

Los Angeles City Council, Journal/Council Proceeding

Tuesday, February 13, 2024

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

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

Roll Call

Members Present: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); de León, Park, Rodriguez (3)

Approval of the Minutes

Commendatory Resolutions, Introductions and Presentations - SEE ATTACHED

Multiple Agenda Item Comment

Public Testimony of Non-agenda Items Within Jurisdiction of Council

Items Noticed for Public Hearing - PUBLIC HEARING CLOSED

(1) **23-0900-S60
CD 11**

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Charnock Road and McLaughlin Avenue Street Lighting District.

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

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

(Continued from Council meeting of January 16, 2024)

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)

(2) **23-0900-S61**
CD 6

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

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

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

(Continued from Council meeting of January 16, 2024)

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)

(3) **23-0900-S62**
CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Mariposa and Fountain Avenues Street Lighting District.

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

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

(Continued from Council meeting of January 16, 2024)

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)

(4) **23-0900-S63
CD 7**

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

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

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

(Proposition 218).

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

(Continued from Council meeting of January 16, 2024)

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)

(5) **23-0900-S64**
CD 7

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

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

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

(Continued from Council meeting of January 16, 2024)

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)

(6) **23-0900-S65**
CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 3rd Street and Ogden Drive Street Lighting District.

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

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

(Continued from Council meeting of January 16, 2024)

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)

(7) **23-0900-S66**
CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Regal Place and Cahuenga Boulevard No. 2 Street Lighting District.

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

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

(Continued from Council meeting of January 16, 2024)

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)

(8) **23-0900-S67**
CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Lankershim Boulevard and La Maida Street Lighting District.

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

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

(Continued from Council meeting of January 16, 2024)

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)

(9) **23-0900-S68**
CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Hollenbeck Park Street Lighting District.

Recommendations for Council action, SUBJECT TO THE APPROVAL

OF THE MAYOR:

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

(Continued from Council meeting of January 16, 2024)

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)

(10) **23-0900-S69
CD 4**

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

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

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

(Continued from Council meeting of January 16, 2024)

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) **23-0900-S70**
CD 4

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

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

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

(Continued from Council meeting of January 16, 2024)

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) **23-0267**
CD 5

CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the vacation of a portion of Magenta Lane north of Viretta Lane, VAC-E1401435 (Vacation).

Recommendations for Council action:

1. FIND that the Vacation is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.

2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of way indicated below and shown on the map of the October 18, 2023 City Engineer report, attached to the Council file:

Portion of Magenta Lane North of Viretta Lane

3. FIND that there is a public benefit to the Vacation. Upon vacation of the street, the City is relieved of its ongoing obligation to maintain the street. In addition, the City is relieved of any potential liability that might result from continued ownership of the involved street easements.
4. FIND that the Vacation is in substantial conformance with the purposes, intent and provisions of the General Plan, in conformance with Section 556 of the City Charter.
5. FIND that the Vacation is not necessary for non-motorized transportation facilities, in conformance with Section 892 of the California Streets and Highways Code.
6. FIND that the Vacation is not necessary for present or prospective public use, in conformance with Section 8324 of the California Streets and Highways Code.
7. ADOPT said City Engineer's report with the conditions contained therein.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$14,980 for the investigation of this request pursuant to Section 7.42 of the Los Angeles Administrative Code (LAAC). Any deficit fee to recover the cost pursuant to Section 7.44 of the LAAC will be required of the petitioner. Maintenance of the public easement by City forces will be eliminated.

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 Been Held

(13) **23-1124**

TRADE, TRAVEL AND TOURISM COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to ensure the Living Wage Ordinance is in compliance with the recent Ninth Circuit Court decision, Airlines for America v. City and County of San Francisco, 78 F.4th 1146 (9th Cir. 2023).

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

PRESENT and ADOPT the accompanying ORDINANCE, dated December 6, 2023, amending Section 10.37 of the LAAC to ensure the Living Wage Ordinance is in compliance with the recent Ninth Circuit Court decision, Airlines for America v. City and County of San Francisco, 78 F.4th 1146 (9th Cir. 2023).

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

Community Impact Statement: None submitted.

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: de León, Park, Rodriguez (3)

(14) **24-0012**

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the transfer of surplus money from the

Power Revenue Fund of the Los Angeles Department of Water and Power to the Reserve Fund of the City during Fiscal Year 2023-2024.

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

PRESENT and ADOPT the accompanying ORDINANCE, dated December 21, 2023, directing the transfer of surplus money from the Power Revenue Fund of the Los Angeles Department of Water and Power to the Reserve Fund of the City during Fiscal Year 2023-2024.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: de León, Park, Rodriguez (3)

(15) **23-1048**
CD 6

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to authorizing the Department of Public Works, Bureau of Sanitation (BOS) to use the progressive design-build project delivery method and the competitive sealed proposal selection process consistent with City Charter Section 371(b) for the construction of the Donald C. Tillman Water Reclamation Plant Primary Equalization Basin and future Groundwater Replenishment projects, and related services.

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

PRESENT and ADOPT the accompanying ORDINANCE, dated December 4, 2023, authorizing the BOS to use the progressive design-build project delivery method and the competitive sealed proposal selection process consistent with City Charter Section 371(b) for the construction of the Donald C. Tillman Water Reclamation Plant Primary Equalization Basin and future Groundwater Replenishment projects, and related services.

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

Community Impact Statement: None submitted.

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: de León, Park, Rodriguez (3)

(16) **23-0944**

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the visible life cycle/biodegradable indicator on products and food packaging to better inform the public of the decomposition time-period in landfills for packaging materials used in consumer purchases.

Recommendation for Council action, pursuant to Motion (Rodriguez - Yaroslavsky):

INSTRUCT the Bureau of Sanitation and REQUEST the City Attorney to report to the Council on the feasibility of requiring that products and food packaging include a visible lifecycle/biodegradable indicator to better inform the public of the decomposition time-period in landfills for packaging materials used in consumer purchases.

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

Community Impact Statement: None submitted.

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: de León, Park, Rodriguez (3)

(17) **23-0568-S1**

CIVIL RIGHTS, EQUITY, IMMIGRATION, AGING AND DISABILITY COMMITTEE REPORT relative to releasing a Request for Proposals (RFP) for outreach services to implement the Children's Savings Account Program and the State of California Kids Investment and Development Savings Program.

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

1. AUTHORIZE the General Manager, Community Investment for Families Department (CIFD), to release a RFP to select a contractor(s) to implement outreach services for the Children's Savings Account Program and the State of California Kids Investment and Development Savings Program.
2. INSTRUCT the CIFD to report to Mayor and Council on the RFP results with selected contractor(s) and funding recommendations.
3. REQUEST the Controller to:
 - a. Establish new accounts and appropriate funds in the CIFD Miscellaneous Grants and Awards Fund No. 65G/21 as detailed in the table contained in the City Administrative Officer (CAO) report dated January 19, 2024, attached to the Council file.
 - b. Increase appropriations in the CIFD Fund No. 100/21 as detailed in the table contained in the aforementioned CAO report.
4. AUTHORIZE the General Manager, CIFD, or designee, to prepare Controller instructions and/or make technical adjustments as necessary to implement the actions approved by the Mayor and Council, subject to the approval of the CAO; and, REQUEST the Controller to implement the instructions.
5. NOTE and FILE the CIFD report dated November 27, 2023, relative to releasing the RFP for outreach services to implement the Children's Savings Account Program and the State of California

Kids Investment and Development Savings Program.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. The proposed contract will be fully funded by the ScholarShare Investment Board grant.

Financial Policies Statement: The CAO reports that the recommendations in said CAO report comply with the City's Financial Policies in that grant funds will be utilized for grant-eligible activities.

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: de León, Park, Rodriguez (3)

(18) **14-0955-S8**

PUBLIC SAFETY and PERSONNEL, AUDITS, AND HIRING COMMITTEES' REPORT relative to the Fiscal Year (FY) 2023-24 Real Estate Fraud Prosecution (REFP) Program grant.

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

1. APPROVE and AUTHORIZE the Chief of Police, Los Angeles Police Department (LAPD), or designee, to:
 - a. Retroactively apply for and accept the FY 2023-24 REFP Program grant, in the amount of \$463,000, from the County of Los Angeles, for the period of July 1, 2023 through June 30, 2024.
 - b. Negotiate and execute any documents or agreements necessary to accept the grant, subject to the review and approval by the City Attorney as to form.

2. AUTHORIZE the LAPD to:

- a. Spend up to \$463,000 in funding in accordance with the grant award agreement.
- b. Submit grant reimbursement requests to the grantor and deposit the FY 2023-24 REFP grant funds received under this agreement into the LAPD Grant Fund No. 339/70, account number to be determined.
- c. Prepare Controller's instructions for any technical adjustments as necessary to implement Mayor and Council intentions, subject to the approval of the City Administrative Officer (CAO); and, authorize the Controller to implement the instructions.

3. AUTHORIZE the Controller to:

- a. Establish a grant receivable and appropriate up to \$463,000 within the LAPD Grant Fund No. 339/70, account number to be determined, for the receipt and disbursement of the FY 2023-24 REFP Program grant funds.
- b. Increase appropriations and transfer, as necessary, from FY 2023-24 REFP Program grant funds, Fund No. 339/70, account number to be determined, to Fund No. 100/70, upon submission of proper documentation by the LAPD for sworn salary and overtime costs incurred during the grant performance period, as follows:
 - i. Account No. 1012, Salaries Sworn: \$319,692
 - ii. Account No. 1092, Overtime Sworn: \$40,000
- c. Transfer funds for salaries and overtime sworn reimbursement purposes, up to \$93,808 from the FY 2023-24 REFP Program grant funds, Fund No. 339/70, account number to be determined, and deposit into Fund No. 100/70, Revenue Source Code No. 5346 Related Cost Reimbursements from

Grants for fringe benefits, upon submission of proper documentation by the LAPD.

4. AUTHORIZE the continuation of two resolution authority positions through June 30, 2024:
 - a. 1 Police Detective II (Class Code 2223-2)
 - b. 1 Police Detective III (Class Code 2223-3)
5. NOTE and FILE the July 12, 2023 Board of Police Commissioners report dated July 12, 2023, attached to the Council file.

Fiscal Impact Statement: The CAO reports that approval of the recommendations contained in the November 2, 2023 CAO report, attached to the Council file, will authorize the LAPD to accept a grant award in the amount of \$463,000 from the County of Los Angeles for participation in the FY 2023-24 REFP Grant Program. There is no matching requirement associated with this grant award. There is no additional impact to the General Fund.

Financial Policies Statement: The CAO reports that the recommendations contained in the November 2, 2023 CAO report, attached to the Council file, comply with the City's Financial Policies in that, to the extent possible, current operations will be funded by current revenues.

Community Impact Statement: None submitted.

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Yaroslavsky (10); Nays: Hernandez, Soto-Martínez (2); Absent: de León, Park, Rodriguez (3)

(19) **23-0911-S1
CD 8**

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to identifying funds to pay for the costs to secure the nuisance building known as the New Bay Motel, located at 8301 South Figueroa Street; and related matters.

Recommendation for Council action, as initiated by Motion (Harris-Dawson - Yaroslavsky), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. INSTRUCT the Los Angeles Department of Building and Safety (LADBS) to pay for the costs in the amount of \$37,941.30 to secure (fencing and boarding) the nuisance building known as the New Bay Motel located at 8301 South Figueroa Street, Los Angeles, California 90044, using available funds from the Repair and Demolition Fund 346, inasmuch as the property has been declared a public nuisance.
2. INSTRUCT the LADBS, with the assistance of the City Attorney, to take all actions necessary, consistent with the Los Angeles Municipal Code, to recover the above costs from the owner of the New Bay Motel located at 8301 South Figueroa Street, Los Angeles, California 90044.

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

Community Impact Statement: None submitted

Adopted Item

Ayes: Blumenfield, Harris-Dawson, Hernandez, Hutt, Krekorian, Lee, McOsker, Padilla, Price Jr., Raman, Soto-Martínez, Yaroslavsky (12); Nays: (0); Absent: de León, Park, Rodriguez (3)

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

(20) **24-0122**
CD 1

MOTION (HERNANDEZ - BLUMENFIELD) relative to the transfer of Neighborhood Purpose Grant funds returned by Biocitizen L.A. to the Historic Highland Park Neighborhood Council.

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

1. TRANSFER and APPROPRIATE \$5,000 within Neighborhood Council Fund No. 59B/14 from Revenue Code No. 5188 (Miscellaneous Revenue) to Account No. 141238 (Historic Highland Park) for the Neighborhood Purpose Grant funds returned by Biocitizen L.A. to the Historic Highland Park Neighborhood Council.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications as necessary to the above instructions in order to effectuate the intent of this Motion.

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)

(21) **23-1117**

MOTION (RODRIGUEZ - PARK) relative to amending the Council action of November 14, 2023 regarding the distribution of funds for the Los Angeles Police Department (LAPD) Revolving Training Fund for Fiscal Year 2023-24 (Council file No. 23-1117).

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

AMEND the Council action of November 14, 2023 regarding the distribution of funds for the LAPD Revolving Training Fund for Fiscal Year 2023-24 (Council file No. 23-1117), to request the Police Commission to report to Council in 30 days on the gender and racial demographics of those who are participating in the Training Fund and to include gender and racial demographic information in all future Revolving Training Fund reports.

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)

(22) **24-0123**
CD 12

MOTION (LEE - BLUMENFIELD) relative to the donated event space from Chaminade High School for the Senior Valentine's Day Dance hosted by the West Hills Neighborhood Council on February 14, 2024.

Recommendation for Council action:

ACCEPT, on behalf of the West Hills Neighborhood Council, the donated event space from Chaminade High School for the Senior Valentine's Day Dance on February 14, 2024.

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)

(23) **24-0085**
CD 14

CONSIDERATION OF MOTION (DE LEON - BLUMENFIELD) relative to compiling petitions to include City-owned parcels in the Highland Park Business Improvement District (BID).

Recommendations for Council action:

1. INSTRUCT the City Clerk, or designee, to sign the petition for the City-owned parcels included in the Highland Park BID.
2. AUTHORIZE the City Clerk to make any changes or adjustments to the above instructions in order to effectuate the intent of this Motion.

Community Impact Statement: None submitted.

(Trade, Travel and Tourism Committee waived consideration of the above matter)

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 Called Special

Motions for Posting and Referral - SEE ATTACHED

Council Members' Requests for Excuse from Attendance at Council Meetings

Closed Session

(24) **24-0140**

The Council may recess to Closed Session, pursuant to Government Code Sections 54956.9(d)(1), to confer with its legal counsel relative to the case entitled City of Grants Pass v. Johnson, et al., United States Supreme Court Case No. 23-175, and the potential initiation of litigation pursuant to Government Code Section 54956.9(d)(4) [one potential case] [This matter involves the ability of public entities to regulate the use of public spaces by people who are experiencing involuntary homelessness.]

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

Adjourning Motions - SEE ATTACHED

Council Adjournment

ENDING ROLL CALL

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

Whereupon the Council did adjourn.

ATTEST: Holly L. Wolcott, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

COMMENDATORY RESOLUTIONS

MOVED BY	SECONDED BY	NAME
Harris-Dawson	Hutt	Patrice Rushen
Price	Harris-Dawson	Lauren Halsey
Yaroslavsky	McOsker	Our Lady of Mt. Lebanon- St. Peter Cathedral

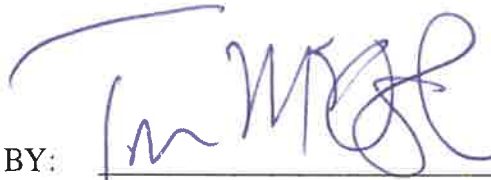
ADJOURNING MOTIONS

MOVED BY	SECONDED BY	NAME
Hutt	All Councilmembers	Raymond Cardova
McOsker – de León	All Councilmembers	Mayor Bill Brand

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

M O T I O N

I MOVE that \$400 be transferred / appropriated from the Council's portion of the Heritage Month Celebrations & Special Events line item in the General City Purposes Fund No. 100-56 to the General Services Fund No.100-40, Account No. 1070 (Salaries-As Needed), for services in connection with the Council District 15 special observation of Diffuse Intrinsic Pontine Glioma (DIPG) Awareness Day on May 17th, 2024, at City Hall, including the illumination of City Hall.

PRESENTED BY: 
TIM McOSKER
Councilman, 15th District

SECONDED BY: 

ORIGINAL

ak

FEB 13 2024

PK

MOTION

BB

On February 4, 2024, the Bureau of Street Services reported that they had identified hundreds of landslide locations within the City due to the recent heavy rains. Staff began cleaning the streets, implementing short-term measures, and determining if permanent repairs are necessary. Large problem locations were referred to the Bureau of Engineering (BOE) for project design and construction work.

On February 5, 2024, the City temporarily closed Mulholland Drive between Bowmont Drive and Skyline Drive in both directions due to rain damage that undermined the roadway. There is an emergency need to restore lateral support and reconstruct the roadway at four locations. BOE has completed the project designs for four bulkheads, along with associated reconstruction elements, that are necessary to mitigate the safety hazard to vehicular and bicycle traffic. The City Engineer is utilizing the Geotechnical/Structural Pre-Qualified On-Call list to secure contractors to undertake the work. The preliminary cost estimate for the four projects totals \$6,587,000 with \$6,000,000 needed for the project construction to begin. Approval by the City Council and Mayor is required to establish new capital projects and to appropriate funds for the repairs.

I THEREFORE MOVE that the Council, subject to approval of the Mayor, establish the following two new capital projects:

1. "Mulholland Drive Project #1 (Site 1 and Site 2 east of Bowmont Drive) February 2024 Storm Response," and within the Road Maintenance and Rehabilitation Trust Fund 59V, appropriate \$4,407,000 from Available Cash Balance to a new account entitled "Mulholland Drive (Site 1 and Site 2) February 2024 Storm Response."
2. "Mulholland Drive Project #2 (Site 3 and Site 4 west of Skyline Drive) February 2024 Storm Response," and within the Road Maintenance and Rehabilitation Trust Fund 59V appropriate \$1,593,000 from Available Cash Balance to a new account entitled "Mulholland Drive (Site 3 and Site 4 west of Skyline Drive) February 2024 Storm Response."

I FURTHER MOVE that the City Administrative Officer be instructed to seek state and federal relief funds to assist in repairs to public infrastructure damaged by the February 2024 rains.

I FURTHER MOVE that the City Administrative Officer be authorized to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion, including any corrections and changes to fund or account numbers.

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

SECONDED BY: JSL

msr

FEB 13 2024

ORIGINAL


MOTION

On February 5, 2024, the City temporarily closed a segment of Caribou Lane due to the collapse of a home into the public right-of-way caused by a landslide. The structure at 10334 Caribou Lane and personal items destroyed a neighboring home's carport, as well as two nearby vehicles. There is an emergency need to demolish the property and remove the surrounding debris. The Department of Building and Safety anticipates utilizing a contractor to undertake this work, at an estimated cost of \$65,000. Approval by the City Council and Mayor is required to establish new capital projects and to appropriate funds.

I THEREFORE MOVE that the Council, subject to approval of the Mayor, establish a new account in the Capital and Technology Improvement Expenditure Program (CTIEP) Fund 100/ Department 54 entitled the "10334 Caribou Lane February 2024 Storm Response," and transfer \$65,000 within Fund 100/Department 54, from Account 00P234 "Contingency for Construction" to the new account entitled "10334 Caribou Lane February 2024 Storm Response."

I FURTHER MOVE that the City Administrative Officer be authorized to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion, including any corrections and changes to fund or account numbers.

PRESENTED BY:


KATY YAROSLAVSKY
Councilmember, 5th District

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SECONDED BY:



mst

FEB 13 2024

PK

MOTION

PUBLIC WORKS

In 2015, the City Council adopted Mobility Plan 2035, a momentous shift in transportation policy that acknowledged the necessity of designing a transportation system that served all Angelenos, regardless of travel mode. As the adopted Circulation Element of the City's General Plan, the Mobility Plan set goals for a safe, accessible, and sustainable transportation system and envisioned a balanced network of complete streets.

In 2016, Los Angeles County voters approved Measure M, which returns 17% of all revenue to local cities to support investment in local transportation priorities. In 2018, California voters affirmed their support for the Road Repair and Accountability Act (SB1), which dedicates more than one-quarter of its revenue to local jurisdictions to repair streets and sidewalks. In Fiscal Year 2023-24, these new revenue sources contributed \$78 million and \$91 million, respectively, to the City's transportation budget. Combined with pre-existing revenue from Proposition A, Proposition C, Measure R, Gas Tax, and other dedicated funding for transportation, the City allocates more than \$645 million (FY23-24) in transportation special funds per year via the annual budget process. Additional funding is available for related projects in the public right of way, such as Measure W stormwater projects and various competitive grants, including the Active Transportation Program (ATP) and Affordable Housing and Sustainable Communities (AHSC) Program.

Despite this infusion of funding since the adoption of Mobility Plan 2035, the City has failed to make adequate progress toward our transportation goals, especially in regards to safety. Traffic fatalities are now at an all-time high of 336 deaths in 2023 (up 8% from 2022), exceeding the number of homicides.¹ Nearly two-third of those, 203, were people walking or bicycling. In addition, over the past five years, more than 1,500 Angelenos have been seriously injured annually in traffic collisions.

Beyond the incalculable loss intrinsic to the killing or injury of a human being, there are economic costs to this status quo. In 2022, the United States Department of Transportation assigned the value of a human life at \$11.6 million and the value of an injury at \$210,000.² Using these values, the economic cost of traffic deaths in Los Angeles for 2023 alone was \$3,897,600,000; the economic cost of traffic injuries in the City is more than \$315,000,000 per year.

The City Administrative Office (CAO) released a fiscal impact statement estimating that Measure HLA could cost the City up to \$2.5 billion over 10 years. Central to the assumptions in their analysis is the idea that HLA would add yet another layer on top of the City's broken system instead of being the catalyst for changing how the City operates. The CAO analysis also attributed to the ballot measure costs of improvements that the City is legally obligated to provide, such as installation of ADA-compliant curb ramps whenever we resurface a street, and sidewalk repairs required under the *Willits* settlement, and those that the City has as a policy matter chosen to incur, such as the repair of sidewalks. A disjointed and siloed approach to Measure HLA implementation could introduce cost and legal risk to the City's maintenance and capital programs.

The proponents of Measure HLA argue that the City has fundamentally failed to translate the funding we already have into progress on our safety, access, sustainability, and equity goals. At the same time, despite unprecedented investment, pavement quality has remained virtually flat. It is abundantly clear that business-as-usual is not working and that a number of programs (the Pavement Preservation Program, Vision Zero, and active transportation investments, among them) are still operating in too much of an unaligned manner. A holistic approach is however, possible

With a holistic and proactive strategy, thoughtful policy and prioritization, and better alignment of department workflows, Measure HLA offers an opportunity to cost-effectively implement the balanced network of complete streets envisioned in Mobility Plan 2035. The new fiscal obligations identified in the CAO's analysis that are attributable to the ballot measure (CF 23-0600-S54) amount to just \$1.1 billion over 10 years – not much more than the City's Measure M local return over the same time period. This is a significant investment, but well within the City's financial capacity after factoring in State and Federal grants, partnerships with Metro, and efficiencies from better alignment between our maintenance programs and our capital planning.

FEB 13 2024

¹ Rachel Uranga, Libor Jany, "Car crashes killed more people than homicides in Los Angeles last year, January 25, 2024, "<https://www.latimes.com/california/story/2024-01-25/traffic-deaths-surpass-homicides-in-los-angeles>"

² US Department of Transportation, Benefit-Cost Analysis Guidance for Discretionary Grant Programs, p. 35 (March 2022). <https://www.transportation.gov/sites/dot.gov/files/2022-03/Benefit%20Cost%20Analysis%20Guidance%202022%20Update.pdf>

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Successfully implementing Measure HLA requires a three-prong approach:

1. Adopting a City implementation ordinance to clarify decision-making processes, promote thoughtful project planning, and minimize legal exposure related to noncompliance with the Measure's requirements. The Council should revise the draft Mobility Plan Implementation Ordinance (CF 15-0719-S26) to be compatible with, and further the purposes of, the ballot measure;
2. Aggressively pursuing the development of a 5-year Capital Infrastructure Plan (CIP) to better align resources with projects that would achieve the City's policy goals. A transparent and data-driven CIP development process that occurs outside of the annual budget process would provide a predictable work plan for our capital project delivery agencies to more efficiently and effectively deliver integrated capital projects;
3. Aligning maintenance programs with policy goals and Measure HLA requirements. A recent report from the Los Angeles Department of Transportation and Bureau of Street Services (CF 15-0719-S26) provides insight into how Pavement Preservation Program goals could be better aligned with the implementation of new mobility infrastructure. Measure HLA will effectively make this coordination a legal requirement.

I THEREFORE MOVE that the City Council instruct the City Administrative Officer to report back in the next 30 days on the status of their report for Council File 23-0919.

I FURTHER MOVE that the City Council instruct the Bureau of Street Services, in consultation with the Los Angeles Department of Transportation (LADOT), to report with a recommended funding set-aside within the current Pavement Preservation Program budget to be expended on street resurfacing of Mobility Corridors, as defined in the Mobility Plan Implementation Ordinance. This set-aside should be roughly proportional to the share of City streets that are designated as Mobility Corridors to avoid any reduction in pavement quality on both Mobility Corridor and non-Mobility Corridor streets.

I FURTHER MOVE that the City Council instruct the Department of Transportation, in consultation with the Bureau of Street Services, to report with a proposed work plan that identifies Mobility Corridors in need of resurfacing to facilitate project delivery and the timeline necessary for project planning (including design of ADA-required curb ramps), design, and community engagement. The work plan should prioritize projects to maximize safety, mobility, and equity while maintaining and improving pavement quality.


I FURTHER MOVE that the City Council instruct the Bureau of Street Services to perform resurfacing activities on Mobility Corridors exclusively in coordination with the Department of Transportation.

I FURTHER MOVE that the City Council instruct the Fire Department and the Police Department to report with the number of responses for vehicle crashes, including responses for crashes with injuries, severe injuries, and fatalities, as well as the staff time and associated staffing costs associated with said responses, annually, for the past five years (2019-2023).

I FURTHER MOVE that the City Council request the City Attorney to report back on the amount paid out in judgments against the city and in claims related to traffic fatalities or injury, annually, for the past five years (2019-2023).

I FURTHER MOVE that the City Council instruct the Department of Transportation, the Bureau of Street Services, and any other relevant departments to report back on existing or needed staffing resources to effectuate the intent of this motion, and hiring timelines if additional staff will be required.

PRESENTED BY:


NITHYA RAMAN
Councilmember, 4th District


MARQUEECE HARRIS-DAWSON
Councilmember, 8th District

SECONDED BY:



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RESOLUTION

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

WHEREAS, prior to the outset of the COVID pandemic, the Ralph M. Brown Act included restrictions on the use of teleconferencing or virtual meetings that made this tool relatively ineffective at expanding opportunities for participation in public meetings; in particular, the Brown Act required that all teleconferencing locations be open to the public; and

WHEREAS, during and after the COVID emergency, the State expanded the use of teleconferencing for Brown Act meetings by executive order and legislation, including AB 361 and AB 2449; and

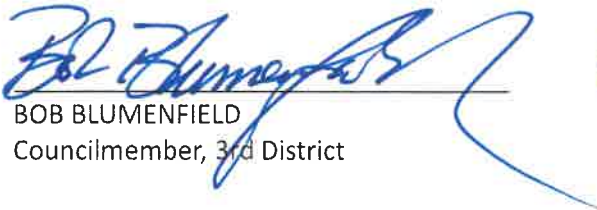
WHEREAS, although AB 361 and AB 2449 expand the use of teleconferencing, they do not fully take into the account the extent to which virtual meetings make it easier for people to participate in local government as members of the public, and because the Brown Act also applies to advisory bodies created by a local legislative body, the extent to which strict limits on virtual meetings reduce the pool of people who are able to serve on these bodies; and

WHEREAS, these restrictions on virtual meetings especially burden people with family care obligations, less-flexible work schedules, physical limitations and/or who do not have access to a car, which is a particular problem in jurisdictions like the City of Los Angeles whose residents are spread across 469 square miles; and

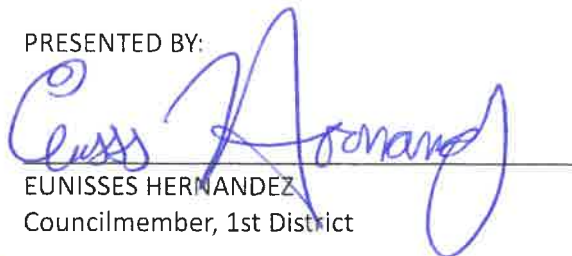
WHEREAS, AB 817 (Pacheco) would authorize the use of teleconferencing for subsidiary, purely advisory bodies upon a finding by the legislative body that teleconference meetings would enhance public access and promote the attraction, retention, and diversity of subsidiary body members; and would require that teleconference meetings be conducted in a manner that protects the statutory and constitutional rights of members of the public, including allowing the public to hear, observe and address the subsidiary body;

NOW, THEREFORE, BE IT RESOLVED, with concurrence of the Mayor, that by adoption of this Resolution, the City of Los Angeles hereby includes in its 2024-2025 State Legislative Program SUPPORT for AB 817 (Pacheco) that would amend the Ralph M. Brown Act to authorize the Los Angeles City Council and other legal legislative bodies to permit subsidiary, purely advisory bodies to meet by teleconference, subject to provisions for public participation.

PRESENTED BY:


BOB BLUMENFIELD
Councilmember, 3rd District

PRESENTED BY:


EUNISSES HERNANDEZ
Councilmember, 1st District

SECONDED BY:



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FEB 13 2024

MOTION **PLANNING & LAND USE MANAGEMENT**

On February 9, 2024, the Los Angeles City Council adopted a motion (Council File No. 24-0114) to instruct the relevant City Departments to take the necessary steps to prepare for abatement of the Oceanwide Plaza property in the event the owners of Oceanwide Plaza failed to heed the abatement order issued by the Department of Building and Safety on January 31, 2024. The motion directed the City Administrative Officer to identify front funding sources to pay for this work and the CAO has done so. Now, the City of Los Angeles must transfer this funding to pay for the work needed to abate the property so abatement may commence on February 17, 2024 if the Oceanwide owners indeed fail to comply by the deadline.


I THEREFORE MOVE, subject to the approval of the Mayor, that \$1,100,000 be transferred / appropriated from the Building and Safety Fund 100/08, Account No. 001010, (Salaries, General) to the Repair and Demolition Fund No. 346/08, Account No. 08108Y to fund fencing and secure the ground floors to comply with department orders at Oceanwide Plaza.

I FURTHER MOVE, subject to the approval of the Mayor, that \$2,700,000 be transferred / appropriated from the Building and Safety Permit Enterprise Fund No. 48R/08, Account 08Y204 (Reserve for Future Cost) to the Repair and Demolition Fund No. 346, Account Name Oceanwide Plaza (Account No. TBD), as a loan, to fund security services, fire safety upgrades, graffiti abatement, and any other measures needed to comply with department orders at Oceanwide Plaza.

I FURTHER MOVE that the Department of Building and Safety be authorized to make any technical corrections or clarifications to the above fund transfer instruction in order to effectuate the intent of this Motion

I FURTHER MOVE that the City Attorney, with the assistance of the City Administrative Officer, be requested to report to the Council within 30 days with a legal strategy to recoup all City expenses related to Oceanwide Plaza.

PRESENTED BY:



KEVIN DE LEÓN
Councilmember, 14th District

SECONDED BY:



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