

Los Angeles City Council, **Journal/Council Proceedings**  
Friday, **August 14, 2009**  
John Ferraro Council Chamber, Room 340, City Hall - 10:15 am

**\*\* ALL ITEMS FORTHWITH \*\***

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

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

**ROLL CALL - Members present: Alarcón, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Wesson, Zine and President Garcetti (10); Absent: Cárdenas, Reyes, Rosendahl and Smith (4); 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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### **Item for Which Public Hearing Has Been Held - Item 47**

#### **ITEM NO. (47) - ADOPTED**

**Roll Call #1 - Motion (Wesson - Perry) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-0123-S1](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTIONS relative to amending and restating a Loan Agreement for the 36th Street and Broadway Apartments Affordable Housing Project (Project) located at 157-61 East 36th Street and 4775 South Broadway and related actions.

Recommendations for Council action:

1. ADOPT the accompanying joint RESOLUTIONS [Attachments A and B of the City Administrative Officer (CAO) report dated August 10, 2009] by the Community Redevelopment Agency (CRA) Board of Commissioners and Council making findings, pursuant to California Redevelopment Law Health and Safety Code Sections 33334.2, 33334.6, and 33413, that:
  - a. The use of a combination of Low and Moderate Income Housing Trust funds and Tax Increment funds in the aggregate amount of \$2,450,000 from the CRA's Council District Nine Corridors South of the Santa Monica Freeway Recovery Redevelopment Project Area (CD9RPA), for the purpose of developing the Project, sited adjacent to the boundaries of the CD9RPA at 157-61 East 36th Street and 4775 South Broadway.

- b. The use of the CRA's Replacement Housing Trust funds in the amount of \$2,000,000 from the Bunker Hill Redevelopment Project Area (BHRPA) for the purpose of developing the Project, in the event that funds of the same amount are not available from the CD9RPA, is of benefit to the adjacent BHRPA.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:
    - a. Execute an Amended and Restated Loan Agreement (Loan Agreement) and all ancillary documents with the Developer to increase the Agreement amount by \$2,150,000, from \$300,000 to an amount not to exceed \$2,450,000, of which \$2,000,000 would be funded only in the event that Multifamily Housing Program funds are not made available prior to permanent loan funding by the State's Housing and Community Development Department, and take other such actions as may be necessary to carry out the Agreement, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliancy with any applicable CRA contracting requirements.
    - b. Amend the CRA Fiscal Year 2009-10 Budget and Work Program to transfer \$150,000 from the CD9RPA line item category "Commercial and Industrial" and allocate such funds to the line item category "Affordable Housing" to increase the amount of an existing loan agreement (CRA Loan) by \$150,000, from \$300,000 to \$450,000, to partially fund the construction of the Project.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies. Approval of the recommendations will result in the expenditure of either: 1) a combination of Low and Moderate Income Housing Trust funds and Tax Increment funds in an aggregate amount not to exceed \$2,450,000 from the CRA's CD9RPA; or, 2) Replacement Housing Trust funds in the amount of \$2,000,000 from the BHRPA, for the development of affordable multifamily and permanent supportive housing targeted to transitional-aged youth.

Community Impact Statement: None submitted.

## **Items for Which Public Hearings Have Not Been Held - Items 48-60**

(10 Votes Required for Consideration)

**ITEM NO. (48) - SEE ITEM NO. (3) - UNANIMOUS CONSENT WITHHELD - ORDINANCE OVER TO SEPTEMBER 1, 2009**

**Roll Call #4 - Motion (Garcetti - Zine) Adopted to Withhold Consent, Unanimous Vote (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-0600-S46](#)

ORDINANCE TO BE SUBMITTED FIRST CONSIDERATION relative to a revised Special Events Fee Subsidy Policy.

**ITEM NO. (49) - ADOPTED - ORDINANCE OVER TO SEPTEMBER 1, 2009**

**Roll Call #6 - Motion (Parks - Huizar) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-0330](#)

COMMUNICATION FROM CHAIR and MEMBER, BUDGET AND FINANCE COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) modifying City procedures for issuance and sale of bonds to pay judgments.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Sections 11.27, 11.27.1, 11.27.3, 11.27.6, and 11.27.7 of the LAAC modifying City procedures for issuance and sale of bonds to pay judgments.

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.

**Roll Call #2 - Motion (Perry - Koretz) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)  
(Item Nos. 50-53)**

**ITEM NO. (50) - ADOPTED**

[09-1930](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS relative to proposed modification of the Collection System Settlement Agreement (CSSA) with Santa Monica Baykeeper, United States Environmental Protection Agency, State of California Los Angeles Regional Water Quality Control Board and community groups in South Los Angeles (Case Nos. 98-9039 and 01-191 RSWL).

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

AUTHORIZE the Director, Bureau of Sanitation, or designee, and the City Attorney, to accept and sign the proposed Modification to the CSSA as detailed in the July 31, 2009 Board of Public Works and attached to the Council file.

Fiscal Impact Statement: The Board of Public Works reports that there will be no impact on the General Fund. The funds for the projects will be provided by the Sewer Construction and Maintenance Fund. Individual project funding information will be provided in the awarding Board reports. Funding for this amendment and for the remaining five years of the CSSA will require increases to the sewer service charge. The amount and schedule for these increases has not yet been determined and will be forwarded in a separate report.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

**ITEM NO. (51) - ADOPTED**

[09-0002-S136](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION relative to the City's position on SB 757 (Pavley), which would require automobile wheel weights to be made of materials containing no more than 0.1 percent of lead.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for SB 757 (Pavley), which would require automobile wheel weights to be made of materials containing no more than 0.1 percent of lead by weight, thereby limiting lead hazards to human health and the environment.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

**ITEM NO. (52) - ADOPTED**

[09-0002-S137](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION relative to the City's position on SB 790 (Pavley), which would authorize the development of local stormwater resource plans.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for SB 790 (Pavley), which would authorize the development of local stormwater resource plans and make Proposition 84 grant funding available for low-impact development projects, or projects that improve water quality and/or reduce stormwater runoff.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

**ITEM NO. (53) - ADOPTED**

[09-0002-S142](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION relative to the City's position on SB 310 (Ducheny), which would direct local governments to develop watershed improvement plans.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for SB 310 (Ducheny), which would direct local governments to develop watershed improvement plans, and allow those governments to charge fees for the development and implementation of those plans.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

#### ITEM NO. (54) - ADOPTED

**Roll Call #8 - Motion (Hahn - Huizar) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-2017](#)

CONSIDERATION OF MOTION (CARDENAS - HAHN) relative to request for proposals (RFP) for coordination and implementation of the Los Angeles Violence Intervention Training Academy and for the Gang Reduction and Youth Development (GRYD) Reentry Project.

Recommendation for Council action:

AUTHORIZE the Mayor's Office to issue two separate RFPs: 1) Coordination and implementation of the Los Angeles Violence Intervention Training Academy in the amount of \$200,000 and 2) GRYD Reentry Project in the amount of \$500,000 for a period of 12 months from the date of execution, subject to the approval of the City Attorney as to form and legality.

Community Impact Statement: None submitted.

(Ad Hoc Committee on Gang Violence and Youth Development waived consideration of the above matter)

#### ITEM NO. (55) - ADOPTED

**Roll Call #7 - Motion (Perry - LaBonge) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-1980-S1](#)

CONSIDERATION OF MOTION (PERRY - GARCETTI - KORETZ) relative to asserting jurisdiction over the Board of Water and Power Commissioners' action of August 4, 2009.

Recommendations for Council action:

1. ASSERT jurisdiction, pursuant to Section 245 of the Los Angeles City Charter, over the Board of Water and Power Commissioners' action on August 4, 2009 (Item No. 15 on the agenda) relative to a Resolution authorizing an Energy Cost Adjustment Factor cap modification to the current Electric Rate Ordinance.
2. REFER this matter to the Energy and Environment Committee for review and further action, upon assertion of jurisdiction.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 14, 2009

(LAST DAY FOR COUNCIL ACTION - AUGUST 14, 2009)

10 VOTES REQUIRED

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

**ITEM NO. (56) - NOTED AND FILED**

**Roll Call #5 - Motion (Koretz - LaBonge) Adopted to Note and File, Unanimous Vote (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-1976](#)

CONSIDERATION OF MOTION (KORETZ - PARKS) relative to ensuring the involvement and consideration of the City's communities in the recruitment and selection process of the Chief of Police.

Recommendation for Council action:

REQUEST that the Board of Police Commissioners and the Personnel Department report to Council on how the recruitment and selection process of the Chief of Police ensures the consideration and involvement of the many various and diverse communities of Los Angeles.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

**ITEM NO. (57) - CONTINUED TO SEPTEMBER 2, 2009**

**Roll Call #3 - Motion (Alarcón - Parks) Adopted to Continue, Unanimous Vote (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-1499](#)

CONSIDERATION OF MOTION (CARDENAS - SMITH) relative to authorizing the acceptance of donations to the Department of Public Works High School Internship Program.

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

1. AUTHORIZE the Chair, Public Works Committee or designated Board of Public Works Commissioner to accept donations of \$20,000 or less on behalf of the City for the Department of Public Works High School Internship Program and further AUTHORIZE the deposit of said donations in the Public Works Trust Fund, Fund 834, to be expended on the Department of Public Works High School Internship Program and associated projects.
2. DIRECT that donations to the Department of Public Works High School Internship Program that exceed \$20,000 should be forwarded to the Chair of the Public Works Committee for review and approval for deposit in the Public Works Trust Fund, Fund 834.
3. REQUEST the Board of Public Works to agendize a semi-annual report, to be distributed to each Councilmember, on donations and expenditures related to the Department of Public Works High School Internship Program and that said report should include the number of interns from each Council District.

(Public Works Committee waived consideration of the above matter)

**ITEM NO. (58) - ADOPTED**

**Roll Call #2 - Motion (Perry - Koretz) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-0002-S167](#)

CONSIDERATION OF RESOLUTION (ROSENDAHL - HAHN) relative to the City's position on the implementation of the Marine Life Protection Act.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for the implementation of the Marine Life Protection Act, inasmuch as it will include the elements detailed in the Resolution.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

**ITEM NO. (59) - ADOPTED AS AMENDED - SEE FOLLOWING**

**Roll Call #9 - Motion (Koretz - LaBonge) Adopted, Ayes (10); Absent: Cardenas, Reyes, Rosendahl and Smith (4)**

[09-1971](#)

CONSIDERATION OF RESOLUTION (GARCETTI - PERRY) relative to the City Council Committees and Committee structure.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION relative to organizing the City Council into Standing and Ad Hoc Committees overseeing the functions of government as detailed in the Resolution.

Community Impact Statement: None submitted.

(Rules and Government Committee waived consideration of the above matter)

## ADOPTED

### AMENDING MOTION (PARKS - GARCETTI)

**Recommendation for Council action:**

**ADOPT the revised functions of the Budget and Finance Committee in order to include all grants which have General fund impact.**

## ITEM NO. (60) - MAPS APPROVED - CITY ENGINEER REPORT ADOPTED

**Roll Call #2 - Motion (Perry - Koretz) Adopted, Ayes (10); Absent: CARDENAS, REYES, ROSENDAHL and Smith (4)**

### 09-2002

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:

### 09-2002

CD 9

- a. FINAL MAP OF TRACT NO. 62367 located at 900 South Figueroa Street lying easterly of Figueroa Street and southerly of Ninth Street.  
(Bond No. C-115810)  
(Quimby Fee: \$1,404,003)  
Applicants: Sonny Astani  
Hall and Foreman, Inc.

### 09-2003

CD 9

- b. FINAL MAP OF TRACT NO. 62367-01 located at 900 South Figueroa Street lying easterly of Figueroa Street and southerly of Ninth Street.  
Applicants: Sonny Astani  
Hall and Foreman, Inc.



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

**Ayes, Alarcón, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Wesson, Zine and President Garcetti (10); Absent: Cárdenas, Reyes, Rosendahl and Smith (4); Vacant: Council District Two.**

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

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL