

Los Angeles City Council, Journal/Council Proceeding

Tuesday, October 18, 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, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Absent: Cedillo, de León, Price Jr. (3)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations - SEE ATTACHED

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - PUBLIC HEARING CLOSED

- (1) **22-1129**
CD 15 ORDINANCE SECOND CONSIDERATION relative to approving Permanent Order 22-7327, to amend Port of Los Angeles (POLA) Tariff No. 4, General Rate Increase.

Community Impact Statement: None submitted

(Communications from the Board of Harbor Commissioners and City Attorney adopted at Council meeting of October 18, 2022)

Adopted Item; Ordinance held over to October 25, 2022.

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

- (2) **20-0900-S88**
CD 9 CONTINUED CONSIDERATION OF HEAR PROTESTS against the

proposed improvement and maintenance of the Martin Luther King Jr. Boulevard Streetscape Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(3) **22-0900-S40
CD 11**

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Sepulveda Boulevard and Centinela Avenue No. 3 Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee,

O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)

(4) **22-0900-S41**

CD 2

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Victory Boulevard and Klump Avenue Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(5) **22-0900-S42**

CD 4

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Ventura Canyon and Hesby Street No. 1 Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(6) **22-0900-S43
CD 9, CD 14**

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Nevin Florence Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(7) **22-0900-S44
CD 13**

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Griffith Park Boulevard and Landa Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(8) **22-0900-S45**
CD 15

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Sepulveda Street and Grand Avenue CDBG Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(9) **22-0900-S46**
CD 10

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Wilshire Boulevard and Ardmore Avenue Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and

consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(10) **22-0900-S47
CD 1**

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Elden Avenue and West Pico Boulevard Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

(11) **22-0900-S48
CD 1**

CONTINUED CONSIDERATION OF HEAR PROTESTS against the proposed improvement and maintenance of the Magnolia Avenue and Venice Boulevard Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Pursuant to Council adoption of Ordinance of Intention on August 9, 2022. The tabulation of ballots shall take place in Space 300 of 555 Ramirez Street on October 19, 2022 at 10 a.m. and will be

publicly live-streamed. To access the live stream, join Zoom Meeting ID: 953 8628 4393, Passcode: prop218. Public announcement of the results from the tabulation of ballots and consideration of the Final Ordinance will take place at Council on November 1, 2022)

(Continued from Council meeting of October 11, 2022)

Adopted Item

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

Items for which Public Hearings Have Been Held

(12) **21-0505**

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to an escheatment of funds from the Unclaimed Monies Seized Incidental to Arrest Trust Fund No. 7772 to the City's General Fund.

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

1. INSTRUCT the Los Angeles Police Department and the City Treasurer to process the sum of \$499,708.40 from the Unclaimed Monies Seized Incidental to Arrest Trust Fund No. 7772.
2. REQUEST the Controller to TRANSFER all identified eligible monies to the General Fund, Fund No. 100/70, Revenue Source Code 4834.

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

Community Impact Statement: None submitted

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(13) **22-1044**

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to a request for refund from Brentanita, Inc., for the project located at 388 North Homewood Road, Los Angeles, California 90049.

Recommendation for Council action:

APPROVE refund claim number 150380 in the amount of \$110,023.69 for Brentanita, Inc., for the project located at 388 North Homewood Road, Los Angeles, California 90049.

Fiscal Impact Statement: None submitted by the Los Angeles Department of Building and Safety. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(14) **22-1043**

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to a request for refund from VSF School Facilities #1 LLC, for the project located at 240 North Madison Avenue, Los Angeles, California 90004.

Recommendation for Council action:

APPROVE refund claim number 157476 in the amount of \$127,357.41 for

VSF School Facilities #1 LLC, for the project located at 240 North Madison Avenue, Los Angeles, California 90004.

Fiscal Impact Statement: None submitted by the Los Angeles Department of Building and Safety. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(15) **22-0771**

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to the prohibition of using City resources for the detainment of persons procuring, providing, or aiding in abortion care in the City of Los Angeles, and/or in cooperating with out-of-state agencies investigating those individuals.

Recommendations for Council action, pursuant to Motion (Raman - Martinez - Price):

1. REQUEST the City Attorney to prepare and present a draft ordinance to prohibit any City resources, including, but not limited to, time spent by employees, officers, or the use of City property, from being utilized to:
 - a. Detain persons for procuring, providing, or aiding in abortion care in the City of Los Angeles.
 - b. Cooperate with or provide information to any individual or out-of-state agency or department investigating persons who procure, provide, or aid in abortion care in the City of Los Angeles.

2. INSTRUCT the City Administrative Officer (CAO) to report back on the feasibility of allocating funding to help subsidize costs for persons from other states seeking abortion care in the City of Los Angeles.

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

Community Impact Statement: Yes

For

Sherman Oaks Neighborhood Council

Glassell Park Neighborhood Council

Mid City West Neighborhood Council

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(16) **22-1090**

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to amending the Los Angeles Municipal Code Section 21.7.2, Subsection (f), regarding Transient Occupancy Tax.

Recommendation for Council action, pursuant to Motion (Krekorian - Price):

REQUEST the City Attorney to prepare and present an ordinance to amend the Los Angeles Municipal Code Section 21.7.2, Subsection (f), so as to delete the following language: The principal operator may satisfy any potential liability it may have for taxes owed by a secondary operator by entering into a legally binding agreement with that secondary operator to remit the portion of the tax owed by the secondary operator directly to the City. Upon request, the principal operator shall provide the Director of Finance with copies of any such agreements.

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(17) **21-0278**

CONTINUED CONSIDERATION OF PERSONNEL, AUDITS, AND ANIMAL WELFARE COMMITTEE REPORT relative to modernizing the City's MyLA311 system.

Recommendations for Council action:

1. NOTE and FILE the September 14, 2022 Information Technology Agenda (ITA) report, inasmuch as this report is does not require Council action.
2. INSTRUCT the ITA to report in regard to the results of the Request for Proposals to modernize the City's 311 system as described in the September 14, 2022 ITA report, attached to the Council File, and the proposed schedule for implementing said 311 system.

Fiscal Impact Statement: The ITA reports that its September 14, 2022 report, attached to the Council File, is an informational report and has no fiscal impact to the General Fund. Additional funding requests for the project implementation will be submitted through the budget process.

Community Impact Statement: None submitted.

(Continued from Council meeting of October 18, 2022)

Adopted Item to Continue to November 1, 2022.

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(18) **22-0002-S51**

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, and RESOLUTION relative to establishing the City's position regarding Assembly Bill (AB) 2419 (Bryan, Garcia, Stone, Stern) which would require a minimum of 40 percent of funds received by the State under the Federal Infrastructure Investment and Jobs Act be allocated to projects that provide direct benefits to disadvantaged communities.

Recommendation for Council action, pursuant to Resolution (Martinez - O'Farrell), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021-2022 State Legislative Program, SUPPORT IF AMENDED, for AB 2419 (Bryan, Garcia, Stone, Stern), which would require a minimum of 40 percent of funds received by the State under the Federal Infrastructure Investment and Jobs Act be allocated to projects that provide direct benefits to disadvantaged communities, and related matters, if amended to ensure that the most environmentally impacted communities, with CalEnviroScreen scores within the top 10 percent, are properly represented on the Justice40 Oversight Committee; and that investments made in these communities do not increase environmental justice challenges faced by the communities.

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(19) **22-0002-S103**

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND

INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, and RESOLUTION relative to establishing the City's position regarding Assembly Bill (AB) 1816 (Bryan) which would require the California Department of Housing and Community Development (HCD) to create the Reentry Housing and Workforce Development Program.

Recommendation for Council action, pursuant to Resolution (Bonin - Harris-Dawson - Price), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021-2022 State Legislative Program, SUPPORT for AB 1816 (Bryan), which would require the the HCD to create the Reentry Housing and Workforce Development Program and would require the HCD to provide grants to counties, community-based organizations, or continuums of care for innovative or evidence-based housing, housing-based services, and employment interventions; and, require the HCD to distribute allocated funds for a term of 5 years, subject to automatic renewal.

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(20) **22-0002-S86**

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, and RESOLUTION relative to establishing the City's position regarding Senate Bill (SB) 1327 (Hertzberg), which establishes privately-enforced civil causes of action against persons who manufacture or cause to be manufactured, distribute, transport, or import into the State, or cause to be distributed or transported or imported into the State, keep for sale or offer or expose for sale, or give or lend certain firearms.

Recommendation for Council action, pursuant to Resolution (Blumenfield – et al. – Martinez), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021-2022 State Legislative Program, SUPPORT for SB 1327 (Hertzberg), which establishes privately-enforced civil causes of action against persons who manufacture or cause to be manufactured, distribute, transport, or import into the State, or cause to be distributed or transported or imported into the State, keep for sale or offer or expose for sale, or give or lend certain firearms.

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(21) **22-0002-S88**

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, and RESOLUTION relative to establishing the City's position regarding Assembly Bill (AB) 1794 (Gipson), which would facilitate the execution of a post adoption sibling contact agreement.

Recommendation for Council action, pursuant to Resolution (Harris-Dawson - Bonin), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021-2022 State Legislative Program, SUPPORT for AB 1794 (Gipson), which would facilitate the execution of a post adoption sibling contact agreement when parental rights are terminated and the court orders a dependent

child to be placed for adoption; and would facilitate a petition to be made to the juvenile court to reinstate parental rights when an adoption is no longer a permanent plan.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(22) **22-0002-S100**

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, and RESOLUTION relative to establishing the City's position regarding Senate Bill (SB) 443 (Hertzberg), which would clarify the intent of SB 438 and ensure governing bodies of fire agencies can make policy decisions regarding their services based on their communities' needs.

Recommendation for Council action, pursuant to Resolution (Lee – O'Farrell), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021-2022 State Legislative Program, SUPPORT for SB 443 (Hertzberg), which would clarify the intent of SB 438 and ensure governing bodies of fire agencies can make policy decisions regarding their services based on their communities' needs.

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(23) **22-0002-S101**

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, and RESOLUTION relative to establishing the City's position regarding Assembly Bill (AB) 1740 (Muratsuchi), AB 2407 (O'Donnell), and Senate Bill (SB) 1087 (Gonzalez), which would strengthen the laws governing the sale of used catalytic converters.

Recommendation for Council action, pursuant to Resolution (Lee - Krekorian), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2021-2022 State Legislative Program, SUPPORT for AB 1740 (Muratsuchi), AB 2407 (O'Donnell), and SB 1087 (Gonzalez), which would strengthen the laws governing the sale of used catalytic converters, thereby assisting law enforcement in reducing thefts and discouraging the commission of the crime.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: Yes

For:

Rampart Village Neighborhood Council
Westside Neighborhood Council
Sunland – Tujunga Neighborhood Council

(Continued from Council meeting of October 14, 2022)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Nays: (0); Absent: Cedillo, de León, Price Jr. (3)

(24) 21-1472

CONTINUED CONSIDERATION OF RULES, ELECTIONS, AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT, relative to options for a ballot measure for the November 2022 ballot to amend the City Charter to create an Independent Redistricting Commission for the City, and related matters.

Recommendation for Council action, as initiated by Motion (Raman – Krekorian - Martinez):

INSTRUCT the Chief Legislative Analyst (CLA), with assistance from the City Attorney and other City departments, as needed, to report within 90 days with options for a ballot measure to be prepared for an election in 2024 to amend the City Charter to create an Independent Redistricting Commission for the City. The report should include, among other topics, the following:

- a. An analysis of the structure and performance of the independent redistricting commissions in place at the State of California, the County of Los Angeles, the County of San Diego, the City of Long Beach, the City of Berkeley, and any others that could serve as models to be replicated.
- b. Best practices for the selection of redistricting commissioners, including the possibility of a random/self-selection model wherein: (1) the applicant pool is vetted and whittled down by non-elected and/or non-partisan bodies (e.g., an ethics commission or a selection panel of retired judges or democracy experts) to a reasonable number of qualified applicants, (2) a certain number of qualified applicants are randomly selected to sit on the commission, and (3) the remainder of the commissioners are democratically selected by the randomly selected commissioners.
- c. The qualifications for commissioners, including the potential consideration of voter registration status, jurisdiction residency, analytical skills relevant to the redistricting process and voting rights, the ability to comprehend and apply the applicable State and Federal legal requirements, the ability to be impartial, and an

appreciation for the diverse demographics and geography of the City.

- d. Conflicts of interest that would preclude participation on the redistricting commission, including the prohibition of individuals who: have worked for, within a minimum time frame prior to application, a locally elected politician or a local candidate's campaign; have contributed, within a minimum time frame prior to application, a certain dollar amount to a candidate for locally elected office; have been registered, within a minimum time frame prior to application, as a lobbyist with the City, the County of Los Angeles, the State of California, or the Federal government; have been a local candidate or elected within a minimum time frame prior to application; have served as a member of any board or commission of the City; have been an employee, or performed services under contract with the City, including performing services as an employee of a contractor or subcontractor; have been an employee of any redistricting contractor or consultant; and/or are the spouse, domestic partner, child, parent, sibling or in-law of any person who fits any of the criteria above.
- e. Potential prohibitions on commissioners, for a specific period of time after appointment, becoming candidates for, or be appointed to, any elected office in the City, being compensated for lobbying the City Council, or receiving a non-competitively bid contract from the City.
- f. Best practices for the size, structure, and makeup of the commission to ensure a representative commission that reflects the great diversity of the City in terms of race, ethnicity, socioeconomic class, renter vs. homeowner status, age, gender, and geography, among any other relevant considerations.
- g. Best practices for the criteria that should guide the commission's map drawing process, including the ranked criteria model and the commissioners' potential consideration of compactness, contiguity, the unity of neighborhoods (including Neighborhood Councils) and communities of interest, existing district boundaries, minimization of voter deferral adherence to applicable State and Federal legal requirements, and other relevant considerations, including those enumerated in the California Fair Maps Act of 2019.

- h. Best practices for a fair numbering process for newly-drawn districts, including the possible adoption of an objective standard for new districts to be numbered corresponding to the existing district from which they draw the greatest population.
- i. Best practices for the removal and replacement of commissioners, including the possible adoption of a for-cause standard for removal and the inclusion of additional non-voting commissioners to serve as alternates in the case of removal, resignation, or incapacitation of a commissioner.
- j. Best practices for the insulation of the redistricting commission from City elected officials and staff, including the banning of all commissioner communications with City elected officials and staff and the possibility of the redistricting commission having independent staff and an independent counsel.
- k. Best practices to ensure transparency and public participation, including the potential adoption of minimum requirements for access and participation, outreach, options to give verbal or written testimony, options to participate in-person or virtually, and access to mapping software with the ability to submit publicly drawn maps.
- l. An adequate and mandatory budget for the redistricting commission and potential safeguards to ensure City elected officials and staff cannot underfund the commission or forestall the release of commission funds.
- m. Best practices for commissioner compensation.
- n. Legal remedies for the challenging of adopted maps and options protocols to address maps deemed illegal by a court of law.
- o. Any other considerations to ensure that the commission fairly and adequately represents the residents of the City in the redistricting process.

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

Community Impact Statement: Yes

For:

PICO Neighborhood Council
Palms Neighborhood Council
Encino Neighborhood Council
Studio City Neighborhood Council
North Westwood Neighborhood Council

For if amended:

Mid City Neighborhood Council
Reseda Neighborhood Council

(Continued from Council meeting of October 14, 2022)

Adopted Item as Amended by Motion (O'Farrell for Rodriguez – Raman) and Motion (Raman – O'Farrell) - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)

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

(25) **22-1155**

CONTINUED CONSIDERATION OF MOTION (HUTT - HARRIS-DAWSON) relative to funding for construction site tour and progress briefing for City departments and interested parties at Destination Crenshaw.

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

TRANSFER and APPROPRIATE \$375 from the Council District 10 portion of the Special Events Fee subsidy line item in the General City Purposes Fund No. 100/56 to Fund No. 363, Department Revenue No. 4934OT; and, direct the Los Angeles Department of Transportation to close City parking lot No. 625 on October 5th, 2022 during the hours of 7:00 a.m. to 1:00 p.m. (or on any other date and time to which this activity

may need to be rescheduled).

(Continued from Council meeting of October 11, 2022.)

Adopted Item

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

(26) **22-0002-S115**

CONTINUED CONSIDERATION OF RESOLUTION (KORETZ - DE LEON) relative to establishing the City's position in its 2021-2022 Federal Legislative Program regarding administrative action which would replace the existing United States Postal Service's fleet of delivery trucks with new vehicles that use traditional gasoline engines.

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

ADOPT the accompanying RESOLUTION to include in the City's 2021 - 2022 Federal Legislative Program OPPOSTIION to any administrative action which would replace the existing United States Postal Service's fleet of delivery trucks with new vehicles that use traditional gasoline engines.

Community Impact Statement: Yes

For: Pico Union Neighborhood Council
Westside Neighborhood Council

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(27) **22-0002-S118**

CONTINUED CONSIDERATION OF RESOLUTION (KORETZ - HARRIS-DAWSON - DE LEON) relative to establishing the City's position in its 2021-2022 Federal Legislative Program regarding the United States to enter into a Plant Based Treaty and make a plant-based approach to food and food purchasing a centerpiece of its greenhouse gas emissions policy.

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

ADOPT the accompanying RESOLUTION to include in the City's 2021 - 2022 Federal Legislative Program SUPPORT for the United States to enter into a Plant Based Treaty and make a plant-based approach to food and food purchasing a centerpiece of its greenhouse gas emissions policy.

Community Impact Statement: None submitted.

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(28) **22-1171**

CONTINUED CONSIDERATION OF MOTION (KORETZ - O'FARRELL) relative to funding to provide services for out-of-kennel enrichment for behaviorally challenged dogs.

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

1. TRANSFER and APPROPRIATE \$100,000 from the Council District 5 portion of the "Neighborhood Service Enhancements" line item in the General City Purposes Fund No. 100/56 to the Animal Welfare Trust Fund No. 859/6, Account No. 06005 (Behavioral Dog

Training Program), to provide services for out-of-kennel enrichment for dogs who are behaviorally challenging for staff to handle.

2. AUTHORIZE the Department of Animal Services to make any technical corrections or clarification as necessary to the above fund transfer instructions in order to effectuate the intent of this Motion.

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(29) **19-1523
CD 14**

CONTINUED CONSIDERATION OF MOTION (DE LEON - LEE) relative to amending the Council action on Council file (CF) 19-1523 to authorize the additional use of funds for the acquisition and development of the Maycrest/Almont lot located at 4303 Maycrest Avenue, and the Alpha/Kendall lot located at 4524 Alpha Street, for park purposes.

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

AMEND the Council action of December 10, 2019 relative to the transfer of \$1,225,000 in Council District 14 AB 1290 Funds to the Department of Recreation and Parks for renovation at the Pecan Park Outdoor Athletic Field (CF 19-1523), to authorize the additional use of these funds for the acquisition and development of the Maycrest/Almont (4303 Maycrest Avenue, Los Angeles, California 90032) and the Alpha/Kendall (4524 Alpha Street, Los Angeles, California 90032) lots for park purposes.

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(30) **22-1173**

CD 1

CONTINUED CONSIDERATION OF MOTION (CEDILLO - DE LEON) and RESOLUTION relative to issuing Multifamily Housing Revenue Bonds to finance the acquisition, development, and equipping of a 137-unit multifamily rental housing project known as Miramar Development, located at 1917-2005 ½ West 3rd Street in Council District 1.

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

1. HOLD a Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) Hearing at the City Council Meeting to be held on Friday, October 14, 2022.
2. ADOPT the accompanying TEFRA RESOLUTION to allow the California Statewide Communities Development Authority to issue bonds in an amount not to exceed \$43,159,076 to provide financing for the acquisition, development, and equipping of a 137-unit multifamily housing project called Miramar Development located at 1917-2005 ½ West 3rd Street in Council District 1.

(Continued from Council meeting of October 14, 2022)

Adopted Item to Continue to October 28, 2022.

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

(31) **22-4118-S12**
CD 10

CONTINUED CONSIDERATION OF RESOLUTION (HUTT - BUSCAINO) relative to the designation of locations in Council District 10 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 period of time prescribed, and further detailed in the LAMC:

- a. Beverlywood and 10 Freeway between Garth and Corning - Underpass
- b. Venice and 10 Freeway between David and La Cienega - Underpass
- c. Washington and 10 Freeway between Electric and Fairfax - Underpass
- d. Harcourt and 10 Freeway between Adams and 23rd - 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.

Community Impact Statement: Yes

For: Mid-City Neighborhood Council

(Continued from Council meeting of October 14, 2022)

Failed to Adopt

Ayes: Blumenfield, Buscaino, Hutt, Koretz, Krekorian, Lee, O'Farrell (7); **Nays:** Bonin, Harris-Dawson, Raman (3); **Absent:** Cedillo, de León, Price Jr., Rodriguez (4)

Adopted to Reconsider Item

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

Adopted Item

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

(32) **21-0875-S1**

CONTINUED CONSIDERATION OF MOTION (O'FARRELL - MARTINEZ) relative to amending Contract C-139200 (Urban Alchemy) to include the neighborhoods of Rampart Village, Historic Filipinotown, and Echo Park in the City's Crisis and Incident Response through Community-led Engagement (CIRCLE) program.

Recommendations for Council action:

1. REQUEST the Office of the Mayor, with assistance from the City Administrative Officer (CAO), Chief Legislative Analyst, and the City Attorney, to amend Contract C-139200 (Urban Alchemy) to include the neighborhoods of Rampart Village, Historic Filipinotown, and Echo Park in the City's CIRCLE program beginning in the first quarter of 2023.
2. INSTRUCT the CAO to identify funding needed for this purpose.

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(33) **22-1035**
CD 7

CONTINUED CONSIDERATION OF MOTION (RODRIGUEZ - RAMAN) relative to non-profit lease agreement with El Proyecto del Barrio, Inc. for the City-owned building at 11844 Glenoaks Boulevard for the operation of the Pacoima Youth Source Center.

Recommendation for Council action:

DIRECT the Department of General Services, with the assistance of the City Attorney, to negotiate and execute a non-profit lease agreement with El Proyecto del Barrio, Inc. for a one year term, with four one-year extension options for the City-owned building at 11844 Glenoaks Boulevard, Los Angeles, California 91340, which should exclude the floor area occupied by the Los Angeles Police Department's Jeopardy Program.

Community Impact Statement: None submitted

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

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(34) **22-4118-S10
CD 15**

CONTINUED CONSIDERATION OF RESOLUTION (BUSCAINO - LEE) relative to the designation of locations in Council District 15 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 period of time prescribed, and further detailed in the LAMC:
 - a. 24000 South Western - Library
 - b. 113000 Monitor Avenue - Park
 - c. 1331 Eubank Avenue - Park
 - d. 1125 North Watson Avenue and 1211 North Coil Avenue - Park
 - e. 1052 North Banning Boulevard - Park
 - f. 918 North Sanford Avenue - Park
 - g. 560 North Western Avenue - Park

- h. 1300 Dodson Avenue - Park
- i. Alameda Street North of East "O" Street and South to East Grant Street - Active Railway
- j. 415 North Gaffey Street - Park
- k. 840 West 149th Street - Park
- l. 22400 South Halldale - Park
- m. 807 Paseo Del Mar, San Pedro - Park
- n. 3720 Stephen M. White Drive, Cabrillo Beach - Park
- o. 1801 West Paseo Del Mar - Park
- p. 610 West Channel Street - Park
- q. 24901 Frampton Avenue - 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.

(Continued from Council meeting of October 21, 2022)

Adopted Item to Continue to October 19, 2022
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)

(35) **12-0458**
CD 14

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to vacating Mission Road from Jesse Street to approximately 125 feet southerly thereof and Jesse Street from approximately 45 feet westerly of Mission Road northerly of Jesse Street to its westerly terminus, VAC-E1401195 (Vacation).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of February 20, 2019, that the Vacation, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.

2. REAFFIRM the FINDINGS of February 20, 2019, that the Vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.

3. ADOPT the accompanying RESOLUTION TO VACATE No. 21-1401195 for the Vacation.

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

Community Impact Statement: None submitted

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(36) **22-1121**

CONTINUED CONSIDERATION OF ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (Board) relative to approving the Second Amendment with LAZ Parking California, LLC, to extend the contract term and contract authority covering the Taxi and Ride App Pickup Lot at the Los Angeles International Airport (LAX).

Recommendation for Council action:

1. ADOPT the determination by the Board that this action is exempt from the California Environmental Quality (CEQA) pursuant to Article

II, Section 2(f) of the Los Angeles City CEQA Guidelines.

2. APPROVE the Second Amendment to Contract DA-5382 with LAZ Parking California, LLC, to extend the term through October 28, 2024 and increase the contract authority by \$4,550,000, for new total not to exceed \$70,050,000, covering the Taxi and Ride App Pickup Lot (LAX-It) at LAX.
3. CONCUR with the Board's action on August 4, 2022, by Resolution No. 27561, authorizing the Chief Executive Officer, or designee, Los Angeles World Airports, to execute said Second Amendment to Contract DA-5382 with LAZ Parking California, LLC.

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

Community Impact Statement: None submitted

(Trade, Travel, and Tourism Committee waived consideration of the matter)

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(37) **21-1266-S1**

CONTINUED CONSIDERATION OF ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (Board) relative to approving the Second Amendment to Contract DA-5318 with RS&H California, Inc., to increase the contract value, covering professional engineering and construction administration services in support of the Landside Access Modernization Program (LAMP) Roadways, Utilities, and Enabling Projects at the Los Angeles International Airport (LAX).

Recommendation for Council action:

1. ADOPT the determination by the Board that this action is exempt from the California Environmental Quality (CEQA) pursuant to Article II, Section 2(i) of the Los Angeles CEQA Guidelines.
2. APPROVE the Second Amendment to Contract DA-5318 with RS&H California, Inc., to increase the contract value by \$450,000, for new total not to exceed \$4,700,000, covering professional engineering and construction administration services in support of the LAMP Roadways, Utilities, and Enabling Projects at LAX.
3. CONCUR with the Board's action on August 4, 2022, by Resolution No. 27557, authorizing the Chief Executive Officer, or designee, Los Angeles World Airports, to execute said Second Amendment to Contract DA-5318 with RS&H California, Inc.

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

Community Impact Statement: None submitted

(Trade, Travel, and Tourism Committee waived consideration of the matter)

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(38) **22-1120**

ORDINANCES SECOND CONSIDERATION relative to approving four Agreements and Grant of Utility Easements with Southern California Gas Company, Pacific Bell Telephone Company dba AT&T, XO Communications Services LLC, and Crown Castle Fiber LLC, covering operation and maintenance of existing underground utilities, as part of the Landside Access Modernization Program (LAMP) at the Los Angeles

International Airport (LAX).

Community Impact Statement: None submitted

(Communications from the Board of Airport Commissioners and City Attorney adopted at Council meeting of October 18, 2022)

Adopted Item; Ordinances held over to October 25, 2022.

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

(39) **22-1119**

ORDINANCE SECOND CONSIDERATION relative to approving the Agreement and Grant of Utility Easement with Teleport Communications America, LLC, for relocated telecommunication infrastructure, as part of the Landside Access Modernization Program (LAMP) at the Los Angeles International Airport (LAX).

Community Impact Statement: None submitted

(Communications from the Board of Airport Commissioners and City Attorney adopted at Council meeting of October 18, 2022)

Adopted Item; Ordinance held over to October 25, 2022.

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

(40) **22-1116**

CONTINUED CONSIDERATION OF ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM THE BOARD OF AIRPORT COMMISSIONERS (Board) relative to approving a three-year Contract with Global Access Supply, Inc, covering maintenance of the Airfield Lighting Control Monitoring System at the Los Angeles International Airport (LAX).

Recommendation for Council action:

1. ADOPT the determination by the Board that this action is exempt from the California Environmental Quality (CEQA) pursuant to Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.

2. APPROVE the three-year Contract with Global Access Supply, Inc, covering maintenance of the Airfield Lighting Control Monitoring System at LAX, for cost not to exceed \$411,000.

3. CONCUR with the Board's action on August 18, 2022, by Resolution No. 27565, authorizing the Chief Executive Officer, or designee, Los Angeles World Airports, to execute said Contract with Global Access Supply, Inc.

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

Community Impact Statement: None submitted

(Trade, Travel, and Tourism Committee waived consideration of the matter)

(Continued from Council meeting of October 14, 2022)

Adopted Item

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

(41) **22-1196**

CONSIDERATION OF MOTION (O'FARRELL - RAMAN - KREKORIAN - PRICE - KORETZ) relative to steps needed to place a charter reform ballot initiative before the voters of Los Angeles in 2024, with recommendations that ensure representation is fixed to population growth, in order to increase the number of Los Angeles City Council seats.

Recommendations for Council action:

1. INSTRUCT the Chief Legislative Analyst (CLA), with the assistance of the City Attorney, to report on steps needed to place a charter reform ballot initiative before the voters of Los Angeles in 2024, with recommendations that ensure representation is fixed to population growth, in order to increase the number of Los Angeles City Council

seats.

2. INSTRUCT the CLA, with the assistance of the City Administrative Officer, to prepare a report that outlines and sets forth an immediate redistricting process to implement the updated reforms, after passage of the above-mentioned charter reform ballot initiative.

Community Impact Statement: Yes

For:

Westside Neighborhood Council

Harbor Gateway North Neighborhood Council

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

**Adopted Item as Amended by Motion (Raman – O’Farrell) - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O’Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)**

(42) **22-1193**

MOTION (O’FARRELL - PRICE - KREKORIAN - KORETZ) relative to an election to fill the Office of Council President.

Recommendation for Council action:

HOLD, pursuant to Council Rule 3, an election to fill the office of Council President in order to replace the previously elected President who has resigned from that office.

(The Election for Council President may occur after consideration of this item)

Adopted Item Forthwith

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

(43) **22-1192**

MOTION (RODRIGUEZ - RAMAN - PRICE) relative to an election to select a new Council President.

Recommendation for Council action:

HOLD, pursuant to Council Rule 3, an election to select a new Council President inasmuch as the resignation of the previously elected President has removed her from that office and rendered it vacant.

(The Election for Council President may occur after consideration of this item)

Adopted Item Forthwith

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

Items Called Special

Motions for Posting and Referral

Council Members' Requests for Excuse from Attendance at Council Meetings

Closed Session

(44) **22-1079**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Amirrasam Mirhadi v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 19STCV07975. (This matter arises from a trip and fall accident that occurred on May 18, 2018 at 10535 Wilshire Boulevard.)

(Budget and Finance Committee considered the above matter in Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)

(45) **22-1080**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Margaret Gottfried v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 22STCV14593. (This matter arises from a trip and fall incident which occurred on May 4, 2022 at or near 20700 Wells Drive in the City of Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)

(46) **22-1081**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Betty Schilling, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV14936. (This matter arises from an automobile v. pedestrian accident that occurred on May 17, 2019, at or near 8628 Balboa Boulevard in Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)

(47) **22-1082**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the

case entitled Daniel Turner v. City of Los Angeles, et al., United States District Court Case No. CV18-03405-DDP-KSx. (This matter arises from an incident involving members of the Los Angeles Police Department on March 22, 2017, in Los Angeles, California.)

(Budget and Finance Committee considered the above matter in Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

**Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)**

(48) **22-1083**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Frank Preciado v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV12061. (This matter arises from a complaint of discrimination based on race and national origin, hostile work environment harassment, and retaliation in violation of the California Fair Employment & Housing Act against the City.)

(Budget and Finance Committee considered the above matter in Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

**Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)**

Council adopted item, subject to reconsideration, pursuant to Council Rule 51.

(49) **22-1084**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled David Williams v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV07606. (This matter arises from a bicycle accident that occurred on March 5, 2019 near 2581 South Sepulveda Boulevard in Los Angeles.)

(Budget and Finance Committee considered the above matter in

Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

**Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee,
O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)**

(50) **22-0989**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(4), to confer with its legal counsel relative to the case entitled Green Leaf Caregivers. (This case arises from a Business License Tax assessment for a taxpayer who approached the City to resolve the tax liability through the Settlement Bureau.)

(Budget and Finance Committee considered the above matter in Closed Session on October 3, 2022)

(Continued from Council meeting of October 14, 2022)

**Adopted Motion (Krekorian – Blumenfield) in Open Session - SEE ATTACHED
Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee,
O'Farrell, Raman (10); Nays: (0); Absent: Cedillo, de León, Price Jr., Rodriguez (4)**

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Raman, Rodriguez (11); Absent: Cedillo, de León, Price Jr. (3)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

COMMENDATORY RESOLUTIONS

MOVED BY	SECONDED BY	NAME
Raman	Rodriguez	Pentatonix Day

MOTION

I MOVE that the matter of the Continued Consideration of Rules, Elections, and Intergovernmental Relations Committee Report, relative to options for a ballot measure for the November 2022 ballot to amend the City Charter to create an Independent Redistricting Commission for the City, and related matters, Item No. 24 on today's Council Agenda (CF 21-1472), BE AMENDED as follows:

INSTRUCT the Chief Legislative Analyst (CLA), with assistance from the City Attorney and other City departments, as needed, to report within 90 days with options for a ballot measure to be prepared for an election in 2024 or sooner to amend the City Charter to create ~~an~~ Independent Redistricting Commissions for the City and the Los Angeles Unified School District. The report should include, among other topics, the following....

PRESENTED BY: 
NITHYA RAMAN
Councilmember, 4th District

SECONDED BY: 

ORIGINAL

OCT 18 2022


24B
[Handwritten signature]

MOTION

I MOVE that the matter of the Continued Consideration of Rules, Elections, and Intergovernmental Relations Committee Report, relative to options for a ballot measure for the November 2022 ballot to amend the City Charter to create an Independent Redistricting Commission for the City, and related matters, Item No. 24 on today's Council Agenda (CF 21-1472) BE AMENDED to have the Council adopt the following in addition to the Committee Report:

- 1. INSTRUCT the Chief Legislative Analyst to request the Pat Brown Institute to conduct an analysis as envisioned in the Committee Report and to report with recommendations within 30 to 60 days.
- 2. AUTHORIZE the Chief Legislative Analyst to negotiate and execute the necessary agreement for the above purpose with the Pat Brown Institute in an amount not to exceed \$50,000.
- 3. FIND that the services to be performed by the Pat Brown institute are for the performance of professional, scientific, expert, technical, or other special services of a temporary and occasional character for which competitive bidding is not practicable or advantageous and that the work can be performed more economically or feasibly by independent contractors than by City employees.

PRESENTED BY *[Signature]* (FOR MS. RODRIGUEZ)
MONICA RODRIGUEZ
Councilwoman, 7th District

SECONDED BY: *[Signature]*

ORIGINAL

41A
M.F.

MOTION

I MOVE that the matter of the CONSIDERATION OF MOTION (O'FARRELL - RAMAN - KREKORIAN - PRICE - KORETZ) relative to steps needed to place a charter reform ballot initiative before the voters of Los Angeles in 2024, with recommendations that ensure representation is fixed to population growth, in order to increase the number of Los Angeles City Council seats, and related matters, Item No. 41 on today's Council Agenda (CF 22-1196), BE AMENDED as follows:

I FURTHER MOVE that the City Council instruct the Chief Legislative Analyst, with the assistance of the City Administrative Officer, to prepare a report that outlines and sets forth an immediate redistricting process to implement the updated reforms, after passage of the above-mentioned charter reform ballot initiative, which includes potential options for the implementation of new district lines for the 2026 elections (or the soonest feasible election cycle).

PRESENTED BY:



NITHYA RAMAN

Councilmember, 4th District

SECONDED BY:



ORIGINAL

OCT 18 2022

ITEM NO. 18

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Amirrasam Mirhadi v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 19STCV07975. (This matter arises from a trip and fall accident that occurred on May 18, 2018, at 10535 Wilshire Boulevard.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$650,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer \$650,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Ardalan & Associates, PLC and Amirrasam Mirhadi in the amount of \$650,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Rodriguez – Price: "Yes") at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 19

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Margaret Gottfried v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 22STCV14593. (This matter arises from a trip and fall incident which occurred on May 4, 2022, at or near 20700 Wells Drive in the City of Los Angeles.):

REJECT the Plaintiff's offer of settlement.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Price – Rodriguez: "Yes") at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 20

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Betty Schilling, et al. v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV14936. (This matter arises from an automobile v. pedestrian accident that occurred on May 17, 2019, at or near 8628 Balboa Boulevard in Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$280,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer \$280,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009792, Police Liability Payouts, as follows: Rice & Bloomfield, Betty Schilling and William Schilling in the amount of \$280,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Rodriguez – Price: "Yes") at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 21

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Daniel Turner v. City of Los Angeles, et al., United States District Court Case No. CV18-03405-DDP-KSx. (This matter arises from an incident involving members of the Los Angeles Police Department on March 22, 2017, in Los Angeles.):

REJECT the Plaintiff's offer of settlement.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Price – Rodriguez: "Yes") at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 22

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Frank Preciado v. City of Los Angeles, Los Angeles Superior Court Case No. 19STCV12061. (This matter arises from a complaint of discrimination based on race and national origin, hostile work environment harassment, and retaliation in violation of the California Fair Employment & Housing Act against the City.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office and the Los Angeles Police Department to expend up to **\$1,245,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer \$1,245,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009792, Police Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009792, Police Liability Payouts, as follows: McNicholas & McNicholas LLP Client Trust Account and Frank Preciado in the amount of \$1,182,750.
4. AUTHORIZE the Los Angeles Police Department to draw a demand from Fund No. 100/70, Account No. 001012, Sworn Salaries, payable to Frank Preciado for back wages in the amount of \$62,250, subject to all applicable taxes, deductions, and withholdings.
5. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Rodriguez – Price: "Yes") at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____

BOB BLUMENFIELD

AS 10/3/22
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ITEM NO. 23

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled David Williams v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV07606. (This matter arises from a bicycle accident that occurred on March 5, 2019, near 2581 South Sepulveda Boulevard in Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$140,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer \$140,000 from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows:
Downtown LA Law Group, LLP and David Williams in the amount of \$140,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Rodriguez: "Yes") at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

ITEM NO. 24

10/12/22 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Green Leaf Caregivers. (This case arises from a Business License Tax assessment for a taxpayer who approached the City to resolve the tax liability through the Settlement Bureau.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

APPROVE the settlement in the amount of \$328,377.87, which is a waiver of penalties of \$147,421.28.

This matter was recommended for approval by the Budget and Finance Committee (Krekorian – Blumenfield – Rodriguez – Price: “Yes”) at its special meeting held on October 3, 2022, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY _____


BOB BLUMENFIELD
Councilmember, 3rd District


MOTION

Due to the resignation of Councilmember Nury Martinez, the constituents of Council District 6 are now left without a voting member to represent them on the City Council. In order to ensure that the residents of Council District 6 are represented on the Council, the City should hold a Special Election in order to fill this vacancy.

I THEREFORE MOVE that the Council instruct the City Clerk, in consultation with the City Attorney, to report on recommendations for calling a Special Election to fill the vacancy in the office of Councilmember for Council District 6.

PRESENTED BY:


MONICA RODRIGUEZ
Councilwoman, 7th District


MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY:



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MOTION

On October 11th, 2022, Councilmember Nury Martinez resigned from the office of Councilmember, 6th District. As a result of this resignation, the office is now left vacant without a voting member for the constituents of Council District 6 and a nonvoting caretaker will oversee the district in the short term. Per Charter Section 409, to fill the vacancy in the Council District office, the Council has the authority to either: 1) appoint a individual to fill the office for the remainder of the term; or 2) call a Special Election to elect a individual to fill the office for the remainder of the term. In order to minimize the time that the residents of Council District 6 are without representation and ensure that the constituents have the right to choose their City Council representative, the City should explore holding a Special Election for the vacancy in the office of Councilmember for Council District 6.

I THEREMOVE that the Council instruct the City Clerk, with the assistance of the Chief Legislative Analyst, to report in 120 days on the steps that would need be taken and the associated costs related to calling a Special Election for the office of Councilmember, 6th District due to the recent vacancy in the seat.

PRESENTED BY:

MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

SECONDED BY:

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OCT 18 2022

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MOTION

In December 2021, the Ethics Commission created an Ad Hoc Charter Reform Subcommittee to explore possible amendments to the Los Angeles City Charter relating to the powers and responsibilities of the Commission. After significant public input, the subcommittee proposed a set of recommendations that the Ethics Commission then approved. These recommendations would make the Ethics Commission more independent, streamline and expand enforcement processes, and increase the integrity and effectiveness of the Ethics Commission.

I THEREFORE MOVE that the City Attorney be requested to prepare and present the documents necessary to place before the voters on the next available ballot a measure to:

- Prohibit members of the Ethics Commission from employing or being employed by a City bidder, contractor, or developer, and from having any direct and substantial financial interest in any work taken by the City;
- Permit appointing authorities to remove their appointees to the Ethics Commission;
- Change the 30-day deadline for filling Ethics Commission vacancies to 90 days;
- Eliminate the term limit for the Executive Director and establish a salary range for the Executive Director;
- Specify that all Ethics Commission staff positions are exempt from the City’s civil service provisions;
- Establish a minimum annual budget for the Ethics Commission, specifying that while the Commission is within budget, its budget requests and expenditures are not subject to approval or hiring freezes;
- Apply to all legislation recommended by the Ethics Commission the same procedure that applies to rules and regulations it adopts and change the deadline for City Council action to 90 days after the legislation is transmitted to the City Council;
- Eliminate the requirement that the Executive Director conduct a probable cause hearing in an enforcement matter;
- Increase the fixed maximum administrative penalty to \$10,000 per violation and authorize the Ethics Commission to enforce this penalty;
- Specify that the Ethics Commission’s legal services be provided by independent outside counsel;
- Eliminate the three-judge panel from the special prosecutor selection process, allow the Ethics Commission to select a special prosecutor from a list of pre-approved special prosecutors, and increase the special prosecutor appropriation to \$500,000;
- Authorize the Ethics Commission to place its policy recommendations directly on the ballot and submit them to the City voters in the event that (i) those recommendations are first proposed for enactment by the Council, and (ii) the Council fails to enact such recommendations within 120 days.

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PRESENTED BY:

Paul Kretz Mitch O'Farrell Paul Krekorian
 PAUL KORETZ MITCH O'FARRELL PAUL KREKORIAN
 Councilmember, 5th District Councilmember, 13th District Councilmember, 2nd District

SECONDED BY:

Wiley Kavan Monica Rodriguez Heath Bell

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Recommended Changes to Article VII of the City Charter

In December 2021, the Ethics Commission formed and appointed then Vice President Jeffery Daar and Commissioner Laura Genao to the Ad Hoc Charter Reform Subcommittee. This subcommittee was created to explore possible amendments to Article VII (sections 700-712) of the Los Angeles City Charter, which establish and provide the powers, duties, and responsibilities of the Ethics Commission.

The subcommittee solicited public comment by email and through its website, and it conducted interested persons meetings on March 31 and May 3, 2022. Based on input received from the public, as well as on the Ethics Commission's own experiences administering its laws over the past 30 years, the subcommittee proposed a set of recommended changes to these laws.

At its meeting on August 17, 2022, the Ethics Commission voted to establish its position on recommended changes to Article VII. If Charter provisions are put before the voters, the Ethics Commission recommends making the changes identified in the table below. You may provide your thoughts on the recommended changes by emailing ethics.policy@lacity.org.

Recommended Changes to Article VII of the Los Angeles City Charter Approved by the Ethics Commission 8/17/2022		
Section	Recommendation	Rationale
700(d)	<ul style="list-style-type: none"> • Prohibit members of the Ethics Commission from employing or being employed by a City bidder, contractor, or developer. • Prohibit members of the Ethics Commission from having any direct and substantial financial interest in any business, work, or official action taken by the City. 	<p>Members of the Ethics Commission are currently prohibited from:</p> <ul style="list-style-type: none"> – Holding other public offices; – Participating in or contributing to City and Los Angeles Unified School District Board of Education election campaigns; and – Employing or being employed as a person required to register as a City lobbyist. <p>Since Article VII was adopted, additional laws have been enacted, which require the Ethics Commission to regulate City bidders, contractors, and developers, just as they regulate lobbyists. This recommendation is made to help ensure that Ethics Commission decisions are fair and impartial.</p>
700(e)	Permit appointing authorities to remove their appointees to the Ethics Commission.	<p>The five members of the Ethics Commission are appointed by five different officials: the Mayor, the City Attorney, the Controller, the President of the City Council, and President Pro Tempore of the City Council. See Charter § 700(b). Currently, a member may be removed by the Mayor with a majority vote of the City Council, or by a two-thirds vote of the City Council. Removal is permitted for substantial neglect of duty, gross misconduct in office, inability to discharge the powers and duties of the office, or a violation Article VII. This recommendation also allows appointing authorities to remove their appointees, subject to a majority vote of the City Council, if the reasons for removal are met.</p>

Recommended Changes to Article VII of the Los Angeles City Charter
Approved by the Ethics Commission 8/17/2022

Section	Recommendation	Rationale
700(f)	Change the 30-day deadline for filling Ethics Commission vacancies to 90 or 120 days.	Currently, an appointing authority is required to fill a vacant position on the Ethics Commission within 30 days. Vacancies occur annually, because the members of the Ethics Commission serve staggered terms. See Charter § 700(c). However, vacancies also occur when a member resigns, which may be unexpected. This recommendation helps to ensure that an appointing authority has adequate time to find, vet, and appoint a qualified replacement, while still maintaining a defined period for action.
701(a)	<ul style="list-style-type: none"> • Eliminate the 10-year term limit for the Executive Director. • Establish a salary range for the Executive Director, specify that the members of the Ethics Commission select the initial salary within the range upon hiring, adjust the salary annually to the next step in the range, and automatically adjust the range annually to reflect changes in the Consumer Price Index (CPI). 	<p>Currently, the Ethics Commission's Executive Director is the only non-elected position in the City that is subject to a term limit. It is also the only executive director position among ethics commissions throughout the country that is subject to a term limit. The recommendation eliminates the term limit is made to bring the position in line with the City and with other governmental ethics agencies so that the Ethics Commission can attract the most qualified candidates.</p> <p>The salary for the Executive Director was originally set by the City Council, approved by the Mayor, and based on a recommendation from the obsolete position of Director of the Office of Administrative and Research Services. The recommendation regarding the Executive Director's salary eliminates a process in which individuals who are regulated by the Ethics Commission determine the Executive Director's salary. The recommendation is similar to the process for other City department heads, in which their appointing authority (the Mayor) sets their salaries.</p>
701(b)	Specify that all Ethics Commission staff positions are exempt from the City's civil service provisions.	Currently, all Ethics Commission staff positions are exempt from the civil service provisions, except for clerical staff. This recommendation helps to ensure consistency for all staff positions and to recognize that the reasons for having exempt Ethics Commission staff apply regardless of what type of position is at issue.
702(k), 711	<ul style="list-style-type: none"> • Establish a minimum annual budget for the Ethics Commission of \$4,500,000, adjusted annually for CPI. • Specify that, when the Ethics Commission operates within the parameters of its 	Currently, the Ethics Commission's budget goes through the same process as budgets for other City agencies. The Ethics Commission is required to submit a budget request to the Mayor (which is expected to align with the Mayor's vision and priorities). The Mayor and the City Administrative Officer analyze the budget request in light of their priorities for the year, and the Mayor makes a recommendation to the City Council. The City Council then considers the budget request, makes adjustments it determines are appropriate, and votes on it. The

Recommended Changes to Article VII of the Los Angeles City Charter
Approved by the Ethics Commission 8/17/2022

Section	Recommendation	Rationale
	<p>established budget, the Ethics Commission's budget requests and expenditures are not subject to approval by the City Attorney, the City Administrative Officer, or another City position.</p> <ul style="list-style-type: none"> Specify that, when the Ethics Commission operates within the parameters of its established budget, the Ethics Commission is not subject to hiring freezes. 	<p>approved budget is sent to the Mayor for signature or veto. These recommendations are made because the Ethics Commission, in contrast to other agencies, regulates the conduct of all City candidates and elected and appointed City officials. The recommendations would eliminate the current process, in which regulated individuals determine what resources the Ethics Commission has in order for the Ethics Commission to comply with its mandates. The recommendations are consistent with the mandate of Charter § 702(k), which states that the Ethics Commission "shall ... have full charge and control of its office [and] be responsible for its proper administration...." As long as the Ethics Commission stays within its budget, it should be able to operate independently, including establishing, removing, and upgrading staff positions without having to obtain approval from other City departments.</p>
703	<ul style="list-style-type: none"> Apply to all legislation recommended by the Ethics Commission the same procedure that applies to rules and regulations it adopts. Change the deadline for City Council action to 90 days after adopted rules, regulations, or legislation is transmitted to the City Council. 	<p>Currently, all City ordinances must be adopted by the City Council. When the Ethics Commission adopts, amends, or rescinds a rule or regulation, it must transmit its recommendation to the City Council for action. The City Council may approve or disapprove—but not amend—the Ethics Commission's recommendation. If the City Council does not act on a rule or regulation within 60 days after the Ethics Commission adopts it, it is automatically transferred to the Mayor for approval or veto. If the Mayor does not act, the rule or regulation becomes law. When the Ethics Commission recommends legislation other than a rule or regulation, the City Council may approve, disapprove, or amend the legislation, and it has no requirement to act on the proposed legislation at all. If no action is taken on a recommendation within two years, the matter expires. See Council File No. 05-0553.</p> <p>These recommendations would require the City Council to either act on all legislation recommended by the Ethics Commission or permit it to become law. The recommendations would also create a more realistic timeframe within which action must be taken.</p>
706(b)	<p>Eliminate the requirement that the Executive Director conduct a probable cause hearing in an enforcement matter.</p>	<p>The Ethics Commission's enforcement mandate is safeguarded by many due process procedural requirements. See Charter § 706; Los Angeles Administrative Code §§ 24.21-24.29. Currently, the Executive Director is required to conduct a hearing to determine whether probable cause exists before an enforcement matter may be sent to the Ethics Commission or an administrative law judge to determine</p>

Recommended Changes to Article VII of the Los Angeles City Charter
Approved by the Ethics Commission 8/17/2022

Section	Recommendation	Rationale
		<p>whether violations occurred. The probable cause hearing, itself, involves a significant process. A written probable cause report must be served on a respondent to initiate an enforcement case, and the respondent may respond in writing to the report and request a probable cause hearing. At the hearing, both the respondent and the Director of Enforcement may present evidence, including witnesses, in support of their case. The Executive Director must issue a written determination regarding probable cause within 45 calendar days. Probable cause is a low burden and may be found if there is sufficient evidence to lead a reasonable person to believe that a violation occurred and that the respondent committed or caused the violation. If probable cause is found, the Director of Enforcement must prepare a formal accusation within 14 calendar days. Only then may the Ethics Commission move forward with an enforcement action against a respondent.</p> <p>This recommendation streamlines the enforcement process by eliminating an unnecessary and protracted step. This would also save considerable taxpayer resources. The Director of Enforcement will continue to be required to determine whether, based on the evidence, enforcement action should be initiated. Respondents will continue to be afforded extensive due process protections through the investigation and administrative hearing stages of an enforcement matter. This would also remove a step that is used at times to delay enforcement proceedings.</p>
706(c)	<ul style="list-style-type: none"> • Increase the fixed maximum administrative penalty to \$10,000 per violation. • Authorize the Ethics Commission to order a respondent to pay to the General Fund the costs of an enforcement action, in addition to any other penalties or remedies that are imposed. 	<p>When a violation occurs, the Ethics Commission is currently authorized to order a respondent to do one or more of the following:</p> <ul style="list-style-type: none"> - Cease and desist the violation. - File required reports, statements, and other documents or information. - Pay a monetary penalty up to the greater of \$5,000 per violation or three times the amount of money at issue. <p>The recommendation increases the fixed cap to take into account inflation over the past 30 years and to permit the Ethics Commission to impose penalties more commensurate with egregious violations that involve comparatively small amounts of money. For comparison, the Chicago Board of Ethics recently increased its maximum penalty to \$20,000.</p>

Recommended Changes to Article VII of the Los Angeles City Charter
Approved by the Ethics Commission 8/17/2022

Section	Recommendation	Rationale
		<p>The recommendation regarding cost recovery reflects the significant time and resources that must be devoted to enforcement matters, as well as the real and out-of-pocket costs incurred by the City and its taxpayers.</p>
708	<p>Specify that the Ethics Commission's legal services are to be provided by independent outside counsel.</p>	<p>Currently, the City Attorney's office provides legal services for the Ethics Commission.</p> <p>This recommendation eliminates the potential for real and perceived conflicts of interests resulting from the fact that the City Attorney, all candidates for City Attorney, and the entire staff in the City Attorney's office are regulated by the Ethics Commission. Where legal issues and City processes intersect, the Ethics Commission would continue to work collaboratively with the City Attorney's office. For comparison, the San Diego Ethics Commission has independent outside counsel.</p>
710(a)	<ul style="list-style-type: none"> • Eliminate the three-judge panel from the special prosecutor selection process and allow the Ethics Commission to select a special prosecutor from a list of pre-approved special prosecutors. • Increase the special prosecutor appropriation to \$500,000. 	<p>The Charter currently acknowledges that it is possible for the City Attorney's office to have a conflict, in which case it should not investigate or prosecute alleged violations of the laws within the Ethics Commission's jurisdiction. If the City Attorney determines that a conflict exists, a request for a special prosecutor must currently be made to a three-judge panel, which then selects a special prosecutor. An annual appropriation of \$250,000 to the Ethics Commission is required to pay for any special prosecutor costs.</p> <p>These recommendations streamline the special prosecutor selection process. They also address inflation over the past 30 years and ensure there will be sufficient resources for a special prosecutor, particularly during potentially time-sensitive investigations.</p>
New	<p>Authorize the Ethics Commission to place its policy recommendations directly on the ballot and submit them to the City voters.</p>	<p>Some of the laws within the Ethics Commission's jurisdiction are contained in the Charter. Changes to the Charter must be placed on a ballot and decided by City voters. Currently, measures may be placed on a ballot only by the City Council or through a lengthy petition process. See Los Angeles Election Code § 600(b). In addition, only the City Council is currently empowered to pass ordinances relating to areas overseen by the Ethics Commission.</p> <p>This recommendation expedites important amendments to the Charter provisions and ordinances that affect the Ethics Commission. The recommendation also increases the Ethics Commission's ability to act independently of the</p>

Recommended Changes to Article VII of the Los Angeles City Charter
Approved by the Ethics Commission 8/17/2022

Section	Recommendation	Rationale
		City officials it regulates. It would also foster civic participation by giving voters a direct say in the laws administered by the Ethics Commission. For comparison, the San Francisco Ethics Commission has the authority to place policy measures on the ballot. See San Francisco Charter § 15.102. Such authority also would likely encourage robust consideration by the City Council of Ethics Commission policy recommendations.

MOTION

The Bureau of Street Lighting (BSL) currently maintains and operates multiple street lighting districts within the City of Los Angeles consisting of approximately 223,000 streetlights. The maintenance and operation costs are funded by property-related assessments which are levied on properties adjacent to streetlights. After significant consideration, it is the opinion of BSL that combining all existing districts into a single Citywide Street Lighting Maintenance Assessment District would allow for greater efficiency in the administration of street lighting operations rather than working with a multitude of districts.

BSL has requested that this Council initiate proceedings to form a Citywide Street Lighting Maintenance Assessment District that would include all existing districts. The assessments levied through a Citywide district would continue to fund the maintenance and operation of streetlights located adjacent to assessed property.

I THEREFORE MOVE that the City Attorney, with the assistance of the Bureau of Street Lighting, be requested to prepare and present an ordinance to initiate the formation of a single Citywide Street Lighting Maintenance Assessment District.

ORIGINAL

PRESENTED BY: Bob Blumenfeld
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY: Priscilla Keena

OCT 18 2022
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RESOLUTION

WHEREAS, the safe and efficient removal of solid waste from commercial businesses and multi-family dwellings is absolutely essential to protect public health and the well-being of all Angelenos; and

WHEREAS, the City of Los Angeles adopted the recycLA program that establishes exclusive geographic franchises for this service; and Waste Management, Inc. has the franchises for most of the San Fernando Valley, including the West Valley (everything west of the 405 Freeway) and the Southeast Valley (for the part of the Valley east of the 405, everything north of Mulholland and south of Vanowen); and

WHEREAS, the City of Los Angeles has an ongoing, proprietary interest in the efficient and uninterrupted collection of solid waste by recycLA franchisees, including Waste Management, Inc.; and

WHEREAS, under the RecycLA program franchisees, including Waste Management, are required to comply with Los Angeles Municipal Code section 66.33.6(c), which requires that "as an ongoing, material condition of the franchise agreement, each franchisee shall provide satisfactory evidence that it, and any subcontractor who will provide collection services, are a party to labor peace agreement(s) with any labor organization that represents any group of the franchisee's or subcontractor's employees who are or will be involved in providing collection services"; and

WHEREAS, Teamsters Local 396 represents Waste Management employees in Los Angeles who service the City's recycLA franchises in the San Fernando Valley; and


WHEREAS, the collective bargaining agreement between Teamsters Local 396 and Waste Management expired on September 30, 2022; and

WHEREAS; any disruption in sanitation services would have a devastating impact on the public health and well-being of residents of the San Fernando Valley and on the operations of businesses across the San Fernando Valley;

NOW, THEREFORE, BE IT RESOLVED, that the City of Los Angeles urges Waste Management, Inc. and Teamsters Local 396 to bargain in good faith and to come to an agreement expeditiously on a new collective bargaining agreement that will avoid a labor dispute that could negatively impact public health and the residents and businesses in the San Fernando Valley.

OCT 18 2022

ORIGINAL

PRESENTED BY 
BOB BLUMENFIELD
Councilman, 3rd District

SECONDED BY 