

Los Angeles City Council, **Journal/Council Proceedings**

Friday, **August 17, 2007**

John Ferraro Council Chamber, Room 340, City Hall - 11:30 am

**** ALL ITEMS FORTHWITH ****

- - - SPECIAL COUNCIL MEETING - - -

11:30 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

ROLL CALL - Members present: Alarcon, Cardenas, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (14); Absent: Reyes (1).

ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED UPON DURING THE COUNCIL MEETING

Items for Which Public Hearings Have Been Held - Items 65-72

ITEM NO. (65) - ADOPTED

Roll Call #1 - Motion (Parks - Weiss) Adopted, Ayes (14); Absent: Reyes (1)

[07-0600-S41](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the 2006-07 Capital Improvement Expenditure Program (CIEP) Year-End Reappropriations.

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

1. APPROVE the reappropriation of the June 30, 2006, capital improvement and contingencies project account balances within the listed funds, except for those accounts delineated in City Administrative Officer(CAO) report Attachment A (attached to the Council file) and those accounts with funds that have already been reappropriated by interim actions within Fiscal Year 2006-07:

General Fund (Non-Dept. Capital Improvement Program) No. 100, Dept. No. 54
Special Gas Tax Street Improvement Fund No. 206, Dept. No. 50
Proposition C Anti-Gridlock Transit Improvement Fund No. 540, Dept. No. 94
Local Transportation Fund No. 207, Dept. No. 94

Park and Recreation Sites and Facilities Fund No. 209, Dept. No. 88
 Street Lighting Maintenance Assessment Trust Fund No. 347, Dept. No. 50
 Special Parking Revenue Fund No. 363, Dept. No. 94
 Stormwater Pollution Abatement Fund No. 511, Dept. No. 50
 Sewer Capital Fund No. 761, Dept. No. 50
 WW Syst Comm Paper A Const Fund No. 70W, Dept. No. 50
 WW Syst Comm Paper B Const Fund No. 70X, Dept. No. 50

2. REQUEST the Controller to work with the CAO to identify those accounts within Fund 100, Dept. No. 54, where 2006-07 reversions have already been reappropriated.
3. TRANSFER \$18,318,167.84 within the Special Parking Revenue Fund No. 363 from various project accounts to new accounts to be established, entitled "Unallocated Funds", for Council Districts as specified in CAO report Attachment E (attached to the Council file).
4. TRANSFER any funds subsequently disencumbered from the accounts specified in Attachment E to the appropriate Council Districts' "Unallocated Funds" accounts, in accordance with the intent of Recommendation No. 3 above.
5. INSTRUCT the Los Angeles Department of Transportation (LADOT) and the Bureau of Engineering to review existing Special Parking Revenue Fund projects, identify any shortfalls and report findings to the Council Offices, Chief Legislative Analyst (CLA) and CAO prior to the 2008-09 budget requests submittal deadline.
6. INSTRUCT the LADOT, CLA and CAO to work with the Council Offices to allocate the available funds in the "Unallocated Funds" accounts by June 30, 2008.
7. TRANSFER a total of \$300,000 within the Special Gas Tax Street Improvement Fund No. 206/50 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From	Y511	Sunset Blvd at El Medio Retaining Wall	\$ 96,432.80
	A511	Sunset Blvd at El Medio Retaining Wall	100,000.00
	Y512	Tramonto Dr at Coperto Dr-New Bulkhead	1,500.00
	A512	Tramonto Dr at Coperto Dr - New	40,718.66
	A500	Contingency for Construction	<u>61,348.54</u>
		Total	\$300,000.00
To	CXXX	Asilomar Geotechnical Study	\$150,000.00
	CXXX	Tramonto Geotechnical Study	<u>150,000.00</u>
		Total	\$ 300,000.00

8. RECEIVE and FILE the Motion (Rosendahl - Parks (Council file No. 07-2047) as the savings identified in the Motion will now be utilized for the Asilomar and Tramonto geotechnical studies.
9. AUTHORIZE the CAO to make technical corrections as necessary, subject to the availability of funds, to implement the Mayor and Council actions.

Fiscal Impact Statement: The CAO reports there is no additional impact to the General Fund. Reappropriations are for previously approved General Fund, special funded and grant funded projects and were considered during the development of the 2007-08 Proposed Budget. Consequently, these actions are consistent with the City's Financial Policies.

ITEM NO. (66) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #4 - Motion (Parks - Greuel) to Adopt as Amended, Ayes (12); Absent: Cardenas, Perry and Reyes (3)

07-0600-S43

BUDGET AND FINANCE COMMITTEE REPORT relative to the First Financial Status Report for Fiscal Year 2007-08.

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

1. APPROVE the City Administrative Officer's (CAO) recommendations contained in the First Financial Status Report for Fiscal Year 2007-08, attached to the Committee report.
2. AUTHORIZE the City Engineer to negotiate and execute Amendment No. 1 to Agreement C-111172, with Barrio Action Youth and Family Center for the City to provide project and construction management services for Barrio Action's additional tenant improvements to the El Sereno Constituent Service Center/Barrio Action Youth and Family Center Project at no additional cost, with the additional tenant improvements to be constructed pursuant to change orders issued by the City Engineer to Sinanian Development, Inc., the contractor for the project under City Contract No. C-108319.
3. AUTHORIZE the Department of Public Works to receive various payments from Barrio Action for an additional \$100,000, thereby increasing the total amount to be paid by Barrio Action for all tenant improvements for the Barrio Action Youth and Family Center from the current \$500,000 to \$600,000, and to deposit these funds into the General Fund, and AUTHORIZE and REQUEST the Controller thereafter to APPROPRIATE those funds into Capital Improvement Expenditure Program Fund No. 100/54, Account No. C708, entitled El Sereno CSC - Barrio Action/Private, for Barrio Action's tenant improvements.
4. INSTRUCT the CAO to work with the Los Angeles World Airports (LAWA) Police Department and report their findings in the next Financial Status Report (FSR) relative to the Federal Governments requirements to post local law enforcement officers at airports.

5. INSTRUCT all City proprietary departments to attend the next meeting of the Budget and Finance (B&F) Committee and discuss the disputes relative to \$23.4 million reduction in reimbursement revenues to the City General Fund.
6. INSTRUCT the CAO and the Information Technology Agency to report back to the B&F Committee with a resolution relative to TDA and Contractual account disputes within 30 days.
7. INSTRUCT the CAO and Chief Legislative Analyst (CLA) to report to the B&F Committee in 30 days with technical recommendations on the following:
 - a. Convention Center fee waiver policy
 - b. Special Event fee waiver policy
8. INSTRUCT all Council controlled departments to refrain from starting any new programs or expansion of existing programs until a CAO and CLA analysis has been performed of the said programs. This direction shall continue until further notice.
9. CURTAIL and restrict consideration of any new appropriations or loans from the Reserve Fund to the most urgent needs while all pending Reserve Fund loans and transfer requests shall be re-evaluated and examined by the CAO and CLA before consideration by the B&F Committee.
10. DEFER consideration of any transfers from the Unappropriated Balance until further notice.
11. INSTRUCT the CAO and CLA to provide the Chair of the B&F Committee with a list of all reports that need to be re-evaluated before they can be scheduled for hearing before the B&F Committee. This list must be provided within 30 days.
12. APPROVE a technical correction to the 2007-08 Budget to recognize \$1,620,572 in additional receipts into the Forfeited Assets Trust Fund to pay for eligible Los Angeles Police Department (LAPD) equipment and technology costs, including Tasers.
13. INSTRUCT the CAO, CLA, and the Office of Finance to issue a report to the B&F Committee in 30 days relative to Council file No. 07-0465 which seeks to increase the level of debt collection by the City; and, Council file No. 07-0467 relative to ensuring that all revenues are safeguarded and maximized.
14. INSTRUCT the CAO and CLA to work with all departments relative to unrealized proposed fee increases and provide a written status report with recommendations within 30 days.
15. REQUEST the Mayor's Office to work with all City departments relative to the proposed fee changes and fee studies that have yet to be realized.

16. INSTRUCT the LAPD to report to the B&F Committee within 30 days relative to wireless data cards funding request, with detailed specifics on the history of the transaction, from the time the City acquired the said equipment to the planned and proposed ongoing cost, funding source and maintenance cost.
17. INSTRUCT the CAO to review and make a recommendation relative to the LAPD request for reappropriation of \$266,000, to purchase cameras for the License Plate Recognition System. The report should include information relative to ongoing maintenance costs.
18. INSTRUCT the CAO, LAWA, and LAPD to comply with the 2007-08 Budget Instruction No. 21 and report to the B&F Committee on the deployment of the 22 LAPD officers at the Los Angeles International Airport.
19. INSTRUCT the CAO to include a schedule of monthly LAPD hiring in future Financial Status Reports to ensure that hiring is on track with what has been budgeted.
20. INSTRUCT the CAO to provide the B&F Committee with the status on the following:
 - a. Report requested under Council file no. 05-0056, Motion (Greuel - Perry) relative to a program to sell advertising space on City vehicles
 - b. Revenue, as it relates to fiber optics and the Department of Water and Power.

Fiscal Impact Statement: The CAO reports that transfers, appropriations and other adjustments totaling approximately \$8.6 million are recommended in this report to meet current obligations. A preliminary look at 2006-07 revenue reflects a \$28.7 million deficit mainly due to shortfalls in budgeted reimbursements from proprietary departments. Revenue and expenditure risks, including Utility Users' Telephone Tax, pending lawsuits and other departmental shortfalls cannot be specifically determined at this time and will be addressed in future reports. A thorough analysis of the Reserve Fund will be provided in the next financial status report.

ADOPTED

AMENDING MOTION (PARKS - GREUEL)

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

1. **TRANSFER \$203,502 from the Unappropriated Balance, City Attorney Outside Counsel including Workers' Compensation line item, to the City Attorney, Fund No. 100, Department No. 12, Account No. 9301, and AUTHORIZE the City Attorney to increase Contract No. 111607 with the law firm of Ivie McNeill & Wyatt by a like amount.**
2. **INSTRUCT the City Clerk to refer all the follow-up reports in response to this First Financial Status Report exclusively to Budget and Finance Committee in order to expedite all budgetary and emergency recommendations for consideration by the Council.**

ITEM NO. (67) - ADOPTED

Roll Call #5 - Motion (Hahn - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Perry and Reyes (3)

07-1848

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the processing fee imposed on all parties submitting a waiver request to the Housing Authority of the City of Los Angeles (HACLA) relative to the "15 percent Ordinance".

Recommendations for Council action, as initiated by Motion (Hahn - LaBonge):

1. REQUEST HACLA to report back to the City Council within 30 days on:
 - a. The basis and rationale for imposing the new processing fee in connection with the Waiver Request.
 - b. The level of public outreach which was offered to educate the real estate community relative to this new fee.
 - c. The current status of the 15 percent Ordinance, namely, the number of units purchased annually through this process.
2. REQUEST HACLA to report back to the City Council within sixty days with strategies and options to fully implement and utilize the 15 percent Ordinance.
3. URGE HACLA and its Board of Commissioners to place a moratorium on the processing fee until the 15 percent Ordinance has been reevaluated by the Council.

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

ITEM NO. (68) - ADOPTED

Roll Call #1 - Motion (Parks - Weiss) Adopted, Ayes (14); Absent: Reyes (1)

07-2071

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to awarding annual purchase orders (APOs) and contracts totaling \$9,340,000 for various goods and services for Fiscal Year (FY) 2007-08 with an option to renew or extend terms for up to four FYs through FY 2011-12.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (Agency), or designee, to award APOs and annual contracts for various categories of goods and services for FY 2007-08 with an option to renew or extend terms for up to four FYs through FY 2011-12, subject to the review of the City Attorney as to form and legality and the approval of the Department of Public Works, Bureau of Contract Administration, for compliance with certain Agency contracting requirements, as follows:

- a. Award APOs and contracts with 92 general, technical, graphic, and information firms listed in Attachment A of the City Administrative Officer (CAO) report dated August 10, 2007, for a cumulative amount not to exceed \$6,265,000, for FY 2007-08.
- b. Award contracts with 14 audit firms listed in Attachment B of the CAO report dated August 10, 2007, for a cumulative amount not to exceed \$450,000, to provide audit and other business process reviews on an as-needed basis for FY 2007-08.
- c. Award APOs with 11 staffing personnel agencies listed in Attachment C of the CAO report dated August 10, 2007, for a cumulative amount not to exceed \$800,000, to provide temporary staffing and support management of the Agency's student internship program on an as-needed basis for FY 2007-08.
- d. Award APOs with 10 firms listed in Attachment D of the CAO report dated August 10, 2007, for a cumulative total amount not to exceed \$125,000, to provide lead-based paint testing and abatement services on an as-needed basis for various Agency-funded rehabilitation and "paint is free" programs Agency-wide for FY 2007-08.
- e. Award contracts with 30 real estate appraisal services firms listed in Attachment E of the CAO report dated August 10, 2007, for a cumulative amount not to exceed \$800,000, to provide appraisal services on an as-needed basis for FY 2007-08.
- f. Award contracts with 32 firms listed in Attachment F of the CAO report dated August 10, 2007, for a cumulative amount not to exceed \$500,000, to provide grant consulting and related support services on an as-needed basis for FY 2007-08.
- g. Award contracts to 13 firms listed in Attachment G of the CAO report dated August 10, 2007, for a cumulative amount not to exceed \$400,000 to provide various housing underwriting and inspections services on an "as-needed" basis for FY 2007-08.

Fiscal Impact Statement: The CAO reports that there is no impact on the City General Fund. The Agency is only bound by the City Debt Management Policies; the City Financial Policies are not applicable to the Agency. The cumulative total for the APOs and contracts is not to exceed \$9,340,000 for FY 2007 -08. Funding for the APOs and contract will be from Agency overhead or other project resources depending on the redevelopment project area served.

ITEM NO. (69) - *ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #6 - Motion (Garcetti - Smith) to Adopt as Amended, Ayes (12); Absent: Cardenas, Perry and Reyes (3)

07-2438

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to emergency foreclosure and mortgage assistance services for City residents.

Recommendations for Council action, as initiated by Motion (Alarcon - Wesson):

1. INSTRUCT the General Manager, Los Angeles Housing Department (LAHD), or designee, ***City Administrative Officer (CAO) and Chief Legislative Analyst (CLA)** to report to the Housing, Community and Economic Development Committee within 30 days relative to developing an Emergency Foreclosure Assistance Program, including eligibility criteria and options for funding. ***(Alarcon - Wesson)**
2. INSTRUCT the CLA to report to the Housing, Community and Economic Development Committee within 30 days relative to:
 - a. ~~Locating \$100,000 in City funds to augment the efforts and services of Operation HOPE, or another organization, to provide mortgage assistance services to City residents.~~
 - *a. With the assistance of the LAHD, identify \$100,000 to augment mortgage assistance program(s) and:**
 - 1) **Authorize the General Manager, LAHD, to prepare and issue a Request for Proposals and/or Request for Qualifications for foreclosure and mortgage assistance services for City residents in an amount not to exceed \$100,000.**
 - 2) **Instruct the LAHD to report to the Housing, Community and Economic Development Committee with selected contractor(s) and Controller instructions necessary to implement said contract(s).**
 - 3) **Instruct the CLA to report to Council in 30 days relative to financial counseling and direct foreclosure assistance programs available to homeowners in the City of Los Angeles and the efforts of other cities to assist homeowners facing foreclosure.** ***(Garcetti - Perry)**
 - b. Determining whether or not the City should partner with a lending institution or fund to provide mortgage assistance services to City residents.
 - c. Determining whether or not the City should establish and maintain a "loan loss reserve" fund to protect City residents against mortgage default.

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

ADOPTED

AMENDING MOTION (SMITH - PARKS)

Recommendation for Council action:

INSTRUCT the Los Angeles Housing Department and the Community Redevelopment Agency (CRA) to report within 30 days on the extent to which participants in the City and CRA housing assistance programs are placed in jeopardy of foreclosure and whether the City should amend its policy to better protect participants.

**Roll Call #1 - Motion (Parks - Weiss) Adopted, Ayes (14); Absent: Reyes (1)
(Item Nos. 70-72)**

ITEM NO. (70) - ADOPTED

07-2345

PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES' REPORT relative to a revision to the U.S. Department of Homeland Security (DHS) Archangel Grant Award, and related actions.

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Accept on behalf of the City, the grant adjustment notice to extend the grant performance period of the Operation Archangel Program to December 31, 2007.
 - b. Negotiate and execute a professional services agreement to develop and produce an informational DVD/DV Master Tape on the Operation Archangel Program effective for a six week term from the date of execution, in an aggregate amount not to exceed \$25,000, subject to the approval of the City Attorney as to form and legality.
2. RESOLVE that Employment Authority for the following nine positions in the Los Angeles Police Department for the Operation Archangel Homeland Security Grant Project for the period July 1, 2007 through December 31, 2007, is APPROVED:

<u>No.</u>	<u>Class</u>	<u>Title</u>
1	1223-2	Accounting Clerk II
2	1368	Senior Clerk Typist
1	1702-1	Emergency Preparedness Coordinator I
3	9184-2	Management Analyst II
1	2227-2	Sergeant II
1	2244-2	Captain II

3. RESOLVE that Employment Authority for one Mayoral Aide V, Class Code 0145 in the Mayor's Office for the Operation Archangel Homeland Security grant project for the period July 1, 2007 through December 31, 2007, is APPROVED.
4. AUTHORIZE the Controller to TRANSFER \$69,802 from among the following appropriation accounts within Homeland Security Assistance Fund No. 47N/46, as follows:

From:	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	W201	Equipment	\$38,000
	A202	Supplies	\$31,802
To:	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	W203	Travel	\$15,000
	W204	Consultants	\$4,802
	A205	LAPD Fringe Benefits	\$50,000

5. AUTHORIZE the Mayor to prepare Controller instructions for any technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the Operation Archangel grant from the U.S. Department of Homeland Security will reimburse the City for salaries and expenses relating to its implementation up to the total awarded amount of \$3,000,000. No matching funds are required. Acceptance of the grant performance extension and approval of the above recommendations are in compliance with City financial policies.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (71) - ADOPTED

07-1349

CD 9 INFORMATION TECHNOLOGY AND GENERAL SERVICES and TRANSPORTATION COMMITTEES' REPORTS relative to authorizing payment for the acquisition of the property located at 1001 East First Street, commonly known as the Pickle Works Building, in connection with the First Street Bridge and Street Widening and Gold Line Eastside Light Rail Extension Projects.

ADOPTED

A. INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT

Recommendations for Council action, as initiated by Motion (Perry - Smith), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Chief Accountant of the Los Angeles Department of Transportation (LADOT) to render payment to CHICAGO TITLE COMPANY (on behalf of Deming Real Estate Limited Partnership, a Delaware Limited Partnership, or the KOR Group), in the amount of \$11,018,838, including escrow fees, to close escrow on or before September 5, 2007, as compensation for the acquisition in fee, of the property located at 1001 East First Street, Los Angeles, CA, commonly known as the Pickle Works Building.

2. AUTHORIZE the Chief Accountant of LADOT to render payment of remaining \$3,981,162 in approved right-of-way funds, to entities shown below, in not to exceed amounts as follows:

<u>Entity</u>	<u>Purpose</u>	<u>Amount</u>
KOR Group	Loss of rent starting from February 8, 2007	\$350,000
27 Pickle Works	Relocation assistance per Fed Uniform Act	\$1,300,000
Chicago Title	Escrow Fees - Toy Warehouse, Daily Journal	\$31,162
	Toy Warehouse partial parking lot acquisition (On behalf of Henry La, owner)	\$700,000
	Daily Journal Temporary Constr Easement (On behalf of Eduardo Berrett, owner)	\$100,000
Department of General Services	Partial or full demolition and repair work, including Temporary Building Operation and Management (Salaries, Hiring Hall, Materials, Overtime, etc. - accounts to be designated by GSD)	\$1,500,000

3. INSTRUCT the Bureau of Engineering and the Department of Building and Safety to report back in 30 days on discussions with the State Historic Preservation Office on the feasibility of getting approval for full demolition of the Pickle Works Building in lieu of the presently approved cut and reface alternative.
4. AUTHORIZE the Chief Accountant of LADOT to verify and document all above transactions, bill Caltrans on reimbursements, and make technical adjustments or corrections as necessary to effectuate the intent of the Motion.

RECEIVED AND FILED

B. TRANSPORTATION COMMITTEE REPORT

Recommendations for Council action, as initiated by Motion (Perry - Smith), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE payment to Deming Real Estate Limited Partnership (the KOR Group), in the amount of \$11.0 million, as compensation for the acquisition in fee, of the property located at 1001 East First Street, Los Angeles, CA, commonly known as the Pickle Works Building.
2. AUTHORIZE the Department of Transportation (LADOT) to utilize \$14.0 million of Proposition A funds as front-funding for the acquisition of the Pickle Works Building, as well as for cut and reface work, tenant relocation and other costs associated with this project.
3. AUTHORIZE the action as described above in Recommendation No. 2 on the understanding that 88.53 percent of said funds will be fully reimbursed to the City by Federal funds, and the entire advance of \$14.0 million of Proposition A front-funding will be returned immediately upon receipt of reimbursement.

4. AUTHORIZE the LADOT to make any technical corrections or clarifications to the fund transfer instructions as detailed above in Recommendation Nos. 1-3 in order to effectuate the intent of the Motion.

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

ITEM NO. (72) - MOTION ADOPTED TO APPROVE COMMITTEE REPORT AND COMMUNICATION RECOMMENDATIONS

07-2208

ENERGY AND ENVIRONMENT COMMITTEE REPORT and COMMUNICATION FROM CHAIR AND MEMBER, AD HOC COMMITTEE ON PUBLIC DEBT, BONDS AND FINANCING relative to Board of Water and Power (Board) request for authorization to issue up to \$1.6 billion of Power System Revenue Bonds for Fiscal Years (FY) 2007-08 and 2008-09 pursuant to Charter Section 609.

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

1. APPROVE the Board of Water and Power Resolution No. 4782 authorizing the Los Angeles Department of Water and Power, (LADWP) to issue \$1.6 billion in Power System Revenue Bonds through private sales.
2. APPROVE the use of the proposed underwriters.

Fiscal Impact Statement: The City Administrative Officer reports that the LADWP estimates the net impact of this issuance will be to increase debt service costs of the Power System Revenue Fund by approximately \$101,100,000 annually. One-time costs of issuance from the Power System Revenue Fund are estimated at approximately \$16,560,000. One-time costs consist of bond insurance, underwriter's discount, bond counsel, financial advisor, and ratings agencies fees. There is no projected impact on the City General Fund.

Items for Which Public Hearings Have Not Been Held - Items 73-79

(10 Votes Required for Consideration)

**Roll Call #2 - Motion (Perry - LaBonge) Adopted, Ayes (14); Absent: Reyes (1)
(Item Nos. 73-74)**

ITEM NO. (73) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

05-0266

CD 7 COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO), RESOLUTIONS and ORDINANCE FIRST CONSIDERATION relative to establishing Community Facilities District No. 8, (Legends at Cascades).

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

1. ADOPT the accompanying RESOLUTION of the City of Los Angeles of Intention to Establish Community Facilities District No. 8, (Legends at Cascades), as shown in Attachment A.
2. ADOPT the accompanying RESOLUTION of the City of Los Angeles to Incur Bonded Indebtedness of the proposed Community Facilities District No.8, (Legends at Cascades), as shown in Attachment B.
3. INSTRUCT the City Clerk to publish a notice by AUGUST 22, 2007, of a Public Hearing to take place on **SEPTEMBER 18, 2007**, at 10:00 a.m. during the regularly scheduled City Council meeting.
4. INSTRUCT the City Clerk to set an agenda item for a Public Hearing on the City Council agenda for **SEPTEMBER 18, 2007**, to include the following actions, subject to the approval of the Mayor:
 - a. PRESENT and ADOPT the accompanying ORDINANCE of Formation for the Proposed Community Facilities District No. 8., (Legends at Cascades), as shown in Attachment C.
 - b. PRESENT and ADOPT the accompanying ORDINANCE Deeming it Necessary to Incur Bonded Indebtedness within Community Facilities District No. 8, (Legends at Cascades), as shown in Attachment D.
 - c. PRESENT and ADOPT the accompanying ORDINANCE Calling a Special Election for Community Facilities District No. 8, (Legends at Cascades), as shown in Attachment E.
5. INSTRUCT the City Clerk to set an agenda item to determine the results of the Special Election of the qualified electors of Community Facilities District No.8 on the City Council agenda for **OCTOBER 5, 2007**, to include the following actions:
 - a. ADOPT the accompanying RESOLUTION Declaring the Results of Special Election and Directing Recording of Notice of Special Tax Lien for Community Facilities District No. 8. (Legends at Cascades), as shown in Attachment F.
 - b. ADOPT the accompanying RESOLUTION Levying Special Taxes within Community Facilities District No. 8, (Legends at Cascades), as shown in Attachment G.
6. PRESENT and ADOPT the accompanying ORDINANCE Dissolving Community Facilities District NO. 7, (Legends at Cascades), as shown in Attachment H.
7. APPROVE the Deposit and Reimbursement Agreement (Attachment I) and the Advance and Reimbursement Agreement (Attachment J).

Fiscal Impact Statement: The CAO reports that there is no impact on the City's General Fund as a result of the recommended actions. All administrative costs associated with the formation of the Community Facility District are paid by the developer.

(Planning and Land Use Management and Budget and Finance Committees waived consideration of the above matter.)

ITEM NO. (74) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

06-2260

CD 14

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the quitclaim of Sanitary Sewer Easement for Glenalbyn Drive southwesterly of Quail Drive (Right of Way No. 36000-1592).

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

1. FIND that the quitclaim of Sanitary Sewer Easement for Glenalbyn Drive southwesterly of Quail Drive (Right of Way No. 36000-1592) 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. APPROVE the quitclaim of Sanitary Sewer Easement for Glenalbyn Drive southwesterly of Quail Drive (Right of Way No. 36000-1592) as shown colored red on Exhibit A of the September 5, 2006 City Engineer report and attached to the Council file, subject to the following conditions as detailed in Recommendation A of the September 5, 2006 City Engineer report and attached to the Council file.
3. ADOPT the City Engineer report dated September 5, 2007, to approve the petitioner's request for the quitclaim of Sanitary Sewer Easement for Glenalbyn Drive southwesterly of Quail Drive (Right of Way No. 36000-1592).
4. PRESENT and ADOPT the accompanying ORDINANCE authorizing the quitclaim of Sanitary Sewer Easement for Glenalbyn Drive southwesterly of Quail Drive (Right of Way No. 36000-1592).
5. FIND that if the Council adds, removes or modifies the previously stipulated conditions as detailed above in Recommendation No. 2 and in Recommendation A of the September 5, 2006 City Engineer report as attached to the Council file, the accompanying Ordinance as detailed above in Recommendation No. 4 be considered null and void and a new Ordinance be procured.

Fiscal Impact Statement: The City Engineer reports that a fee of \$4,280 was paid for processing this request pursuant to Section 7.40 of the Los Angeles Administrative Code.

ITEM NO. (75) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATIONS

Roll Call #3 - Motion (Smith - Wesson) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)

05-1060

COMMUNICATION FROM VICE-CHAIR, PUBLIC SAFETY COMMITTEE and RESOLUTION relative to the acceptance of grant funds from the California Department of Corrections and Rehabilitation, Corrections Standards Authority for the 2007-08 Juvenile Accountability Block Grant (JABG) Program.

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

1. AUTHORIZE the Mayor to accept the 2007 JABG award of \$204,141 from the California Department of Corrections and Rehabilitation, Corrections Standards Authority; and to negotiate, execute, and submit any other necessary agreements and documents relative to the grant award, subject to the approval of the City Attorney as to form and legality.
2. ADOPT the accompanying RESOLUTION, as requested by the grantor and subject to the approval of the City Attorney as to form and legality, which endorses the grant agreement and agrees to comply with program and funding requirements of the grant.
3. RESOLVE that Employment Authority for one Deputy City Attorney II (Class Code 0551) within the City Attorney's Office for the period of July 1, 2007 to June 30, 2008, subject to allocation by the Civil Service Commission and paygrade determination by the City Administrative Officer's (CAO) Employee Relations Division, is APPROVED.
4. APPROVE the Professional Services Agreement between the City of Los Angeles and the County of Los Angeles for the Community Law Enforcement and Recovery (CLEAR) Program for the period July 1, 2007 through June 30, 2008 in an amount not to exceed \$97,000; and, AUTHORIZE the Mayor, or designee, to execute the Agreement on the behalf of the City, subject to the approval of the City Attorney as to form and legality.
5. AUTHORIZE the Controller to:

- a. Recognize a receivable in the amount of \$204,141 and establish appropriation accounts within the Juvenile Accountability Incentive Block Grant (JAIBG) Fund No. 45X/46 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
C112	Salaries - City Attorney	\$ 97,085
C146	Salaries - Mayor's Office	10056
C201	Contractual Services	<u>97000</u>
	Total	\$204,141

- b. Transfer appropriations in the amount of \$97,085 from JAIBG Fund No. 45X, Account No. C112 to Fund No. 100/12, Account No. 1010 Salaries General, and upon receipt of grant funds and submission of documentation, transfer cash from the JAIBG Fund No. 45X to Fund 100 to reimburse the General Fund No. for JABG related expenditures.
- c. Transfer appropriations in amount of \$10,056 from JAIBG Fund No. 45X, Account C146 to Fund No. 100/46, Account No. 1020, Salaries Grant Reimbursed, and upon receipt of grant funds and submission of documentation, transfer cash from the JAIBG Fund No. 45X to Fund 100 to reimburse the General Fund No. for JABG related expenditures.
6. AUTHORIZE the Mayor to prepare Controller's instructions for any necessary technical adjustments related to this action, subject to the approval of the CAO; and, AUTHORIZE that the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that acceptance of the 2007 JABG award in the amount of \$204,141 would provide support for the prosecution component of the new CLEAR site in Hollenbeck - Ramona Gardens. A General Fund cash match of \$39,184 will be provided from the City Attorney's 2007-08 Adopted Budget. Approving the above recommendations is in compliance with City financial policies inasmuch as one-time revenues will support one-time expenditures.

(Personnel and Budget and Finance Committees waived consideration of the above matter)

**Roll Call #2 - Motion (Perry - LaBonge) Adopted, Ayes (14); Absent: Reyes (1)
(Item Nos. 76-77)**

ITEM NO. (76) - MOTION ADOPTED TO APPROVE COMMUNICATION RECOMMENDATION

06-2333

COMMUNICATION FROM THE BOARD OF WATER AND POWER COMMISSIONERS (BOARD) and RESOLUTION relative to proposed Amendment No. 2 to Contract No. N-534 with Ameripride Uniform Services for fire resistant clothing rental, uniform and laundering services.

Recommendation for Council action:

CONCUR with the Board action on July 27, 2007, Resolution No. 19059, approving Amendment No. 2 to Contract No. N-534 with Ameripride Uniform Services for fire resistant clothing rental, uniform and laundering services extending the term for an additional 10 months to August 4, 2007 for a total term of 52 months and increase the contract total by \$1,433,500 to \$7,053,952.

Fiscal Impact Statement: The Los Angeles Department of Water and Power reports that the Fiscal Year 2007-08 Budget includes funding for required fire resistance clothing. There is no impact on the General Fund.

TIME LIMIT FILE SEPTEMBER 14, 2007

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 14, 2007)

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

ITEM NO. (77) - ADOPTED

07-2583

CONSIDERATION OF MOTION (WESSON - PARKS) relative to negotiating a contract for the operation of the Nate Holden Performing Arts Center.

Recommendations for Council action:

1. INSTRUCT the Chief Legislative Analyst (CLA), in consultation with the City Attorney and the Cultural Affairs Department, to negotiate a contract with the Ebony Repertory Theater for the operation of the Nate Holden Performing Arts Center and that the CLA report in 30 days with a recommendation.

2. INSTRUCT the Cultural Affairs Department to refrain from booking any events at the Nate Holden Performing Arts Center until the City Council reviews the recommendations made by the CLA.

(Arts, Parks, Health and Aging and Budget and Finance Committees waived consideration of the above matter)

ITEM NO. (78) - ADOPTED

Roll Call #7 - Motion (Wesson - LaBonge) Adopted, Ayes (12); Absent: Cardenas, Perry and Reyes (3)

07-2637

CONSIDERATION OF MOTION (WESSON - ROSENDAHL) relative to declaring September 1, 2007 as Patriot Golf Day in the City of Los Angeles.

Recommendations for Council action:

1. INSTRUCT the Department of Recreation and Parks, Golf Division, to participate in Patriot Golf Day on September 1, 2007 at all thirteen City golf facilities and to work with the Fallen Heroes Foundation, PGA of America, and the United States Golf Association to ensure full participation in this event.
2. DECLARE Saturday, September 1, 2007 as Patriot Golf Day in the City of Los Angeles in honor of our disabled veterans and their desire to continue to participate in all aspects of recreational activities.

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (79) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED

Roll Call #3 - Motion (Smith - Wesson) Adopted, Ayes (13); Absent: Cardenas and Reyes (2)

05-0842

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified

05-0842

CD 3

- a. FINAL MAP OF TRACT NO. 60217 for property lying northerly of Topham Street and easterly of Wilbur Avenue.
(Bond No. C-112018)
(Quimby Fee: \$28,260)
Applicants: Coast to Coast Development
Robert Kameoka

06-2286-S2

- CD 12 b. FINAL MAP OF TRACT NO. 54153 for property lying easterly of Mason Avenue and northerly of Rinaldi.
(Bond No. C-112019)
(Quimby Fee: \$3,444,684)
Applicants: Porter Ranch Development Co.
Ruvim Grutman

07-2631

- CD 2 c. FINAL MAP OF TRACT NO. 62360 for property lying northerly of Acama Street and easterly of Fair Avenue.
(Bond No. C-112020)
(Quimby Fee: \$102,228)
Applicants: Acama Villas, LLC
Iacobellis and Associates, Inc

07-2633

- CD 10 d. FINAL MAP OF TRACT NO. 60895 for property lying southerly of Ingraham Street and easterly of Wilton Place.
(Bond No. C-112021)
(Quimby Fee: \$60,770)
Applicants: Harbor Investment Group, Inc
Taik Y. Kim

07-2635

- CD 4 e. FINAL MAP OF TRACT NO. 65745 for property lying northerly of Hesby Street and easterly of Fair Avenue.
Applicants: Hesby 8, LLC
Mayon Engineering

07-2632

- CD 7 f. PARCEL MAP L.A. NO. 2004-0433 for property lying southerly of Lassen Street and westerly of Kester Avenue.
(Bond No. C-112022)
(Quimby Fee: \$9,716)
Applicants: David Diaz
Rothman Engineering

07-2634

- CD11 g. PARCEL MAP L.A. NO. 2005-2516 for property lying northwesterly of Mississippi Avenue and northeasterly of Federal Avenue.
(Bond No. C-112023)
(Quimby Fee: \$4,858)
Applicants: Onofrio Nino Pansini
Robert K. Kameoka

07-2636

- CD 5 h. PARCEL MAP L.A. NO. 2005-6523 for property lying easterly of Bellingham Avenue and northerly of Chandler Boulevard.
(Bond No. C-112024)
(Quimby Fee: \$14,604)
Applicants: Orange Grove Partners, LLC
Robert Kameoka

Councilmember LaBonge moved, seconded by Councilmember Hahn, that the Special Council meeting adjourn.

Ayes, Alarcon, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Smith, Weiss, Wesson, Zine and President Garcetti (12); Absent: Cardenas, Reyes and Rosendahl (3).

Whereupon the Special Council meeting did adjourn.

ATTEST: Frank T. Martinez, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL