

- - - SPECIAL COUNCIL MEETING - - -

10:15 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

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

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 54-55

ITEM NO. (54) - ADOPTED - FORTHWITH - SEE FOLLOWING

Roll Call #4 - Motion (Huizar - Weiss) Adopted, Ayes (12); Absent: Cardenas, Smith and Wesson (3)

[09-0266](#)
CD 14

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY relative to a Permanent Loan Agreement with Alexandria Housing Partners, LP, in the amount of \$11.9 million, for the Alexandria Apartments Project located at 501 South Spring Street.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Housing, Community, and Economic Development Committee at 213-978-1080)

ADOPTED

HOUSING, COMMUNITY, AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Permanent Loan Agreement with Alexandria Housing Partners, LP (Developer), in the amount of \$11.9 million, for the Alexandria Apartments Project (Project) located at 501 South Spring Street.

Recommendations for Council action:

1. **AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a Permanent Loan Agreement with the Developer, in the amount of \$11.9 million, for the preservation of affordable housing units at the former Alexandria Hotel located at 501 South Spring Street, and to take such other actions as may be necessary to carry out the Permanent Loan Agreement, subject to:**
 - a. **Full execution by all parties of a Settlement Agreement in the litigation related to the Project.**
 - b. **Review and approval of the City Attorney as to form and legality.**
2. **APPROVE the action of the CRA Board of Commissioners to adopt a Resolution (attached to the Chief Legislative Analyst (CLA) report dated February 10, 2009) making the necessary findings to subordinate the CRA's Deed of Trust, covenants, and use restrictions to the Construction and Permanent Loans already awarded to the Project.**

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund resulting from these actions.

Community Impact Statement: None submitted.

ITEM NO. (55) - ADOPTED

Roll Call #1 - Motion (Wesson - Huizar) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)

[08-0508-S2](#)

CDs 9 & 14

PUBLIC WORKS COMMITTEE REPORT relative to a request for additional funding for Phase 3 of the First Street Bridge Widening and Historical Railing Replacement Project.

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

1. **AUTHORIZE the increase of \$8,875,387 in the total project budget for the First Street Bridge Widening and Historical Railing Replacement Project from \$68,000,000 to \$76,875,387.**
2. **AUTHORIZE the release of \$3,783,440 in the inactive accounts shown on Attachment A to the February 4, 2009 Bureau of Engineering's (BOE) Revised Recommendations and attached to the Committee report, and RE-APPROPRIATE the amounts within each Fund to a new project account for the First Street Bridge Widening and Historical Railing Replacement Project.**
3. **AUTHORIZE the appropriation and transfer of \$1,300,000 in Proposition C funds from the Proposition C Anti-Gridlock Transit Fund No. 540, Transportation Grant Fund Work Program Account No. C700, to the Transportation Grant Fund No. 655, Department 94, Account No. C809.**
4. **AUTHORIZE the increase and receipt and expenditure of \$21,855,000 in grant reimbursements (\$4,500,000 in Regional State Transportation [RSTP] funds and \$17,355,000 in Highway Bridge Program [HBP] funds) for the First Street Bridge Widening and Historical Railing Replacement Project from \$43,145,000 (Council file No. 08-0508) to \$65,000,000.**

5. AUTHORIZE the deposit of additional potential funding sources, to the extent that approvals are granted, as described in Attachment A to the February 4, 2009 BOE Revised Recommendations and January 14, 2009 BOE report, attached to the Committee report, to the Seismic Bond Fund 608, Account P000.
6. AUTHORIZE the City Administrative Officer (CAO) to make technical corrections to the instructions in this motion that are necessary to implement the Council's intention.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

Item for Which Public Hearing Has Not Been Held - Item 56

(10 Votes Required for Consideration)

ITEM NO. (56) - ADOPTED

Roll Call #2 - Motion (Parks - Perry) Adopted, Ayes (12); Absent: Alarcon, Greuel and Smith (3)

[08-3492](#)

COMMUNICATION FROM THE CITY ATTORNEY relative to a request for an additional appropriation for outside counsel in the case entitled City of Los Angeles, et al. v. Kern County, et al. (Kern County Biosolids litigation), United States District Court Case No. CV 06-5094 GAF (VBKx).

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

1. APPROVE an extension of the outside counsel contract with Beveridge and Diamond and Bingham McCutchen, from May, 2009 to May, 2010.
2. APPROVE the additional appropriation of \$521,000.00 from the Sewer Construction Maintenance Fund to pay outside counsel for legal work already completed and the remaining amount to cover legal expenses while the matter is before the Ninth Circuit Court of Appeal.

[Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the above matter.]

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

Closed Session - Item 57

ITEM NO. (57) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH
SEE FOLLOWING

Roll Call #3 - Motion (LaBonge - Huizar) Adopted in Open Session, Ayes (12); Absent: Cardenas, Smith
and Wesson (3)

[08-2593](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Leonard Woods et al. v. Alexandria Housing Partners, L.P. et al., United States District Court Case No. CV 07-08262 MMM (JWJx). (This action arises out of a complaint for damages filed by Plaintiffs and CANGRASS (aka LACAN) for damages alleged to have arisen out of the renovation of the Alexandria Hotel.

(Budget and Finance Committee waived consideration of the above matter)

ADOPTED

MOTION (LABONGE - HUIZAR) to ADOPT the following recommendations of the City Attorney in order to effect settlement in the case entitled Leonard Woods, et al. v. Alexandria Housing Partners, LP, et al., United States District Court Case No. CV 07-08262 MMM (JWJx). (This action arises out of a complaint for damages filed by Plaintiffs and CANGRASS [aka LACAN] for damages alleged to have arisen out of the renovation of the Alexandria Hotel.)

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

- 1. AUTHORIZE the City Attorney, or designee, to execute the Settlement Agreement in the case entitled Leonard Woods, et al. v. Alexandria Housing Partners, LP, et al., United States District Court, Central District of California Case No. CV 07-08262 MMM (JWJx), and to pay a total of \$225,000 in settlement of the above entitled matter from City Attorney Fund No. 100/59, Account No. 9770.**
- 2. AUTHORIZE the City Attorney to draw demands thereon, as follows:**
 - a. \$200,000 made payable to the Alexandria Hotel Settlement Fund held by the Community Redevelopment Agency to be paid to eligible tenants.**
 - b. \$25,000 made payable to Disability Rights Legal Center for payment of Attorneys' fees.**
- 3. AUTHORIZE the Controller to make any necessary technical adjustments subject to the approval of the City Administrative Officer.**

(Budget and Finance Committee waived consideration of the above matter)

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

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

Whereupon the Special Council meeting did adjourn.

ATTEST: Karen E. Kalfayan, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL