

Los Angeles City Council, Journal/Council Proceeding

Wednesday, January 11, 2023

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - PUBLIC HEARING CLOSED

(1) **21-1268**

PUBLIC SAFETY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Section 103.12 of the Los Angeles Municipal Code (LAMC) to revise the Business Permit Fee Schedule for Police Permits.

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

PRESENT and ADOPT the accompanying ORDINANCE, dated September 29, 2022, relative to amending Section 103.12 of the LAMC to revise the Business Permit Fee Schedule for Police Permits.

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(2) **22-1427
CD 14**

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for traffic easement purposes on 945 West 8th Street - Right of Way No. 36000-10273 (Dedication).

Recommendations for Council action:

1. FIND that the Dedication is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. ACCEPT the petitioner's offer for the Dedication, substantially as shown on the Exhibit Map of the November 9, 2022 City Engineer report, attached to the Council file.
3. AUTHORIZE the Board of Public Works to acquire the Dedication.
4. **INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Bureau of Engineering, Real Estate Division for processing.**

Fiscal Impact Statement: The City Engineer reports that a \$3,416.51 fee for processing this report was paid pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code. No additional City funds are needed.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(3) **22-1428
CD 13**

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street, sidewalk, retaining wall, storm drain and sanitary sewer purposes on 1645 North Bruce Court - Right of Way No. 36000-10135 (Dedication).

Recommendations for Council action:

1. FIND that the Dedication is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. ACCEPT the petitioner's offer for the Dedication, substantially as shown on the Exhibit Map of the November 9, 2022 City Engineer report, attached to the Council file.
3. AUTHORIZE the Board of Public Works to acquire the Dedication.
4. **INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Bureau of Engineering, Real Estate Division for processing.**

Fiscal Impact Statement: The City Engineer reports that a \$3,416.51 fee for processing this report was paid pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code. No additional City funds are needed.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays:

(0); Absent: (0)

(4) **22-1259**
CD 4

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sidewalk purposes on 2743-2745 West Locksley Place - Right of Way No. 36000-10266 (Dedication).

Recommendations for Council action:

1. FIND that the Dedication is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. ACCEPT the petitioner's offer for the Dedication, substantially as shown on the Exhibit Map of the September 29, 2022 City Engineer report, attached to the Council file.
3. AUTHORIZE the Board of Public Works to acquire the Dedication.
4. **INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Bureau of Engineering, Real Estate Division for processing.**

Fiscal Impact Statement: The City Engineer reports that a \$3,416.51 fee for processing this report was paid pursuant to Sections 7.3 and 7.41.1 of the Los Angeles Administrative Code. No additional City funds are needed.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

Items for which Public Hearings Have Been Held

(5) **21-0107**

CONTINUED CONSIDERATION OF ECONOMIC DEVELOPMENT AND JOBS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to establishing protections for freelance workers.

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

PRESENT AND ADOPT the accompanying ORDINANCE, dated October 25, 2022, adding Article 10 to Chapter XVIII of the Los Angeles Municipal Code to establish protections for freelance workers.

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.

(Continued from Council meeting of December 6, 2022)

Continued Item to February 24, 2023

(6) **21-1329**

PERSONNEL, AUDITS, AND ANIMAL WELFARE COMMITTEE REPORT relative to updating the City's policies regarding military leave and compensation to extend the existing provisions to City employees for inactive duty training.

Recommendations for Council action:

1. RECEIVE and FILE the November 10, 2022 City Administrative Officer (CAO) report, inasmuch as this report is for information only and no Council action is required.

2. REQUEST the City Attorney to prepare and present an Ordinance providing two weeks of annual paid leave for inactive duty military training.

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

Community Impact Statement: None submitted.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(7) **21-0874-S3**

BUDGET AND FINANCE COMMITTEE REPORT relative to the COVID-19 Emergency Response Account – General City Purposes Fund Status Reports covering September 2022.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer reports dated September 21, 2022 and October 5, 2022, attached to the Council file, relative to the COVID-19 Emergency Response Account – General City Purposes Fund Status Report for the weeks covering September 1, 2022 through September 30, 2022.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(8) **21-0874-S4**

BUDGET AND FINANCE COMMITTEE REPORT relative to the COVID-19 Emergency Response Account – General City Purposes Fund Status Reports covering October 1-31, 2022 and November 1-15, 2022.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer reports dated October 18, 2022, November 8, 2022, and November 17, 2022, attached to the Council file, relative to the COVID-19 Emergency Response Account – General City Purposes Fund Status Report for the weeks covering October 1, 2022 through November 15, 2022.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(9) **22-1254**
CD 5

BUDGET AND FINANCE COMMITTEE report relative to the annual report regarding the Council District 5 Avenue of The Stars Community Amenities Trust Fund No. 56C for Fiscal Year 2021-22.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated October 14, 2022, attached to the Council file, relative to the annual report regarding the Council District 5 Avenue of The Stars Community Amenities Trust Fund No. 56C for Fiscal Year 2021-22.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee,

McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(10) **22-1244**

BUDGET AND FINANCE COMMITTEE REPORT relative to the annual report regarding the Volunteer Trust Fund No. 892 for Fiscal Year 2021-22.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated October 14, 2022, attached to the Council file, relative to the annual report regarding the Volunteer Trust Fund No. 892 for Fiscal Year 2021-22.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(11) **14-0818-S6**

PUBLIC SAFETY COMMITTEE REPORT relative to the Administrative Citation Enforcement (ACE) Program Annual Status Report for Fiscal Year (FY) 2021-22.

Recommendation for Council action:

RECEIVE and FILE the City Attorney report dated November 3, 2022, attached to Council file No. 14-0818-S6, relative to the ACE Program Annual Status Report for FY 2021-22.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(12) **22-1415**

PUBLIC SAFETY COMMITTEE REPORT relative to the Los Angeles Fire Department (LAFD) California Joint Apprenticeship Committee (CAL-JAC) Revolving Training Fund No. 40K Annual Report for Fiscal Year 2021-2022 (FY 21-22).

Recommendation for Council action:

APPROVE the Board of Fire Commissioners (BFC) report dated November 15, 2022, attached to Council file No. 22-1415, relative to the LAFD CAL-JAC Revolving Training Fund No. 40K Annual Report for FY 21-22.

Fiscal Impact Statement: The BFC reports that the fiscal impact of the CAL-JAC reimbursement program directly affects the LAFD budget. The monies in the fund are expended towards the training of the LAFD's Paramedic and Firefighter personnel. They provide the necessary support services to accomplish the training, which may include, but are not limited to classrooms, instructors, fire apparatus, audiovisual equipment, books, and other instructional supplies that are not otherwise covered by the General Fund.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(13) **22-1431**

PUBLIC SAFETY COMMITTEE REPORT relative to the Los Angeles Fire Department (LAFD) Special Training Fund No. 40J Annual Report for Fiscal Year 2021-22 (FY 21-22).

Recommendation for Council action:

APPROVE the Board of Fire Commissioners (BFC) report dated November 15, 2022, attached to Council file No. 22-1431, relative to the Training Fund No. 40J Annual Report for FY 21-22.

Fiscal Impact Statement: The BFC reports that the fiscal impact of the State's annual training reimbursement to the LAFD is critical due to the cost of recurrent training fees that rise significantly each year, in addition to the expansion of LAFD training programs. If the Vocational Education Training funding was interrupted, numerous mandatory certifications and re-certifications could not occur within the LAFD budget and would need to be absorbed by the General Fund. Section 5.148 of the Los Angeles Administrative Code (LAAC) requires that revenue receipts in excess of \$1.5 million be deposited into the General Fund, thus limiting funding to \$1.5 million per year. This section was last revised in March of 2002 despite rising costs and the expansion of training programs. The East Los Angeles College and West Los Angeles College contracts are the vehicles that enable the LAFD to conduct mandatory training at applicable sites by providing LAFD certifications and college credits. A few examples of mandatory training requiring certifications and re-certifications include mandatory state certifications for fire academy recruits and graduates, Urban Search and Rescue (USAR), Swift Water Rescue, fire station level member training, Disaster Preparedness, Hazmat, Arson and Counter-Terrorism, Pilot initial and recurrent certification programs, and training for recently promoted members. Fire Prevention, USAR, and Hazmat must recertify to existing Fire Code updates every alternate year, and all Chief Officers are mandated to certify or re-certify as Strike Team Leaders, Division Group Leaders, and Safety Officers.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(14) **22-1475**

HOMELESSNESS AND POVERTY COMMITTEE REPORT relative to the Local Homelessness Plan and Investment Plan of Los Angeles County submitted to the California Department of Healthcare Services (DHCS);

the Housing and Homeless Incentive Program (HHIP); funding to expand street medicine and mobile health/mental health van programs in the City; and related matters.

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

1. INSTRUCT the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO) to report on:
 - a. The Local Homelessness Plan and Investment Plan of Los Angeles County submitted to the DHCS, and how the City can be an active partner in meeting the priorities set by HHIP.
 - b. Future funding needs to continue and expand street medicine and mobile health/mental health van programs in the City, utilizing HHIP and other funding sources.
2. INSTRUCT the CAO and CLA, with the assistance from the Los Angeles Homeless Services Authority (LAHSA), to report on how much funding can be supplanted from current expenditures on housing navigation and other housing sustaining services with HHIP funding.
3. REQUEST the LAHSA to report on HHIP priorities shared with the Managed Care Plans for the Los Angeles Continuum of Care, along with budget for housing navigation and housing sustaining services for this current and next fiscal year.
4. REQUEST the City Health Commission to report on the health, mental health and behavioral health needs of people experiencing homelessness in the City and how best to align the delivery of these services with the priorities set by HHIP.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(15) **21-1415**

HOMELESSNESS AND POVERTY COMMITTEE REPORT and RESOLUTION relative to the use of naloxone to treat opioid overdose among homeless individuals; naloxone training and distribution for City staff and Los Angeles Homeless Services Authority (LAHSA) staff and contracted service providers; and related matters.

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

1. INSTRUCT the Personnel Department, with the assistance of the LAHSA and the Los Angeles Fire Department (LAFD), to report relative to:
 - a. The steps necessary to train City staff on the use of naloxone for those departments contained in Table 1 of the Chief Legislative Analyst (CLA) report dated October 4, 2022, attached to Council file No. 21-1415.
 - b. The steps necessary to ensure naloxone training is provided to the staff of organizations who encounter homeless individuals while performing duties under contract by the departments contained in Table 1 of the CLA report dated October 4, 2022
2. INSTRUCT the LAFD to report in six months after the leave-behind program is initiated relative to the benefits of providing leave-behind naloxone doses and if more leave-behind doses are needed, should the LAFD be awarded the "Leave Behind Naloxone" grant.
3. ADOPT the accompanying RESOLUTION contained in the CLA report dated October 4, 2022, as Attachment 2, to include sponsorship or support of legislation regarding drug overdose

prevention and treatment.

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

Community Impact Statement: Yes

For:

Downtown Los Angeles Neighborhood Council

Historic Highland Park Neighborhood Council

Adopted Item as Amended by Motion (Hernandez – Soto-Martínez) and Resolution - SEE ATTACHED

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays:(0); Absent: (0)

(16) **12-1269-S7**

AD HOC COMMITTEE ON CITY GOVERNANCE REFORM REPORT relative to recommending various technical updates to the Campaign Finance Ordinances (CFO) that will further improve the clarity of the CFO, and resolve minor language inconsistencies, and related matters.

Recommendations for Council action:

1. APPROVE the City Ethics Commission reports dated December 16, 2020, and June 18, 2021, attached to the Council file.
2. REQUEST the City Attorney to draft an Ordinance with the following additional amendments to the Campaign Finance Ordinance:
 - a. Repeal Los Angeles Municipal Code (LAMC) 49.7.9(e) consistent with the City Ethics Commission resolution, dated June 15, 2022, attached to the Council file.
 - b. Amend LAMC 49.7.37(A)(5) to define a “Restricted developer” to mean any applicant or owner, other than a government agency.

- c. Amend LAMC 49.7.27 regarding the Matching Funds formula to read:
- i. In a primary election, qualified participating candidates will be paid six dollars in matching funds for each dollar of a qualified contribution, up to the following maximum per contributor: one-seventh of the per-person City campaign contribution limit applicable under Section 49.7.3(B)(2)(a) or 49.7.3(B)(2)(b) to the elected City office that the candidate seeks, rounded to the nearest dollar.
 - ii. In a general election, qualified participating candidates will receive a grant of one-fifth of the amount specified in Section 49.7.29(B) within 10 days after the latter of being certified to appear on the general election ballot or qualifying to receive matching funds. The remaining four-fifths will be paid at the rate specified in Subsection A.

Fiscal Impact Statement: None submitted by the City Ethics Commission. 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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

(17) **22-1285**

AD HOC COMMITTEE ON CITY GOVERNANCE REFORM REPORT relative to Motion (Harris-Dawson – Krekorian – Bonin) relative to amending the Rules of the City Council to include a list of potential consequences that can be imposed upon a censured Councilmember, and related matters.

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

1. REQUEST the Chief Legislative Analyst (CLA) and the City Attorney to 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:
 - a. Limiting a censured Councilmember's ability to use discretionary funds and authorize contracts.
 - b. Restricting a censured Councilmember's participation in Council Committees until the end of their term, or until the Council overturns their censure.
 - c. Limiting a censured Councilmember's ability to introduce certain types of Motions.
 - d. Prohibiting censured Councilmembers from sending out mass communication or mailers to residents using City funds similar but not limited to the prohibitions in the Los Angeles Municipal Code Section 49.63.
2. REQUEST the City Attorney to report with recommendations that amend the City Charter as it relates to censure.
3. REQUEST the CLA, with the assistance of the City Attorney, to 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.
4. REQUEST the CLA and the City Attorney to report on the steps necessary to effectuate changes to the Rules of the City Council as it relates to Censure.

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

Community Impact Statement: Yes

For:

Eagle Rock Neighborhood Council
North Westwood Neighborhood Council

For if Amended:

Reseda Neighborhood Council
NoHo Neighborhood Council

Against:

LA-32 Neighborhood Council

Adopted Motion 17A (Hernandez – Soto-Martínez) - SEE ATTACHED

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: de León, Rodriguez (2); Absent: (0)

Adopted Item as Amended by Motion (Hernandez – Soto-Martínez) - SEE ATTACHED

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: de León, Rodriguez (2); Absent: (0)

(18) **22-0932**

CONTINUED CONSIDERATION OF ORDINANCE SECOND CONSIDERATION relative to the agreement pursuant to a competitive sealed proposal method permitting negotiations relating to the design, engineering, procurement, and construction, testing and commissioning of the Scattergood Generating Station (SGS) Units 1 and 2 Green Hydrogen-Ready Modernization Project.

(Energy, Climate Change, Environmental Justice, and River Committee adopted at Council meeting of December 6, 2022; Ordinance Second Consideration continued from the Council meeting of December 13, 2022)

Community Impact Statement: None submitted

Continued Item to February 8, 2023

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

(19) **23-0002-S12**
CD 7

CONSIDERATION OF RESOLUTION relative to establishing the City's position in its 2023-2024 State Legislative Program, on extending the Proposition 84 grant performance period for the West Lakeside Street Park [Council District (CD) 7, Project No. SW-19-045] from June 30, 2022 to June 30, 2024.

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

RESOLVE to include in the City's 2023 - 2024 State Legislative Program, SUPPORT for extending the Proposition 84 grant performance period for the West Lakeside Street Park (CD 7, Project No. SW-19-045) from June 30, 2022 to June 30, 2024.

Community Impact Statement: None submitted

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

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: (0)

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14)

Whereupon the Council did adjourn

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

ADJOURNING MOTIONS

MOVED BY	SECONDED BY	NAME
Blumenfield	All Members	Lucas Juarez
Lee	All Members	Peter Repovich
Rodriguez	All Members	Terry Hall

MOTION

I MOVE that the matter of the Homelessness and Poverty Committee Report and Resolution relative to the use of naloxone to treat opioid overdose among homeless individuals naloxone training and distribution for City staff and Los Angeles Homeless Services Authority staff and contracted service providers and related matters, Item No. 15 on today's Council Agenda (CF 21-1415), BE AMENDED to adopt the attached Resolution for state and federal legislative advocacy in lieu of the Resolution attached to the Report.

PRESENTED BY 
EUNISSES HERNANDEZ
Councilwoman, 1st District

SECONDED BY: 

ORIGINAL

JAN 11 2023
ak

PK

RESOLUTION

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

WHEREAS, the Los Angeles County Department of Public Health, Center for Health Impact Evaluation has released a report regarding "Recent Trends In Mortality Rates and Causes of Death Among People Experiencing Homelessness in Los Angeles County;" and

WHEREAS, the report found that drug overdose has been the leading cause of death among people experiencing homelessness since 2017, and that during the years of 2017 to 2019, homeless individuals were 36 times more likely to die of a drug overdose than the rest of the County population; and

WHEREAS, methamphetamines had the highest percentage of overdose deaths since 2018, and deaths from fentanyl overdose increased from 27 to 45 percent over the last two years; and

WHEREAS, there were 402 drug overdose deaths in the year prior to the pandemic, and 715 drug overdose deaths in the first 12 months of the pandemic, an increase of 313 deaths (78 percent increase); and

WHEREAS, fentanyl overdose deaths among Black and Latino homeless persons more than doubled since 2018; and

WHEREAS, the City should support legislation that would address the urgent need for our systems of care to provide support for homeless persons to prevent premature death from substance use;

NOW, THEREFORE, BE IT RESOLVED with the concurrence of the Mayor, that by the adoption of this Resolution the City of Los Angeles includes in its 2023 - 2024 State and Federal Legislative Programs Sponsorship and/or Support of legislation that would address the following substance use related issues:

- Rapidly securing drug Medi-Cal certification for providers of substance use disorder treatment programs;
- Faster admission to substance use disorder programs through improved bed vacancy data within LA County's Service Bed Availability Tool;
- Increase federal funds for Medi-Cal services;
- Increase distribution of naloxone to homeless persons on the street, in shelter and interim housing, and for those exiting jail and correctional facilities;
- Improve drug overdose education for homeless service providers;
- Ensure substance use disorder outpatient services provided in recovery bridge housing are available throughout the patient's full treatment period;
- Expand syringe exchange programs to reduce overdose deaths, HIV, Hepatitis-C, and other infectious diseases; and
- Improve County contracted substance use disorder provider utilization of LAHSA's Homeless Management Information System to improve case management.

117A

MOTION

I MOVE that the matter of the AD HOC COMMITTEE ON GOVERNANCE REFORM REPORT relative to Motion (Harris-Dawson – Krekorian – Bonin) relative to amending the Rules of the City Council to include a list of potential consequences that can be imposed upon a censured Councilmember, and related matters, Item No. 17 on today's Council Agenda (CF 22-1285), BE AMENDED as follows:

1. REQUEST the Chief Legislative Analyst and the City Attorney to 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, while ensuring there is no negative impact to the constituency in the censured Councilmember's District:

- a. Limiting a censured Councilmember's ability to use discretionary funds and authorize contracts by transferring those responsibilities to a caretaker
- b. Restricting a censured Councilmember's participation in Council Committees until the end of their term, or until the Council overturns their censure
- c. Limiting a censured Councilmember's ability to introduce certain types of Motions.
- d. Prohibiting censured Councilmembers from sending out mass communication or mailers to residents using City funds similar but not limited to the prohibitions in the Los Angeles Municipal Code Section 49.63. Should mass dissemination of information to constituents be required, that communication should be drafted and distributed by a designated caretaker.

2. REQUEST the City Attorney report with recommendations that amend the City Charter as it relates to censure.


3. REQUEST the Chief Legislative Analyst, with the assistance of the City Attorney, to 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.

4. REQUEST the Chief Legislative Analyst and the City Attorney to report on the steps necessary to effectuate changes to the Rules of the City Council as it relates to Censure

PK

JAN 1 1 2022

PRESENTED BY:


EUNISSES HERNANDEZ
Councilmember, 1st District

SECONDED BY:



ORIGINAL

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

MOTION


The General City Purposes (GCP) portion of the 2022-2023 City Budget provides funds for neighborhood service enhancements in each Council District.

Speeding is regularly identified as one of the major traffic concerns in the Northwest San Fernando Valley. A tool that has been effective in addressing speeds on our roadways is the installation of speed feedback signs, which when installed in strategic locations can help to promote motorist awareness of excessive speeds as they travel on major arterials.

There is a great need for speed feedback signs in Council District 12, to be utilized by the Los Angeles Police Department, Valley Traffic Division which will provide enhanced technology that includes real time data and speed analysis.

I THEREFORE MOVE that the Council Transfer / appropriate \$27,928.32 in the Council District 12 portion of the Neighborhood Service Enhancements line item General City Purposes Fund No. 100-56, to the Police Fund No. 100-70, Account No. 7300 (Furniture, Office and Technical Equipment) for new speed feedback signs.

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

PRESENTED BY 
JOHN S. LEE
Councilmember, 12th District

SECONDED BY 

ORIGINAL

JAN 11 2023

PK

The California Welfare and Institutions Code (WIC) Sections 14301.4 and 14164 establishes the Intergovernmental Transfer (IGT) program enabling a public entity, providing health care services to Medi-Cal managed care (HMO) beneficiaries, to transfer funds to the State Department of Health Care Services (DHCS) in support of the Medi-Cal program. These funds are used by the DHCS to obtain increased matching funds from the federal Center for Medicare and Medicaid Services (CMS) to support Medi-Cal health care services provided by participating public agencies. The City received IGT program net revenue for Los Angeles Fire Department (LAFD) transports of approximately \$6 million for FY2014-15, \$6.9 million for FY2015-16, \$7.8 million for FY 16-17, \$7.1 million for FY 18-19, \$7.1 million for FY 19-20 and \$3.2 million for FY 20-21. The program was on hold during FY21-22.

On December 30, 2022, the DHCS notified the LAFD of the **February 17, 2023 deadline** to transfer funds totaling \$3.2 million to participate in the CY 2021 IGT program which is expected to generate net revenue of \$1.8 million to meet last year's budgetary obligations. This revenue is applied toward LAFD emergency medical and ambulance transport services, consistent with IGT program requirements. Below is a breakdown of the IGT transfer amount, administrative fees to the DHCS and Health Care Plans (HCPs) contracted with the State to administer the IGT, and projected net revenue.

IGT Amount (a)	Potential Federal Match (b)	Total a + b	(Administrative Fees to HCPs @ 6% IGT Amount)	Potential Total Payment to the City	(Transfer Total to DHCS: IGT + 20% Admin Fee to DHCS))	Projected Net Revenue
\$2,670,959	\$2,670,959	\$5,341,918	(\$320,515)	\$5,021,403	(\$3,206,711)	\$1,814,692

The proposed IGT transfer to DHCS of approximately \$3.2 million would be loaned from the LAFD Salaries Sworn Account, to be reimbursed following receipt of payment from DHCS through the State contracted Health Care Plans. The reimbursements are expected to occur prior to the close of the fiscal year.

I THEREFORE MOVE that City Council, subject to approval of the Mayor:

1. Authorize the Controller to:
 - (a) Transfer \$3,206,711 from Fund 100/38, Salaries Sworn Account 001012 to Fund 100/38, Contractual Services Account 003040; and,
 - (b) Electronically transfer \$3,206,711 therefrom to the State Department of Health Care Services by no later than February 17, 2023 for Los Angeles Fire Department (LAFD) participation in the FY 2020-21 Medi-Cal Intergovernmental Transfer (IGT) program to access federal Medicaid funds for emergency medical and ambulance transport services.

2. Authorize the Fire Department to:
 - (a) Deposit CY 2021 IGT program receipts into Fund 59F Medi-Cal Intergovernmental Transfer Program Trust Fund, Account to be determined (TBD); and,
 - (b) Transfer \$3,206,711 from Fund 59F, Account TBD, to Fund 100/38, Salaries Sworn Account 001012.

3. Authorize the LAFD, subject to approval of the City Administrative Officer, to prepare Controller instructions for any technical adjustments to comply with the intent of Council actions, and authorize the Controller to implement the instructions.

PRESENTED BY: 
 BOB BLUMENFIELD
 Councilmember, District Three

SECONDED BY: 

PK
 JAN 11 2023

ORIGINAL

MOTION

In November 2022, almost 60% of voters in the City of Los Angeles supported Measure ULA, also known as United to House LA, at the ballot box. Measure ULA is an ordinance establishing, funding, and authorizing programs to increase permanent supportive and affordable housing stock and to provide resources to tenants at risk of homelessness through a 4% tax on sales/transfers of real property exceeding \$5 million and through a 5.5% tax on sales/transfers of real properties of \$10 million or more, with exceptions. It is expected to generate approximately \$600 million to \$1.1 billion annually, the largest source of revenue for these programs to date. Measure ULA is now in effect, and its Homelessness and Housing Solutions Tax will be imposed starting April 1, 2023.

Measure ULA was a community-led initiative for which there was an inclusive grassroots campaign that helped collect more than 98,000 signatures to qualify for the ballot. The language of the measure was drafted by homelessness service providers, affordable housing nonprofits, and renters' rights organizations. Once implemented, the tax created by the measure will: offer crucial direct cash assistance for low-income older adults and people with disabilities on the verge of homelessness; fund direct legal assistance for thousands of people who are at risk of eviction; supplement acquisition, preservation, production, rehabilitation, lease, or operation activities to stabilize low-income people in existing housing and to build new supportive and affordable housing; and help monitor and enforce existing tenant protections and invest in tenant education. Importantly, the measure requires the City to establish a Citizen Oversight Committee to develop funding guidelines, conduct housing-needs assessments, monitor program implementation, and audit fund expenditures, among other key provisions.

With over 40,000 Angelenos without a permanent home in the City of Los Angeles, the need for Measure ULA has never been more pronounced. The measure also comes on the heels of the recently approved 2021-2029 Housing Element, which includes concrete, meaningful, and bold strategies to tackle the City's urgent housing, homelessness, and equity challenges that align with Measure ULA funding priorities. Measure ULA will help fund critical programs referenced in the 2021-2029 Housing Element related to the development of affordable housing and the strengthening of tenant protections—in addition to other citywide homelessness prevention and anti-displacement priorities. As the City begins to phase out tenant protections put in place during the COVID-19 pandemic, the expeditious implementation of Measure ULA is all the more important. The City must be prepared to effectively make use of Measure ULA dollars as soon as they become available.

I THEREFORE MOVE that the City Council instruct the Los Angeles Housing Department, with assistance from the City Administrative Officer, the City Attorney's Office, the Department of Finance, and any other relevant departments, to report back within 15 days on the implementation of Measure ULA. The report back should include, but not be limited to, the following:

- Foundational guidelines and resources needed to effectively implement Measure ULA, including an analysis of how to utilize existing vacant positions and any new positions required, alongside a robust recruitment and hiring strategy to fill all positions;
- Strategies for continued consultation with community-based organizations, advocacy groups, and experts in the field, including the authors of the ballot measure; and
- Plans to begin collecting ULA revenue beginning April 1, 2023.

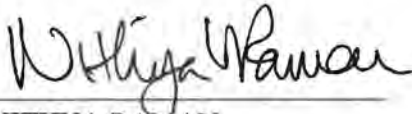
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JAN 11 2023

I FURTHER MOVE that the City Council instruct the City Administrative Officer and Los Angeles Housing Department, with assistance from any other relevant departments, to report back within 15 days with a plan for the expenditure of up to \$500,000 (as detailed in Measure ULA and to be paid back in full from future Measure ULA revenue) to establish the House LA Fund and House LA Program, including establishment of the Oversight Committee, as soon as possible, prior to April 1, 2023.

I FURTHER MOVE that the City Council instruct the City Administrative Officer and Los Angeles Housing Department, with assistance from any other relevant departments, to identify within 15 days any existing City, County, State, or federal funds—including the City’s General Fund and Reserve Fund—that could be utilized to effectively and expeditiously support rent relief, homelessness prevention, and affordable housing programs prior to Measure ULA revenue becoming available.

PRESENTED BY:


NITHYA RAMAN
Councilmember, 4th District


EUNISSES HERNANDEZ
Councilmember, 1st District

SECONDED BY:



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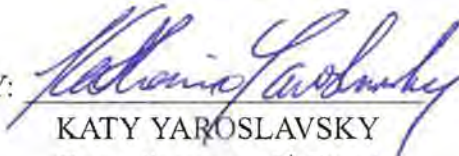
JAN 11 2023

MOTION

I MOVE LADWP respond within 15 days to the Energy and Environment Committee with a report that includes the following:

- An overview of the Scattergood Generating Station Green Hydrogen project;
- Potential alternatives to the project including fuel cells, multi-day demand response programs, long-duration energy storage, and others;
- The public health and safety impacts or risks of producing, transporting, storing, and combusting green hydrogen, including emissions of NOx and other pollutants;
- The public engagement process for the project conducted to date and the planned public engagement process in the future, including with Neighborhood Councils;
- The role of green hydrogen at large in the City's transition to 100% renewable energy;
- An assessment of the commercial readiness of technology to produce, store, and transport green hydrogen at scale; and
- The water needs of producing green hydrogen and the sources for that water, including timing of that water supply.

PRESENTED BY:


KATY YAROSLAVSKY
Councilwoman, 5th District


TRACI PARK
Councilwoman, 11th District

SECONDED BY:



ORIGINAL

JAN 11 2023

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MOTION

On January 10, 2023, Council requested the City Attorney to prepare and present an ordinance that will make various amendments to the South Los Angeles Community Plan Implementation Overlay (CPIO) intended to address displacement and the preservation of affordable housing (Council File No. 20-1265-S1). Those amendments are an important first step and should be implemented as soon as possible. However, more can and should be done to strengthen tenant protections and prevent displacement in the CPIO area.

I THEREFORE MOVE that the Council request the City Attorney to incorporate the following additional recommendations to the amendments of the South Los Angeles Community Plan Implementation Overlay Ordinance requested by the Council (CF 20-1265-S1) on January 10, 2023, as follows:

- 1) Add a requirement that developers notify tenants in buildings to be demolished of their legal rights under the CPIO, including their right to return to a new unit at an affordable rent, the rent guidelines for the new project, and any procedures the tenant will need to follow in order to claim an affordable unit.
- 2) Add specific requirements for how long a developer must hold open a replacement unit for a displaced tenant and establish notification procedures to advise the tenant when the new unit is ready.
- 3) Add a requirement that a developer who is found to have committed unlawful tenant harassment or illegally evicted a tenant loses the right to a demolition permit for five years.
- 4) Add a private right of action to enforce all provisions of Section V-1 of the CPIO, which shall include civil penalties, treble damages in certain circumstances, and mandatory attorneys' fees for a prevailing plaintiff. This right to bring a civil action shall extend to current and former tenants at a property, as well as the city itself.
- 5) Explore and propose adding to the CPIO additional protections for tenants in the case of demolition, including but not limited to expanding the location where requirements for replacement units apply and eliminating exemptions to right of return to replacement units.

PRESENTED BY:



MARQUEECE HARRIS DAWSON
Councilmember, 8th District

SECONDED BY:



ORIGINAL

PK

JAN 11 2023

MOTION

Angelenos are a diverse, dynamic constituency who, when electing their Councilmembers, are entrusting them to govern fairly, compassionately, and transparently. The City Council exists to carry out the business of the People of the City, and that business must be able to proceed both without interference and in full view of and with full participation by all Angelenos.

Members of the community attend Council meetings to make their voice heard beyond the ballot box. They travel from all corners of the City and use their time to be active participants in their municipal government. They go through a security checkpoint with metal detectors, ensuring the safety of all who come to City Hall.

It is crucial that, in carrying out its business, Council Chambers operate in such a manner that the Council can work effectively and peacefully. Punitive action and escalation against the public in instances of disruption or unrest, however, goes against the foundational principle of a government by and for the people.

In order to create a collaborative, transparent, productive environment, we should be relying on nonviolent, unarmed deescalation and mediation to ensure all Angelenos are able to participate in the governance of their City while allowing for the duties of the Council to proceed in an orderly fashion.

I THEREFORE MOVE that the City Council instruct the Civil + Human Rights and Equity Department, with assistance from the Chief Legislative Analyst and the Office of the City Attorney's Mediation program, and in consultation with relevant community-based organizations, violence interrupters, and de-escalation experts, to develop and report on a mediation-based model for maintaining order in Council chambers that does not involve armed officers.

I FURTHER MOVE that the City Council instruct the Office of the Chief Legislative Analyst to determine and report whether the Council has the jurisdiction to order all LAPD officers present in Council Chambers to be unarmed.

PRESENTED BY:



EUNISSES HERNANDEZ
Councilmember, 1st District

SECONDED BY:



ORIGINAL

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JAN 1 1 2023

RESOLUTION

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

WHEREAS, the California Policy Lab (CPL), based at the University of California, was established in 2017 with philanthropic seed funding and support from the City of Los Angeles; and

WHEREAS, CPL partners with California's state and local governments to research important policy areas to report on evidence to address issues such as homelessness, economic inequality, criminal justice reform, and education inequality; and

WHEREAS, CPL's researchers help state and local government agencies to improve public policy and programs through data analysis and research; and

WHEREAS, CPL's seed grant ended in the December 2022 and is in need of an appropriation to ensure continued work in supporting California governmental agencies in implementing data-driven policy; and

WHEREAS, CPL is requesting funding of \$3 million annually for three years for a total of \$9 million from the State to support their core operations; and

WHEREAS, CPL is requesting funding from the State's budget to ensure operational and infrastructure support to continue its research and data analysis practice; and

WHEREAS, CPL's research and partnership has been an integral part of the City's strategy toward developing policies to end homelessness and other priority issues and it is in the City's interest to support the continuation of work; and

NOW, THEREFORE, BE IT RESOLVED, with the concurrence of the Mayor, that by the adoption of this Resolution, the City of Los Angeles hereby includes in its 2023-2024 State Legislative Program SUPPORT for legislative or administrative action for the State to provide the California Policy Lab with funding in the amount of \$9 million to address issues such as homelessness, economic inequality, criminal justice reform, and education inequality.

PRESENTED BY: Nithya Ramam
NITHYA RAMAN
Councilmember, 4th District

SECONDED BY: Barbara Thomas

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JAN 11 2023

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