

Los Angeles City Council, Journal/Council Proceeding

Wednesday, October 26, 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, Price Jr., Raman, Rodriguez (12); Absent: Cedillo, de León (2)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items for which Public Hearings Have Been Held

(1) **22-0834**
CD 7

CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a Zone Change for the properties located at 9216 and 9218 North Langdon Avenue.

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

1. DETERMINE, that based on the whole of the administrative record, the Project is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines, Article 19, Section 15332, Class 32, and there is no substantial evidence demonstrating that an exception to a Categorical Exemption pursuant to CEQA Guidelines, Section 15300.2 applies.

2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, dated June 2, 2022, to effectuate a Zone Change from (Q)RD6-1 to (T) (Q)RD6-1, for the demolition of two residential structures for the subdivision of one lot into six small lots, to allow for the development of six single-family dwellings; for the properties located at 9216 and 9218 North Langdon Avenue, subject to Conditions of Approval.
4. ADVISE the applicant, pursuant to Los Angeles Municipal Code Section 12.32 G:

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

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

Applicant: Mike Engelman, Mindy Engelman, Gray Kleinman

Representative: Armin Gharai; GA Engineering Inc.

Case No.: APCNV-2019-7236-ZC

Environmental No.: ENV-2019-7238-CE

Related Cases: VTT-82959-SL; ADM-2019-7237-SLD

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

Community Impact Statement: None submitted

Adopted Item

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

Adopted to Reconsider Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(2) **22-0412
CD 13**

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a Building Line Removal for the property located at 711-723 North Lillian Way.

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

1. FIND, pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15074(b), after consideration of the whole of the administrative record, including the Negative Declaration, No. ENV-2021-4281-ND (Negative Declaration), and all comments received, there is no substantial evidence that the Project will have a significant effect on the environment; FIND the Negative Declaration reflects the independent judgment and analysis of the City; and

ADOPT the Negative Declaration.

2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as the Findings of Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, dated July 26, 2022, to remove a 15-foot Building Line along the westerly side of Lillian Way, established under Ordinance No. 109119, for the property located at 711-723 North Lillian Way. (The General Plan Amendment and Zone Change were adopted by the City Council on June 29, 2022)

Applicant: Robert Herscu, 711 Lillian LLC, Herscu 711 LLC, 717 Lillian LLC, Herscu Lillian LLC, 720 Cahuenga LLC, & Cahuenga Herscu LLC

Representative: Gary Benjamin, Alchemy Planning + Land Use

Case No. CPC-2021-4280-GPA-ZC-BL

Environmental No. ENV- 2021-4281-ND

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

Community Impact Statement: None submitted

Adopted Item

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

Adopted to Reconsider Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(3) 21-1119

CD 11

PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to adding sections to the Los Angeles Municipal Code (LAMC) to regulate rentals of electric bicycles, scooters, and other similar mobility devices near Venice Beach.

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

PRESENT and ADOPT the accompanying Revised ORDINANCE, dated October 11, 2022, relative to adding Section 71.31 to Article 1, Chapter VII of the LAMC to regulate rentals of electric bicycles, scooters, and other similar mobility devices near Venice Beach; and deleting Subsection 4 of Section 56.15 of Article 6, Chapter V of the LAMC in its entirety.

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

Community Impact Statement: None submitted

Adopted Item

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

Adopted to Reconsider Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(4) 20-1469

PUBLIC WORKS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to clarify penalties and authorize Administrative Citation Enforcement (ACE) citations for violations of specified code sections.

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

PRESENT and ADOPT the accompanying ORDINANCE, dated July 13, 2022, relative to amending Sections 62.04 and 62.61 of the LAMC to clarify penalties and authorize ACE citations for violations of specified code sections.

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

Community Impact Statement: None submitted

Adopted Item

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

Adopted to Reconsider Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(5) **22-1143
CD 5**

ORDINANCE SECOND CONSIDERATION relative to the dedication of City-Owned Real Property as public alley lying on 11010 Santa Monica Boulevard - Right of Way No 36000-10244.

Community Impact Statement: None submitted

(Bureau of Engineering report adopted at Council meeting of October 19, 2022)

Adopted Item

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

(6) **22-0967**

CD 3 ORDINANCE SECOND CONSIDERATION relative to a Vesting Zone Change for the property located at 18618 West Oxnard Street.

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee report adopted at Council meeting of October 19, 2022)

Adopted Item

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

(7) **22-0785**
CD 13

ORDINANCE SECOND CONSIDERATION relative to a Zone Change and Height District Change for the properties located 6360 – 6366 West Hollywood Boulevard; 1646 North Cosmo Street.

Community Impact Statement: None submitted.

(Planning and Land Use Management Committee report adopted at Council meeting of October 19, 2022)

Adopted Item

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

(8) **22-0909**

PUBLIC WORKS COMMITTEE REPORT relative to the Innovation and Performance Commission (IPC) Innovation Fund (IF) funding for the Creative License: Online Class Registration Service Design Project from the Department of Cultural Affairs (DCA).

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

1. ESTABLISH and APPROPRIATE a new appropriation account entitled DCA - Creative License: Online Class Registration Service

Design in the amount of \$75,000 within the IF Fund No. 105/10 from the available cash balance of the IF.

- 2. TRANSFER \$75,000 from the IF Fund No. 105/10, Account to be Established, DCA - Creative License: Online Class Registration Service Design Fund No. 844/30 as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
844/30	To Be Established	Creative License: Online Class Registration Service Design	\$75,000

- 3. INSTRUCT the DCA to:
 - a. Separately track all encumbrances and expenditures of IF monies so that unspent funds can be returned to the IF at the end of the fiscal year.
 - b. Report to the IPC with an accounting of the funds, the lessons learned, and any obstacles faced.
 - c. Report to the IPC if, after the receipt of funds, the scope of the funded item differs from the scope approved for funding by the Mayor and the Council.
 - d. As appropriate, include acknowledgment of the IPC on public materials, such as press releases or websites, that reference the Creative License: Online Class Registration Service Design Project.
- 4. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections as necessary to implement Mayor and Council intentions.

Fiscal Impact Statement: The CAO reports that approval of the above recommendations will allocate \$75,000 of the remaining \$1,408,612 IF 2022-23 available balance. The \$75,000 will be transferred to the DCA to

begin implementation of the pilot project that has been approved by the IPC. In some cases, departments will incur ongoing costs.

Financial Policies Statement: The CAO reports that the above recommendations are in compliance with the City's Financial Policies as IF monies are being utilized for an eligible project which will improve the quality, efficiency and effectiveness of City service through innovation, productivity, and performance measurement.

Community Impact Statement: None submitted

Adopted Item

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

(9) **22-0954**

PUBLIC WORKS COMMITTEE REPORT relative to the Innovation and Performance Commission (IPC) Innovation Fund (IF) funding for the Streetlights-as-a-Service Project from the Bureau of Street Lighting (BSL).

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

1. ESTABLISH and APPROPRIATE a new appropriation account entitled BSL - Streetlights-as-a-Service in the amount of \$100,000 within the IF Fund No. 105/10 from the available cash balance of the IF.
2. TRANSFER \$100,000 from the IF Fund No. 105/10, BSL - Streetlights-as-a-Service Fund No. 100/84 as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
100/84	008780	Street Lighting Improvement and Supplies	\$90,000
100/84	001010	Salaries, General	10,000
			Total: \$100,000

3. INSTRUCT the BSL to:

- a. Separately track all encumbrances and expenditures of IF monies so that unspent funds can be returned to the IF at the end of the fiscal year.
 - b. Report to the IPC with an accounting of the funds, the lessons learned, and any obstacles faced.
 - c. Report to the IPC if, after the receipt of funds, the scope of the funded item differs from the scope approved for funding by the Mayor and the Council.
 - d. As appropriate, include acknowledgment of the IPC on public materials, such as press releases or websites, that reference the Streetlights-as-a-Service Project.
4. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections as necessary to implement Mayor and Council intentions.

Fiscal Impact Statement: The CAO reports that approval of the above recommendations will allocate \$100,000 of the remaining \$1,408,612 IF 2022-23 available balance. The \$100,000 will be transferred to the BSL to begin implementation of the pilot project that has been approved by the IPC. In some cases, departments will incur ongoing costs.

Financial Policies Statement: The CAO reports that the above recommendations are in compliance with the City's Financial Policies as IF monies are being utilized for an eligible project which will improve the quality, efficiency and effectiveness of City service through innovation, productivity, and performance measurement.

Community Impact Statement: None submitted

Adopted Item

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

(10) **22-0948**

PUBLIC WORKS COMMITTEE REPORT relative to the List of Citywide Special Events.

Recommendation for Council action, pursuant to Motion (Blumenfield - Lee):

ADOPT the List of Citywide Special Events, attached to the Council file, prepared by the Chief Legislative Analyst (CLA) in conformance with the City's Special Event Permit Procedure (Ordinance No. 180881).

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

Community Impact Statement: None submitted

Adopted Item

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

(11) **22-0936
CD 1**

PUBLIC WORKS COMMITTEE REPORT relative to including the "Festival of Philippine Art and Culture" to the List of Citywide Special Events for Council District 1.

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

INSTRUCT the Chief Legislative Analyst (CLA) to include the "Festival of Philippine Art and Culture" to the List of Citywide Special Events for Council District 1.

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

Community Impact Statement: None submitted

Adopted Item

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

(12) **22-0915**
CD 15

PUBLIC WORKS COMMITTEE REPORT relative to including the “Watts Juneteenth” to the List of Citywide Special Events for Council District 15.

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

INSTRUCT the Chief Legislative Analyst (CLA) to include the “Watts Juneteenth” to the List of Citywide Special Events for Council District 15.

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

Community Impact Statement: None submitted

Adopted Item

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

(13) **22-1017**

PUBLIC SAFETY COMMITTEE REPORT relative to a proposed Agreement between the Los Angeles Fire Department (LAFD) and Motorola Solutions, Inc., to upgrade the LAFD’s voice radio system.

Recommendation for Council action:

AUTHORIZE the Fire Chief, LAFD, or designee, to:

1. Execute an Agreement between the LAFD and Motorola Solutions, Inc., for the upgrade of the Department’s voice radio system, for a term of three years, with an amount not to exceed \$17,953,555.68.
2. Execute up to five one-year extensions for a total amount not to exceed \$11,246,822, subject to available funding and the contractor’s providing satisfactory services under the Agreement

Fiscal Impact Statement: The City Administrative Officer (CAO) reports

that the approval of the recommendation stated in this report will authorize the LAFD to enter into an Agreement with Motorola Solutions, Inc. to upgrade the Department's voice radio system. Of the total project cost of approximately \$17.9 million, \$10.4 million in Municipal Improvement Corporation of Los Angeles (MICLA) funding has been previously approved for eligible capital costs. The remaining \$7.5 million required for completion of the project will be requested through the 2023-24 budget process. Funding from the General Fund may be required for any ineligible costs. Funding for the five one-year extensions for maintenance services (\$11.2 million total) will be requested by the LAFD in subsequent years. Approval of the Agreement extensions is subject to available funding.

Financial Policies Statement: The CAO reports that the action in this report is consistent with the City's Financial Policies in that the proposed services will be funded within budgeted funds.

Debt Impact Statement: The CAO reports that the issuance of MICLA debt is a General Fund obligation. The issuance of MICLA for the LAFD Voice Radio System Upgrade project would cause the City to borrow \$10,400,000 at an approximate 5.5 percent interest rate over 10 years. The total estimated debt service for this project is \$13,800,000, including interest of approximately \$3,400,000. During the life of the bonds, the estimated average annual debt service is \$1,380,000 over 10 years. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. We cannot fully predict what interest rates will be in the future. In accordance with the City's Debt Management Policy, the City has an established debt ceiling to guide in evaluating the affordability for future debt. The debt ceiling for non-voted direct debt as a percentage of General Fund revenues is 6.0 percent. The 2022-23 Adopted Budget non voter-approved debt ratio is 2.97 percent. The issuance of debt for this project will not cause the City to exceed the six percent non voter-approved debt limit.

(Budget and Finance Committee report to be submitted in Council.)

Community Impact Statement: None submitted

Adopted Item - SEE ATTACHED

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

(14) **21-1208**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the steps necessary to comply with State mandated Senate Bill (SB) 1383 regulations to reduce organic waste disposal by the year 2025.

Recommendations for Council action:

1. REQUEST the City Attorney, with the assistance of the Bureau of Sanitation (BOS), to prepare a mandatory organics waste disposal reduction ordinance that will be in full compliance with the requirements of the State mandated SB 1383 regulations. The Ordinance should include but not be limited to the following key elements:
 - a. Require that all single family residential, multifamily residential and commercial properties must participate in the City's three bin system.
 - b. Require that all single family residential, multifamily residential and commercial properties must place the appropriate material in each bin (no contamination).
 - c. Require that commercial businesses (not multifamily) must provide recycling and organic bins inside their business wherever solid waste bins are provided.
 - d. Require that commercial businesses (not multifamily) to provide recycling and organics outreach and education.
 - e. Require that Tier one (January 2022) and Tier two (January 2024) commercial edible food generators must contract with, or enter into a written agreement with Food Recovery Organizations or Food Recovery Services.
 - f. Require that Tier one (January 2022) and Tier two (January 2024) commercial edible food generators must allow for inspection and keep records.

- g. Require that all food rescue organizations and food recovery services must keep records, report tonnages, as well as reporting tonnage capacity.
 - h. Allow the City to inspect all customer's sites for compliance and review of records enforcement.
 - i. Establish that violation of any provision of this ordinance shall constitute grounds for issuance of a Notice of Violation and/or taking Enforcement Action.
 - j. Establish a list of violations.
 - k. Set penalties for noncompliance (effective January 2024).
 - l. Requirement for the City to procure organics.
 - m. Requirement for the City to purchase paper products with a minimum 30 percent postconsumer recycled content.
 - n. Establish the option for developing a waiver program.
 - o. Require all businesses that self-haul or back-haul organics to obtain an Assembly Bill 939 Compliance Permit and maintain records.
2. INSTRUCT the BOS, City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) to report on potential options to mitigate the financial impact of the organics waste disposal regulations on small businesses.
 3. INSTRUCT the CLA, with the assistance from the BOS and the City Attorney, to report back with an amendment to the Ordinance to change the requirement for the City to purchase paper products from a 30 percent minimum to 100 percent postconsumer recycled

content.

Fiscal Impact Statement: None submitted by the BOS. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(15) **22-0528**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to Governor Newsom's Executive Order N-7-22 about the Statewide drought, water shortage, voluntary/mandatory conservation, and related matters.

Recommendation for Council action:

NOTE and FILE the September 30, 2022 Los Angeles Department of Water and Power report with information from the Bureau of Sanitation and Metropolitan Water District of Southern California relative to Governor Newsom's Executive Order N-7-22 about the Statewide drought, water shortage, voluntary/mandatory conservation, and related matters.

Fiscal Impact Statement: Not applicable

Community Impact Statement: None submitted

Adopted Item

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

(16) **19-1414**

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to a transition plan for ongoing enforcement of existing agreements with oil and gas operators, in order to effectively protect human health and the environment.

Recommendation for Council action:

NOTE and FILE the September 28, 2022 Board of Public Works report relative to a transition plan for ongoing enforcement of existing agreements with oil and gas operators, in order to effectively protect human health and the environment.

Fiscal Impact Statement: Not applicable

Community Impact Statement: None submitted

Adopted Item

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

(17) **17-0149-S2**
CD 5

ENERGY, CLIMATE CHANGE, ENVIRONMENTAL JUSTICE, AND RIVER COMMITTEE REPORT relative to the third party inspection of Rancho Park Drill Site, the status and results of the ongoing air monitoring, and ongoing efforts to remove the Mercaptan equipment.

Recommendation for Council action:

NOTE and FILE the September 28, 2022 Board of Public Works report relative to the third party inspection of Rancho Park Drill Site, the status and results of the ongoing air monitoring, and ongoing efforts to remove the Mercaptan equipment.

Fiscal Impact Statement: Not applicable

Community Impact Statement: None submitted

Adopted Item

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

(18) **22-0158**

HOMELESSNESS AND POVERTY and PLANNING AND LAND USE

MANAGEMENT COMMITTEES REPORT relative to amending the Los Angeles Municipal Code (LAMC) to allow “shelters for the homeless” and other forms of interim housing to be established and operated on properties located outside of certain zoning designations during a declared shelter crisis; and streamlining the administrative process to allow existing and new/temporary shelters to extend their operation or be made permanent; and related matters.

Recommendations for Council action, pursuant to Motion (Bonin - Raman - Harris-Dawson - Blumenfield):

1. INSTRUCT the Department of City Planning (DCP), with assistance from other relevant Departments, to report in 45 days with options to amend Sections 12.03, 12.80, and 12.81 of the Los Angeles Municipal Code (LAMC) to allow “shelters for the homeless” and other forms of interim housing to be established and operated on properties located outside of R3, RAS3, R4, RAS4, R5, C2, C4, C5, CM, M1, M2, and M3 zones during a declared shelter crisis.
2. INSTRUCT the DCP, with assistance from other relevant Departments, to report back in 45 days with options to amend Section 14.00 of the LAMC to streamline the administrative approval of “shelters for the homeless” as a public benefit project. The report shall consider expanding where shelters can operate as a matter of right, allowing for a broader array of innovative interim housing solutions by reducing or eliminating certain objective zoning requirements, revising existing performance standards to reflect current best practices, and explore additional strategies to facilitate the provision of interim housing.
3. INSTRUCT the DCP, with assistance from the City Attorney, to report in 45 days with options that identify a streamlined processes to allow existing and new emergency/temporary shelters to extend their operation or be made permanent in order to provide greater certainty on potential future operation under the LAMC.

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

Against:

Mar Vista Community Council
Venice Neighborhood Council
Westside Neighborhood Council
West Los Angeles Neighborhood Council
Chatsworth Neighborhood Council
Sunland-Tujunga Neighborhood Council
Arleta Neighborhood Council
Studio City Neighborhood Council
Greater Wilshire Neighborhood Council

For:

Reseda Neighborhood Council
Echo Park Neighborhood Council
Historic Highland Park Neighborhood Council
North Westwood Neighborhood Council
Downtown Neighborhood Council
NoHo Neighborhood Council
Westwood Neighborhood Council
East Hollywood Neighborhood Council

Neutral:

Del Rey Neighborhood Council
Bel-Air – Beverly Crest Neighborhood Council

Against Unless Amended

Greater Toluca Lake Neighborhood Council
Mar Vista Community Council

Adopted Item

Ayes: Blumenfield, Bonin, Harris-Dawson, Hutt, Koretz, Krekorian, O'Farrell, Price Jr., Raman, Rodriguez (10); Nays: Buscaino, Lee (2); Absent: Cedillo, de León (2)

(19) **22-1189**

CONSIDERATION OF RESOLUTION (KREKORIAN – BONIN – O'FARRELL – PRICE – RAMAN – KORETZ) relative to censuring Councilmembers Nury Martinez, Kevin De Leon and Gil Cedillo be for their conduct and statements during a meeting of October 2021, and the Council joins the community in demanding their immediate resignation from the Council.

(Ad Hoc Censure Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public

comment will be provided.)

(Click on www.lacouncilfile.com for background documents.)

Community Impact Statement: Yes

For:

Zapata - King Neighborhood Council
Glassell Park Neighborhood Council
Historic Highland Park Neighborhood Council
Pico Neighborhood Council
East Hollywood Neighborhood Council
Silver Lake Neighborhood Council
NoHo Neighborhood Council
Echo Park Neighborhood Council
Reseda Neighborhood Council
Elysian Valley Riverside Neighborhood Council
Sherman Oaks Neighborhood Council
Hermon Neighborhood Council
United Neighborhoods Neighborhood Council
Westwood Neighborhood Council
Greater Wilshire Neighborhood Council
Harbor Gateway North Neighborhood Council
Los Feliz Neighborhood Council

For, if amended:

Boyle Heights Neighborhood Council

Adopted to Suspend Council Rule 88

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(20) **22-1195**

CONSIDERATION OF MOTION (BLUMENFIELD – RODRIGUEZ – PRICE – O'FARRELL) relative to censuring, pursuant to Charter 209, Councilmembers Cedillo, De Leon and Martinez for their racially insensitive and divisive statements, which constitute a gross failure to conform with and meet the highest standards of personal and professional

conduct, even if their actions do not constitute a ground for removal from office under the Charter.

(Ad Hoc Censure Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on www.lacouncilfile.com for background documents.)

Community Impact Statement: Yes

For:

Harbor City Neighborhood Council
Zapata – King Neighborhood Council
Greater Cypress Park Neighborhood Council
East Hollywood Neighborhood Council
Silver Lake Neighborhood Council
Echo Park Neighborhood Council
NoHo Neighborhood Council
Reseda Neighborhood Council
Sherman Oaks Neighborhood Council
Los Feliz Neighborhood Council

Adopted to Suspend Council Rule 88

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Item

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

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

(21) **22-4118-S11**
CD 10

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. Leimert Park at Vernon and Crenshaw - Park
 - b. Rancho Cienega Park, 5001 Obama Boulevard - Park
 - c. Westside Neighborhood Park, 3085 Clyde Avenue - Park
 - d. Reynier Park, 2803 Reynier Avenue- Park
 - e. Seoul International Park, 3250 San Marino Street - Park
 - f. LaFayette Park, 2800 Wilshire Boulevard - Park
 - g. Leslie N Shaw Park, 2223 West Jefferson Boulevard - Park
 - h. Genesee Avenue Park, 2330 South Fairfax Ave - Park
 - i. Jim Gilliam Park, 4000 South La Brea Avenue - Park
 - j. Vineyard Recreation Center, 2942 Vineyard Avenue - Park
 - k. Baldwin Hills Recreation Center, 5401 Highlight Place - Park

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

Adopted Item

Ayes: Blumenfield, Buscaino, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Rodriguez (9); Nays: Bonin, Harris-Dawson, Raman (3); Absent: Cedillo, de León (2)

(22) **22-1200-S58**

COMMUNICATIONS FROM THE MAYOR and CITY ETHICS COMMISSION relative to the appointment of Mr. Douglas Tohom to the Board of Transportation Commissioners for the term ending June 30, 2027.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Douglas Tohom to the Board of Transportation Commissioners for the term ending June 30, 2027, is APPROVED and CONFIRMED. Mr. Tohom resides in Council District 13. (Current composition: F=3; M=3; Vacant=1)

Financial Disclosure Statement: Filed

Background Check: Completed

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter.)

Adopted Item

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

(23) **22-0002-S105
CD 13**

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (O'FARRELL – DE LEON – KREKORIAN – MARTINEZ) relative to establishing the City's position in its 2021-2022 State Legislative Program, its position on State acquisition or lease, to make the former St. Vincent's Hospital provide urgent care, and beds to persons experiencing homelessness.

Recommendation for Council action, pursuant to Resolution (O'Farrell - De Leon – Krekorian - 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 administrative action to study and then fund State acquisition or lease, including necessary improvements, to make the former St. Vincent's Hospital in Los Angeles open and available in order to provide urgently needed care and beds to persons experiencing homelessness who require a higher level of care.

Community Impact Statement: None submitted

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

Called Item to Question Whether to Substitute

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

O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

Adopted Substitute Motion (O'Farrell – Price) - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(24) **22-1239**
CD 5

MOTION (KORETZ - BLUMENFIELD) relative to funding for a traffic count on Beverly Glen and Speed Feedback Signs on Benedict Canyon in Council District Five.

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

1. TRANSFER and APPROPRIATE \$3,998 from the General City Purposes Fund No. 100/56, Account No. 00705 (CD-5 Community Services) to the Neighborhood Traffic Management Fund No. 47H/94, Account No. 94A203, for a traffic count on Beverly Glen and Speed Feedback Signs on Benedict Canyon in Council District Five.
2. AUTHORIZE the Los Angeles Department of Transportation to make any technical corrections or clarifications as necessary to the above fund transfer instructions in order to effectuate the intent of this Motion.

Adopted Item

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

(25) **22-1240**
CD 5

MOTION (KORETZ - BLUMENFIELD) relative to funding for services by Pacific Graffiti Solutions in Council District Five.

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

1. TRANSFER and APPROPRIATE \$25,000 from the Council

Community Projects line item in the General City Purposes Fund No. 100/56 and designated for 'Pacific Graffiti Solutions', to the Public Works Fund No. 100/74, Account No. 003040 (Contractual Services) to be used for services in Council District Five.

2. INSTRUCT and AUTHORIZE the Board of Public Works, Office of Community Beautification to prepare, process and execute the necessary document(s) or agreement(s) with Pacific Graffiti Solutions, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form, if needed.
3. AUTHORIZE the City Clerk to make any corrections, clarifications or revisions to the above fund transfer instructions, including any new instructions, in order to effectuate the intent of this Motion.

Adopted Item

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

(26) **20-0841-S23**
CD 14

COMMUNICATION FROM THE MUNICIPAL FACILITIES COMMITTEE (MFC) relative to a lease between the Department of General Services (GSD) and Bureau of Sanitation (BOS) for the development of a Tiny Home Village (THV), at the BOS yard located at 850 North Mission Road in Council District 14 (CD 14), and the relocation of bins and operations currently located at the 850 North Mission Road site to a BOS yard located at 2212 Jesse Street in CD 14; and related matters.

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

1. APPROVE Recommendation Nos. 1, 2, 4, 5 and 8, contained in the City Administrative Officer (CAO) report dated August 23, 2022, attached to the MFC report dated September 19, 2022 in the Council file, as follows:
 - a. Approve the use of approximately 33,770 square feet of the northern portion of the BOS yard located at 850 North Mission

Road, from its current use for yard operations (odor control unit and storage bins), to provide space for the development of a THV to provide shelter and services to people experiencing homelessness for up to five years.

- b. Approve the use of approximately 34,882 square feet of the BOS yard located at 2212 Jesse Street (Mission and Jesse), to relocate the current bins and operations at 850 North Mission Road.
- c. Approve the execution of a lease of up to five years between the BOS and the GSD for 850 North Mission Road in CD 14, to be funded by the Homelessness Efforts - County Funding Agreement Fund, for an estimated annual cost of \$194,400, with the final annual costs and terms of the lease to be finalized based on a Class A appraisal, and subject to Council approval.
- d. Approve up to \$194,400 from Homelessness Efforts - County Funding Agreement Fund No. 63Q/10, Account No. 10T618 to Fund No. 63Q/10, in a new account entitled "CD 14 - 850 Mission THV Leasing" for the leasing costs of the interim housing site located at 850 North Mission Road, with 144 beds in CD 14, through June 30, 2023.
- e. Authorize the CAO to make technical corrections, as necessary, to the transactions authorized through said CAO report, as required to implement the intent of those transactions.

- 2. DIRECT City staff to provide a subsequent report relative to the Recommendations in said CAO report that were not approved.

Fiscal Impact Statement: The CAO reports that there is no anticipated General Fund impact to address the annual leasing costs associated with the Mission and Jesse site, currently estimated at \$188,363 annually, with the final leasing costs to be based on a Class A appraisal. Leasing costs for the Mission and Jesse site will be paid through the Additional

Homeless Services - General City Purpose (AHS-GCP) fund. However, there may be a General Fund impact for Fiscal Year 2023-24 if AHS-GCP funds are not approved through the budget process. The Municipal Improvement Corporation of Los Angeles (MICLA) impact for the improvements on the Mission and Jesse site are noted above. There is no additional General Fund impact associated with the annual lease payment for 850 North Mission Road, currently estimated at \$194,400, as these costs will be funded using the Homeless funds provided through the County under the Roadmap agreement. It is anticipated that County Homeless funds will continue to fund this lease in Fiscal Year 2023-24. Attachment 1 of the CAO report dated August 23, 2022, attached to the MFC report dated September 19, 2022, provides a comprehensive breakdown of the funding sources that will be utilized for the capital and leasing costs of both 850 North Mission Road and the Mission and Jesse site.

Debt Impact Statement: The CAO reports that the issuance of MICLA debt is a General Fund obligation. The issuance of MICLA for the capital improvements to the Mission and Jesse Sanitation Yard would cause the City to borrow \$3,000,000 at an approximate 5.5 percent interest rate over 20 years. The total estimated debt service for this project is \$5,020,000, including interest of approximately \$2,020,000. During the life of the bonds, the estimated average annual debt service is \$251,000 over 20 years. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. The CAO cannot fully predict what interest rates will be in the future. In accordance with the City's Debt Management Policy, the City has an established debt ceiling to guide in evaluating the affordability for future debt. The debt ceiling for non-voted direct debt as a percentage of General Fund revenues is 6.0 percent. The 2022-23 Adopted Budget non voter-approved debt ratio is 2.97 percent. The issuance of debt for this project will not cause the City to exceed the six percent non voter-approved debt limit.

Community Impact Statement: Yes

Against: Harbor Gateway North Neighborhood Council

(Homelessness and Poverty Committee waived consideration of the above matter)

Adopted Item

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

(27) **20-1524**

STATUTORY EXEMPTION pursuant to Public Resources Code (PRC) Section 21080(b)(4), PRC Section 21080.27 (AB 1197), and California Environmental Quality Act (CEQA) Guideline Section 15269(c); COMMUNICATIONS FROM THE BUREAU OF ENGINEERING (BOE) and CITY ADMINISTRATIVE OFFICER (CAO), and RESOLUTION relative to the lease extension for continued use of the Crisis and Bridge Housing project located at 1403 North Gardner Street; the Homeless Housing, Assistance and Prevention Grant Program Round 2 (HHAP-2) funding recommendations; and related matters.

A. COMMUNICATION FROM THE BOE:

Recommendation for Council action:

DETERMINE that, consistent with the Notice of Exemption (NOE) already in the Office of the CAO and supported by the City Council's prior actions (Council file No. 17-1288), and Resolution approving the lease and use of the bridge housing, the project is statutorily exempt under PRC Section 21080(b)(4) as specific action necessary to prevent or mitigate an emergency as also reflected in CEQA Guideline Section 15269(c); and under PRC Section 21080.27 (AB 1197) applicable to City of Los Angeles emergency homeless shelters. Please refer to the attached NOE, attached to Council file No 20-1524.

B. REVISED COMMUNICATION FROM THE CAO DATED OCTOBER 14, 2022

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

APPROVE the Recommendations contained in the revised CAO report dated October 14, 2022, attached to Council file No. 20-1524.

C. COMMUNICATION FROM THE CAO DATED OCTOBER 7, 2022

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

APPROVE the Recommendations contained in the CAO report dated October 7, 2022, attached to Council file No. 20-1524.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund at this time. The City has received \$55,575,000 from the State through HHAP-2 to support the recommendations in this report.

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

Community Impact Statement: None submitted

(Homelessness and Poverty Committee waived consideration of the above matter)

Adopted Motion (Raman – Bonin) - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(28) **20-0841-S26**

STATUTORY EXEMPTION pursuant to Public Resources Code (PRC) Section 21080(b)(4) and California Environmental Quality Act (CEQA) Guideline Section 15269(c); COMMUNICATIONS FROM THE BUREAU OF ENGINEERING (BOE) and CITY ADMINISTRATIVE OFFICER (CAO) relative to funding for the Safe Parking project located at 5455 W 111th Street, and the 13th Report regarding COVID-19 Homelessness Roadmap funding recommendations; and related matters.

A. COMMUNICATION FROM THE BOE

Recommendation for Council action:

DETERMINE the Safe Parking project at 5455 West 111th Street, which allows for the funding for the use of property, subject to the Board of Airport Commissioners approval, as a temporary intervention, is statutorily exempt from CEQA under PRC Section

21080(b)(4), as a specific action necessary to prevent or mitigate an emergency as also reflected in CEQA Guideline Section 15269(c). Please refer to the attached NOE, attached to Council file No. 20-0841-S26.

B. COMMUNICATION FROM THE CAO DATED OCTOBER 14, 2022

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

APPROVE the Recommendations contained in the REVISED CAO report dated October 14, 2022, attached to Council file No. 20-0841-S26.

C. COMMUNICATION FROM THE CAO DATED OCTOBER 7, 2022

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

APPROVE the Recommendations contained in the CAO report dated October 7, 2022, attached to Council file No. 20-0841-S26.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund as a result of the recommendations in the CAO reports at this time. The recommendations in the CAO reports will be funded with the City's General Fund approved for homelessness interventions Additional Homeless Services - General City Purposes as well as: Homeless Housing, Assistance and Prevention Grant Program Round 2; Emergency Solutions Grant - CARES Act and the County service funding commitment from Fiscal Year 2021-22 and Fiscal Year 2022-23.

Financial Policies Statement: The CAO reports that the recommendations in the CAO reports comply with the City's Financial Policies in that budgeted funds are being used to fund recommended actions.

Community Impact Statement: None submitted

(Homelessness and Poverty Committee and Ad Hoc Committee on COVID-19 Recovery and Neighborhood Investment waived

consideration of the above matter)

Adopted Motion (Raman – Bonin) as Amended by Motion (Raman – Bonin) - SEE ATTACHED

Ayes: Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Nays: (0); Absent: Cedillo, de León (2)

(29) **20-0841-S25**
CD 1

COMMUNICATION FROM THE MUNICIPAL FACILITIES COMMITTEE (MFC) relative to negotiating and executing a lease agreement with Weingart Center for the operation of a Bridge Housing site on a City-owned lot of approximately 21,470 square feet, located at 1533-1535 North Schrader Boulevard in Council District 13.

Recommendation for Council action:

AUTHORIZE the General Manager, General Services Department, or designee, to negotiate and execute a lease agreement with Weingart Center for the “A Bridge Home” site located at 1533-1535 North Schrader Boulevard, Los Angeles, CA 90017, to operate an interim housing site under the terms and conditions substantially outlined in the MFC report dated October 6, 2022, attached to Council file No. 20-0841-S25.

Fiscal Impact Statement: The MFC reports that there is no anticipated General Fund impact as this a zero cost lease. On June 7, 2022, Council approved 2022-23 annual operational costs of \$1,576,800 (Council file No. 20-0841-S25). Additional funding was authorized in the amount of \$20,529 from the Additional Homeless Services – General City Purposes Fund (AHS-GCP) for maintenance. AHS-GCP funds are available to be allocated for maintenance that will be required in the future.

Community Impact Statement: None submitted

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

Adopted Item

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

Items Called Special

Motions for Posting and Referral

Council Members' Requests for Excuse from Attendance at Council Meetings

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

Blumenfield, Bonin, Buscaino, Harris-Dawson, Hutt, Koretz, Krekorian, Lee, O'Farrell, Price Jr., Raman, Rodriguez (12); Absent: Cedillo, de León (2)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed Agreement between the Los Angeles Fire Department (LAFD) and Motorola Solutions, Inc., to upgrade the LAFD's voice radio system.

Recommendation for Council action:

AUTHORIZE the Fire Chief, or designee, LAFD, to:

1. Execute an Agreement between the LAFD and Motorola Solutions, Inc., for the upgrade of the Department's voice radio system, for a term of three years, with an amount not to exceed \$17,953,555.68
2. Execute up to five one-year extensions for a total amount not to exceed \$11,246,822, subject to available funding and the contractor's providing satisfactory services under the Agreement.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that the approval of the recommendation stated in this report will authorize LAFD to enter into an Agreement with Motorola Solutions, Inc. to upgrade the Department's voice radio system. Of the total project cost of approximately \$17.9 million, \$10.4 million in Municipal Improvement Corporation of Los Angeles (MICLA) funding has been previously approved for eligible capital costs. The remaining \$7.5 million required for completion of the project will be requested through the 2023-24 budget process. Funding from the General Fund may be required for any ineligible costs. Funding for the five one-year extensions for maintenance services (\$11.2 million total) will be requested by the LAFD in subsequent years. Approval of the Agreement extensions is subject to available funding.

Financial Policies Statement: The CAO reports that the action in this report is consistent with the City's Financial Policies in that the proposed services will be funded within budgeted funds.

Debt Impact Statement: The CAO reports that the issuance of Municipal Improvement Corporation of Los Angeles (MICLA) debt is a General Fund obligation. The issuance of MICLA for the LAFD Voice Radio System Upgrade project would cause the City to borrow \$10,400,000 at an approximate 5.5 percent interest rate over 10 years. The total estimated debt service for this project is \$13,800,000, including interest of approximately \$3,400,000. During the life of the bonds, the estimated average annual debt service is \$1,380,000 over 10 years. Actual interest rates may differ as rates are dependent on market conditions at the time of issuance. We cannot fully predict what interest rates will be in the future. In accordance with the City's Debt Management Policy, the City has an established debt ceiling to guide in evaluating the affordability for future debt. The debt ceiling for non-voted direct debt as a percentage of General Fund revenues is 6.0 percent. The 2022-23 Adopted Budget non voter-approved debt ratio is 2.97 percent. The issuance of debt for this project will not cause the City to exceed the six percent non voter-approved debt limit.

Community Impact Statement: None submitted

SUMMARY

At its meeting held on October 24, 2022, the Budget and Finance Committee considered a report from the CAO relative to a proposed Agreement between the Los Angeles Fire Department (LAFD) and Motorola Solutions, Inc., to upgrade the LAFD's voice radio system.to prioritize equity within the City's capital and technology improvement expenditure program.

Representatives from the department provided an overview of the report and answered questions from the Committee members. After an opportunity for public comment was held, the Committee moved to approve the CAO recommendation, as detailed above. This matter is now forwarded to the Council for its consideration.

Respectfully Submitted,

BUDGET AND FINANCE COMMITTEE

<u>MEMBER</u>	<u>VOTE</u>
KREKORIAN	YES
BLUMENFIELD	YES
RODRIGUEZ	ABSENT
PRICE	YES

AS 10/24/22
COUNCIL FILE NO. 22-1017

-NOT OFFICIAL UNTIL COUNCIL ACTS-

RESOLUTION

SUBSTITUTE 23

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

WHEREAS, California is in the grips of a housing crisis that has significantly increased the rates of homelessness across the State and especially in the Los Angeles Region, with more than 29,000 unsheltered persons experiencing homelessness in the City alone, and more than 45,000 in Los Angeles County; and

WHEREAS, a recent study by the California Policy Lab reports that approximately 17 percent of the unsheltered population, or more than 7,600 people, have a service record that includes a diagnosis for a psychotic spectrum disorder; and

WHEREAS, interim and permanent housing solutions for unsheltered persons with mental health, substance use disorder, and physical disability needs are challenging, particularly with the significant on-going loss of board and care facilities; and

WHEREAS, the City has opened thousands of interim and permanent housing options over the last few years, including Tiny Villages, A Bridge Home sites, and permanent supportive housing, but more is needed, particularly to serve persons who require a higher level of care; and

WHEREAS, as of the 2021 LA County Substance Abuse Prevention and Control Department's Accidental Drug Overdose Deaths report quantified the alarming rise in preventable drug overdose deaths, especially during the pandemic, tied directly to the increased use of methamphetamine and fentanyl; and

WHEREAS, the data collected by the County shows that now is the time to provide more acute services and beds, not less, St. Vincent's Hospital site in Westlake was closed in 2020 and the City and County have made multiple efforts to return the facility to use; and

WHEREAS, every effort should be made to find the means to provide opportunities for persons experiencing homelessness in Los Angeles who require a higher level of care to serve their mental health, substance use disorder, and physical disability needs, especially in the urban core and surrounding neighborhoods, St. Vincent's Hospital represents an amazing opportunity to meet that need;

NOW, THEREFORE BE IT RESOLVED, with concurrence of the Mayor, that the City Council, by the adoption of this Resolution, hereby includes in its 2023-24 State Legislative Program, SUPPORT for legislation or administrative action to study and then fund State acquisition or lease, including necessary improvements, to make the former St. Vincent's Hospital in Los Angeles open and available in order to provide urgently needed care and beds to persons experiencing homelessness who require a higher level of care.

PRESENTED BY: Mitch O'Farrell
MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY: [Signature]

ORIGINAL

PMK
pa

OCT 20 2022

MOTION

I HEREBY MOVE that Council ADOPT the recommendations contained in the revised City Administrative Officer report dated October 14, 2022 and the Bureau of Engineering report dated October 7, 2022, attached to the file.

PRESENTED BY _____
NITHYA RAMAN
Councilmember, 4th District

SECONDED BY _____
MIKE BONIN
Councilmember, 11th District

October 26, 2022

CF 20-1524

MOTION

I HEREBY MOVE that Council ADOPT the recommendations contained in the revised City Administrative Officer report dated October 14, 2022 and the Bureau of Engineering report dated October 7, 2022, attached to the file.

PRESENTED BY _____
NITHYA RAMAN
Councilmember, 4th District

SECONDED BY _____
MIKE BONIN
Councilmember, 11th District

October 26, 2022

CF 20-0841-S26

MOTION

I MOVE that the matter of the City Administrative Officer's Revised Thirteenth COVID-19 Homelessness Roadmap report and funding recommendations, Item No. 28, on today's agenda (C.F. 20-0841-S26) BE AMENDED to:

Amend Recommendations 8, 18 and 32.a. and replace as follows:

8. APPROVE \$2,340,761 from Homeless Efforts - County Funding Agreement Fund No. 63Q/10, Account No. 10T618, Homeless Effort - County Funding Agreement to Fund No. 63Q/43, Account No. 43WC30, 2022-23 Project Homekey Operations for operating costs for the following Project Homekey site, through June 30, 2023:
 - a. \$1,590,761 to Sieroty (Howard Johnson);
 - b. \$250,000 to Pano (Panorama Inn);
 - c. \$500,000 to Travelodge/Normandie;

18. TRANSFER up to \$129,307.40 of previously approved funding contractual services from the Bureau of Engineering Special Services (BOE) Fund No. 682/50, Account No. 50VVIA, Salaries and Mileage for Homeless Roadmap to Fund No. 682/50, Account No. 50VVHF, Feasibility Studies for Homeless Roadmap to reimburse costs of feasibility studies as needed;

32. INSTRUCT the General Manager of LAHD, or their designee, to amend the City's Roadmap contract with LAHSA, C-137223, as follows:
 - a. Reflect the service funding allocations/amendments in this report for:
 - i. Safe Parking - 5455 West 111th Street;
 - ii. THV - 12600 Saticoy Street;
 - iii. Roadmap interventions described in Table 1;
 - iv. Project Homekey Operations for Casa Luna (Titta's Inn), Arleta (Woodman), Sieroty (Howard Johnson), Pano (Panorama Inn), and Travelodge/Normandie;
 - v. Other Interim Beds - 1300--1332 West Slauson Avenue;
 - vi. Project Homekey Rehab for Restoration Apartments (EC Motel) and Devonshire Lodge (Travelodge/Devonshire);
 - vii. 2521-2525 Long Beach Avenue;
 - viii. \$5,051,164 Reduction from 2022-23 Project Homekey Operations

I FURTHER MOVE that the following recommendation be added to the report:

36. RESCIND the approved Recommendation No. 18.a. from the 12th Homelessness Roadmap Report dated August 5, 2022 (C.F. 20-0841-S25);

37. APPROVE up to \$330,604.41 from AHS-GCP Fund No. 100/56, Account No. 000931 to the BOE Special Services Fund No. 682/50, Account No. 50VVIA, Salaries and Mileage for Homeless Roadmap to reimburse fringe benefits costs

PMK

OCT 26 2022

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

I MOVE that \$400 be transferred' appropriated from the Mayor's portion of the Heritage Month Celebration & Special Events line item in the General City Purposes Fund No.100-56 to the General Services Fund 100-40, Account No.1070 (Salaries As Needed), for services in connection with the Mayor's special recognition on October 28, 2022 for the 100-year celebration of the regional landmark the Rose Bowl, including the illumination of City Hall.

PRESENTED BY *JSL*
JOHN S. LEE
Councilmember, 12th District

SECONDED BY *Paul Thet*

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OCT 26 2022

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

#52

The Bureau of Street Services is designing, planning, and implementing median street improvement services in the Century City Neighborhood of Council District 5.

This effort is of special benefit to the residents of the City and to Council District Five and deserves financial assistance from the City.

Sufficient funds are available in the Board of Public Works Century City Fund No. 47M, Dept. 50 for this purpose.

I THEREFORE MOVE that \$344,214 be appropriated from the Century City Fund No. 47M, Dept. 50, from the Cash Balance (B/S) Account No. 1010 and/or Revenue Source Account No. 4903 (interest earned) to the Bureau of Street Services Fund No. 47M, Dept. 50, Appropriation Account No. 50W186;

I FURTHER MOVE that \$5,786 be transferred/appropriated from the Century City Fund No. 47M, Dept. 50, Appropriation Account No. 50V031 (Constellation Place Neighborhood) to the Bureau of Street Services Fund No. 47M, Dept. 50, Appropriation Account No. 50W186;

I FURTHER MOVE that the Bureau of Street Services be authorized to transfer and increase the above funds from the Century City Fund No. 47M, Dept. 50, Appropriation Account No. 50W186 to the Bureau of Street Services Fund No. 100, Dept. 86 as follows: \$300,000 to Account No. 001090 (Salaries Overtime) and \$50,000 to Account No. 006020 (Operating Supplies), to provide design, plan, and implement median street improvement services in Council District 5 Century City Neighborhood; and

I FURTHER MOVE that the Executive Officer of the Board of Public Works be authorized to make any necessary technical corrections to the above fund transfer instructions in order to effectuate the intent of this Motion.

PRESENTED BY:



Paul Koretz
Councilmember, 5th District

SECONDED BY:



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OCT 26 2002

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

#53

MOTION

The City Charter provides that "an office becomes vacant when:" (d) the incumbent has been absent from the City without the consent of the Council for more than 60 consecutive days." and / or (e) "has ceased to discharge the duties of the office for 90 consecutive days."

The Council needs further clarification on these two provisions in order to be able to make informed decisions.

I THEREFORE MOVE that the City Attorney be requested to report to Council within one week and in closed session, as appropriate, on the meaning and associated interpretations of the vacancy in office provisions of Section 207 of the Charter, and specifically on the 60 and 90 day provisions in subsections (d) and (e), as quoted above.

PRESENTED BY:



PAUL KREKORIAN
Councilman, 2nd District

SECONDED BY:



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MOTION

The CAO's Office of Economic Analysis was established with the purpose of incorporating economic impact analysis into the City's legislative decision-making process. The original action stated "As the City of Los Angeles develops policies to achieve these economic goals, it is increasingly important to understand the impact of new legislation on business attraction and retention, job creation, tax and fee revenues to the city as well as the overall economic climate."

According to the Bureau of Labor Statistics, the Leisure and Hotel Industry accounts for 724,000 jobs in the Los Angeles metro area, making it one of the largest employers in the region. Pre-COVID, hotels in the City of Los Angeles directly contributed more than \$200 million in Transient Occupancy Taxes (TOT) collected. Ancillary industries to tourism also account for many jobs in the region.

The Council has placed a citizen-sponsored initiative onto the March 2024 ballot entitled "Land Use and Replacement Housing Requirements for Hotel Developers; Program to Utilize Vacant Hotel Rooms for Unhoused Individuals, Police Permit Requirement for Hotels." While many may agree with parts of this initiative, there are potential unintended consequences that can affect hotel workers and visitors to Los Angeles if the voters approve the measure that should be explored. These actions may also have negative impacts on hotel TOT payments to the City, and they may cause visitors to opt to stay in illegal short-term rentals, which continue to have damaging effects on our neighborhoods and availability of housing, or to avoid our hotels and stay in neighboring cities. The Council as well as the voters should have a full explanation of the impacts of this initiative, both positive and negative.

I THEREFORE MOVE that the CAO's Office of Economic Analysis be directed to conduct an economic analysis of the "Land Use" measure that will be on the March 2024 ballot and analyze how it could affect the hotel industry with an emphasis on impacts to the Transient Occupancy Tax, convention business, employment levels, potential to increase illegal short term rental demand in the city, and direct costs to the City; and with the Assistance of the Los Angeles Homeless Services Authority (LAHSA), the Housing Department, and any other appropriate departments, such as the Housing Authority, to also report on how the City could implement the various requirements of the measure, the funding available to meet those requirements, the new staffing necessary to run the various programs, the impacts to the Police Review Board, and the effectiveness of a single-night voucher program that does not provide wrap around services, and how any negative impacts can be mitigated.

PRESENTED BY:



MONICA RODRIGUEZ
Councilwoman, 7th District

SECONDED BY:



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MOTION

PUBLIC WORKS

I MOVE that the intersection of W 3rd Street and S Mesa Street in San Pedro be designated "NAACP Square", and that the Department of Transportation be directed to erect permanent ceremonial sign(s) to this effect at this location.

PRESENTED BY Joe Buscaino
JOE BUSCAINO
Councilmember, 15th District

SECONDED BY [Signature]

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OCT 26 2022

MOTION

In 1990, the City's voters created the Public Matching Funds Program in order to help reduce the power of moneyed special interests in elections by ensuring that qualified candidates for an elected City office will receive enough funding for their campaigns through public financing. To receive funding, candidates must agree to participate in the program, meet the program's qualification requirements, and adhere to spending limit guidelines. If candidates are eligible, they may receive public dollars as a match to qualifying campaign contributions from individuals. Currently, qualified contributions are matched at a 6:1 rate, whereby the City will pay candidates \$6 in public funds for every matchable dollar of qualified contribution that is received.

Since 2011, it is estimated that outside interests have spent over \$54 million on Los Angeles Unified School District (LAUSD) Board of Education races through independent expenditure groups, which are not subject to contribution limits. Individuals, on the other hand, can only donate up to \$1,300 to a LAUSD Board of Education candidate's campaign. Due to this, candidates often seek endorsements from these interest groups to help fund their campaigns, which limits the amount of time they can spend making their voices heard within their communities.

Per the City Charter, the City is responsible for administering municipal elections for the LAUSD Board of Education. Candidates for the LAUSD Board of Education are required to adhere to the City's election guidelines related to fundraising, campaign finance and spending, ethics, as well as other general election provisions. However, although candidates for the LAUSD Board of Education are required to adhere to these provisions, they are currently not allowed to participate in the City's Public Matching Funds Program. In order to help empower non-traditional candidates and decrease reliance on excessive fundraising, the City should allow candidates for the LAUSD Board of Education to participate in the Public Matching Funds Program. Including LAUSD Board of Education candidates in the Public Matching Funds Program would not only incentivize candidates to engage directly with their community, but also help increase the value of smaller individual contributions.

I THEREFORE MOVE that the Council request the Ethics Commission, with the assistance of the Chief Legislative Analyst and the City Attorney, to report on the feasibility of allowing candidates for the LAUSD Board of Education to participate in the Public Matching Funds Program, including an analysis on the impacts to the Public Matching Campaign Funds Trust Fund and the steps necessary to place a ballot measure that would expand the eligibility of the Public Matching Funds Program to LAUSD Board of Education candidates for a ballot in 2024.

PRESENTED BY: 
MITCH O'FARRELL
Councilmember, 13th District

SECONDED BY: 
 

OCT 26 2022

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MOTION

Pursuant to Section 209 of the Charter, the City Council introduced a resolution to censure Councilmembers Cedillo, De Leon, and Martinez on October 11, 2022 for their conduct during a secretly recorded meeting in October 2021. During the October 2021 meeting, the above Councilmembers and then Los Angeles County Federation of Labor President Ron Herrera made racist and homophobic remarks about colleagues and constituents, as well as discussed manipulating Council District boundaries to weaken the strength of Black voters, renters, and other communities. Nury Martinez has since resigned as the Councilmember of Council District 6, but despite widespread calls for their resignations, Councilmembers Cedillo and De Leon have chosen to remain in their positions.

Today, an Ad Hoc Committee considered the Council's censure resolution. The Ad Hoc Committee has moved forward with censuring these members, and taken the time to devise what tools are at the Council's disposal as it relates to reaffirming and strengthening the impact of censures moving forward. The censured Councilmembers' conduct severely undermined confidence in our City's leadership and redistricting process, among other issues. For this reason, it is imperative that the City takes the necessary steps to use the full extent of its power under its censure procedures and any other relevant rules to prevent this and other types of abuse of power in the future. To this end, and pursuant to Council Rule 77, the Council should explore amending the Rules of the City Council to establish consequences associated with censures.

I THEREFORE MOVE that the Council request the Chief Legislative Analyst and the City Attorney report with recommendations that amend the Rules of the City Council to include a list of potential consequences that can be imposed upon a censured Councilmember, including but not limited to, the following:

- Limiting a censured Councilmember's ability to use discretionary funds and authorize contracts;
- Restricting a censured Councilmember's participation in Council Committees until the end of their term, or until the Council overturns their censure; and
- Limiting a censured Councilmember's ability to introduce certain types of Motions.

I FURTHER MOVE that the Council request that the City Attorney report with recommendations that amend the City Charter as it relates to censure.

I FURTHER MOVE that the Council request the Chief Legislative Analyst, with the assistance of the City Attorney, provide an opinion on whether the Council has the authority to implement any proposed consequences upon a censured Councilmember until the end of their term, or for a duration of time until the censure is overturned.

I FURTHER MOVE that the Council request the Chief Legislative Analyst and the City Attorney report on the steps necessary to effectuate changes to the Rules of the City Council as it relates to Censure.

OCT 26 2022

PMK

PRESENTED BY: 
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

PRESENTED BY: 
PAUL KREKORIAN
Councilmember, 2nd District

SECONDED BY: 
MIKE BONIN
Councilmember, 11th District

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associated with the construction costs of previously approved interim housing sites:

- a. TRANSFER up to \$330,604.41 from the BOE Special Services Fund No. 682/50, Account No. 50VVIA, Salaries and Mileage for Homeless Roadmap to reimburse fringe benefits costs associated with the construction costs of previously approved interim housing sites as needed;
- b. Authorize the Controller to appropriate up to \$330,604.41 from BOE Special Services Fund No. 682/50, Account No. 50VVIA Salaries and Mileage to BOE Fund No. 100/78, RSRC 536101 as needed to reimburse Homeless Roadmap costs for Roadmap technical support services as needed.

PRESENTED BY: Nithya Raman

SECONDED BY: MS

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OCT 26 2022