, that shall be in force and full effect in the geographical boundaries attached in Exhibit A.
2. RESOLVE, that based on the Findings outlined in Exhibit B relative to the geographic boundaries found in the Exhibit A maps, the Restaurant Beverage Program is in conformity with the public necessity, convenience, general welfare, and good zoning practice.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(6) **17-0981-S7
CD 5**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to activating a new streamlined permitting land use regulatory process, the Restaurant Beverage Program, in Council District 5.

Recommendations for Council action, pursuant to Resolution (Koretz - Krekorian):

1. RESOLVE, that by the adoption of the Resolution attached to the Council file, inclusive of the Map (Exhibit A) and Findings (Exhibit B) attached to the Resolution, the Council hereby activates a new streamlined permitting land use regulatory process, the Restaurant Beverage Program that shall be in force and full effect in the geographical boundaries attached in Exhibit A.
2. RESOLVE, that based on the Findings outlined in Exhibit B relative to the geographic boundaries found in the Exhibit A maps, the Restaurant Beverage Program is in conformity with the public necessity, convenience, general welfare, and good zoning practice.

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

Community Impact Statement: Yes
For: Westside Neighborhood Council

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

Adopted Item Forthwith

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(7) **17-0981-S8
CD 10**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to activating a new streamlined permitting land use regulatory process, the Restaurant Beverage Program, in Council District 10.

Recommendations for Council action, pursuant to Resolution (Wesson - Raman):

1. RESOLVE, that by the adoption of the Resolution attached to the Council file, inclusive of the Map (Exhibit A) and Findings (Exhibit B) attached to the Resolution, the Council hereby activates a new streamlined permitting land use regulatory process, the Restaurant Beverage Program that shall be in force and full effect in the geographical boundaries attached in Exhibit A.
2. RESOLVE, that based on the Findings outlined in Exhibit B relative to the geographic boundaries found in the Exhibit A maps, the Restaurant Beverage Program is in conformity with the public necessity, convenience, general welfare, and good zoning practice.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(8) **22-0151**

PLANNING AND LAND USE MANAGEMENT and ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEES REPORT relative to a plan for the implementation of an Ordinance and/or regulatory framework that will require all new residential and commercial buildings in Los Angeles to be built to achieve zero-carbon emissions.

Recommendations for Council action, pursuant to Motion (Raman – O’Farrell – Martinez – Harris-Dawson – Koretz – Blumenfield):

INSTRUCT the Los Angeles Department of Building and Safety (LADBS), with assistance from the City Attorney, the Climate Emergency Mobilization Office (CEMO), and all relevant departments, to report back within 180 days with a plan for the implementation of an ordinance and/or regulatory framework, effective or before January 1, 2023, that will require all new residential and commercial buildings in Los Angeles to be built so that they will achieve zero-carbon emissions. The plan should integrate and be informed by the findings of the CEMO’s Climate Equity LA Series on building decarbonization, as well as by the LADBS’ engagement with technical experts and key stakeholders per Council file No. 21-1463 and additional engagement with building owner/operators, and should include:

- a. A recommended timeline for the implementation of the ordinance and/or regulatory framework, by building type.
- b. Recommended regulatory language to ensure that the Ordinance and/or regulatory framework does not place the economic burden of transitioning to decarbonized construction on low-income tenants or contribute to housing destabilization or community displacement pressures.
- c. An analysis of any negative impacts to construction costs and timelines for publicly-funded residential buildings and recommendations for mitigating measures.
- d. Strategies to mitigate and offset any potential impacts to construction jobs through programs and/or policies, developed in consultation with workers and labor union representatives for workers in the building trades impacted by the decarbonization of buildings, that would lead to the creation of new, quality jobs for workers working in impacted industries and that could bolster the City’s ongoing Targeted Local Hire and Bridge to Jobs programs.

Fiscal Impact Statement:

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

Community Impact Statement: Yes

For: Westside Neighborhood Council
Hollywood United Neighborhood Council
Del Rey Neighborhood Council

(Economic Development and Jobs Committee and Housing Committee waived consideration of the above matter)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(9) **21-1039**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to developing a Building Decarbonization Work Plan for the City's existing building stock and identifying City facilities for near-term installation of distributed energy generation systems.

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

1. INSTRUCT the Controller to transfer \$28,589,000 from the Unappropriated Balance Fund 100/58, Account No. 580370, Renewable Energy to new and existing accounts in the Engineering Special Services Fund No. 682, Department No. 50, for project implementation costs including project engineering, design, construction, and other associated program costs, as shown in the table detailed in the May 3, 2022 Bureau of Engineering report, attached to the Council file.
2. AUTHORIZE the City Engineer or designee to make technical corrections to the recommendations in order to effectuate the intent of the City Council.

3. AUTHORIZE the City Engineer, with concurrence from the Municipal Facilities Committee, to reallocate project funding based on further investigation of the proposed projects.

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

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

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(10) **15-0499-S2**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to preparing a report with recommendations on ongoing tree and biodiversity planning, strategies and/or efforts to protect and grow the City's urban canopy; provide recommendations to require the placement of trees, and timing of any tree removals, at an earlier phase in the land use/environmental review, and permitting review process, and thereby maximize City efforts to grow tree canopy coverage; and, to prepare and present an Ordinance to effectuate these directives.

Recommendations for Council action, as initiated by Motion (Harris-Dawson – Blumenfield):

1. INSTRUCT the Department of City Planning (DCP), the Department of Building and Safety, the Bureau of Street Services, the City's Community Forest Advisory Committee, and. the Board of Public Works Forest Office, with the assistance of the City Attorney, to: (1) prepare a report with recommendations relative to ongoing tree and biodiversity planning, strategies and/or efforts to protect and grow the City's urban canopy, as instructed by the Council on August 12, 2020 (Council file No. 15-0499-S1); and (2) provide recommendations to require the placement of trees, and timing of any tree removals, at an earlier phase in the land use/environmental review, and permitting review process, and thereby maximize City efforts to grow tree canopy

coverage; and (3) prepare and present an ordinance to effectuate these directives.

2. INSTRUCT DCP to report in 30 days.
3. INSTRUCT DCP to propose an equity strategy or plan on how to improve tree canopy in Council Districts with very low tree canopy coverage per Council file No. 15-0499-S1.
4. INSTRUCT DCP to report on security and lighting.
5. INSTRUCT DCP to report on roots and impacts on sidewalks.

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

Community Impact Statement: Yes

For: Pico Union Neighborhood Council
United Neighborhoods Neighborhood Council
Westside Neighborhood Council
Empowerment Congress North Area Neighborhood Development Council

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

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

(11) **22-0600**

ANNUAL BUDGET RESOLUTION FOR FISCAL YEAR 2022-23 TO BE SUBMITTED BY THE CITY ATTORNEY, CITY ADMINISTRATIVE OFFICER AND CHIEF LEGISLATIVE ANALYST.

Community Impact Statement: Yes

Neutral Position: Greater Wilshire Neighborhood Council

No Action Taken

(12) **21-0600-S101**

CONSIDERATION OF MOTION (CEDILLO – DE LEON) and COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) relative to Reserve Fund loan recommendations to initiate the acquisition of Hillside Villa Apartments.

A. MOTION

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to present for adoption on July 1, 2021, a Reserve Fund loan proposal of up to \$45,695,000 during Fiscal Year 2021-22 to initiate the acquisition of Hillside Villas, a 124-unit housing development located at 636 North Hill Place, for the preservation of affordable housing. The loan funds are anticipated to be repaid within two to five years by funding sources secured by a developer or nonprofit entity selected through a Request for Proposals process to take ownership and management of the affordable housing (Council file No. 20-0148-S2).
2. INSTRUCT the LAHD, with assistance from the City Attorney, to initiate the acquisition of Hillside Villa Apartments, including obtaining a California Environmental Quality Act review, with the offer subject to a contingency that the property will need a thorough inspection and an accessibility report by a licensed and Certified Accessibility Consultant.
3. DIRECT the CAO to report on a revised time frame for the reserve loan fund repayment if the City's purchase offer is accepted by the property owner.
4. DIRECT the LAHD to establish an expedited timeframe for the transfer of the property to a qualified owner/manager if the City's purchase offer is accepted by the property owner.

B. LAHD REPORT

Recommendations for Council action:

1. AUTHORIZE the General Manager, LAHD, or designee, to obtain an updated appraisal of Hillside Villa Apartments located at 636 North Hill Place, Los Angeles, CA 90012.
2. AUTHORIZE the General Manager, LAHD, or designee, to make an offer to purchase Hillside Villa Apartments in the amount not to exceed the updated appraised value with customary conditions and due diligence reviews.
3. INSTRUCT the LAHD to report back to the Council and Mayor with a feasible financing plan prior to the release of all conditions and to request authority for a Reserve Fund loan and/or commercial financing loan for the acquisition of Hillside Villa Apartments.
4. AUTHORIZE the General Manager, LAHD, or designee, to enter into a Professional Services Agreement with the Housing Authority of the City of Los Angeles (HACLA) to assist with the acquisition and to conduct and pay for due diligence at commercially reasonable rates including appraisals, physical needs inspections, environmental site assessments (Phase I and II), Certified Access Specialist (CASp) inspection, and any other due diligence reports deemed necessary; Authorize the City Attorney's Office to assist with conducting due diligence, by including applying for an order permitting entry and making a deposit for the same; and, Authorize the LAHD to reimburse the HACLA up to \$125,000 of the cost of the noted due diligence reports from the Affordable Housing Linkage Fee (AHLF) account.
5. AUTHORIZE the General Manager, LAHD, or designee, to negotiate a Purchase and Sale Agreement with the HACLA to acquire, rehabilitate and operate the property as covenanted affordable housing for 55 years. As part of the Agreement, the HACLA will agree to provide rental vouchers and to issue bonds. Execution of the Agreement will be contingent upon securing site control of Hillside Villas, and upon approval of a recommendation to the Mayor and Council for a conditional commitment to provide a deferred payment, residual receipts loan with terms and conditions as set forth in the Council approved Affordable Housing Managed Pipeline guidelines.

6. AUTHORIZE the General Manager, LAHD, or designee, to obligate AHLF funds for the project listed below for reimbursement of due diligence related costs:

<u>Project Name</u>	<u>Fund No.</u>	<u>Account No.</u>
<u>Amount</u>		
Hillside Villa Apartments	Fund No. 59T	Account No. 43R724
\$125,000		

Fiscal Impact Statement: LAHD reports that the proposed acquisition price would be paid with a loan from the General Fund Reserve, to be secured by the property and repaid at the earlier of four years or when all permanent financing is secured.

Community Impact Statement: None submitted

(Budget and Finance Committee waived consideration of the matter)

[The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(e)(3) (one potential case) and 54956.8 (instructions to negotiator Ann Sewill, General Manager of Los Angeles Housing Department, concerning price and terms).]

Adopted Motion (Cedillo – Wesson) - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(13) **22-0594
CD 9**

MOTION (PRICE - WESSON) relative to installing street banners across the Los Angeles region to celebrate and recognize the Ninth Summit of the Americas.

Recommendations for Council action:

1. APPROVE, in accordance with Los Angeles Municipal Code Section 62.132, the Street Banner Program coordinated by the Los Angeles Ninth Summit of the Americas Host Committee in partnership with the Los Angeles City Tourism Department, as a City of Los Angeles Non-event Street Banner Program for the period of June 6-10, 2022.

2. APPROVE the content of the street banner designs attached to the Motion.

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(14) 22-0591

MOTION (HARRIS-DAWSON - WESSON) relative to funding for services in connection with the Mayor's special recognition for the victims of the Buffalo, New York shooting.

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

TRANSFER and APPROPRIATE \$400 from the Mayor's portion of the Heritage Month Celebration Special Events line item in the General City Purposes Fund No. 100/56 to the General Services Fund No. 100/40, Account No. 1070 (Salaries-As Needed), for services in connection with the Mayor's special recognition on May 16, 2022, for the victims of the Buffalo, New York shooting, including the illumination of City Hall.

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(15) 22-0002-S53

CONSIDERATION OF RESOLUTION (KORETZ – RAMAN – KREKORIAN – O'FARRELL – WESSON) relative to establishing the City's position regarding Senate Bill (SB) 1393 (Archuleta – Rodriguez), which will dangerously inhibit the City's ability to meet its building decarbonization targets in time to protect against severe climate disruption and continuing climate disasters, and related matters.

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

RESOLVE to include in the City's 2021-22 State Legislative Program OPPOSITION for SB 1393 (Archuleta – Rodriguez), which will dangerously inhibit the City's ability to meet its building decarbonization targets in time to protect against severe climate disruption and continuing climate disasters.

Community Impact Statement: None submitted

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

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(16) **22-0436**

CONSIDERATION OF MOTION (RAMAN – DE LEON – PRICE) relative to the expansion of live interpreting services to all City Council Committee meetings for the entirety of the meeting.

Recommendation for Council action:

INSTRUCT the City Clerk with the assistance of the Information Technology Agency, and any other relevant departments, to report within 60 days with recommendations to expand live interpreting services to all City Council Committee meetings for the entirety of the meeting. The report should include:

- a. A list of required software, technology, and hardware to facilitate the implementation of interpreting services for City Council Committee meetings virtually and in person.
- b. Contracting options to address the shortage of interpreters able to offer in-person services.
- c. Any additional funding and/or resources that will be needed to implement the expansion of interpreting services to all City Council Committee meetings.

Community Impact Statement: None submitted

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

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

(17) **21-1028-S4**

COMMUNICATIONS FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the Fifth Construction Projects Report (CPR) and Addendum.

A. COMMUNICATION FROM THE CAO

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

1. AUTHORIZE the Controller to transfer \$3,601,005 between Departments and Funds as specified in Attachment No 1, attached to the CAO report dated May 4, 2022, attached to the Council file.
2. AUTHORIZE the Controller to transfer \$8,496,759 between accounts within Departments and Funds as specified in Attachment No. 2.
3. AUTHORIZE the Controller to appropriate \$1,968,163 between accounts within Departments and Funds as specified in Attachment No. 3.
4. In accordance with Recommendation No. 1, authorize the Controller to reimburse the General Fund with Municipal Improvement Corporation of Los Angeles (MICLA), upon CAO approval and receipt of requesting Departments' labor services, construction materials, and supplies invoices for completed work, including the Departments' labor services documentation that must contain an hourly breakdown with task codes detailing the completed MICLA eligible work, relative to the respective Departmental accounts designated for the following projects:

- a. Operations Valley Bureau, Old Fire Station 39 (Item C)
 - b. Asphalt Plant 1, Phase 2 (25th and Harriet Street) (Item K)
 - c. North Hollywood EV Infrastructure (Item L)
 - d. Capital Projects and Maintenance at Various Buildings (Item LL)
5. AUTHORIZE the CAO to make technical corrections, as necessary, to the transactions authorized through the report, as required to implement the intent of those transactions.
 6. AUTHORIZE the Controller to deposit reimbursements totaling \$292,045, including any future reimbursements from Metro to the Subvention and Grants Fund No. 305/50, Revenue Source Code No. 3681, Intermodal Surface Transportation.
 7. REAPPROVE the use of up to \$1.3 million in MICLA financing, provided in the 2017-18 Adopted Budget for the construction of various Livability Services Division deployment sites, and authorize the continued use of these funds beyond the City's MICLA Three-Year Policy, until the anticipated project completion date of June 2023.
 8. AUTHORIZE the Department of General Services (GSD) to utilize a remaining balance of \$4,406 within GSD's budgetary accounts from the Los Angeles Police Department's Parking Lot 3 abatement project to address remediation and abatement needed at 1463 and 1467 Angelus parking lots.
 9. RESCIND the recommended transfer of funds in the amount of \$40,053 in the 2021-22 Fourth CPR Addendum (Council file 21-1028-S3). This authorization is a duplicate of a similar transfer to GSD's budgetary accounts that was authorized by Council in the 2021-22 Third CPR (Council file No. 21-1028-S2).
 10. RESCIND the prior Controller's instruction previously approved by Council as part of the 2021-22 Second CPR relative to the reappropriation of \$534,198.17 in prior year funding within the Citywide Leasing program to avoid a year-end shortfall within the current year leasing portfolio (Council file No. 21-1028-S1; Recommendation No. 8, Item No. R), and authorize the Controller to implement replacement instructions as follows:

- a. Disencumber \$433,538.05 within the GSD Fund No. 100/40, Leasing Account No. 006030, as follows:
 - i. Fiscal Year 2017-18, \$113,629
 - ii. Fiscal Year 2018-19, \$319,909
 - b. Revert said funds to the Reserve Fund and subsequently transfer from the Reserve Fund to the Unappropriated Balance, and appropriate therefrom to the Citywide Leasing Fund No. 100/63, Account No. 0000024, General Fund Leasing, to offset unfunded expenses authorized as part of the 2021-22 Citywide leasing portfolio.
11. Rescind the recommended appropriation of funds in the amount of \$272,113 (\$250,000 in MICLA and \$22,113 in the Capital and Technology Expenditure Program (CTIEP)) included in the 2021-22 3rd CPR (Council file No. 21-1028-S2) Item NO. AAA. Zoo, Capital Projects and Maintenance at Various Buildings from Fund No. 100/54, Account No. 00V799, Capital Program, Zoo, and Fund No. 289/40, Account No. 40T25K, Capital Program, Zoo, to Zoo's budgetary account No. 87R975, Zoo Repairs and replace with the following controller's instructions:
- a. \$250,000 from Fund No. 289/40, Account No. 40T25K, Capital Program, Zoo, to Fund No. 289/87, Account No. 87TBD, Capital Program, Zoo.
 - b. \$22,113 from Fund No. 100/54, Account No. 00V799, Capital Program, Zoo, to Fund No. 40E/87, Account No. 87R975, Zoo Repairs.
12. APPROVE the repurposing of \$583,143 in CTIEP funds and \$484,714 in Sites and Facilities monies remaining for various completed Municipal Facilities projected located in Council District Eight, and authorize the use of these monies to provide contributing funds for the Manchester Junior Arts Center replacement project that will be co-located with other community programming at the former Fire Station No. 54 located in the vicinity of Crenshaw Boulevard and Slauson Avenue (transfer instructions included in Attachment No. 1, Item OO).

B. ADDENDUM FROM CAO

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

1. AUTHORIZE the Controller to transfer \$8,245,125 between Departments and Funds as specified in Attachment No. 1, attached to the CAO report addendum, attached to the Council file.
2. AUTHORIZE the Controller to transfer \$2,873,183 between accounts within Departments and Funds as specified in Attachment No. 2.
3. AUTHORIZE the Controller to appropriate \$3,782,614 between accounts within Departments and Funds as specified in Attachment No. 3.
4. In accordance with Recommendation No. 7, authorize the Controller to reimburse the General Fund with MICLA, upon CAO approval and receipt of requesting Departments' labor services, construction materials, and supplies invoices for completed work, including the Departments' labor services documentation that must contain an hourly breakdown with task codes detailing the completed MICLA eligible work, relative to the respective Departmental accounts designated for the following project:
 - a. Sixth Street Viaduct Replacement Project Funds Reauthorization (Item B)
5. AUTHORIZE the CAO to make technical corrections, as necessary, to the transactions authorized through the report, as required to implement the intent of those transactions.
6. AUTHORIZE the Board of Public Works, on behalf of the Bureau of Engineering, to transfer and appropriate a total of \$35,363.51 to the Bureau of Engineering, Fund No. 100/78, Account No. 001010, Salaries General (\$24,248.19) and to Revenue Source Code No. 5361, Related Costs Reimbursements, Others, (\$11,115.32) for related costs, subject to receipt of proper documentation from the Bureau of Engineering.
7. INSTRUCT the Controller to reimburse the funding source that was used to front-fund staffing costs for the Proposition O Program for 2021-22, subject to approval of the invoice by the CAO.

8. AUTHORIZE GSD to utilize a remaining balance of \$16,298 within GSD's budgetary accounts from the Jefferson Park Animal Shelter generator project to address remediation and abatement needed at City Hall East P-4, Room E122.
9. AUTHORIZE the repurposing of up to \$857,311 in CTIEP account residuals to address projected year-end shortfalls for transfer authorized by Council as part of prior Construction Projects Reports (\$6,187), to revert project funding residual to the originating account (\$16,298) and to provide new funding for the purchase of portable high-efficiency air cleaners for up to 36 City facilities (\$365,826), and to address repairs and upgrades for the Lincoln Heights Field Office (\$469,000).
10. **INSTRUCT the City Clerk to place the following item on the Council agenda, on or shortly following July 1, 2022:**
 - a. Approve and authorize the Controller to reappropriate up to \$834,826, within Fund No. 100/54, for the following accounts, in order to provide access to funding to initiate the impacted projects:
 - i. \$365,826 to Account No. TBD, High-efficiency Portable Air Cleaners.
 - ii. \$469,000 to Account No. TBD, Lincoln Heights Field Office.

Fiscal Impact Statement: The CAO reports that the transfers, appropriations, and expenditure authority totaling \$14.36 million are recommended in the report. Of this amount, \$1.58 million is for transfers, appropriations, and expenditure authority for the GSD, \$5.18 million for the Los Angeles Department of Transportation, \$1.33 million for Bureau of Street Services and \$6.27 million is for other City funds. All transfers and appropriations are based on existing funds, reimbursements, or revenues. There is no immediate General Fund impact for operations and maintenance costs as a result of these recommendations.

The CAO also reports in the addendum that transfers, appropriations, and expenditure authority totaling \$14.9 million are recommended in this report. Of this amount, \$5 million is for transfers, appropriations, and expenditure authority for the Bureau of Engineering, \$3.78 million for the Bureau of Sanitation, and \$1.91 million for the Bureau of Street Lighting, \$1.3 million for the General Services Department, and \$2.91 is for other City funds. All

transfers and appropriations are based on existing funds, reimbursements, or revenues. There is no immediate General Fund impact for operations and maintenance costs as a result of these recommendations.

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

Debt Impact Statement: The CAO reports that the issuance of MICLA Bonds is a General Fund obligation. The issuance of MICLA for the proposed reauthorization of the Livability Services Division Facilities project would cause the City to borrow \$1,300,000 at an approximate 5.5 percent interest rate over 20 years. The total estimated debt service for this project is \$2,180,000, including interest of \$880,000. During the life of the bonds, the estimated average annual debt service is \$109,000 over 20 years. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. The CAO cannot fully predict what interest rates will be in the future. In accordance with the City's Debt Management Policy, the City has an established debt ceiling to guide in evaluating the affordability for future debt. The debt ceiling for non-voted direct debt as a percentage of General Fund revenues is 6.0 percent. The City is currently at 3.35 percent for 2021-22. The issuance of debt for this project will not impact the City's debt capacity for non-voter approved debt as the issuance of debt for this project is already included in the debt ratio

Community Impact Statement: None submitted

(Information, Technology, and General Services and Budget and Finance Committees waived consideration of the matter)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Nays: (0); Absent: de León, Krekorian, Rodriguez (3)

Items Called Special

Motions for Posting and Referral

Council Members' Requests for Excuse from Attendance at Council Meetings

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

Blumenfield, Bonin, Buscaino, Cedillo, Harris-Dawson, Koretz, Lee, Martinez, O'Farrell, Price , Raman, Wesson, Jr. (12); Absent: de León, Krekorian, Rodriguez (3)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

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

#51

MOTION

I MOVE that \$3,998 in the Council District 5 portion of the Street Furniture Revenue Fund No. 43D, Department 50 be transferred / appropriated to the Transportation Fund No. 100-94, Account No. 1090 (Salaries - Overtime) to reimburse the Department for a traffic study conducted April 26-27, 2022 on Nicada Drive, both east and west of Beverly Glen Boulevard.

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

PRESENTED BY:



PAUL KORETZ
Councilman, 5th District

SECONDED BY:



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ORIGINAL

MAY 27 2022



1) CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED #52

MOTION

I MOVE that the City Clerk be directed to place on the Council Agenda for July 1, 2022, or soon thereafter as possible, the following actions for adoption:

1. Transfer / appropriate \$208,884 from the Council District 4 portion of the "Neighborhood Service Enhancements" line item in the General City Purposes Fund No. 100-56 to the Street Services Fund No. 100-86, Account No. 3040 (Contractual Services) for sidewalk repair and improvements in Council District 4.
2. Authorize the Bureau of Street Services be authorized to make any technical corrections or clarifications as necessary to the above fund transfer instructions in order to effectuate the intent of this Motion.

PRESENTED BY: 
NITHYA RAMAN
Councilwoman, 4th District

SECONDED BY: 

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MAY 27 2022 

MOTION

Betty Hawkins was a dedicated member of the Harbor Gateway North Neighborhood Council for over 17 years and a determined advocate to improve the quality of life for her neighborhood. In her time with the Neighborhood Council she served as Treasurer and later as the District 4 Representative.

Of utmost importance to Hawkins was traffic safety, especially on the street fronting 135th Street Elementary School. She tirelessly advocated for traffic-calming measures for this segment of 135th Street and coordinated with school officials, neighbors, and the City to ensure that this busy stretch of road was safe for the children, parents, and residents who used it daily.

Hawkins also coordinated with the Police Department (LAPD), South Bureau Motor Unit, to create a Safe Drop Off and Go program for students at 135th Street Elementary School. She volunteered with LAPD's Southeast Division and would bring home-cooked meals to the station for the officers on Officer Appreciation Days. Betty Hawkins was also a member of the Community Police Advisory Board and LAPD credits her with improving traffic safety around 135th Street Elementary.

In recognition of Hawkins' advocacy for her neighborhood and her work to improve traffic safety, it is appropriate that the City name the intersection of 135th Street and Hoover Street, adjacent to 135th Street Elementary School, as "Betty Hawkins Square."

I THEREFORE MOVE that the intersection at 135th Street and Hoover Street be named as "**Betty Hawkins Square**" and that the Department of Transportation be directed to erect permanent ceremonial sign(s) to this effect at this location.

PRESENTED BY:



JOE BUSCAINO
Councilmember, 15th District

SECONDED BY:



ORIGINAL

mjs



MAY 27 2022

HOMELESSNESS AND POVERTY


MOTION

On May 24, 2022, CBS2 Investigation released a report stating that the Los Angeles Homeless Services Authority (LAHSA) was disposing of food meant for people experiencing homelessness at the end of the day without making an effort to provide that food to people in need. The CBS2 Investigation team had followed some LAHSA workers for months and discovered that at the end of the work day some teams would throw in the trash boxes of meals that were meant for food distribution to unsheltered persons experiencing homelessness.

The City Council adopted the Mayor's Proposed Budget for Fiscal Year 2022-23 on May 18, 2022 which provides LAHSA approximately \$32 million to provide various services and assistance to people experiencing homelessness. The City also provides funding through the Emergency Shelter Grant; Homeless, Housing, Assistance and Prevention Grant, and other funding sources. While the City does not provide funding to LAHSA for food distribution, it is necessary to ensure that the funding LAHSA receives from the City to provide services is expended in the way intended by the Council and that unsheltered people receive the services and life-saving resources they so desperately need.

I THEREFORE MOVE that the City Council request the Los Angeles Homeless Services Authority to report on their food distribution programs that serve people experiencing homelessness and the ways in which it can mitigate any future food waste.

PRESENTED BY:


MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY:



MAY 27 2022

MOTION

Sylvia Levin was a legendary civic activist in the City of Los Angeles, recognized by the Secretary of State, the Registrar of Voters, U.S. House of Representatives, and the City Council for setting records registering voters in the City, the County, the State, and the United States of America.

Sylvia was well-known for volunteering to register voters from 1973 to 2009. She set up her voter registration table in locations throughout Greater Los Angeles, including within Council District 5 in Westwood Village, Century City, and in front of famous Canter's Deli on Fairfax Avenue. Sylvia also set up her voter registration table on Abbott Kinney Boulevard and the Westwood Federal Building among other various locations.

Sylvia's mission was to increase participation in elections, encourage voting, and to expand democracy. These elements are critical to a healthy democracy and deserve special attention as our system faces increasing challenges.

Sylvia Levin was born in 1917. She was a full-time volunteer Deputy Registrar of Voters until she was hospitalized at nearly age 92 and passed peacefully in 2009. Sylvia was an inspiring individual to all, survived by her son Chuck and daughter Susan. A volunteer Deputy Registrar himself since 1968, it was Chuck who invited his mother to take up the cause. Chuck was recognized by this City Council in 2018 for his fifty years of volunteer efforts.

In honor of her achievement and devotion and in recognition of this civic icon, it is appropriate that our City dedicate the intersection of Fairfax Avenue and Rosewood Avenue, up the street from Canter's Deli, as "Sylvia Levin Democracy Square." Sylvia honored Los Angeles and set an example of community service.

I THEREFORE MOVE that the intersection at Fairfax Avenue and Rosewood Avenue be named as "Sylvia Levin Democracy Square" and that the Department of Transportation be directed to erect four permanent ceremonial signs to this effect at this location.

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

SECONDED BY: Bob Blumenfeld Will P.
Jim Ceditto

[Signature]

ORIGINAL

MAY 27 2022

RESOLUTION

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, approximately 4,000,000 Africans and their descendants were enslaved in the U.S. and the colonies that became the U.S. from 1619 to 1865; and

WHEREAS, the institution of slavery was constitutionally and statutorily sanctioned by the U.S. government from 1789 to 1865; and

WHEREAS, the slavery that took place in the U.S. constituted an immoral and inhumane deprivation of African and African Americans' life, liberty, citizenship rights, cultural heritage, and compensation for their contributions and labor; and

WHEREAS, even after 1865, the U.S. government continued to perpetuate, condone, and profit from practices that brutalized and disadvantaged African Americans at the federal, state, and local levels; and

WHEREAS, policies like American chattel slavery, Black Codes, convict leasing, Jim Crow segregation, redlining, and racial discrimination have contributed to intergenerational harm to African Americans that continues today; and

WHEREAS, African Americans continue to suffer economic, educational, and health hardships as a result of historic and continued discrimination, including the incarceration of approximately 1,000,000 Black people; an unemployment rate more than twice the current white unemployment rate; and, an average of less than 1/16 of the wealth of white families; and

WHEREAS, on January 3, 2017, Representative John Conyers originally introduced House of Representatives (H.R.) 40 to establish the Commission to Study and Develop Reparation Proposals for African Americans Act to examine slavery and discrimination in the U.S. from 1619 to the present and recommend appropriate remedies, including reparations; and

WHEREAS, there is federal precedent for the U.S. government to provide reparations to communities, including the millions of dollars provided to many Native American tribes for illegal land seizures that fostered the expansion of the U.S., and the compensation of \$20,000 to surviving Japanese Americans and others who were interned during World War II; and

WHEREAS, H.R. 40 will create a framework for a national discussion on the enduring impact of slavery and discrimination on the lives of African Americans, and begin a process for the U.S. government to formally acknowledge and make amends for the harm, trauma, disenfranchisement, oppression, racial segregation, and government-supported denial of humanity to African Americans for more than 400 years;

NOW, THEREFORE, BE IT RESOLVED, with concurrence of the Mayor, that by adoption of this Resolution, the City of Los Angeles hereby includes in its 2021-22 federal Legislative Program SUPPORT for H.R. 40 (Jackson Lee) to establish the Commission to Study and Develop Reparation Proposals for African Americans Act to evaluate the impacts of slavery and discrimination on the social, political, and economic life of African Americans, and make recommendations to repair those impacts.

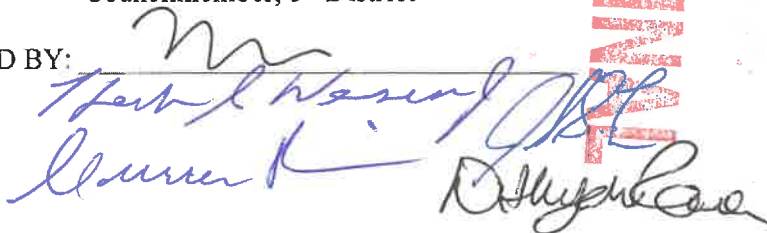


PRESENTED BY:



PAUL KORETZ
Councilmember, 5th District

SECONDED BY:



MAY 27 2022

ORIGINAL

ADMINISTRATIVE EXEMPTION and TRADE, TRAVEL, AND TOURISM REPORT relative to approving the Fifth Amendment to a Contract with Nossaman LLP, to extend the term, covering the Landside Access Modernization Program (LAMP) related legal services for property acquisitions of the Los Angeles World Airports (LAWA).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Fifth Amendment to Contract DA-5190 with Nossaman LLP to extend the term through May 3, 2023, to continue providing LAWA with LAMP-related legal services for property acquisitions.
3. CONCUR with the Board's action on March 3, 2022, by Resolution No. 27444, authorizing the Chief Executive Officer, LAWA, to execute the Fifth Amendment to Contract DA-5190 with Nossaman LLP.

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

Community Impact Statement: None submitted

**TIME LIMIT FILE – MAY 31, 2022
(LAST DAY FOR COUNCIL ACTION – MAY 31, 2022)**

SUMMARY

At its regular meeting held on May 24, 2022, the Trade, Travel, and Tourism Committee considered a Board relative to approving the Fifth Amendment to a Contract with Nossaman LLP, to extend the term, covering LAMP related legal services for property acquisitions of LAWA.

After an opportunity for public comment was held, the Committee moved to approve the Board recommendations, as stated above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

TRADE, TRAVEL, AND TOURISM COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
BUSCAINO	YES
BONIN	YES
LEE	YES

AS 5/24/22
COUNCIL FILE NO. 20-0348

-NOT OFFICIAL UNTIL COUNCIL ACTS-

ADMINISTRATIVE EXEMPTION and TRADE, TRAVEL, AND TOURISM REPORT relative to approving the Second Amendment to a Contract with Hensel Phelps Construction Company to approve additional cost, services, and extension of the term, covering design and construction services for the Terminal 4 Baggage Handling System Replacement Project at the Los Angeles International Airport (LAX).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(i) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Contract DA-5507 with Hensel Phelps Construction Company, covering design and construction services for the Terminal 4 Baggage Handling System Replacement Project at LAX, for cost of \$124,131,475, for a new total contract amount of \$171,459,012, and extension of term by four years.
3. CONCUR with the Board's action on March 3, 2022, by Resolution No. 27450, authorizing the Chief Executive Officer, LAWA, to execute the Second Amendment to Contract DA-5507 with Hensel Phelps Construction Company.

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

Community Impact Statement: None submitted

**TIME LIMIT FILE – MAY 31, 2022
(LAST DAY FOR COUNCIL ACTION – MAY 31, 2022)**

SUMMARY

At its regular meeting held on May 24, 2022, the Trade, Travel, and Tourism Committee considered a Board relative to approving the Second Amendment to a Contract with Hensel Phelps Construction Company to approve additional cost, services, and extension of the term, covering design and construction services for the Terminal 4 Baggage Handling System Replacement Project at LAX.

After an opportunity for public comment was held, the Committee moved to approve the Board recommendations, as stated above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

TRADE, TRAVEL, AND TOURISM COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
BUSCAINO	YES
BONIN	YES
LEE	YES

AS 5/24/22
COUNCIL FILE NO. 22-0394

-NOT OFFICIAL UNTIL COUNCIL ACTS-

MOTION

I HEREBY MOVE that Council ADOPT the recommendations contained in the Los Angeles Housing Department report dated May 9, 2022.

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

SECONDED BY _____
HERB J. WESSON, JR.
Councilmember, 10th District

May 27, 2022

CF 21-0600-S101