

Los Angeles City Council, Journal/Council Proceeding

Wednesday, October 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: de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Raman, Soto-Martínez, Yaroslavsky (11); Absent: Blumenfield, Padilla, Price Jr., Rodriguez (4)

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) **21-0595
CD 12**

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the name of the private driveway at Rinaldi Street southwesterly of Porter Ranch Drive, being established as Vineyards Way.

Recommendations for Council action:

1. FIND that the name establishment is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. FIND that the name of the private driveway at Rinaldi Street Southwesterly of Porter Ranch Drive, shown on Exhibit A of the City Engineer report dated May 25, 2021, attached to the Council file, be established as Vineyards Way (Private Driveway).

- 3. INSTRUCT the City Clerk to transmit the Council's action on this matter to the Board of Supervisors, County of Los Angeles, pursuant to Section 34092 of the Government Code.**

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,628.82 was collected pursuant to Section 18.09 of the Los Angeles Municipal Code.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(2) **21-0425
CD 12**

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the name of the private driveway on the westerly side of Porter Ranch Drive between Rinaldi Street and Corbin Avenue, being established as Porter Crossing.

Recommendations for Council action:

1. FIND that the name establishment is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. FIND that the name of the private driveway on the westerly side of Porter Ranch Drive between Rinaldi Street and Corbin Avenue, shown on Exhibit A of the City Engineer report dated April 6, 2021, attached to the Council file, be established as Porter Crossing (Private Driveway).
3. **INSTRUCT the City Clerk to transmit the Council's action on this matter to the Board of Supervisors, County of Los Angeles, pursuant to Section 34092 of the Government Code.**

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,628.82 was collected pursuant to Section 18.09 of the Los Angeles Municipal Code.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(3) **21-0603
CD 12**

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the name of the private driveway at Rinaldi Street between Mason Avenue and Porter Ranch Drive, being established as Vineyards Lane.

Recommendations for Council action:

1. FIND that the name establishment is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. FIND that the name of the private driveway at Rinaldi Street between Mason Avenue and Porter Ranch Drive, shown on Exhibit A of the City Engineer report dated May 18, 2021, attached to the Council file, be established as Vineyards Lane (Private Driveway).
3. **INSTRUCT the City Clerk to transmit the Council's action on this matter to the Board of Supervisors, County of Los Angeles, pursuant to Section 34092 of the Government Code.**

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,628.82 was collected pursuant to Section 18.09 of the Los Angeles Municipal Code.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(4) **23-1033
CD 13**

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the dedication of City-Owned Real Property as Public Street lying on the west side of Wilcox Avenue south of Hollywood Boulevard and the east side of Schrader Boulevard south of Hollywood Boulevard - Right of Way No 36000-10306.

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

1. FIND that this dedication of City-owned land as a public sidewalk is categorically exempt from the California Environmental Quality Act of 1970, under Article III, Class 5(4) of the City's Environmental Guidelines.
2. DEDICATE, ACCEPT and ESTABLISH the City-owned real property lying on west side of Wilcox Avenue south of Hollywood Boulevard and the east side of Schrader Boulevard south of Hollywood Boulevard, as shown on the Exhibit Map of the May 10, 2023 City Engineer report, attached to the Council file, as part of Wilcox Avenue and Schrader Boulevard, a public street of said City.
3. PRESENT and ADOPT the accompanying ORDINANCE dated May 10, 2023, authorizing the dedication, acceptance and establishment of certain real property owned by the City as part of the west side of Wilcox Avenue south of Hollywood Boulevard and the east side of Schrader Boulevard south of Hollywood Boulevard, all public streets of said City.
4. FIND that this dedication, acceptance, and establishment, of City-owned real property as public street is in substantial conformance

with the purpose, intent, and provisions of the General Plan, pursuant to Section 556 of the City Charter.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Raman, Rodriguez, Soto-Martínez, Yaroslavsky (13); Nays: (0); Absent: Park, Price Jr. (2)

(5) **22-0381-S1
CD 4**

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sidewalk purposes on 14130 West Riverside Drive - Right of Way No. 36000-10313 (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 6, 2023 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, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(6) **17-1375-S1
CD 12**

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sidewalk, storm drain, sanitary sewer, traffic signal, and equestrian trail purposes on 11100 North Mason Avenue - Right of Way No. 36000-10215 (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 August 1, 2023 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, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(7) **23-0939
CD 3**

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sidewalk purposes on 6360 North Reseda Boulevard - Right of Way No. 36000-10247 (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 August 24, 2023 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, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(8) **23-0814**
CD 1

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street and sidewalk purposes on 1341 North Cliff Drive - Right of Way No. 36000-10295 (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 July 26, 2023 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, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

Items for which Public Hearings Have Been Held

(9) **23-0940**

CONTINUED CONSIDERATION OF TRANSPORTATION COMMITTEE REPORT relative to a proposed operating agreement with Metro Services Group to provide landscape, maintenance, and repair services.

Recommendation for Council action:

AUTHORIZE the General Manager, Los Angeles Department of Transportation (LADOT), to execute an operating agreement with Metro Services Group for a term of five years with the option of two additional two-year agreements at the sole discretion of the City for a total of nine years, subject to City Attorney review and approval as to form, at a cost not to exceed \$837,262 per year, plus an annual Consumer Price Index adjustment, and total compensation to not exceed \$10,830,983 for the entire term of the contract.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that funding of \$837,262 for the first year of the proposed agreement for the landscaping and maintenance of the LADOT's 109 off-street parking facilities is budgeted in the Special Parking Revenue Fund Contractual Services account. Funding for subsequent years of the agreement is subject to Mayor and Council approval, the availability of funds, and will be appropriated through the City's annual budget development process. The recommendation contained in the June 23, 2023 CAO report, attached to the Council File, complies with the City's Financial Policies in that budgeted funds are available for this purpose. There is no impact to the General Fund.

Financial Policies Statement: The CAO reports that the recommendation contained in the June 23, 2023 CAO report, attached to the Council File, complies with the City Financial Policies in that budgeted funds are available for this purpose.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 31, 2023

(LAST DAY FOR COUNCIL ACTION - OCTOBER 31, 2023)

(Continued from Council meeting of September 27, 2023)

**Adopted Item as Amended by Motion 9A (de León – Rodriguez) - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee,
McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays:
(0); Absent: Park (1)**

(10) **23-0859**

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to delinquent accounts receivables submitted by the Los Angeles Housing Department for the quarter ending June 30, 2023.

Recommendation for Council action:

APPROVE the Collections Board of Review's recommendations for the Los Angeles Housing Department (LAHD) to remove from its active account receivables, 31 uncollectible invoices totaling \$510,084.06.

Fiscal Impact Statement: The LAHD reports that the proposed action will decrease the City's receivable base by \$510,084.06.

Community Impact Statement: None submitted

Adopted Item

**Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee,
McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0);
Absent: Rodriguez (1)**

(11) **23-0986**

CD 10

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to the acquisition and installation of pneumatic bollards near the plaza of the Vision Theater in Council District 10.

Recommendations for Council action, pursuant to Motion (Hutt – Lee),

SUBJECT TO THE APPROVAL OF THE MAYOR:

1. TRANSFER and APPROPRIATE from Fund No. 59V/50, Account No. 50YZAI to the General Services Fund No. 100/40, as follows: \$32,082 to Account No. 001014 (Salaries Construction) and \$270,007 to Account No. 003180 (Construction Materials) for the acquisition and installation of the bollards near the plaza of the Vision Theater, as further detailed in the text of the Motion (Hutt – Lee), attached to the Council file.
2. AUTHORIZE the Bureau of Street Services to make any corrections, clarifications or revisions to the above fund transfer instructions, including any new instructions, in order to effectuate the intent of the Motion, and including any corrections and changes to fund or account numbers; said corrections, clarifications, and changes may be made orally, electronically or by any other means.

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Rodriguez (1)

(12) **23-0933**

BUDGET, FINANCE AND INNOVATION COMMITTEE REPORT relative to allegations of unclaimed City funds as reflected in the Los Angeles County Auditor-Controller's Office Lost or Missing Check database.

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

REQUEST the Controller to review and report on allegations of unclaimed City funds as reflected in the Los Angeles County Auditor-Controller's Office Lost or Missing Check database.

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Rodriguez (1)

(13) **23-0977**
CDs 1, 10

PUBLIC WORKS COMMITTEE REPORT relative to designating the corridor of Pico Boulevard between Arlington Avenue and Westmoreland Avenue as the Oaxacan Corridor.

Recommendations for Council action, as initiated by Motion (Hutt – Hernandez - McOsker):

1. DESIGNATE the corridor of Pico Boulevard between Arlington Avenue and Westmoreland Avenue as the Oaxacan Corridor.
2. INSTRUCT the Los Angeles Department of Transportation (LADOT) to fabricate and post permanent ceremonial signs along the Oaxacan Corridor as identified in this Motion no later than November 17, 2023.
3. INSTRUCT the Bureau of Street Services (BSS), with the assistance of the LADOT, Bureau of Engineering, and Department of Cultural Affairs, to conduct an analysis of a proposed Oaxacan Corridor streetscape project between Arlington Avenue and Westmoreland Avenue along Pico Boulevard. This report should include:
 - a. An analysis of other corridors and gateways in the City and the costs associated with a project of this sort.
 - b. The various types of cultural designations that exist as options.

c. Recommendations for what elements should be included in the streetscape project.

4. INSTRUCT the BSS to develop an outreach plan to the Oaxacan community in the direct vicinity of this proposed corridor and Citywide to inform the process, the design, and the cultural and historical significance of the project.

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Rodriguez (1)

(14) **23-0976**
CD 9

PUBLIC WORKS COMMITTEE REPORT relative to temporarily closing the alleys adjacent to 1174 East 42nd Place (south of 42nd Place and north of 43rd Street between William Way and Hooper Avenue) and 149 West 61st Street (south of 60th Street and north of 61st Street between Broadway and Main Street).

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

INSTRUCT the City Engineer to report to the Council with recommendations to temporarily close the alleys adjacent to 1174 East 42nd Place (south of 42nd Place and north of 43rd Street between William Way and Hooper Avenue) and 149 West 61st Street (south of 60th Street and north of 61st Street between Broadway and Main Street), pursuant to State Vehicle Code Section 21101.4.

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Rodriguez (1)

(15) **23-0891**
CD 4

PUBLIC WORKS COMMITTEE REPORT relative to designating the intersection at the traffic circle bordered by North Bronson Avenue and Canyon Drive as "Alexanderplatz."

Recommendations for Council action, as initiated by Motion (Raman – Soto-Martínez):

1. DESIGNATE the intersection at the traffic circle bordered by North Bronson Avenue and Canyon Drive as "Alexanderplatz."
2. DIRECT the Los Angeles Department of Transportation to erect permanent ceremonial sign(s) to this effect at this location.

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, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Rodriguez (1)

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

(16) **23-0869**

RESOLUTION relative to the Declaration of Emergency by the Mayor, dated August 19, 2023, concerning extreme conditions caused by Tropical Storm Hilary, such as power outages, damage to power lines, fallen trees, and damaging floodwaters, including a commercial stretch of Melrose

Avenue in Los Angeles, pursuant to Los Angeles Administrative Code (LAAC) Section 8.27.

Recommendation for Council action:

Adopt the accompanying RESOLUTION to:

1. Resolve that a local emergency regarding extreme conditions caused by Tropical Storm Hilary, such as power outages, damage to power lines, fallen trees, and damaging floodwaters, including a commercial stretch of Melrose Avenue in Los Angeles, within the meaning of LAAC Section 8.21, et seq., at the time of the Mayor's August 19, 2023, Declaration of Local Emergency, which the City Council hereby ratifies.
2. Resolve that because the local emergency continues to exist within the City, within the meaning of LAAC Section 8.21, et seq., there is a need to continue the declared state of local emergency, which the City Council hereby ratifies.
3. In accordance with LAAC Section 8.21 et seq., instruct and request all appropriate City departments, agencies, and personnel to continue to perform all duties and responsibilities to represent the City in this matter to prevent and abate the emergency and receive, process, and coordinate all inquiries and requirements necessary to obtain whatever State and Federal assistance that may become available to the City and/or to the citizens of the City who may be affected by the emergency.
4. Instruct the General Manager, Emergency Management Department, to advise the Mayor and City Council on the need to extend the state of local emergency.
5. Instruct the City Clerk, unless and until Council directs otherwise or discontinues the state of emergency, to timely agendaize this matter so that Council may consider whether to continue the state of emergency.
6. **Instruct the City Clerk to forward copies of this Resolution to**

the Governor of the State of California, the Director of the Office of Emergency Services of the State of California, the Los Angeles County Office of Emergency Management, and the Los Angeles County Board of Supervisors.

Adopted Motion (Krekorian – Yaroslavsky) to note and file the Emergency Declaration Resolution - SEE ATTACHED

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(17) **23-0005-S155
CD 13**

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 600 North Robinson Street (Case No. 789581), Assessor I.D. No. 5401-014-010, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated September 18, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 600 North Robinson Street (Case No. 789581), Assessor I.D. No. 5401-014-010, 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.

(Continued from Council meeting of September 27, 2023)

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(18) **09-0005-S751**
CD 13

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 4607 West Melrose Avenue (Case No. 745209) Assessor I.D. No. 5520-001-001 from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the council file and ADOPT the accompanying RESOLUTION removing the property at 4607 West Melrose Avenue (Case No. 745209) Assessor I.D. No. 5520-001-001 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(19) **16-0005-S234**
CD 10

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 1262 South Cochran (Case No. 672961) Assessor I.D. No. 5070-010-013, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 1262 South Cochran Avenue (Case No. 672961) Assessor I.D. No. 5070-010-013, 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(20) **23-0005-S165**
CD 1

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 1027 South Burlington Avenue (Case No. 748863) Assessor I.D. No. 5136-010-017 from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 1027 South Burlington Avenue (Case No. 748863) Assessor I.D. No. 5136-010-017 from the REAP.

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

Community Impact Statement: None submitted.

Continued Item to October 25, 2023

Ayes: de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Park, Raman, Soto-Martínez, Yaroslavsky (11); Nays: (0); Absent: Blumenfield, Padilla, Price Jr., Rodriguez (4)

(21) **23-0005-S166**
CD 4

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 4621 West Ambrose Avenue (Case No. 781907) Assessor I.D. No. 5590-004-018 from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 4621 West Ambrose Avenue (Case No. 781907) Assessor I.D. No. 5590-004-018 from the REAP.

Fiscal Impact Statement: None submitted by 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(22) **23-0005-S167**
CD 6

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 14701 West Delano Street (Case No. 782751) Assessor I.D. No. 2241-015-024, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 14701 West Delano Street (Case No. 782751) Assessor I.D. No. 2241-015-024, 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(23) **23-0005-S168**
CD 9

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 1247 West 62nd Street (Case No. 370255) Assessor I.D. No. 6003-025-024, from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 1247 West 62nd Street (Case No. 370255) Assessor I.D. No. 6003-025-024, 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(24) **23-0005-S169**
CD 11

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 256 South 4th Avenue (Case No. 776224) Assessor I.D. No. 4240-007-001 from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION

removing the property at 256 South 4th Avenue (Case No. 776224) Assessor I.D. No. 4240-007-001 from the REAP.

Fiscal Impact Statement: None submitted by 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(25) **23-0005-S170
CD 13**

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) and RESOLUTION relative to removing the property at 1431 North Vista Street (Case No. 690176) Assessor I.D. No. 5550-022-005 from the Rent Escrow Account Program (REAP).

Recommendation for Council action:

APPROVE the LAHD report recommendation dated October 3, 2023, attached to the Council file, and ADOPT the accompanying RESOLUTION removing the property at 1431 North Vista Street (Case No. 690176) Assessor I.D. No 5550-022-005 from the REAP.

Fiscal Impact Statement: None submitted by 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, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(26) **23-1092**
CD 14

MOTION (DE LEÓN - BLUMENFIELD) relative to a street banner campaign coordinated by Council District 14 to promote the Dia De Los Muertos and encourage community participation, for the period of October 1, 2023 to November 30, 2023.

Recommendation for Council action:

1. APPROVE, in accordance with the Los Angeles Municipal Code Section 62.132, a street banner program being coordinated by Council District 14, as a City of Los Angeles Event Street Banner Program for the period of October 1, 2023 to November 30, 2023.
2. APPROVE the content of the street banner design, attached to the Motion.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(27) **23-1094**
CD 2

MOTION (KREKORIAN - YAROSLAVSKY) relative to funding for the Chandler Bikeway Improvement Project, Phase II, in Council District 2.

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

1. TRANSFER and APPROPRIATE \$600,000 from the "Chandler Bike Way Community Connectivity Projects" line item in the Capital Improvement Expenditure Program Fund No. 100/54, to the below listed Accounts and in the amounts specified in the Street Services Fund No. 100/86, for the Chandler Bikeway Improvement Project, Phase II, in Council District 2:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
001010	Salaries General	\$60,000
001090	Salaries – Overtime	\$25,000
003030	Construction Expense	\$150,000
003040	Contractual Services	<u>\$365,000</u>

Total

\$600,000

2. AUTHORIZE the Bureau of Street Services to make any corrections, clarifications or revisions to the above fund transfer instructions, including any new instructions, in order to effectuate the intent of this Motion, and including any corrections and changes to fund or account numbers; said corrections / clarifications / changes may be made orally, electronically or by any other means.

Adopted Item

Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

(28) **23-1200-S144**

COMMUNICATION FROM THE CONTROLLER relative to the appointment of Rabbi Aryeh Eli Cohen to the City Ethics Commission.

Recommendation for Council action:

RESOLVE that the Controller's appointment of Rabbi Aryeh Eli Cohen to the City Ethics Commission, for the term ending June 30, 2028, is APPROVED and CONFIRMED. Rabbi Aryeh Eli Cohen will fill the vacancy created by Shedrick (Rick) Davis.. (Current Composition: F=1; M=2; Vacant=2)

Financial Disclosure Statement: Filed.

Background Check: Pending

Community Impact Statement: None submitted

TIME LIMIT FILE - NOVEMBER 6, 2023

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 3, 2023)

(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, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Park (1)

Items Called Special

Motions for Posting and Referral - SEE ATTACHED

Council Members' Requests for Excuse from Attendance at Council Meetings

Closed Session

(29) **23-0996**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Elsa Navarro v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV01290. (This matter arises from a fall that occurred on February 28, 2018, near a bus stop located at the intersection of Lorena Street and Whittier Boulevard, in Los Angeles.)

(Budget, Finance and Innovation Committee considered this matter in Closed Session on September 27, 2023)

**Adopted Motion (Blumenfield – Harris-Dawson) in Open Session - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0); Absent: Rodriguez (1)**

(30) **23-1005**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Peggy A. Romeo v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 22STCV02896. (This matter arises from a trip and fall incident that occurred on March 11, 2021, at 23901 Hartland Street.)

(Budget, Finance and Innovation Committee considered this matter in Closed Session on September 27, 2023)

**Adopted Motion (Blumenfield – Harris-Dawson) in Open Session - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee,
McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0);
Absent: Rodriguez (1)**

(31) **23-1001**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Bertila Pereda v. City of Los Angeles, Los Angeles Superior Court Case No. 20STCV10422. (This matter arises from a fall incident that occurred on April 15, 2019, at 10317 Amestoy Avenue in Los Angeles, California.)

(Budget, Finance and Innovation Committee considered this matter in Closed Session on September 27, 2023)

**Adopted Motion (Blumenfield – Harris-Dawson) in Open Session - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee,
McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0);
Absent: Rodriguez (1)**

(32) **23-1004**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Victor Alvarado Medina v. Antonio DeSantos, et al., Los Angeles Superior Court Case No. 21STCV13016. (This matter arises from a traffic accident on July 14, 2020, at or near the intersection of Temple and Hope Street in Los Angeles, California.)

(Budget, Finance and Innovation Committee considered this matter in Closed Session on September 27, 2023)

**Adopted Motion (Blumenfield – Harris-Dawson) in Open Session - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee,
McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0);
Absent: Rodriguez (1)**

(33) **23-0998**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Ariel Gonzales Gutierrez v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 21STCV46860. (This matter arises from

a trip and fall accident at 7275 Franklin Avenue, in the City of Los Angeles.)

(Budget, Finance and Innovation Committee considered this matter in Closed Session on September 27, 2023)

**Adopted Motion (Blumenfield – Harris-Dawson) in Open Session - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0);
Absent: Rodriguez (1)**

(34) **23-0997**

The City Council may recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Peyman David Emmanuel v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 19STCV16345. (This matter arises from a trip and fall incident on the street close to the intersection of Le Conte Avenue and Broxton Avenue in West Los Angeles.)

(Budget, Finance and Innovation Committee considered this matter in Closed Session on September 27, 2023)

**Adopted Motion (Blumenfield – Harris-Dawson) in Open Session - SEE ATTACHED
Ayes: Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Park, Price Jr., Raman, Soto-Martínez, Yaroslavsky (14); Nays: (0);
Absent: Rodriguez (1)**

Adjourning Motions

Council Adjournment

ENDING ROLL CALL

Blumenfield, de León, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Rodriguez, Soto-Martínez, Yaroslavsky (14); Absent: Park (1)

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

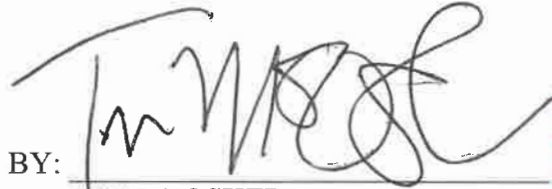
TO CITY CLERK FOR PLACEMENT ON NEXT
REGULAR COUNCIL AGENDA TO BE POSTED

#51

MOTION

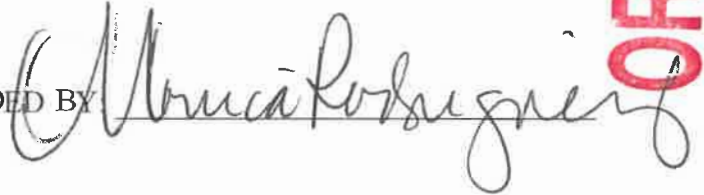
I MOVE that the City Council reaffirm its findings for the reward offer relative to the death of Monica Molina on May 2, 2021 (Council Action of December 3, 2021, C.F. 21-0010-S22) and that the reward offer be reinstated for an additional period of six months from the publication of the renewed offer of reward by the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

PRESENTED BY:



TIM McOSKER
Councilmember, 15th District

SECONDED BY



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OCT 11 2023

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MOTION

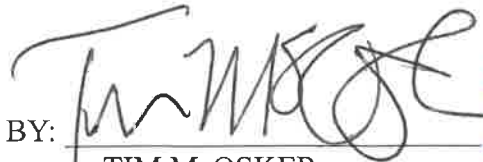
The County of Los Angeles secured a Bridge Preventative Maintenance Program (BPMP) grant from the State's Highway Bridge Program to make repairs to a number of bridges within their jurisdiction. Two bridges also fell partially within the City's jurisdiction and an agreement was approved (C-132807) for the City to contribute to the required local share of the costs to the County to undertake the actual repairs (C.F. 18-0683).

Recently, the County approached the City indicating that Tweedy Boulevard over the Alameda Corridor Transportation Authority bridge was annexed by the City in 2015. The County has completed the necessary inspections, design, and other pre-construction work to make repairs before realizing that the bridge now falls within City jurisdiction. They are willing to perform the repairs using the grant funds, but, consistent with C-132807, are requesting that the City pay \$14,000 as part of the required local match. It is necessary to execute an amendment to the original agreement and authorize the expenditure of the required funds.

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

1. City Engineer to execute the attached Amendment to the Los Angeles County Bridge Maintenance Agreement (Contract No. C-132807), subject to approval by the City Attorney as to form, for the City contribution of \$14,000 toward the local share of costs for the rehabilitation of the Tweedy Boulevard over the Alameda Corridor Transportation Authority (ACTA) bridge.
2. Controller to establish an account within the Capital Improvement and Technology Expenditure Program (CTIEP) Fund No. 100/54 entitled, Tweedy Boulevard/ACTA Bridge, for the Los Angeles County Bridge Maintenance Agreement.
3. Transfer \$14,000 within CTIEP Fund No. 100/54 from the Bridge Improvement Program Contingency Account No. 00Y809 to the Tweedy Boulevard/ACTA Bridge account for payment to the County of Los Angeles under the Los Angeles County Bridge Maintenance Agreement.
4. Bureau of Engineering to make any corrections, clarifications, or revisions to the above fund transfer instructions, including any new instructions, in order to effectuate the intent of this Motion, including any corrections and changes to fund or account numbers.

PRESENTED BY:


TIM McOSKER

Councilmember, 15th District

SECONDED BY:



OCT 11 2023

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AMENDMENT TO AGREEMENT PW031814LAX

THIS AMENDMENT TO AGREEMENT, made and entered into by and between the CITY OF LOS ANGELES, a municipal corporation in the County of Los Angeles (hereinafter referred to as CITY), and the COUNTY OF LOS ANGELES, a political subdivision of the State of California (hereinafter referred to as COUNTY):

WITNESSETH

WHEREAS, CITY and COUNTY have heretofore executed CITY-COUNTY Agreement PW031814LAX, dated February 19, 2019, hereinafter referred to as AGREEMENT, regarding a cooperative project to perform one-time only preventive maintenance work on 2 highway bridges located within the CITY, previously and hereinafter referred to as PROJECT; and

WHEREAS, CITY now requests that COUNTY perform one-time only preventive maintenance work on 1 additional bridge, the Tweedy Boulevard over Alameda Corridor Transportation Authority bridge, located within CITY, hereinafter included as part of PROJECT; and

WHEREAS, it is of general interest to CITY and COUNTY to extend the service life of the 1 additional bridge included in PROJECT; and

WHEREAS, COST OF PROJECT, with the 1 additional bridge, is now estimated to be Four Hundred Seventy Thousand and 00/100 Dollars (\$470,000.00) with Federal funding reimbursement estimated to be Four Hundred Sixteen Thousand and 00/100 Dollars (\$416,000.00); and

WHEREAS, CITY is willing to finance the LOCAL SHARE OF COSTS, the non-Federally reimbursable local agency portion of the COST OF PROJECT; and

WHEREAS, LOCAL SHARE OF COSTS is now estimated to be Fifty-Four Thousand and 00/100 Dollars (\$54,000.00); and

WHEREAS, CITY has previously deposited Forty Thousand and 00/100 Dollars (\$40,000.00) under AGREEMENT and is willing to finance the balance of Fourteen Thousand and 00/100 Dollars (\$14,000.00) of the LOCAL SHARE OF COSTS, by depositing Fourteen Thousand and 00/100 Dollars (\$14,000.00) in cash.

NOW, THEREFORE, CITY and COUNTY mutually agree to amend AGREEMENT as follows:

Section (2), paragraph c., is amended to include the Tweedy Boulevard over Alameda Corridor Transportation Authority bridge.

IN WITNESS WHEREOF, the parties hereto have caused this AMENDMENT TO AGREEMENT to be executed by their respective officers, duly authorized, by the CITY OF LOS ANGELES on _____, 2023, and by the COUNTY OF LOS ANGELES Director of Public Works on _____, 2023.

COUNTY OF LOS ANGELES

By _____
Director of Public Works

APPROVED AS TO FORM:

Dawyn R. Harrison
Interim County Counsel

By _____
Deputy

CITY OF LOS ANGELES

By _____
City Engineer

ATTEST:

By _____
City Clerk

APPROVED AS TO FORM:

By _____
City Attorney

MOTION

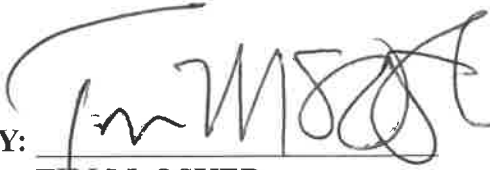
TRADE, TRAVEL AND TOURISM

The Living Wage Ordinance (LWO) was first adopted by the City in 1997. The purpose of the LWO was to improve the quality of the services provided by employees of employers that contract with the City. By contractually requiring City contractors to pay their employees a higher wage and benefits than required under federal, state, or local minimum wage laws, the City sought to improve high turnover, absenteeism, and poor performance among the workers providing services for, and on behalf of, the City.

On August 29, 2023, the Ninth Circuit Court of Appeals issued its decision in the case of *Airlines for America v. City and County of San Francisco*, 78 F.4th 1146 (2023). In that case, the Court evaluated a San Francisco ordinance and determined San Francisco was acting as a regulator because of the ordinance’s penalty provisions.

Section 10.37.6(g)(3) of the City’s LWO does contain a \$100/day fine provision. However, the \$100/day fine provision in section 10.37.6(g)(3) was never intended to be punitive. Rather, \$100/day fine is meant to serve as liquidated damages to cover the losses incurred by the City for the harm caused when an employer breaches its contract and fails to cure a LWO violation. Because the City endeavors to mitigate its own damages, the Bureau of Contract Administration (BCA) has never actually exercised its right to recover any fines under Section 10.37.6(g)(3) since it became the designated administrative agency for the LWO in 2008. Nevertheless, out of an abundance of caution in consideration of the Ninth Circuit’s opinion, reconsideration of the need for this unused provision is in the best interest of the City.

I THEREFORE MOVE that the City Council request the Office of the City Attorney amend the LWO to ensure that section 10.37. 6 (g) (3) is in compliance with the court’s decision.

PRESENTED BY: 

TIM McOSKER
Councilmember, 15TH District

SECONDED BY: 

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OCT 11 2023

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MOTION

PUBLIC WORKS

The Vedanta Temple of the Vedanta Society of Southern California has graced the Hollywood Dell neighborhood of Los Angeles since 1938, offering spiritual sanctuary and inspiration to Angelenos for nearly 100 years. Created in 1929 by Swami Prabhavananda, the Society’s spiritual foundations were established earlier by Swami Vivekananda during his visit to Los Angeles in 1899–1900. These ideals originate from the universal message of Vedanta, as lived fully by Vivekananda’s teacher, Sri Ramakrishna Paramahansa, the great Hindu sage of India.

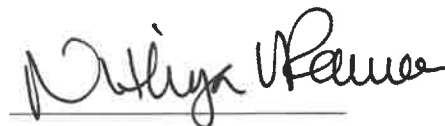
At the southeast corner of the intersection of Vedanta Place and Vedanta Terrace in the Hollywood Dell neighborhood of Council District 4 is the beautiful Vedanta Temple compound, which includes a bookshop, library, and monastery. The site has grown as an inclusive and welcoming opportunity for locals and visitors to Los Angeles to enjoy the rich cultural history, quiet spiritual environment, and unique architecture of the property.

Over the years, the Vedanta Society has influenced American culture, drawing notable intellectuals and artists as well as spiritual seekers of all faiths. The organization also publishes world-renowned books, such as the acclaimed translation of the Bhagavad Gita by Swami Prabhavananda and Christopher Isherwood. Author-philosophers Aldous Huxley and Gerald Heard were frequent guests and noted speakers at the temple. Well-known personalities like Greta Garbo, Somerset Maughan, Beulah Bondi, and King Vidor were also often in attendance.

We recognize the value of diversity and celebrate the communities who make our district so unique. The Vedanta Society of Southern California’s Hollywood Temple and site is a hidden gem within Council District Four.

I THEREFORE MOVE, that the intersection at Vedanta Place and Vedanta Terrace in the Hollywood Dell be named as “Vedanta Square” and that the Department of Transportation be directed to erect permanent ceremonial signage to this effect at this location.

PRESENTED BY:



NITHYA RAMAN
Councilmember, 4th District

SECONDED BY:



ORIGINAL

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OCT 11 2023

MOTION

The State's Affordable Housing and Sustainable Communities (AHSC) Program, funded with Greenhouse Gas Reduction Fund (GGRF) is capitalized with what are commonly known as cap-and-trade dollars. The City of Los Angeles has already been awarded approximately \$648 million in AHSC funds to support development of affordable housing. To date, AHSC funding will support 39 developments comprised of 4,338 affordable housing units and several greenhouse gas emission-reducing transit infrastructure projects throughout the City. The Strategic Growth Council (SGC) oversees the AHSC Program, which is administered by the Department of Housing and Community Development (HCD).

The SGC and HCD are now considering changes to Round 8 of the AHSC Program. Round 8 will make available an estimated \$650 million statewide for affordable housing and related transit infrastructure improvements. On September 22, 2023, HCD released the *AHSC Program Round 8 Draft Guidelines* and opened a 30-day public comment period. Comments are due to HCD by October 24, 2023. The final guidelines are scheduled to be released in December, applications would be due by March 2024, and awards announced in August 2024. The proposed guideline revisions would affect the scoring and certain requirements for eligible projects, which may significantly affect the City's ability to successfully compete for funds in Round 8.

It is critical that the Los Angeles Housing Department review the proposed guidelines and recommend any necessary revisions to ensure that the City and its co-applicant developers are competitive enough to secure a fair share of resources to help address the City's affordable housing and infrastructure needs.

I THEREFORE MOVE that Council instruct the Los Angeles Housing Department to review the proposed changes to the *AHSC Program Round 8 Draft Guidelines*, and report, if necessary, with any City comments on these guidelines, prior to the public comment deadline.

PRESENTED BY:


NITHYA RAMAN
Councilmember, 4th District

SECONDED BY:



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MOTION

The Systematic Code Enforcement Program (SCEP) is a proactive inspection program for rental housing. Under the program, City Code Enforcement inspects Tier 1 rental units every four years and Tier 2 properties every two years. The program is an important tool in the midst of a housing affordability crisis. It helps to ensure that rental housing is safe and healthy for tenants and that recurring and unaddressed habitability violations are not used as an extra-legal means to remove tenants from their homes. The City also performs complaint-based inspections when individual tenants make complaints to Code Enforcement. This, too, is important to ensure that tenants do not suffer needlessly from habitability violations but instead have a means of redress through the City.

While an important means of redress for many tenants and for making sure repairs occur, in certain aspects, SCEP and complaint-based inspections are lacking accountability measures used by Code Enforcement departments in other cities. Inadequate forms of documentation of code violations and broad discretion to give extensions to landlords to make repairs has led to instances of tenants waiting long periods of time for repairs after inspection or receiving improper repairs from their landlords, resulting in a cycle of recurring habitability issues. Patterns of inadequate repairs, harassment, and opaque guidelines within the current SCEP and complaint-based inspection systems also highlight the need for broader application of Tenant Habitability Plans (THP). Tenants are sometimes temporarily relocated when SCEP and complaint-based inspections require repairs. If the work being performed meets the requirements for primary renovation under the Los Angeles Municipal Code, the landlord must first create and file a THP with the Housing Department for how to mitigate impacts of upcoming renovations on existing tenants, including a plan for where and how tenants will be relocated with minimal impacts to the tenants' lives. Currently, the THP process is not triggered for all of these repairs, allowing the displacement of tenants to inadequate lodging for unknown periods of time because the repairs are not considered primary renovation. Any required repairs that justifies the temporary relocation of tenants should go through a THP to ensure all processes and protections are in place.

Additionally, as a means to encourage landlords to make timely repairs, most California cities with municipal rent control, such as Santa Monica, Alameda, and San Francisco, have a petition process that allows tenants to file petitions for downward adjustments of rent based on the habitability of the unit, along with other decreases in services. The landlord is entitled to increase the rent to its original value once the defects are corrected. Under such a system, a tenant can file a petition for one, two, three, or more defects, and need not prove that the entire property is uninhabitable in order to receive a downward rent adjustment where a landlord fails to make repairs. Landlords are incentivized to make repairs because a downward rent adjustment remains in place until they make them.

Currently, the Rent Adjustment Commission Regulations allows petitions for decreases in services but bars those based on the habitability of a unit, except for petitions through the REAP program (RAC Regs., § 411.01.) This means that in addition to proving a decrease in services, a tenant must also prove that the conditions are subject to an existing order and that the time for compliance with the order has expired, including any extensions. (RAC Regs., § 1200.03). However, in practice, tenants may continue to wait for repairs and not be entitled to any compensation through the Rent Adjustment Commission for what is otherwise a decrease in services. This also lessens the financial incentive of the landlord to make immediate repairs.

Accordingly, and as called for in companion efforts such as CF 23-0930, the City should explore these policies and practices used successfully in other cities in order to encourage timely and quality repairs and to encourage tenants and landlords to fully participate in the SCEP and complaint-based inspections processes.

I THEREFORE MOVE that the City Council instruct the Los Angeles Housing Department, with the assistance of the Department of Building and Safety, the Office of the City Attorney, and any other relevant departments, report back in 60 days with recommendations to address various limitations of the Systematic Code Enforcement Program (SCEP) and complaint-based inspections. The report should consult stakeholder organizations, including tenant advocacy groups and landlords, and consider findings produced in various reports compiled by such organizations. Specifically, the report should include an analysis and recommendations that consider the following:

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- Provide avenues to increase compliance with timely and good quality repairs, as well as strategies to maximize efficacy of SCEP inspections such as providing tenants and landlords more notice, information, and resources prior to inspections and providing transparent updates on schedules, open complaints and citations, and assigned inspectors;
- Establish clear protocols and remedies for common code violations, such as:
 - Require before-and-after photos, including follow-up visual inspections to verify required work is completed
 - Provide landlords with pre-approved options for specific repairs, and
 - Collect proof and receipt of completed work
- Increase coordination between various code enforcement units within LAHD and with other departments that interface with tenants and landlords on any relevant issues;
- Evaluate options to reduce delays for inspections, such as limiting opportunities for denying inspectors entry and expediting process for obtaining inspection warrants;
- Strategies to improve language justice and accessibility throughout the inspection process for tenants and landlords;
- Study the use of escalated fines to motivate compliance with citations;
- Identify resources to help small landlords with financial difficulties to make repairs;
- Assess a potential process to allow tenants to file a petition with the Rent Adjustment Commission for a rent adjustment based on a landlord's failure to remedy citations for violations of housing codes related to the habitability of a dwelling after a certain period of time;
- Consider adjustments to the threshold for triggering Tenant Habitability Plans (THP) that capture disruptive activities or temporary displacement of tenants due to required repairs that are not primary renovation, including the following requirements for non-primary renovation plans:
 - Require that emergency repairs that must be completed within 48 hours will not trigger the requirement that a Tenant Habitability Plan form be completed,
 - Determine and assign which staff will receive the plans and complete review within two business days unless there is good cause for longer time, such as the need for a permit,
 - Provide that tenants shall have 5 business days to object after service by the landlord and that a hearing shall occur within 10 business days if there is no resolution between the parties in response to the objections, and
- Evaluate existing shortcomings of THP, including appeal process, enforcement, notification, and length of time a tenant can be relocated under THP


I FURTHER MOVE that the City Council instruct the Los Angeles Housing Department, with assistance from any other departments needed, to report back within 60 days with information about how many rental properties subject to SCEP are designated as Tier 1 and Tier 2, and among those how many have gone more than two or five years without a SCEP inspection. The report should speak to program and staffing needs to effectuate 4-year inspection cycles for Tier 1 properties and 2-year inspection cycles for Tier 2 properties.

In addition, the report should address the staffing and resources needed to implement these strategies.


PRESENTED BY:


 NITHYA RAMAN
 Councilmember, 4th District


 EUNISSES HERNANDEZ
 Councilmember, 1st District


 HUGO SOTO-MARTINEZ
 Councilmember, 13th District

SECONDED BY:


 HEATHER HUTT
 Councilmember, 10th District

ORIGINAL

MOTION

According to the 2023 Greater Los Angeles Homeless Count, there are an estimated 46,260 people in the City of Los Angeles experiencing homelessness, a 10 percent increase from 2022. At present, the City has approximately 6,200 interim beds from programs such as A Bridge Home, Tiny Villages, Safe Parking, and Project Roomkey, among others. In April 2022, the City and LA Alliance for Human Rights came to an agreement which would require opening enough beds to accommodate 60 percent of the City’s unsheltered population by 2027. As of June 2023, the City needs to open approximately 4,900 additional beds to meet this goal.

St. Andrews Apartments, located at 1540 and 1554 South St. Andrews Place, Los Angeles, CA 90019, is a new 44-unit apartment building with a gross building area of 48,528 square feet. All units are vacant, furnished and move-in ready. The property includes a 19,136 square foot parking lot, a ground floor office, an enclosed courtyard, onsite amenities, and a fully furnished common area.

The owner of this property has offered to lease the property to the City with an option to purchase at any time during the lease term upon 60 days notice. This property may be a suitable candidate for interim or permanent supportive housing. The City should evaluate the feasibility of leasing and/or purchasing this property to provide more beds for unhoused individuals and further address the continuing homelessness crisis.

I **THEREFORE MOVE** that the Council instruct the City Administrative Officer, with the assistance of the Housing Department and Department of General Services, to report with recommendations on the viability of leasing, with an option to buy, the property located at 1540-44 St. Andrews Place, Los Angeles, CA 90019 for use as interim housing and/or permanent supportive housing purposes.

PRESENTED BY: Heather Hutt
HEATHER HUTT
Councilmember, 10th District

SECONDED BY: Nehal Kaur

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PK

MOTION

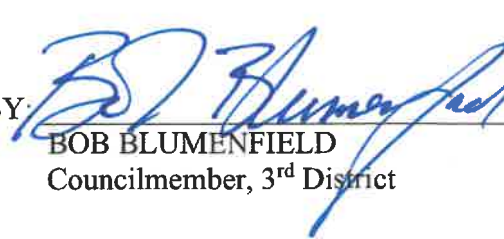
Pursuant to State Vehicle Code Section 21101.4, the City is authorized to undertake the temporary closure of public streets, alleys, and walkways to mitigate criminal activity. When necessary for the continued mitigation of criminal activity, temporary closures authorized under Section 21101.4 may be extended for “eight additional consecutive periods of not more than 18 months each.”

On April 29, 2022, the City Council approved the temporary street closure of Vanalden Avenue south of Gleneagles Drive to its southwesterly terminus for a period of 18 months (C.F. 21-0906). The street closure was requested by nearby residents and was supported by the Los Angeles Police Department who both reported nighttime drinking, automotive stunts, speeding and reckless driving, and the use of fireworks occurring at this location.

The street closure authorization will expire on October 29, 2023. Nearby residents support the continuation of this street closure to prevent crime in this area and to enhance the quality of life within the neighborhood. In order to continue this important street closure, the City Council must authorize the City Engineer to extend the closure period.

I THEREFORE MOVE that the City Engineer be instructed to report with recommendations on extending the temporary closure of Vanalden Avenue south of Gleneagles Drive to its southwesterly terminus for an additional eighteen months for reasons of public safety.

PRESENTED BY:


BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY:



ORIGINAL

OCT 11 2023

PK

MOTION

NEIGHBORHOOD & COMMUNITY
ENRICHMENT

Mel Bobich was born on March 15, 1927 in a house that still stands just blocks away from the working waterfront in San Pedro. In a 2003 letter, he recalled how his childhood playground consisted of the mud flats south of Crescent Avenue where the neighborhood vacant lot became the impromptu baseball diamond or football field. When he retired, he devoted his time to making sure the youth of his hometown had a place to play. He fiercely worked to seek after the sports fields and other facilities he believed San Pedro's youth needed.

Mr. Bobich passed away on June 5, 2018 and is remembered as a beloved husband, father, grandfather, friend and mentor, as well as a San Pedro community leader.

Mel Bobich and his wife, Katie, were founding members of the San Pedro Youth Coalition which has been serving the needs of youth recreation in the San Pedro community for over 35 years. Mr. Bobich was an active member of its leadership team for over 25 years.

Mr. Bobich leaves behind a legacy that impacted generations of young people in the San Pedro community through facilities he helped bring to life including the Bogdanovich Park baseball fields and gymnasium, Peck Park Gymnasium, the San Pedro High School Gymnasium, 22nd Street Park and the Field of Dreams.

I THEREFORE MOVE that the Board of Recreation and Parks Commissioners be requested to rename Peck Park Gymnasium, located at 560 North Western Avenue, 90732, to Mel Bobich Gymnasium in memory of Mel Bobich and in recognition of his advocacy for the San Pedro community.

PRESENTED BY:



TIM McOSKER
Councilmember, 15th District

SECONDED BY:



ORIGINAL

OCT 11 2023

PK

MOTION

The Rent Escrow Account Program (REAP) stands as a critical cornerstone in the city of Los Angeles' ongoing efforts to ensure safe and habitable living conditions for its residents, particularly in the midst of a housing affordability crisis. REAP is a city-administered program that seeks to hold property owners accountable for non-compliance with the City's Habitability Code and Environmental Health Code, which regulates the safety and habitability of buildings throughout Los Angeles. In a city where housing affordability and housing quality are pressing concerns, REAP plays a pivotal role in safeguarding the well-being of tenants. It serves as a mechanism to address housing code violations and incentivize property owners to maintain their units to the highest standards, reflecting the City's commitment to fostering a safe and livable environment for all residents.

REAP impacts tenants, landlords, the Los Angeles Housing Department (LAHD), and various community organizations. Tenants are directly affected, as they reside in buildings subject to REAP due to housing code violations. For these tenants, the program can offer potential relief in terms of ensuring that their living conditions meet habitability standards. For landlords, REAP offers a framework for addressing housing code compliance, which may involve temporary reductions in monthly rental income, necessary improvements, and administrative fees. Despite the expectations that the REAP program will keep properties up to health and safety code, it has not consistently delivered the desired outcomes. As of August 2023, Los Angeles had more than 600 buildings enrolled in REAP, with 141 buildings being part of the program for more than five years and 84 buildings in REAP for more than 10 years, and the longest standing entered REAP in 2001. These figures underscore the limitations of the program: its inability to effectively bring homes into compliance in a timely way.

REAP encounters several significant challenges. Among them include that tenants often find it excessively complicated to access funds from the escrow account for their own repairs, primarily due to a convoluted process. REAP allows tenants to reside in uninhabitable units while still requiring them to pay a portion of their rent. Subpar improvements or "mickey mouse repairs" are allowed, common, and fail to ensure long-term habitability. In the face of properties being in REAP, some landlords resort to harassing tenants, exacerbating the already challenging living conditions. The REAP program, also in its current state, falls short in its ability to guarantee that properties are habitable when they emerge from the program, often having other active violations that are overlooked due to bureaucratic processes. Lastly, despite cases in which buildings have active and numerous violations and repeated noncompliance they are not entering REAP. Additionally, landlords have found that moving their buildings through the REAP process has been cumbersome and communication with the Housing Department challenging.

Accordingly, and as called for in companion efforts such as CF 23-0738, it is imperative that we take action to address these issues. Our aim is to revitalize the REAP program to better serve its purpose. By doing so, we can ensure that all residents of Los Angeles have access to safe, habitable housing and alleviate the burdens imposed on tenants and landlords alike. It is not only a matter of code compliance but also a fundamental commitment to the well-being of our city's residents.

I THEREFORE MOVE that the City Council instruct the Los Angeles Housing Department, with the assistance of the Department of Building and Safety, the Office of the City Attorney, and any other relevant departments, report back in 60 days with recommendations to address various limitations of the Rent Escrow Account Program (REAP). The report should consult stakeholder organizations, including tenant advocacy groups and landlords, and consider findings produced in various reports compiled by such organizations. Specifically, the report should include an analysis and recommendations that consider the following:

- Reduce the amount of time that buildings stay in REAP by ensuring that buildings undergo proper repairs based on code complaint standards in a timely manner
- Ensure that buildings are in full compliance with habitability standards before being considered for REAP removal;
- Evaluate existing fine and fee schedules to motivate compliance and to reflect the cost of program administration;
- Assess the success of current outreach and education strategies to tenants and property owners;

PK

OCT 11 2023

- Increase tenant utilization of the escrow account and expedite access to said funds in order to conduct approved and appraised repairs;
- Ensure application, education, and enforcement of tenant protections for REAP units with unresolved code violations, including eviction protections;
- Identify resources to provide small landlords with financial assistance to make repairs and actions to avoid sales to corporate entities;
- Establish clear protocols and remedies for common code violations, such as:
 - Requiring before-and-after photos,
 - Providing property owners with pre-approved options for specific repairs, and
 - Collecting proof and receipt of completed work
- Analyze potential program improvements such as increasing the frequency of comprehensive inspections for problem properties, inspecting neighboring units, disclosing updates to tenants, evaluating potential roadblocks and delays as presented in current appeal processes, improving payment options for tenants, and examine why buildings that have numerous unresolved violations and repeated non-compliance are not in the program;
- Coordinate and systemize efforts across local agencies involved in habitability and code enforcement; and
- Identify opportunities for property disposal to community land trusts with willing owners when feasible.
- Explore strategies to reduce the volume of cases pending General Manager hearings and expedite the timeline for acceptance into REAP

In addition, the report should address the staffing and resources needed to implement these strategies.

PRESENTED BY: *Nithya Raman* *Eunisses Hernandez* *Hugo Soto-Martinez*
 NITHYA RAMAN EUNISSES HERNANDEZ HUGO SOTO-MARTINEZ
 Councilmember, 4th District Councilmember, 1st District Councilmember, 13th District

SECONDED BY: *Heather Hutt*
 HEATHER HUTT
 Councilmember, 10th District

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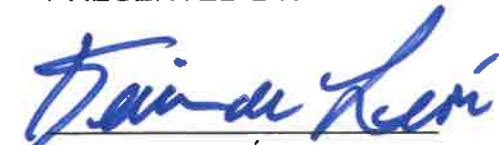
MOTION

09A

I move that the matter of CONTINUED CONSIDERATION OF TRANSPORTATION COMMITTEE REPORT relative to a proposed operating agreement with Metro Services Group to provide landscape, maintenance, and repair services, Item 9 on today's Council Agenda (CF 23-0940), be amended to add the following instructions:

- Direct the Bureau of Engineering, with the assistance of LADOT, to develop a conceptual design and detailed cost estimate for permanent decorative fencing with gates around Toriumi Plaza (plaza), adjacent to the LADOT lot located at 101 Judge John Aiso Street
- Direct LADOT, upon acceptance of the conceptual design and a reasonable cost estimate, to report back with possible funding sources that can be used to pay for design and construction including the potential use of the Special Parking Revenue Fund
- Direct LAPD and LADOT to report back on additional security measures for the LADOT lot located at 101 Judge John Aiso Street and adjacent facilities, including the installation of security cameras, and to identify resources to fully fund the recommended security measures
- Direct LADOT and the General Services Department to report back within 30 calendar days with a plan to ensure that graffiti removal at LADOT parking facilities can be completed on a comparable time frame as other graffiti removal in the city (24-72 hours)

PRESENTED BY:


KEVIN DE LEÓN
Councilmember, 14th District

SECONDED BY:



ORIGINAL

OCT 11 2023

PK

MOTION

I HEREBY MOVE that Council NOTE and FILE the Resolution relative to the Declaration of Emergency by the Mayor, dated August 19, 2023, concerning extreme conditions caused by Tropical Storm Hilary, such as power outages, damage to power lines, fallen trees, and damaging floodwaters, including a commercial stretch of Melrose Avenue in Los Angeles, pursuant to Los Angeles Administrative Code Section 8.27; Item 16 (Council file No. 23-0869) on today's Council Agenda.

PRESENTED BY _____
PAUL KREKORIAN
Councilmember, 2nd District

PRESENTED BY _____
KATY YAROSLAVSKY
Councilmember, 5th District

October 11, 2023

CF 23-0869

ITEM NO. 29

10/11/23 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Elsa Navarro v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 20STCV01290. (This matter arises from a fall that occurred on February 28, 2018, near a bus stop located at the intersection of Lorena Street and Whittier Boulevard, in Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office to expend up to **\$225,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller’s Office to transfer **\$225,000** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows:
Troshchiy Law Firm, APC and Elsa Navarro in the amount of \$225,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: “Yes”) at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

ITEM NO. 30

10/11/23 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Peggy A. Romeo v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 22STCV02896. (This matter arises from a trip and fall incident that occurred on March 11, 2021, at 23901 Hartland Street.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney's Office to expend up to **\$237,500** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller's Office to transfer **\$237,500** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Jacoby & Meyers Attorneys LLP and Peggy Alma Romeo in the amount of \$237,500.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: "Yes") at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____

MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

ITEM NO. 31

10/11/23 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Bertila Pereda v. City of Los Angeles, Los Angeles Superior Court Case No. 20STCV10422. (This matter arises from a fall incident that occurred on April 15, 2019, at 10317 Amestoy Avenue in Los Angeles, California.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office to expend up to **\$247,500** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller’s Office to transfer **\$247,500** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Ellis Law Corporation and Bertila Pereda in the amount of \$247,500.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: “Yes”) at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Victor Alvarado Medina v. Antonio DeSantos, et al., Los Angeles Superior Court Case No. 21STCV13016. (This matter arises from a traffic accident on July 14, 2020, at or near the intersection of Temple and Hope Street in Los Angeles, California.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office to expend up to **\$375,000** in settlement of the above-entitled matter.

2. AUTHORIZE the Controller’s Office to transfer **\$375,000** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.

3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows:
Downtown LA Law Group, LLP, Law Offices of Arnel B. Jalbuena, APC and Victor Alvarado Medina in the amount of \$375,000.

4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: “Yes”) at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

ITEM NO. 33

10/11/23 Council – Regular Meeting Agenda
Closed Session

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Ariel Gonzales Gutierrez v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 21STCV46860. (This matter arises from a trip and fall accident at 7275 Franklin Avenue, in the City of Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office to expend up to **\$295,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller’s Office to transfer **\$295,000** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Levitt, Leichenger & Aberle, LLP and Ariel Gonzales Gutierrez in the amount of \$295,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: “Yes”) at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____
BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____
MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

MOTION

I HEREBY MOVE that the Council ADOPT the following recommendations in order to effect settlement in the case entitled Peyman David Emmanuel v. City of Los Angeles, et al., Los Angeles Superior Court Case No. 19STCV16345. (This matter arises from a trip and fall incident on the street close to the intersection of Le Conte Avenue and Broxton Avenue in West Los Angeles.), **SUBJECT TO THE APPROVAL OF THE MAYOR:**

1. AUTHORIZE the City Attorney’s Office to expend up to **\$400,000** in settlement of the above-entitled matter.
2. AUTHORIZE the Controller’s Office to transfer **\$400,000** from the Liability Claims Fund No. 100/59, Account No. 009798, Miscellaneous Liability Payouts, to Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts.
3. AUTHORIZE the City Attorney to draw a demand from Fund No. 100/59, Account No. 009795, Public Works, Street Services Liability Payouts, as follows: Dordick Law Corporation and Payam David Emmanuel in the amount of \$400,000.
4. AUTHORIZE the City Attorney, or designee, to make necessary technical adjustments, subject to the approval of the City Administrative Officer, and authorize the Controller to implement the instructions.

This matter was recommended for approval by the Budget, Finance and Innovation Committee (Blumenfield – Harris-Dawson – Yaroslavsky - McOsker – Rodriguez: “Yes”) at its meeting held on September 27, 2023, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

PRESENTED BY _____

BOB BLUMENFIELD
Councilmember, 3rd District

SECONDED BY _____

MARQUEECE HARRIS-DAWSON
Councilmember, 8th District