

Los Angeles City Council, Journal/Council Proceeding

Tuesday, February 14, 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, , Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (11); Absent: de León, Hernandez, Rodriguez (3)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations - SEE ATTACHED

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - PUBLIC HEARING CLOSED

(1) **22-0900-S68**
CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Everett Street and Sunset Boulevard Street Lighting District.

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

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

Adopted Item

Ayes: Yaroslavsky, Soto-Martínez, Rodriguez, Raman, Price Jr., Park, McOsker, Lee, Krekorian, Hutt, Harris-Dawson, de León, Blumenfield (13); Nays: (0); Absent: Hernandez (1)

(2) **22-0900-S69**
CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Alexandria Safety Improvements Street Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to ensure that the streetlights are not installed or are removed from service if previously installed.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(3) **22-0900-S70**
CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and

maintenance of the Vanowen Street and Chimineas Avenue No. 1 Street Lighting District.

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

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(4) **22-0900-S71
CD 11**

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sawtelle Boulevard and Braddock Drive Street Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

3. INSTRUCT the Director, Bureau of Street Lighting, to ensure that the streetlights are not installed or are removed from service if previously installed.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(5) **22-0900-S72**
CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Wells and Casa Drives Street Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to ensure that the streetlights are not installed or are removed from service if previously installed.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(6) **22-0900-S73**

CD 3

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Reseda Boulevard and Kittridge Street No. 1 Street Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to ensure that the streetlights are not installed or are removed from service if previously installed.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(7) **22-0900-S74**
CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Haskell Avenue and Bassett Street Lighting District.

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

1. DENY the protest and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(8) **22-0900-S75**
CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Waverly Drive and Auburn Street No. 2 Street Lighting District.

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

1. DENY the protest and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated February 2, 2023, levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

Items for which Public Hearings Have Been Held

(9) **22-0177**

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to

updates from the City Attorney regarding the suspension of enforcement of scofflaw violations.

Recommendation for Council action, as initiated by Motion (Lee – Krekorian):

1. REQUEST the City Attorney and INSTRUCT the City Administrative Officer (CAO) and the Los Angeles Department of Transportation (LADOT) to report to the City Council, in either/both open or closed session, updates on the following:
 - a. The current status of the case.
 - b. The expected timeline for the case and anticipated outcomes.
 - c. Policy and legal recommendations for resuming scofflaw enforcement.
2. INSTRUCT the LADOT and CAO to report within 60 days on the impact of suspending the scofflaw program as it relates to parking violations and debt owed to the City.

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

Community Impact Statement: None submitted

The ~~Committee~~ Council* may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Breannah Fitzpatrick v. City of Los Angeles, et al., United States District Court, Central District of California, Case No. 2:21-cv-6841. (This matter concerns the LADOT's unpaid parking tickets vehicle seizure policy and related claims.)

***Journal Correction**

Council discussed the matter in Closed Session and instructed legal counsel with respect to subject litigation.

Budget, Finance and Innovation Committee report adopted as amended by Motion

(McOsker for Hernandez – Lee) and Motion (Lee – McOsker) in Open Session - SEE ATTACHED Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Raman, Rodriguez, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: Hernandez, Price Jr. (2)

(10) **22-1090**

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to prevent primary hotel operators from avoiding all collection obligations by entering into a contract with a secondary operator.

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

PRESENT and ADOPT the accompanying ORDINANCE, dated December 6, 2022, relative to amending Subsection (f) of Section 21.7.2 of Article 1.7 of Chapter II of the LAMC to prevent primary hotel operators from avoiding collection obligations by entering into a contract with a secondary operator.

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

(11) **23-0051**

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to the below market value sale of one 2003 Ford E250 van to About My Father's Business, a 501(c)3 tax-exempt non-profit organization.

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

1. FIND that About My Father’s Business is eligible to purchase one 2003 Ford E250 van (VIN No. 1FTNE24L93HB87879) at below market value (\$1.00) in accordance with the Los Angeles Administrative Code Section 22.547 (Donation of Surplus City Equipment), as the recipient in a non-profit organization that has been established exclusively to further the services provided by the City.
2. REQUEST the City Attorney to prepare a contract to effectuate the sale and transfer of the above identified surplus equipment at below market value to About My Father’s Business, as expeditiously as possible.
3. INSTRUCT the City Clerk to inform About My Father’s Business [Kathy Huck, (805) 428-2881, 7210 Jordan Avenue, No. C61, Canoga Park, California 91303] that the surplus equipment must be claimed within 90 days from the date of Council approval of the request after which time it will revert to the City’s surplus equipment pool for disposal by the Department of General Services.

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

Community Impact Statement: None submitted

Adopted Item

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

(12) **23-0081**
CD 3

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to the transfer of \$2,205,000 from the Measure M Local Return Special Fund No. 59C/94 for a new capital project at 5159 North Escobedo Drive.

Recommendations for Council action, pursuant to Motion (Blumenfield - Lee), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. ESTABLISH a new capital project entitled “North Escobedo Drive (5159) Storm Response,” and within Measure M Local Return Special Fund No. 59C/94 transfer \$2,205,000 from Account 93V194 “Transportation” to a new account entitled “North Escobedo Drive (5159) Storm Response.”
2. AUTHORIZE the City Administrative Officer (CAO) to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion, including any corrections and changes to fund or account numbers.

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

(13) **22-1549**

CIVIL RIGHTS, EQUITY, IMMIGRATION, AGING AND DISABILITY COMMITTEE REPORT relative to accepting Medicare Improvement for Patients and Providers Act (MIPPA) grant funds from the California Department of Aging (CDA) and executing the Standard Agreement with the CDA; and, executing and amending agreements with the Center for Health Care Rights (CHCR).

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

1. AUTHORIZE the General Manager, Department of Aging (LADOA), or designee, to accept the CDA MIPPA grant funds; to execute

Standard Agreement MI-2223-25, and any unilateral amendments to the subgrant agreement, subject to review and approval of the City Attorney as to form and legality, and in compliance with Los Angeles Administrative Code Section No. 14.8 et seq. (City grant regulations); and, AUTHORIZE the MI-2223-25 Budget.

2. AUTHORIZE the General Manager, LADOA, or designee, to negotiate and execute agreements and amendments to agreements with CHCR with funds awarded as identified in Table 2 of the LADOA report dated November 10, 2023, attached to the Council file.

3. AUTHORIZE the Controller to:

a. Establish new accounts and appropriate funds for the MIPPA program within the Health Insurance Counseling and Advocacy Program Fund No. 47 for the period covering from September 1, 2022 to August 31, 2023 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
02W102	Aging	\$ 21,094
02WD13	MIPPA	<u>197,097</u>
	Total:	\$218,191

b. Increase appropriation within Fund No. 100/02 and transfer funds on an as-needed basis as follows:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	47Y/02	02W102	Aging	\$21,094
To:	100/02	001010	Salaries-General	\$21,094

c. Expend funds upon proper demand of the General Manager, LADOA, or designee.

4. AUTHORIZE the General Manager, LADOA, or designee, to prepare Controller's instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions on this matter, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The LADOA reports that the proposed action involves the allocation of MIPPA Grant Funding from the CDA. There is no additional impact to the City General Fund.

Community Impact Statement: None submitted

Adopted Item

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

(14) **21-0553**

CIVIL RIGHTS, EQUITY, IMMIGRATION, AGING AND DISABILITY COMMITTEE REPORT relative to the carry forward of Older Adults Recovery and Resilience (OARR) Grant Funds from the California Department of Aging (CDA) from Fiscal Year (FY) 2021-22 to FY 2022-23 to support the Senior Community Service Employment Program (SCSEP).

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

1. AUTHORIZE the General Manager, Department of Aging (LADOA), or designee, to carry forward \$978,652 in OARR funds from the CDA to support the SCSEP approved by the City Council on May 31, 2022, attached to the Council file.
2. AUTHORIZE the Controller to:
 - a. Transfer FY 2021-22 OARR grant savings of \$978,652 to FY 2022-23 and appropriate funds within the Other Programs for the Aging, Fund No. 410, as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	02V102	Aging	\$978,652
To:	02W102	Aging	\$97,865
	02W01E	Training & Edu. – OARR	452,607
	02W02E	Supplies & Other – OARR	60,780
	02W03E	Office & Tech. Equip – OARR	<u>367,400</u>
		Total:	\$978,652

- b. Increase the appropriation within Fund No. 100/02 and transfer funds on an as needed basis as follows:

	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	410	02W102	Aging	\$97,865
To:	100	001010	Salaries-General	\$97,865

- c. Expend funds upon proper demand of the General Manager, LADOA, or designee.

3. AUTHORIZE the General Manager, LADOA, or designee, to prepare Controller's instructions and any necessary technical adjustments that are consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The LADOA reports that the proposed action involves OARR grant funding from the CDA. There is no additional impact to the City General Fund.

Community Impact Statement: None submitted

Adopted Item

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

Hernandez (2)

(15) **21-0921**

PERSONNEL, AUDITS, AND HIRING COMMITTEE REPORT and RESOLUTION relative to discontinuing COVID-19 surveillance testing requirements implemented pursuant to Ordinance No. 187134.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION discontinuing COVID-19 surveillance testing requirements implemented pursuant to Ordinance No. 187134.

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

Community Impact Statement: None submitted.

Adopted Personnel, Audits, and Hiring Committee report as amended by Motion (McOske – Krekorian) - SEE ATTACHED

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOske, Park, Price Jr., Raman, Rodriguez, Soto-Martinez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(16) **20-0313-S11**

PERSONNEL, AUDITS, AND HIRING COMMITTEE REPORT relative to the October 2022 Quality Assurance report from Gartner, Inc. (Gartner) in connection with the Human Resources and Payroll (HRP) Project.

Recommendation for Council action:

NOTE and FILE the November 23, 2022 City Administrative Officer (CAO) report, attached to the Council file, inasmuch as this report is for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted Item

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

(17) **20-0313-S12**

PERSONNEL, AUDITS, AND HIRING COMMITTEE REPORT relative to the November 2022 Quality Assurance report from Gartner, Inc. (Gartner) in connection with the Human Resources and Payroll (HRP) Project.

Recommendations for Council action:

NOTE and FILE the December 13, 2022 City Administrative Officer (CAO) report, attached to the Council file, inasmuch as this report is for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted Item

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

(18) **20-0313-S13**

PERSONNEL, AUDITS, AND HIRING COMMITTEE REPORT relative to the December 2022 Quality Assurance report from Gartner, Inc. (Gartner) in connection with the Human Resources and Payroll (HRP) Project.

Recommendation for Council action:

NOTE and FILE the January 25, 2023 City Administrative Officer (CAO) report, attached to the Council file, inasmuch as this report is for information only and no Council action is required.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted Item

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

(19) **21-1370-S1
CD 1**

NEIGHBORHOODS AND COMMUNITY ENRICHMENT COMMITTEE REPORT relative to authorizing the Department of Recreation and Parks (RAP) to apply for State Specified Grant for Rio De Los Angeles State Park- Outdoor Improvement Project (PRJ21462; E1908950) (Project).

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

1. AUTHORIZE the Department of Recreation and Parks (RAP) to file an application to the State of California, Office of Grants and Local Services (State) for the State Specified Grant (Grant) for the Rio De Los Angeles State Park- Outdoor Improvement Project (PRJ21462; E1908950) as detailed in the December 15, 2022 Board of Recreation and Park Commissioners (Board) report, attached to the Council file.
2. AUTHORIZE the General Manager, RAP, to accept and receive the State Specified Grant funds for the Project.

Fiscal Impact Statement: The Board reports that the final improvements at Rio de Los Angeles State Park are expected to be very similar to the scope descriptions in the 2018 Proposition 68, Round 3 application. While funds to complete this project have been awarded \$1.5 million from the Locally Operated State Parks Program previously approved by the Board (No. 21-142, August 19, 2021), and \$750,000 from the Community Development Block Grants, and should be available in Fiscal Year 2022-23. Therefore, there is no anticipated fiscal impact to RAP's General Fund in applying for the Rio de Los Angeles State Park Project.

Community Impact Statement: None submitted

Adopted Item

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

(20) **09-2839-S3**
CDs 7,9

NEIGHBORHOODS AND COMMUNITY ENRICHMENT COMMITTEE REPORT relative to the extension of the grant performance period for the Nevin Avenue Elementary School Park and West Lakeside Street Park Projects.

Recommendation for Council action:

AUTHORIZE the Department of Recreation and Parks (RAP) to extend the grant performance period for the following projects:

- a. Proposition 84 Statewide Park Development and Community Revitalization Program Grants– Nevin Avenue Elementary School Park (PRJ20833) Project from June 30, 2022 to June 30, 2024.
- b. Proposition 84 Statewide Park Development and Community Revitalization Program Grants– West Lakeside Street Park (PRJ20398) Project from June 30, 2022 to June 30, 2024.

Fiscal Impact Statement: The Board of Recreation and Park Commissioners reports that there is no fiscal impact to RAP's General Fund. However, future maintenance costs for above projects will be adjusted in the next fiscal year budget.

Community Impact Statement: None submitted

Adopted Item

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

(21) **22-1589**
CDs 2, 6

NEIGHBORHOODS AND COMMUNITY ENRICHMENT COMMITTEE

REPORT relative to extending for the grant performance period for the Rhodes Park (Valley Plaza Park), Sheldon-Arleta Sportsfield (aka Cesar Chavez Park, Sheldon Arleta Park Phase IIIC), and Southeast San Fernando Valley Roller and Skateboard Rink (aka Sheldon-Arleta Skate Park) Projects.

Recommendation for Council action:

AUTHORIZE the Department of Recreation and Parks (RAP) to extend the grant performance period for the following projects:

- a. Proposition 68 (Prop 68) Specified Grant Rhodes Park (Valley Plaza Park; PRJ21331) Project from June 30, 2022 to June 30, 2024 (Council file No. 19-1604).
- b. Proposition 68 Specified Grant – Sheldon-Arleta Sportsfield (aka Cesar Chavez Park, Sheldon Arleta Park Phase IIIC; PRJ20817; E170163B) Project from June 30, 2022 to June 30, 2024 (Council file No. 18-0780-S1).
- c. State Specified Grant- Southeast San Fernando Valley Roller and Skateboard Rink (aka Sheldon-Arleta Skate Park; PRJ1671; E170390A) Project from June 30, 2024 to June 30, 2028 (Council file No. 21-1370).

Fiscal Impact Statement: The Board of Recreation and Park Commissioners reports that there is no fiscal impact to RAP's General Fund. However, future maintenance costs for above projects will be adjusted in the next fiscal year budget.

Community Impact Statement: None submitted

Adopted Item

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

(22) **22-0178**

HOUSING COMMITTEE REPORT relative to the implementation of an Ordinance that will require greater transparency for tenant utility bills.

Recommendation for Council action, as initiated by Motion (Raman – Koretz – Bonin):

INSTRUCT the Los Angeles Housing Department (LAHD), with the assistance of the City Attorney, to report to the Council within 60 days with recommendations for the implementation of an Ordinance that will require greater transparency for tenant utility bills. The report should include recommendations for the following:

- a. An Ordinance that will require landlords and third-party billing agencies to provide a detailed written disclosure of the methodology used to allocate utility charges to each tenant.
- b. Any restrictions and regulations for the billing of utility services outside a tenant's primary unit, including for common areas of buildings.
- c. A protocol for tenants and landlords to resolve disputes over utility charges, with the possibility of the LAHD as a mediator.
- d. Options for enforcement strategies to ensure compliance, including but not limited to: an administrative enforcement program; a 60-day cure period similar to the provision of the Tenant Anti-Harassment Ordinance; a fine schedule; a private right of action for tenants against their landlords for overcharging and violations of the Ordinance; and, mechanisms to ensure that landlords will be responsible for the actions of contracted third-party billing agencies that violate the Ordinance.
- e. Allowing low-income tenants whose utility bills are processed by private companies to take advantage of low-income utility services.

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

Community Impact Statement: Yes

For:

North Westwood Neighborhood Council
Echo Park Neighborhood Council
Hermon Neighborhood Council
Palms Neighborhood Council
NoHo Neighborhood Council
Mid-City West Neighborhood Council

Adopted Motion (Lee – Rodriguez)

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

Adopted Housing Committee report as amended by Motion (Lee – Rodriguez) - SEE ATTACHED Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

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

(23) **23-0005-S31**
CD 1

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 2814 North Sichel Street (Case No. 764454), Assessor I.D. No. 5206-004-009, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated February 2, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 2814 North Sichel Street (Case No. 764454), Assessor I.D. No. 5206-004-009, from the REAP.

Fiscal Impact Statement: None submitted by the LAHD. 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, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(24) **23-0005-S32
CD 15**

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 916 West 30th Street (Case No. 747771), Assessor I.D. No. 7469-010-003, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated February 2, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 916 West 30th Street (Case No. 747771), Assessor I.D. No. 7469-010-003, from the REAP.

Fiscal Impact Statement: None submitted by the LAHD. 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, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(25) **23-0005-S33
CD 8**

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 670 West 68th Street (Case No. 745662), Assessor I.D. No. 6013-020-011, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated February 2, 2023,

attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 670 West 68th Street (Case No. 745662), Assessor I.D. No. 6013-020-011, from the REAP.

Fiscal Impact Statement:

None submitted by the LAHD. 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, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(26) **20-0005-S82**
CD 8

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 632 West 83rd Street (Case No. 751844), Assessor I.D. No. 6032-019-003, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated February 2, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 632 West 83rd Street (Case No. 751844), Assessor I.D. No. 6032-019-003, from the REAP.

Fiscal Impact Statement:

None submitted by the LAHD. 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, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(27) **23-0002-S13**

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTIONS relative to recommendations for legislative positions for the 2023-2024 State and Federal Legislative Programs, submitted by the Department of Cannabis Regulation (DCR).

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

1. ADOPT the accompanying RESOLUTIONS recommending legislative positions for the 2023-2024 State Legislative Program, as submitted by the DCR, to support legislative proposals that would:
 - a. Extend the State's provisional application deadline beyond March 31, 2022 in order to allow for Social Equity Individual Applicants to achieve full licensure.
 - b. Further reduce taxes, increase tax credits, or impose a tax moratorium, or provide fee waivers and deferrals to licensed Social Equity cannabis operators.
 - c. Increase grant funding for Social Equity Programs and require favorable equity lending standards.
 - d. Enhance local enforcement authority to prosecute and enjoin water theft as well as water pollution in order to combat water theft stemming from illegal cannabis grows, similar to AB 2421 (Rubio; 2022).
2. ADOPT the accompanying RESOLUTIONS recommending legislative positions for the 2023-2024 Federal Legislative Program, as submitted by the DCR, to support legislative proposals that would:

- a. Decriminalize and deschedule cannabis as a Schedule I controlled substance, as well as create a Community Reinvestment Grant Program that provides job training, reentry services, legal aid, literacy programs, youth recreation or mentoring programs, and health education programs.
- b. Enable licensed cannabis businesses to access traditional banking services, such as checking accounts, credit card services, and other vital banking services.

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

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, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(28) **23-0135**
CD 3

MOTION (BLUMENFIELD - HERNANDEZ) relative to funding for arts programming in conjunction with the February 26, 2023 CicLAvia to be held along Sherman Way in Canoga Park, Winnetka and Reseda.

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

1. TRANSFER and APPROPRIATE \$6,500 from the AB1290 Fund No. 53P, Account No. 281203 (CD 3 Redevelopment Projects - Services) to a new Account in the Transportation Trust Fund No. 840/94, entitled "Open Streets Program - Valley" for arts programming in conjunction with the February 26, 2023 CicLAvia to be held along Sherman Way in Canoga Park, Winnetka and Reseda.

2. AUTHORIZE the Transportation Department 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 Motion (Blumenfield – McOsker) - SEE ATTACHED

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

(29) **23-0136**
CD 3

MOTION (BLUMENFIELD - HERNANDEZ) relative to funding for community beautification efforts in Council District Three.

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

1. TRANSFER and APPROPRIATE \$239,000 from the AB1290 Fund No. 53P, Account No. 281203 (CD 3 Redevelopment Projects - Services) to the Board of Public Works Fund No. 100/74, Account No. 3040 (Contractual Services) for community beautification efforts coordinated by the Office of Community Beautification with services provided by the Los Angeles Conservation Corps.
2. INSTRUCT and AUTHORIZE the Board of Public Works, Office of Community Beautification to prepare, process and execute the necessary documents with and/or payments to the Los Angeles Conservation Corps, or any other agency or organization, as appropriate, utilizing the above amount, for the above purpose, subject to the approval of the City Attorney as to form.
3. AUTHORIZE the Department of Public Works Office of Accounting 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, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent:

Hernandez (1)

(30) **23-0133**

MOTION (LEE - HERNANDEZ) relative to a street banner campaign to promote participation and increase awareness of neighborhood councils city-wide.

Recommendations for Council action:

1. APPROVE, in accordance with Los Angeles Municipal Code Section 62.132, the Street Banner program being coordinated by the Department of Neighborhood Empowerment to promote participation and increase awareness of neighborhood councils, as a City of Los Angeles Non-Event Street Banner Program for the period of February 2023 - February 2024.
2. APPROVE the content of the street banner design, attached to the Motion.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Park, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Hernandez (1)

Items Called Special

Motions for Posting and Referral - SEE ATTACHED

Council Members' Requests for Excuse from Attendance at Council Meetings

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

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

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

COMMENDATORY RESOLUTIONS

MOVED BY	SECONDED BY	NAME
Krekorian	Soto Martinez	Make-up Artists & Hair Stylists Day
Rodriguez	Lee	Lupe De La Cruz III

MOTION

NEIGHBORHOOD & COMMUNITY
ENRICHMENT

In 2002, the Knoll Hill Dog Park opened on the top of Knoll Hill. A few years later, in 2007, the Knoll Hill Dog Park was moved below Knoll Hill to make way for the Eastview Little League fields. In 2021, the Knoll Hill Dog Park closed as part of a plan to revamp the interchange from the Vincent Thomas Bridge. The removal of the Knoll Hill Dog Park will make room for a new off-ramp for the 110 freeway that will pass directly over the dog park and line up with the China Shipping Terminal entrance.

While this revamp will make for safer and easier travel to accommodate growing port traffic, it has permanently closed the Knoll Hill Dog Park. Per the State attorney's prior advice, dog parks do not qualify as permanent uses under state restrictions governing port property. However, given the community's interest in a local dog park, the City should consider viable options to replace the Knoll Hill Dog Park.

I THEREFORE MOVE that the City Council request the Port of Los Angeles, the Department of Recreation and Parks, the Bureau of Engineering, and any other relevant City departments, to report on the feasibility of replacing the Knoll Hill Dog Park in proximity to its current location.

PRESENTED BY:



TIM McOSKER

Councilmember, 15th District

SECONDED BY:



ORIGINAL

FEB 14 2023

PK

M O T I O N

Watts Skate Park will be the thirtieth skate park in Los Angeles once fully built. The park will be located at the junction of Imperial Highway and S. Wilmington Avenue. In partnership with The Skatepark Project, the City is transforming an under-utilized space under the Imperial Highway in South Los Angeles into a large skate park. The City broke ground on the skate park on May 14, 2022.

The park, which will require pouring 10,000 square feet of concrete, will feature a smart irrigation system, sustainable plants, low perimeter fencing, pedestrian pathways, seating, drinking fountains, trash cans, signage and security lighting. The design is considered world class and was formed through a community-led process where many groups partnered together to bring this project to realization over thirteen years. The Watts community will benefit from this skate park in their own neighborhood.

I THEREFORE MOVE that the City Council instruct the Bureau of Engineering and Department of Recreation and Parks to report on project updates and timelines for the Watts Skate Park.

I FURTHER MOVE that the City Administrative Officer to report back on potential funding sources as well as grants that can be applied to for the Watts Skate Park.

PRESENTED BY:



TIM McOSKER

Councilmember, 15th District

SECONDED BY:



ORIGINAL

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MOTION

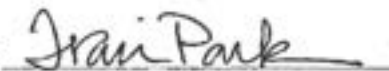
According to statistics released by the Los Angeles Homeless Services Authority (LAHSA) on September 8th, 2022, there are more than an estimated 9,100 homeless youth in Los Angeles County. These young people not only face the challenges of finding work and going to school without a stable roof over their head, but they are frequent targets for human trafficking.

A groundbreaking 2016 study conducted by Loyola University New Orleans and the Modern Slavery Research project found that out of 641 homeless and runaway youth across the United States who accessed services through a network of shelters, transitional living and apartment programs, and drop-in centers, nearly one in five (approximately 19 percent) were identified as victims of some sort of human trafficking. In Los Angeles, 10 percent were found to have been involved with human trafficking, and 25 percent had engaged in some kind of commercial sex. The study found that a lack of job opportunities, compounded with a lack of computer literacy and job skills, was a primary factor in young people being recruited for human trafficking in the form of fraudulent job advertisements. Moreover, an alarming 91 percent of all respondents reported being approached by strangers or acquaintances who offered work opportunities that turned out to be scams, pandering, fraud, or sex trafficking.

LAHSA has a number of programs in place to support homeless youth, including the Host Homes program, the Youth Family Reconnection Program, the Youth Work Plan, and Youth-Specific Housing Interventions. Moreover, LAHSA reported in 2019 that investments from Measure H were preventing more than four times as many youth from falling into homelessness each year. Unfortunately, given that human trafficking recruitment often occurs "under the radar" on the internet and streets alike, being able to access essential services does not necessarily make homeless youth less vulnerable to human trafficking. Moreover, while existing research on the issue is stark, there is a lack of available real-time data on human trafficking among homeless youth who are receiving services from the City's homelessness response system, which hinders effective policy-making for preventing the issue in the first place.

I THEREFORE MOVE that the City Council instruct the Community Investment for Families Department, the Youth Development Department, with assistance from the Office of the Chief Legislative Analyst, and other departments as appropriate, to investigate and report on solutions to prevent human trafficking among homeless youth in the City of Los Angeles.

PRESENTED BY:

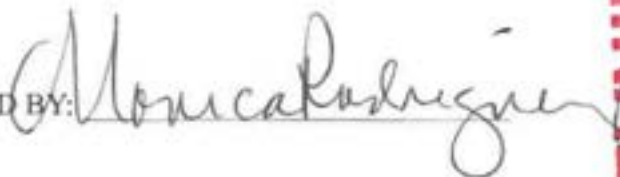


TRACI PARK

Councilwoman, 11th District

FEB 14 2023

SECONDED BY:



ORIGINAL

PK

MOTION

A portion of the T-shaped alley south of 24th Street between Santa Fe Avenue and Minerva Street is being developed as a solid waste transfer station by Universal Waste Systems, Inc. as part of the City's zero waste efforts. Universal Waste Systems is currently seeking the vacation of a portion of this alley for the development of the transfer station (C.F. 21-0503) (VAC-E1401397). However, the issuance of a revocable permit is necessary to allow Universal Waste Systems to commence work in the public right-of-way prior to the finalization of the street vacation process.

I THEREFORE MOVE that the Bureau of Engineering be authorized to issue a revocable permit to Universal Waste Systems, Inc., subject to satisfaction of the conditions for issuing such permit, to close, fence, occupy, demolish, excavate, and construct in the public right-of-way of the T-shaped alley south of 24th Street between Santa Fe Avenue and Minerva Street prior to finalizing and recording the street vacation (VAC- E1401397) of a portion of this alley.

PRESENTED BY:


KEVIN DE LEÓN
Councilmember, 14th District

SECONDED BY:



ORIGINAL

FEB 14 2023

majs

PK

MOTION

Over the last three weeks, numerous residents of Council District 8 have reported phone service outages, mainly impacting Plain Old Telephone Service (POTS) landlines. These outages have disproportionately impacted elderly residents and seem to be only impacting people who have AT&T phone lines. AT&T has not been forthcoming with information on the cause of these outages, or on a timeframe for service restoration. As landlines are a vital tool of communication for many elderly residents, the City should take all steps it can to identify the cause of this problem and why no notice has been provided to impacted residents, and what the City can do to mitigate this problem.

I THEREFORE MOVE that the Information Technology Agency be directed to report within seven days on ongoing phone service outages in Council District 8. This report should discuss the following:

- The cause of phone service outages in the area;
- The types of services effected, including Plain Old Telephone Service (POTS) lines, internet Voice over IP (VoIP) and mobile services;
- What actions have been taken to date to resolve service outages;
- Why AT&T has not provided updates to their customers;
- An estimated time frame for service restoration; and
- Any steps the City could take to mitigate this problem and ensure that residents who rely on landline phone service have it.

I FURTHER MOVE that the Information Technology Agency with the assistance of the Department of Public Works be directed to report, if these outages are the result of construction activity, on the presence of and adherence to "before you dig" signs, and on if "locates" were provided prior to construction activity commenced.

PRESENTED BY:



MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

SECONDED BY:



FEB 14 2023

jwd

PK

ORIGINAL

MOTION

The urban environment is a web of natural and built features interacting daily. Whether it's the sun beating down on streets and sidewalks; or rain running off asphalt and saturated lawns into gutters, these daily workings of life in a city are all surrounded by an important piece of green infrastructure – trees. Trees are combatants of the urban heat island effect, providing necessary shade to streetscapes. Trees are interceptors of rainwater, providing stormwater retention for overloaded drainage systems. Trees are absorbers of air and water pollutants, improving health and wellness in neighborhoods, and they are beautiful green canopies housing wildlife and improving the character of communities.

In the City of Los Angeles, the Urban Forestry Division manages nearly 700,000 street trees growing along 6,500 miles of public roads, making the City's street tree population the largest urban forest in the nation. Having the largest urban forest does not come without its share of problems. The conflicts between tree roots and sidewalks in Los Angeles are widespread, resulting in recurring expenses for repair and even at times, tree removals. In 2016, the City settled a \$1.4 billion class action lawsuit, commonly known as the "Willits Settlement," that determined the City's crumbling sidewalk infrastructure was not compliant with the Americans with Disabilities Act (ADA) and prevented people with disabilities from traveling and accessing opportunities in Los Angeles. This legal action led the City to develop the "Sidewalk Repair Program," which as of today is the only program for sidewalks in the City.

In an effort to comply with the Willits Settlement, the City prepared a comprehensive EIR that supported the need to remove some 13,000 street trees. However, in late January 2023, the Los Angeles Superior Court ruled that the EIR failed to thoroughly examine the impacts to wildlife and the environmental consequences of trading mature trees for young replacement trees.

I THEREFORE MOVE that the City Council direct the Bureau of Street Services, in coordination with the Urban Forestry Division and the City Forest Officer, to report back on sustainable solutions and best practices to sidewalk repairs, implemented by other cities, that preserve our City's mature street trees while ensuring safe sidewalks.

I FURTHER MOVE that the City Council instruct the City Administrative Officer, and all other relevant departments, to report back on the steps necessary, or already underway, to secure federal funding under the urban forestry program of the new infrastructure bill.

PRESENTED BY


JOHN S. LEE

Councilmember, 12th District

SECONDED BY



FEB 14 2023

ORIGINAL

PK

MOTION

HOUSING & HOMELESSNESS

The severity of the homelessness crisis in the City of Los Angeles demands a multi-pronged response that prioritizes not just housing people experiencing unsheltered homelessness on the street, but also endeavors to do everything possible to prevent Angelenos from becoming homeless in the first place. The most effective way to do that is to keep people in their homes.

One of the most powerful tools the City has at its disposal to stabilize Angelenos in their current housing is to offer free legal services to tenants facing eviction via a Right to Counsel. An estimated 30,000 eviction notices are filed annually in the City of Los Angeles. When tenants are unable to afford a lawyer, they frequently fail to contest an eviction notice, even if it's unlawfully issued. As a result, many eviction actions end in default judgments against tenants that may have been able to make successful arguments in court, if they only had representation.

In New York City, which passed a Right to Counsel law in 2017, 74% of tenants facing eviction cases are now represented by a lawyer, and 84% of those represented in housing court by lawyers provided by the city were able to remain in their homes. As a result, evictions in New York dropped by 27% since 2013, helping an estimated 70,000 tenants avoid displacement. In San Francisco, which enacted the Right to Counsel in 2018, eviction filings declined 10% in just one year, and of the two-thirds of tenants now receiving full representation, 67% have been able to remain in their homes. Providing tenants legal representation not only reduces the number of evictions successfully carried out, but also deters landlords from pursuing wrongful evictions in the first place. As the epicenter of the nation's homelessness crisis, there is no reason the City of Los Angeles should not have an equally robust and effective program.

Preventing evictions via a Right to Counsel will also present a net cost-savings to the City by offsetting the cost of emergency shelters and homelessness services. A 2019 report prepared by Stout Risius Ross found that with an annual investment of approximately \$34.6 million annually, the City could avoid costs of approximately \$120.3 million.¹ In other words, for every dollar that the City invests in providing free legal counsel to tenants facing eviction, the City will receive approximately \$3.48 in costs avoided or revenue generated. These findings line up with cost savings already being realized in cities like San Francisco, New York, and Philadelphia, where the Right to Counsel is already in place.

The City Council has long understood the value of establishing a similar Right to Counsel in Los Angeles. In 2018, the Council directed the Los Angeles Housing + Community Investment Department (HCIDLA)—now the Los Angeles Housing Department (LAHD)—to work with the Office of the Chief Legislative Analyst (CLA) and the City Attorney to develop recommendations, including prospective costs and funding sources, for a City of Los Angeles "Right to Counsel" ordinance and/or a program to ensure that tenants have access to the information and representation when facing landlord harassment, rental agreement and lease issues, and eviction (CF 18-0610). Then in 2021, the City launched the Eviction Defense Program (EDP) to promote housing stability by offering comprehensive eviction prevention services to City of LA tenants impacted by the Covid-19 pandemic.

With the passage of Measure ULA, which allocates 10% of revenue generated each year to fund a Right to Counsel program for lower income tenants threatened with eviction, the time has come for the City to lay the groundwork for the implementation of a Right to Counsel program once these funds become available. Doing so will not only stem

¹ *Cost-Benefit Analysis of Providing a Right to Counsel to Tenants in Eviction Proceedings*, Dec. 10, 2019, https://info.stout-ross.com/Insights/2019-Eviction-Reports-Articles-Cities-States/Los%20Angeles%20Eviction%20RTC%20Report_12-10-19.pdf.

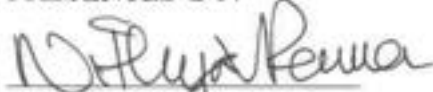
the flow of people into homelessness, preserve affordable housing, and help alleviate gentrification and displacement, it will also save the City money.

I THEREFORE MOVE that the City Council instruct the Los Angeles Housing Department (LAHD), with assistance from the City Attorney and any other City departments, as needed, to report back within 60 days with recommendations for the establishment of a Right to Counsel ordinance and program, subject to the availability of funds, for tenants facing eviction in the City of Los Angeles. The recommendations should build upon HCIDLA's November 1, 2019 Report Back Regarding Recommendations for a City of Los Angeles Eviction Defense Program, in addition to lessons learned from the establishment and implementation of the COVID-19 Response Eviction Defense Program (EDP), and should utilize the National Coalition for a Civil Right to Counsel (NCCRC)'s Model Legislation as a model for best practices for the development of a City ordinance. Specifically, the recommendations should consider including the following:

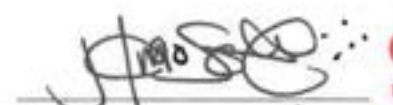
- Coverage for tenants at 80% of the Area Median Income or below who live in the City of Los Angeles;
- Full legal representation for any judicial or administrative proceedings to evict or terminate the tenancy or housing subsidy of a covered individual, including first appeals at the discretion of contracted legal service providers;
- A requirement that landlords provide notice to tenants of the right to counsel when tenancies are initiated and attached to any termination notice in the primary language of the tenant;
- A requirement that LAHD work with designated community groups to engage and educate tenants about their rights and provide tenants with navigation services;
- An annual reporting requirement on the number of individuals served, case outcomes, and engagement and education efforts;
- An implementation timeline of no more than five years, prioritizing vulnerable individuals based on zip codes and/or criteria developed by LAHD in collaboration with contracted legal service providers and community based organizations; and
- As in the Right to Counsel ordinances in other jurisdictions, a provision clarifying that the Right to Counsel program be established and operated "subject to appropriation" of the necessary funds.

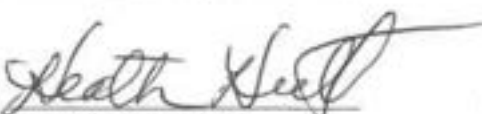
I FURTHER MOVE that the City Council instruct the Los Angeles Housing Department, with assistance from the City Administrative Officer, Chief Legislative Analyst, the City Attorney, and any other City departments, as needed, to report back within 60 days with a detailed cost breakdown for the Right to Counsel ordinance and program and staffing needs, in addition to a prospective year-by-year spending plan for the implementation of the program subject to funding becoming available.

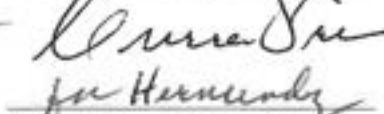
PRESENTED BY:



NITHYA RAMAN
Councilmember, 4th District


BOB BLUMENFIELD
Councilmember, 3rd District


HUGO SOTO-MARTÍNEZ
Councilmember, 13th District


HEATHER HUTT
Councilmember, 10th District


EUNISSES HERNÁNDEZ
Councilmember, 1st District


KATY YAROŠLAVSKY
Councilwoman, 5th District

SECONDED BY:

FEB 14 2023

ORIGINAL

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 Business Roundtable filed the "Taxpayer Protection and Government Accountability Act" to increase requirements for taxes and certain charges, which is eligible to appear on the November 2024 ballot; and

WHEREAS, the measure would amend the State Constitution to stipulate that every levy, charge, or exaction of any kind imposed by state or local law is either a tax or an exempt charge; and

WHEREAS, the definition of a tax would be amended to include certain charges that state and local governments currently classify as fees; and

WHEREAS, the measure would require that any proposed tax increase receive the approval of two-thirds of each house of the Legislature in addition to a vote of the statewide electorate and establish that new local voter-proposed taxes be enacted via a two-thirds vote of the electorate; and

WHEREAS, any tax measures passed after January 1, 2022 but prior to the effective date of this Act would be nullified, unless reenacted within 12 months in compliance with the Act, at an additional cost to taxpayers; and

WHEREAS, this Act would nullify Measure ULA, known as the United to House LA measure, approved by the City's voters in November 2022 and expected to generate up to \$1.1 billion for affordable housing and programs to address the homelessness crisis; and

WHEREAS, a report by the California Legislative Analyst Office finds that this measure could result in decreased revenue for state and local governments; and

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WHEREAS, local governments currently face challenges raising revenue, and the proposed changes would make it more difficult to generate revenue to fund community programs, infrastructure, and other essential services; and

WHEREAS, the City of Los Angeles has taken a position to oppose the "Taxpayer Protection and Government Accountability Act" in its 2021-2022 State Legislative Program and should affirm its opposition in the current legislative year;

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 OPPOSITION to the "Taxpayer Protection and Government Accountability Act," which would amend the State Constitution to impose restrictions on the ways in which state and local governments can levy taxes, fees, and other charges.

PRESENTED BY:



PAUL KERKORIAN
Councilmember, 2nd District

SECONDED BY:








ORIGINAL

MOTION

I MOVE that in the matter of the BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to updates from the City Attorney regarding the suspension of enforcement of scofflaw violations, Item No. 9 on today's Council agenda (CF 22-0177), instruction No. 2 BE AMENDED as follows:

I FURTHER MOVE that LADOT report within 60 days on the impact of suspending the scofflaw program as it relates to parking violations and debt owed to the City, as well as:

- Existing parking ticket payment plans and outreach efforts to promote them
- Any available anonymized data on the socioeconomic demographics of those identified as scofflaws
- Total number of scofflaw tickets currently outstanding by violation type, and the total amount owed to the City per violation type
- Total amount of money spent on towing and booting for scofflaw vehicles each of the past 4 fiscal years
- Total amount of revenue collected from parking tickets from scofflaw vehicles following a tow or boot each of the past 4 fiscal years

PRESENTED BY:

FOR

EUNISSES HERNANDEZ
Councilmember, 1st District

SECONDED BY:

ORIGINAL

FEB 14 2023

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15 A

MOTION

I MOVE that the matter of the Personnel, Audits, and Hiring Committee Report, relative to discontinuing COVID-19 surveillance testing requirements implemented pursuant to Ordinance No. 187134, Item 15 on today's Council Agenda (CF 21-0921), BE AMENDED to ADOPT the attached revised resolution.

FEB 14 2023

PRESENTED BY:



TIM McOSKER
Councilmember, 15th District

SECONDED BY:



ORIGINAL

msr

PK

**RESOLUTION DISCONTINUING COVID-19 SURVEILLANCE TESTING
REQUIREMENTS IMPLEMENTED PURSUANT TO
ORDINANCE NO. 187134 ("COVID-19 VACCINATION REQUIREMENT FOR ALL
CURRENT AND FUTURE CITY EMPLOYEES")**

(Revised 2/14/23)

WHEREAS, on March 6, 2020, the Los Angeles City Council ratified the Mayor's Declaration of Local Emergency, dated March 4, 2020, wherein he declared that conditions of disaster or extreme peril to the safety of persons have arisen both internationally and within the United States, including the City of Los Angeles, as a result of the introduction of the novel coronavirus (COVID-19), a novel communicable disease first detected in China in December 2019;

WHEREAS, the City Council has repeatedly renewed the Mayor's March 4, 2020 Declaration of Local Emergency, most recently on December 13, 2022;

WHEREAS, extensively during the period of this local emergency, the Mayor of Los Angeles has exercised emergency authority under Los Angeles Administrative Code Section 8.29 by issuing Public Orders and Directives to City Departments in furtherance of the ongoing need to preserve life and property of individuals living and working in the City;

WHEREAS, as the situation and circumstances of the COVID-19 pandemic continue to change and evolve, so do the City's emergency orders, workplace safety precautions, and employee requirements;

WHEREAS, on August 18, 2021, the City Council adopted Ordinance No. 187134 ("COVID-19 VACCINATION REQUIREMENTS FOR ALL CURRENT AND FUTURE CITY EMPLOYEES");

WHEREAS, the Ordinance, which became legally effective August 24, 2021, requires all current and future City employees, as a condition of City employment, to report their vaccination status no later than October 19, 2021, and to be fully vaccinated for COVID-19 or request an exemption for medical or religious reasons by October 20, 2021 ("Mandatory Reporting and Vaccination conditions of employment");

WHEREAS, under the Ordinance, employees with medical or religious exemptions are subject to weekly COVID-19 testing, at no cost to the employees during their work hours;

WHEREAS, between August 18, 2021 and October 18, 2021, the City Administrative Officer ("CAO"), pursuant to bargaining instructions received from the City's Executive Employee Relations Committee ("EERC"), met and conferred with City labor organizations over the impacts of the Ordinance, including consequences for employees' non-compliance with the Mandatory Reporting and Vaccination requirements;

WHEREAS, on October 14, 2021, the CAO presented to the City labor organizations the City's last, best, and final offer ("LBFO") regarding consequences for non-compliance with the Mandatory Reporting and Vaccination requirements;

WHEREAS, under the LBFO, unvaccinated City employees with pending exemption requests or appeals are required to undergo twice weekly COVID-19 testing at their own expense, on their own time, with a testing vendor of the City's choice;

WHEREAS, on October 26, 2021, the City Council adopted a Resolution Implementing Consequences For Non-Compliance With The Ordinance's Requirements, to instruct the Mayor to implement the LBFO and to further support the Mayor's Declaration of a Local Emergency imposed by the ongoing COVID-19 global pandemic;

WHEREAS, the provisions contained in the City's LBFO were intended to align the Ordinance's implementing procedures with the then current guidance issued by federal, State and local public health authorities, such as the Center for Disease Control ("CDC"), the State of California Department of Public Health ("CDPH"), and the Los Angeles County Department of Public Health ("LADPH"), with the goal of protecting the City's workforce and the public that it serves, by slowing or preventing the spread of COVID-19, and limiting COVID-19 related hospitalizations and deaths;

WHEREAS, as of October 2021, various public health authorities and organizations maintained that, as an alternative to vaccination, surveillance testing for unvaccinated individuals was an effective strategy for identifying people who had been infected with COVID-19 as a means of monitoring the spread of the disease in order to prevent severe outbreaks;

WHEREAS, between February and May 2022, to address operational and costs constraints, the EERC authorized changes to the City's LBFO regarding the testing of unvaccinated employees, including reducing the frequency of required testing to once a week, and allowing employees to test through a vendor of their choosing on their own time;

WHEREAS, on July 13, 2022, in *Los Angeles Police Protective League v. City of Los Angeles*, Los Angeles Superior Court Case No. 21STCV39987 ("LAPPL decision"), the trial court ruled that Labor Code Section 2802 prohibited the City from charging employees for the costs of required COVID-19 testing, with a written statement of decision on September 30, 2022, such that no employee will be charged for the cost of testing and any employee so charged will be reimbursed, provided, however, that an employee will be required to test prior to returning to the workplace if they test positive for COVID;

WHEREAS, since the height of the pandemic and over the past year, guidance issued by the CDC, CDPH and LADPH regarding the use of surveillance testing of unvaccinated employees as a strategy for preventing the spread of COVID-19 has changed significantly in response to a decreasing number of COVID-19 cases statewide, with updated guidance no longer requiring surveillance testing the wearing of face masks in areas with a low to medium COVID-19 Community Level;

WHEREAS, effective October 1, 2022, the County of Los Angeles discontinued its mandatory weekly COVID-19 surveillance testing requirement for unvaccinated County employees;

WHEREAS, on September 30, 2022, the EERC adopted the CAO's recommendation to modify the Ordinance's implementing procedures and the LBFO, as reflected in this Resolution, to align with public health recommendations promulgated by the County of Los Angeles by discontinuing the COVID-19 surveillance testing requirements for unvaccinated City employees, and to rely on the County's testing infrastructure for exposure-based and symptomatic testing of City employees;

NOW, THEREFORE, the Los Angeles City Council, RESOLVES that:

1. Effective immediately, the LBFO's mandatory testing requirements for unvaccinated City employees, as modified by the EERC in February and May 2022, will no longer be in effect;
2. The LBFO's modified mandatory testing requirements for unvaccinated City employees may be reassessed and reinstated at a later time as the COVID-19 situation evolves and in accordance with guidance issued by the U.S. Equal Employment Opportunities Commission, with City employee organizations and employees notified in advance of any changes with an opportunity to meet and confer on effects; and

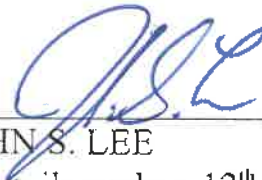
3. Any and all City employees who incurred costs related to the LBFO's mandatory testing requirements, shall be reimbursed for such costs. Effective immediately, no City employee shall be charged for the costs of any required testing.

MOTION

IMOVE that the matter of the Housing Committee Report relative to the implementation of an Ordinance that will require greater transparency for tenant utility bills, Item 22 on today's Council Agenda (CF 22-0178), BE AMENDED to adopt the following revised subsection / recommendation d., below:

d. Options for enforcement strategies to ensure compliance, including but not limited to: an administrative enforcement program; a 60-day cure period similar to the provision of the Tenant Anti-Harassment Ordinance; a fine schedule; a private right of action for tenants against their landlords for overcharging and violations of the Ordinance; and, mechanisms to address the use of contracted third-party billing agencies.

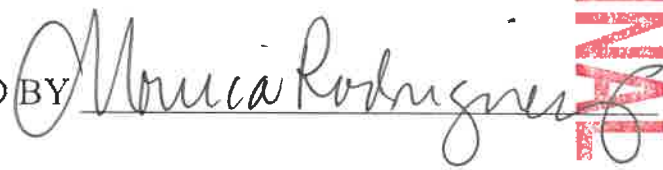
PRESENTED BY



JOHN S. LEE

Councilmember, 12th District

SECONDED BY



ORIGINAL

PK

FEB 14 2023

MOTION

I HEREBY MOVE that Council NOTE and FILE Motion (Blumenfield – Hernandez) relative to funding for arts programming in conjunction with the February 26, 2023 CicLAvia to be held along Sherman Way in Canoga Park, Winnetka and Reseda.

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
TIM McOSKER
Councilmember, 15th District

February 14, 2023

CF 23-0135

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