

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **July 8, 2009**  
John Ferraro Council Chamber, Room 340, City Hall - 11:00 am

**- - - SPECIAL COUNCIL MEETING - - -**

11:00 A.M. OR AS SOON THEREAFTER  
AS COUNCIL RECESSES ITS REGULAR MEETING

**ROLL CALL - Members present: Alarcon, Cardenas, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Wesson, Zine and President Garcetti (14); Vacant: Council District Two**

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

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**Items for Which Public Hearings Have Been Held - Items 22-25**

**ITEM NO. (22) - ADOPTED**

**Roll Call #1 - Motion (Hahn - Koretz) Adopted, Ayes (14)**

[09-1371](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Alan Rothenberg to the Board of Airport Commissioners for the new term ending June 30, 2014.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Alan Rothenberg to the Board of Airport Commissioners the new term ending June 30, 2014, is APPROVED and CONFIRMED. Mr. Rothenberg resides in Council District Five. (Current Board gender composition: M=5; F=2)

Ethics Commission Review: Complete

Background Check Review: Complete

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 23, 2009

(LAST DAY FOR COUNCIL ACTION - JULY 22, 2009)

(Trade, Commerce, and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Trade, Commerce, and Tourism Committee at 213-978-1077)

**ADOPTED**

**TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the reappointment of Mr. Alan Rothenberg to the Board of Airport Commissioners.**

**Recommendation for Council action:**

**RESOLVE that the Mayor's reappointment of Mr. Alan Rothenberg to the Board of Airport Commissioners for the term ending June 30, 2014, is APPROVED and CONFIRMED. Mr. Rothenberg resides in Council District Five. (Current Board gender composition: M=5; F=2)**

**Ethics Commission Review: Complete**

**Background Check Review: Complete**

**Community Impact Statement: None submitted.**

**ITEM NO. (23) - ADOPTED - TO THE MAYOR FORTHWITH**

**Roll Call #2 - Motion (Parks - Smith) Adopted, Ayes (14)**

**[08-0600-S70](#)**

REAPPROPRIATION OF FUNDS relative to the Year End Financial Status report.

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

1. REAPPROPRIATE the unencumbered balance remaining in the Unappropriated Balance Fund No. 100/58, Tax Amnesty/Audit Penetration, in the same amount and into the same account as exists on June 30, 2009.
2. REAPPROPRIATE an amount not to exceed \$200,000 from the unencumbered balance remaining in the City Administrative Officer Fund No. 100/10, Account 3040, Contractual Services, in the same amount and into the same account as exists on June 30, 2009 to pay for several actuarial studies to be ordered during 2009-10 to determine the costs and viability of proposed changes to the City's retirement plans and other as-needed cost studies.
3. REAPPROPRIATE the unencumbered balance remaining in the Unappropriated Balance Fund No. 100/58, Account 0195, New Fire Stations, in the same amount and into the same account as exists on June 30, 2009, for Fire Department equipment and expenses for new Fire stations opening in Fiscal Year 2009-10.

4. REAPPROPRIATE the unencumbered balance remaining in the General City Purposes Fund No. 100/56, Account 0843, Financial Management System, in the same amount and into the same account as exists on June 30, 2009.
5. REAPPROPRIATE an amount not to exceed \$1,256,649 from the unencumbered balance remaining in Information Technology Agency Fund No. 100/32, Account 3040, Contractual Services, for services related to the design of the information technology systems for the Public Safety Systems Project from funds that were budgeted in 2008-09 but were not spent due to delays.
6. REAPPROPRIATE an amount not to exceed \$60,000 from the unencumbered balance remaining in General Services Department Fund No. 100/40, Account 3040, Contractual Services, to the same department and account, for necessary services to complete a study of fuel management and fuel purchasing alternatives.

(Pursuant to Council action of June 16, 2009)

**ITEM NO. (24) - ACTION TAKEN IN CLOSED SESSION**

[08-2729](#)

[09-1658](#)

COMMUNICATION FROM THE CITY ATTORNEY relative to settlement discussion regarding Federal Aviation Administration (FAA) compliance review of LAWA 49 U.S.C. 47107 (b), 49 U.S.C. 47107 (l), 49107 (N), and 49 U.S.C. 47133; and, MOTION (ROSENDAHL - HAHN) directing LAWA to report relative to the contract with the Los Angeles Convention and Visitors Bureau and FAA findings relative to the use of airport revenue to support tourism offices.

[Council may recess to Closed Session, pursuant to Government Code Sections 54956.9(a) and/or 54956.9(b)(3)(B), to confer with its legal counsel relative to the above matter.]

(Trade, Commerce, and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Trade, Commerce, and Tourism Committee at 213-978-1072)

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

**ITEM NO. (25) - ACTION TAKEN IN CLOSED SESSION**

[09-1657](#)

COMMUNICATION FROM CITY ATTORNEY relative to settlement discussion regarding Air Transport Association of America and Aircraft Owners and Pilots Association v. City of Los Angeles (FAA Docket No. 13-95-05).

[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.]

(Trade, Commerce, and Tourism Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(For background reports and materials related to this matter, contact the Legislative Assistant for the Trade, Commerce, and Tourism Committee at 213-978-1072)

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

## **Item for Which Public Hearing Has Not Been Held - Item 26**

(10 Votes Required for Consideration)

### **ITEM NO. (26) - ADOPTED - TO THE MAYOR FORTHWITH**

#### **Roll Call #3 - Motion (Rosendahl - Hahn) Adopted, Ayes (14)**

##### 09-1415

ADMINISTRATIVE EXEMPTION, COMMUNICATIONS FROM BOARD OF HARBOR COMMISSIONERS and CITY ADMINISTRATIVE OFFICER (CAO) relative to approving four principal documents related to the Harbor Department's Commercial Paper Program.

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

1. FIND that this action is exempt from the requirements of the California Environmental Quality Act (CEQA) as provided by Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE Resolution No. 09-6753 to thereby:
  - a. Establish and implement the issuance and remarketing of the Commercial Paper Notes Program in a total amount of up to \$100 million.
  - b. Approve the following four documents:
    - 1) Underwriters' Dealer Agreements.
    - 2) Issuing and Paying Agent Agreement.
    - 3) Bank Credit Agreement.
    - 4) Offering Memorandum.
3. RETURN Board Resolution No. 09-6753 to the Port for further processing.
4. CONCUR with the action of the Board of Harbor Commissioners taken June 4, 2009, which establishes and implements the issuance and remarketing of the Commercial Paper Program and approves four principal documents related to the Harbor Department's Commercial Paper Program.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The proposed Commercial Paper Notes Program is a bond issuance in the amount of up to \$100 million. Approval will have no financial impact upon the Harbor Department until a Commercial Paper liquidity facility between the Port and a bank provides a source of borrowed money to the issuer. Once in place, the Port projects that its annual debt service payments will be approximately \$1.35 million. In addition to the annual costs, the interest on any of the outstanding Commercial Paper notes will be approximately one percent or less in Commercial Paper issuances over a period of one to 270 days. Inasmuch as the Port is only bound by City debt management policies, City financial policies are not applicable.

Community Impact Statement: None submitted.

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

TIME LIMIT FILE - JULY 11, 2009

(LAST DAY FOR COUNCIL ACTION - JULY 10, 2009)

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

**Ayes, Alarcon, Cardenas, Greuel, Hahn, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Weiss, Wesson, Zine and President Garcetti (14); Vacant: Council District Two**

**Whereupon the Special Council meeting did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL