

**Los Angeles City Council, Journal/Council Proceeding
Friday, December 15, 2023**

JOHN FERRARO COUNCIL CHAMBER ROOM 340, CITY HALL 200 NORTH SPRING STREET, LOS ANGELES, CA 90012 - 10:00 AM

SPECIAL COUNCIL MEETING

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

Special Agenda

Roll Call

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

An Opportunity for Public Comment will be Provided for All Items on the Agenda, Regardless of Whether a Public Hearing has been Previously Held

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

(34) **23-1429**

CONSIDERATION OF MOTION (McOSKER – KREKORIAN – HARRIS-DAWSON) relative to instructing all City departments to provide a list of each vacant employee position to the City Administrative Officer (CAO), Personnel Department, and Council.

Recommendations for Council action:

INSTRUCT all City departments to provide a list of each vacant employee position to the CAO, Personnel Department, and Council within 30 days, that includes:

- a. The position classification and the departmental program to which they are assigned.
- b. The annual salary cost for each vacancy, whether the positions are regular or resolution, and whether they are funded through special

funds or the General Fund and if any are fee-supported.

- c. The positions that are needed to meet each department's Fiscal Year 2023-24 salary savings rate.
- d. The fiscal year when the position was originally authorized (within the last five years) and when the position mostly recently became vacant.

Community Impact Statement: None submitted

(Personnel, Audits, and Hiring Committee waived consideration of the above matter)

Adopted Item Forthwith

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

(35) **23-1026**

CONSIDERATION OF MOTION (KREKORIAN – LEE) relative to expanding the application of the Bilingual Bonus currently provided to firefighters.

Recommendation for Council action:

INSTRUCT the City Administrative Officer (CAO) and the Los Angeles Fire Department to report to the Council within 30 days on the process and costs of applying the Bilingual Bonus to all firefighters in the field who speak any of the top five languages spoken in the City, and all languages that are spoken by more than two percent of the population of the City, regardless of the station where the individual firefighter serves.

Community Impact Statement: None submitted

(Personnel, Audits, and Hiring Committee waived consideration of the above matter)

Adopted Item Forthwith

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

(36) **23-1427**

COMMUNICATION FROM THE PERSONNEL DEPARTMENT relative to a proposed Professional Services Agreement with GovernmentJobs.com, Inc. (dba NeoGov) to provide online data management services for selection, applicant tracking, and testing management services.

Recommendation for Council action:

APPROVE and AUTHORIZE the General Manager, Personnel Department, or designee, to execute a Professional Services Agreement with GovernmentJobs.com, Inc. (dba NeoGov) to provide online data management services for selection, applicant tracking, and testing management services from June 1, 2023 through May 31, 2028, with a total maximum compensation not to exceed \$3,307,668.60 for the five-year term of the Agreement, subject to approval of the City Attorney as to form and language.

Fiscal Impact Statement: The Personnel Department reports that funding for this Agreement is included in the Personnel Department Budget, Fund No. 100, Contractual Services Account No. 3040, to cover the annual costs in Fiscal Year (FY) 2023-24. Additional funding to cover the annual costs in FY 2024-25 has been requested in the Personnel Department's FY 2024-25 Proposed Budget.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 12, 2024

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 9, 2024)

(Personnel, Audits, and Hiring Committee waived consideration of the above matter)

Adopted Item Forthwith

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

(37) **22-0659**

COMMUNICATION FROM THE LOS ANGELES DEPARTMENT OF TRANSPORTATION (LADOT) relative to acceptance of Transformative Climate Communities (TCC) Grant Funds as sub-grantee to Community Partners' South LA Eco-Lab Project.

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

1. AUTHORIZE the LADOT and Bureau of Street Services (BOSS) to execute revised Stakeholder Structure and Partnership Agreements, attached to the LADOT report dated November 28, 2023 in Council file No. 22-0659, with TCC Implementation Grant lead grantee, Community Partners, to carry out South LA Eco-Lab projects, subject to agreement from the City Attorney.
2. AUTHORIZE the LADOT to accept grant funds in an amount up to \$6,227,188 from the TCC Implementation Grant program through lead grantee, Community Partners, into Transportation Grant Fund No. 655 for the purpose of expanding Electric Vehicle (EV) car-share and e-bike library programs, implementing EV charging infrastructure, and implementing installing street improvements.
3. AUTHORIZE the BOSS to accept grant funds in an amount up to \$2,933,628 from the TCC Implementation Grant program lead grantee, Community Partners, into Transportation Grant Fund No. 655 for the purpose of providing safe and comfortable access to the Western/Slauson Transit Station and installing 15 lane miles of Cool Pavement.

Fiscal Impact Statement: The LADOT reports that In October 2022, the California Strategic Growth Council unanimously approved \$96.2 million in grant funding through the TCC Round 4 Program, including \$35 million to the South LA Eco-Lab Project. Based on the Stakeholder Structure and Partnership Agreement with Community Partners (Council file No. 22-

0659), the City is eligible for a total of \$9,160,816 in awarded grant funding toward LADOT and BOSS projects within the South LA Eco-Lab. The TCC Implementation grant requires at least 50 percent leveraged funding. The LADOT and BOSS identified at least \$5,015,036 in matching and in-kind resources to support project implementation. The LADOT identified a total of \$332,498 of in-kind staff time for matching funds and BOSS identified a total of \$1,929,338. The LADOT will request funding in the amount of \$518,400 in a future budget cycle (2025-26 or 2026-27) toward the EV Car Share Expansion Program as part of the City's match requirement. There is no additional anticipated impact on the General Fund in so much as the South LA Eco-Lab projects are expected to be completed within the established budget, and funded primarily through TCC grant funds. Attachment B of the November 28, 2023 LADOT report, attached to the Council File, details the leveraged funding and sources for each project, previously provided to Council in LADOT's report dated June 15, 2022. The grant requires project implementation by June 2028, and LADOT and BOSS's implementation start date is contingent upon approval of this report. Projects proposed for this program will continue to support clean transportation, GHG emission reduction, active transportation, safety, expansion of the nation's largest EV Car sharing program, and a growing E-Bike Library.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

Adopted Item Forthwith

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

(38) **20-1205-S2
CD 6**

~~CONSIDERATION OF MOTION (PADILLA - RAMAN) relative to the Memorandum of Understanding (MOU) with the Council for Watershed Health for the monitoring and management of the Los Angeles River Watershed Monitoring Program.~~ **grant funding to support technical studies on the dechannelization and widening of the Los Angeles River and project implementation for the Sepulveda Basin Vision Plan.***

***Journal correction**

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

AUTHORIZE the City Engineer, Bureau of Engineering, to:

- a. Apply for and accept two grant awards totaling \$2,175,000, consisting of \$1,750,000 to support technical studies on the dechannelization and widening of the Los Angeles River, and \$425,000 to support community outreach and plan refinement, from the Santa Monica Mountains Conservancy, execute agreements, receive funding, and to administer project implementation for the Sepulveda Basin Vision Plan.
- b. Make any correction, revisions, or clarifications to the above instructions to effectuate the intent of this Motion.

Community Impact Statement: None submitted.

(Energy and Environment Committee Committee waived consideration of the matter)

Adopted Item Forthwith

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

(39) **20-1074-S4**

CATEGORICAL EXEMPTION, STATUTORY EXEMPTION, NEGATIVE DECLARATION, ERRATA, SECOND ERRATA, and RELATED CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) FINDINGS; COMMUNICATION FROM THE CITY ATTORNEY and REVISED ORDINANCE FIRST CONSIDERATION relative to amending Sections 12.03, 12.10.5, 12.11.5, 12.12.2, 12.13, 12.13.5, 12.14, 12.21, 12.21.1, 12.22, 12.24, and 16.02.1 of the Los Angeles Municipal Code (LAMC) to streamline Zoning Code regulations to create a permanent Al Fresco Program for outdoor dining on private property.

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

1. DETERMINE, based on the whole of the administrative record, that Project No. ENV-2022-8180-CE is exempt from CEQA pursuant to CEQA Guidelines, Sections 15303 and 15311, and there is no substantial evidence demonstrating that an exception to a Categorical Exemption pursuant to CEQA Guidelines, Section 15300.2 applies; and, the project is exempt from CEQA pursuant to Public Resources Code Section 21080.25.
2. FIND, pursuant to CEQA Guidelines Section 15074(b), after consideration of the whole of the administrative record, including the Negative Declaration No. ENV-2023-3278-ND, Errata dated October 2023, Second Errata dated December 2023, and all comments received, there is no substantial evidence that the project will have a significant effect on the environment; FIND that the Negative Declaration reflects the independent judgment and analysis of the City; and, ADOPT the Negative Declaration.
3. ADOPT the Final Amended FINDINGS of the Department of City Planning (DCP), attached to the Council file, as the Findings of Council.
4. PRESENT and ADOPT the accompanying ORDINANCE, dated December 12, 2023, amending Sections 12.03, 12.10.5, 12.11.5, 12.12.2, 12.13, 12.13.5, 12.14, 12.21, 12.21.1, 12.22, 12.24, and 16.02.1 of the LAMC in order to streamline outdoor Zoning Code regulations to create a permanent AI Fresco Program for outdoor dining on private property.

Case No. CPC-2022-8179-CA

Environmental Nos. ENV-2022-8180-CE; ENV-2023-3278-ND

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

Community Impact Statement: Yes

Against, Unless Amended:
Coastal San Pedro Neighborhood Council
Valley Village Neighborhood Council

For, if Amended:
Sherman Oaks Neighborhood Council

Against:
Studio City Neighborhood Council

(Planning and Land Use Management Committee waived consideration of the above matter)

Adopted Item Forthwith

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

(40) **23-1321**
CD 3

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the proposed Agreement between the City and JV Ice Reseda, LLC for the operation and management of the Reseda Ice Rink.

Recommendations for Council action:

1. APPROVE and AUTHORIZE the President and Secretary, Board of Recreation and Park Commissioners, to execute the proposed agreement with JV Ice Reseda, LLC, for the operation and management of the Reseda Ice Rink (Facility), for a term of 10 years with two five-year options to renew, subject to the approval of the City Attorney as to form.
2. INSTRUCT the Department of Recreation and Parks (RAP) to incorporate the following language in the proposed agreement: "That the Contractor, a Food and Beverage Provider as defined in the Los Angeles Administrative Code (LAAC) Section 10.53.1(K), comply with the Zero Waste City Facilities and Events on City Property Ordinance, LAAC Section 10.53 et seq., as amended from

time to time; and, any subcontract entered into by Contractor for work to be performed under this proposed agreement must include an identical provision.

3. INSTRUCT the RAP, prior to execution of the proposed agreement, to:
 - a. Ensure that the Operator submits proof of current insurance on KwikComply that meets the minimum limits as required by the Risk Management Division, Office of the CAO.
 - b. Verify receipt of the Contractor Responsibility Ordinance Questionnaire by the Bureau of Contract Administration for the contract.

Fiscal Impact Statement: The CAO reports that there is no additional fiscal impact to the Recreation and Parks Fund. Based on information provided by the Operator, it is anticipated that over the proposed agreement's ten-year term, the Facility will generate gross operating revenue of \$16,652,630 and a net profit of \$2,389,031. The Operator will pay the RAP a naming rights fee of \$100,000 for the first year of operation that increases by three percent year over year. Total revenue from the naming rights fee over the proposed agreement's ten-year term is \$1,146,388. Revenues from both Facility operations and naming rights fees will be deposited into an "operations account" administered by the RAP, and will fund Facility operation expenses, Annual Management Fee (AMF) costs, and Incentive Fee (IF) costs. For each year of the proposed agreement, the RAPt will pay the Operator an AMF that increases by three percent year over year, and the AMF cost over the proposed agreement's ten-year term is \$2,132,315. The RAP will also pay the Operator an IF equal to 20 percent of gross receipts exceeding \$1,700,000 for that calendar year, and the estimated IF cost over the proposed agreement's ten-year term is \$258,836. The total estimated AMF and IF costs paid to the Operator over the proposed agreement's ten-year term is \$2,391,151.

Financial Policies Statement: The CAO further reports that the recommendations comply with the City Financial Policies in that user charges and fees are set to support the full cost of operations for which the fees are charged.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 22, 2024

(LAST DAY FOR COUNCIL ACTION - JANUARY 19, 2024)

(Neighborhoods and Community Enrichment Committee waived consideration of the matter)

Adopted Item Forthwith

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

(41) **23-0604
CD 14**

COMMUNICATION FROM THE MUNICIPAL FACILITIES COMMITTEE (MFC) relative to authorizing the Department of General Services (GSD) to negotiate and execute a new lease agreement with Gregg Williams, Receiver for Maguire Properties – 555 W. Fifth, LLC, for office space located at 555 West 5th Street.

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

1. AUTHORIZE the GSD to negotiate and execute a lease agreement with Gregg Williams, Receiver for Maguire Properties – 555 W. Fifth, LLC, for 308,791 square feet of office space for five City departments at 555 West 5th Street, Los Angeles, California 90071, under the terms and conditions substantially outlined in the GSD report attached to the MFC report dated December 13, 2023, attached to the Council file.
2. TRANSFER \$21.35 million from the Reserve Fund to the Unappropriated Balance Fund 100/58 and APPROPRIATE therefrom to the Citywide Leasing Account, Fund 100/63, Account No. 000024, to fund the City's portion of tenant improvement costs at 555 West 5th Street, subject to review and approval by the City Administrative Officer.

Fiscal Impact Statement: The MFC reports that there is an anticipated General Fund impact of \$21.35 million in the current year resulting from this lease. The GSD is requesting an interim budget appropriation of \$21.35 million to fund tenant improvement costs at 555 West Fifth Street as the Citywide Leasing Account does not have funding capacity. The report recommendation includes a transfer of \$21.35 million from the Reserve Fund to the Citywide Leasing Account. To offset the City's portion of tenant improvements, the Landlord has agreed to provide the City rent abatement in future years totaling \$19.8 million. It is anticipated that the \$21.35 million interim budget appropriation will be repaid over the next two fiscal years by the lease cost portion attributed to the Citywide Leasing Account and special funds.

Community Impact Statement: None submitted

TIME LIMIT FILE - FEBRUARY 12, 2024

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 9, 2024)

**(Government Operations and Budget, Finance and Innovation
Committees waived consideration of the above matter)**

Adopted Item Forthwith

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

(42) **20-0283-S1**

COMMUNICATION FROM THE MUNICIPAL FACILITIES COMMITTEE (MFC) relative to a lease agreement with 1910 Sunset Blvd. (LA) LP, for office space for the Los Angeles Housing Department (LAHD) at 1910 Sunset Boulevard.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a new lease agreement with 1910 Sunset Blvd (LA) L.P. at 1910 West Sunset Boulevard, Los Angeles, California 90026, under the terms and conditions substantially as outlined in the GSD report attached to the

MFC report dated December 13, 2023, attached to the Council file.

Fiscal Impact Statement: The MFC reports that there is no anticipated impact to the General Fund as the LAHD will fund lease costs and expenses through the Code Enforcement Trust Fund – 41M and Rent Stabilization Trust Fund – 440.

Community Impact Statement: None submitted

(Government Operations Committee waived consideration of the above matter)

Adopted Item Forthwith

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

(43) **23-0606**
CD 5

COMMUNICATION FROM THE MUNICIPAL FACILITIES COMMITTEE (MFC) relative to a lease agreement between the City and Amherst Tower, LLC. for a Council District (CD) Five field office at 5416 Wilshire Boulevard.

Recommendations for Council action:

1. AUTHORIZE the Department of General Services (GSD) to negotiate and execute a lease agreement between the City and Amherst Tower, LLC, for a CD Five field office at 5416 Wilshire Boulevard with a lease term for four years with two optional four-year extensions.
2. INSTRUCT the GSD to negotiate, if feasible, the renewal options to align with the Elected Official's term, and to execute the lease with the revised terms.

Fiscal Impact Statement: The MFC reports that there is no anticipated General Fund impact. Based on projections provided by the GSD, there

appears to be sufficient savings within the Citywide Leasing Fund to offset the leasing costs and associated expenses.

Community Impact Statement: None submitted

TIME LIMIT FILE - FEBRUARY 12, 2024

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 9, 2024)

(Government Operations Committee waived consideration of the above matter)

Adopted Item Forthwith

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

Items Called Special

Motions have been Referred and will be Posted on the City Clerk's Website shortly after the Council Meeting

Council Adjournment

ENDING ROLL CALL

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

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL