

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **February 16, 2010**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Hahn, Koretz, Krekorian, LaBonge, Parks, Reyes, Rosendahl, Smith, Zine and President Garcetti (11); Absent: Cárdenas, Huizar, Perry and Wesson (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 10, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

PUBLIC TESTIMONY ON NON-AGENDA ITEMS AT THE CALL OF THE CHAIR -
An opportunity for public testimony was provided.

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

Items Noticed for Public Hearing - Items 1-7

**Roll Call #1 - Motion (Reyes - Zine) Adopted to Continue, Unanimous Vote (13); Absent: Perry and Wesson (2)
(Item Nos. 1-7)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[08-0597](#)
CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Ardmore Avenue and San Marino Street (Reballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ardmore Avenue and San Marino Street (Reballot) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[08-1402-S1](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the Pico Boulevard and Stanford Avenue No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Pico Boulevard and Stanford Avenue No. 1) Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[09-1774](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Jefferson Boulevard and Bay Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Jefferson Boulevard and Bay Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[09-2805](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the Orchard and Vernon Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Orchard and Vernon Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[09-2806](#)
CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Tupper Street and Cedros Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Tupper Street and Cedros Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[09-2933](#)
CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the 60th and Hoover Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 60th and Hoover Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
MARCH 9, 2010**

[09-2934](#)
CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Glendale Boulevard and Fletcher Drive Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Glendale Boulevard and Fletcher Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on December 15, 2009 - Continue hearing and present Ordinance on MARCH 9, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Items for Which Public Hearings Have Not Been Held - Items 8-9

(10 Votes Required for Consideration)

ITEM NO. (8) - NO ACTION TAKEN

[10-0247](#)

CONSIDERATION, DISCUSSION and POSSIBLE ACTIONS addressing the Fiscal Year 2009-10 and 2010-11 budget deficits, City staff and others to report on budget balancing matters and possible closed executive session as it may relate to bargaining instructions relative to negotiations with employees and employee organizations.

[Council may recess to Closed Session, pursuant to Government Code Section 54957.6, to meet with the City's labor negotiator(s) relative to the above matter]

(Pursuant to Council action of February 9, 2010)

ITEM NO. (9) - ADOPTED

Roll Call #5 - Motion (Parks - Smith) Adopted, Ayes (13); Absent: LaBonge and Wesson (2)

[10-0235](#)

COMMUNICATION FROM THE TREASURER relative to an escheatment of \$28,800,000 from the Los Angeles Fire Department's (LAFD) Fire Hydrant Installation and Main Replacement Fund 336 to the Reserve Fund.

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

1. INSTRUCT the LAFD and the City Treasurer to process the sum of \$28,800,000 from the Fire Hydrant Installation and Main Replacement Fund.
2. AUTHORIZE the Controller to TRANSFER all identified monies to the City's Reserve Fund.

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

Items for Which Public Hearings Have Not Been Held 10-19

(10 Votes Required for Consideration)

ITEM NO. (10) - NO ACTION TAKEN

[10-0247](#)

CONSIDERATION, DISCUSSION and POSSIBLE ACTIONS addressing the Fiscal Year 2009-10 and 2010-11 budget deficits, City staff and others to report on budget balancing matters and possible closed executive session as it may relate to bargaining instructions relative to negotiations with employees and employee organizations.

[Council may recess to Closed Session, pursuant to Government Code Section 54957.6, to meet with the City's labor negotiator(s) relative to the above matter]

ITEM NO. (11) - ADOPTED

Roll Call #6 - Motion (Garcetti - Parks) Adopted, Ayes (13); Absent: LaBonge and Wesson (2)

[09-0600-S169](#)

MOTION (GARCETTI - SMITH - PARKS - ET AL.) relative to the Chief Legislative Analyst (CLA) to report on the progress and feasibility of State law modifications and requests as part of the budget package.

Recommendation for Council action:

DIRECT the CLA to report by March 3, 2010 on the progress and feasibility of State law modifications and requests as part of the budget package.

ITEM NO. (12) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #3 - Motion (Parks - Garcetti) To Adopt As Amended, Ayes (13); Absent: LaBonge and Wesson (2)

[09-0600-S168](#)

MOTION (GARCETTI - SMITH - PARKS - ET AL.) relative to a presentation by the Personnel Department to Council of a final report on vacancies available for transfers from positions funded by the General Fund and the number of employees request transfer.

Recommendations for Council action:

1. INSTRUCT the Personnel Department to present to Council on February 17, 2010, a final report on vacancies available for transfers from positions funded by the General Fund and the number of employees requesting transfer.
(Parks - Garcetti)
2. INSTRUCT the City Administrative Officer to report to Council on February 17, 2010, on the impact of transfers to current layoff list and the impact of the transfers on the current fiscal year budget gap.

ITEM NO. (13) - ADOPTED

Roll Call #7 - Motion (Garcetti - Parks) Adopted, Ayes (13); Absent: LaBonge and Wesson (2)

[09-0600-S166](#)

MOTION (GARCETTI - SMITH - PARKS - ET AL.) relative to requesting the City Attorney to prepare and present an ordinance, for Council action on February 16, 2010, to eliminate the current statutory minimum 30 day waiting period for processing of retiring employees.

Recommendation for Council action:

REQUEST the City Attorney, with the assistance of the Los Angeles City Employees Retirement System and the City Administrative Officer to prepare and present an ordinance for Council action on February 16, 2010, to eliminate the current statutory minimum 30-day waiting period for processing of retiring employees.

ITEM NO. (14) - ADOPTED

Roll Call #8 - Motion (Garcetti - Parks) Adopted, Ayes (13); Absent: LaBonge and Wesson (2)

[09-0600-S167](#)

MOTION (GARCETTI - SMITH - PARKS - ET AL.) relative to instructing the City Administrative Officer (CAO) to include in each analysis of partnerships contemplated in the Three Year Fiscal Sustainability plan the impact on City service levels and affected employment positions.

Recommendation for Council action:

INSTRUCT the CAO to include in each analysis of partnerships contemplated in the Three Year Fiscal Sustainability plan the impact on City service levels and affected employment positions.

ITEM NO. (15) - ADOPTED

Roll Call #6 - Motion (Garcetti - Parks) Adopted, Ayes (13); Absent: LaBonge and Wesson (2)

[09-0600-S170](#)

MOTION (REYES - GARCETTI) relative to directing the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to prepare a template or standardized form for City General Managers to complete with regard to revenue stream opportunities and other efficiencies within their departments.

Recommendation for Council action:

DIRECT the CAO and the CLA to prepare a template or standardized form for City General Managers to complete with regard to revenue stream opportunities and other efficiencies within their departments. The template will be used by each chairperson of each Council Committee to facilitate strategic budget decisions and stipulate efficiencies for public service.

ITEM NO. (16) - ADOPTED

Roll Call #10 - Motion (Garcetti - Parks) Adopted, Ayes (13); Absent: LaBonge and Wesson (2)

[09-0600-S172](#)

MOTION (ALARCON - HUIZAR) relative to a matrix of Council's actions in connection with all items considered as part of the Mid-Year Financial Status Report and Three-Year Plan to Fiscal Sustainability (FSR).

Recommendations for Council action:

1. DIRECT the City Clerk with assistance to from the CAO and the CLA to prepare an easy to review matrix of all items considered as part of the Mid-Year FSR and Three-Year Plan to Fiscal Sustainability; and DIRECT that this matrix should be similar to the attached sample, and should include a listing of each recommendation included in the FSR and the Three-Year Plan, along with its current status i.e. approved, deleted, amended, referred to committee, etc., including verbal amendments and motions and including the initiator of this action. The matrix should also include the budgetary impact of each item both for that current fiscal year 2009-10 and 2010-11 fiscal year.
2. DIRECT the City Clerk to provide sufficient copies of this matrix at all Council meetings so that any member of the general public can follow the FSR and budget related discussions along with the Council. This matrix should be updated after each Council meeting.

ITEM NO. (17) - CONTINUED TO FEBRUARY 17, 2010

Roll Call #2 - Motion (Garcetti - Reyes) Adopted To Continue, Unanimous Vote (13); Absent: Perry and Wesson (2)

[10-0205](#)

CONTINUED CONSIDERATION OF MOTION (GARCETTI - PERRY) relative to the City's options to generate cost savings in an effort to address a growing 2009-10 and 2010-11 budget deficit.

Recommendation for Council action:

INSTRUCT the City Administrative Officer and Personnel Department to report to Council immediately on:

- a. The status of implementation of Coalition of Los Angeles City Unions concessions.
- b. The vacant positions and positions eligible for transfer from General Fund to special fund.

(Continued from Council meeting of February 11, 2010)

ITEM NO. (18) - CONTINUED TO FEBRUARY 23, 2010

Roll Call #9 - Motion (Garcetti - Reyes) Adopted To Continue, Unanimous Vote (13); Absent: LaBonge and Wesson (2)

[10-0011-S7](#)

CD 6

CONTINUED CONSIDERATION OF MOTION (CARDENAS - WESSON) and AMENDING MOTION (PARKS for CARDENAS - KREKORIAN) relative to funding for transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, general services to the community and all expenses relating to incidental thereto in Council District Six.

A. MOTION (CARDENAS - WESSON)

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

1. TRANSFER \$278,000 from the Council District Six portion of the Street Furniture Revenue Fund No. 43D/50 to the Council District Six portion of the Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for enhanced efforts relative to transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, general services to the community, and all expenses relating or incidental thereto in Council District Six.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

B. AMENDING MOTION (PARKS for CARDENAS - KREKORIAN)

Recommendations for Council action:

1. TRANSFER \$240,000 in the Council District Six portion of the Street Furniture Revenue Fund No. 43D/50 to the Council District Six portion of the Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for enhanced efforts relative to transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, general services to the community, and all expenses relating or incidental thereto in Council District Six.
2. TRANSFER \$38,000 in the Council District Six portion of the Street Furniture Revenue Fund No. 43D/50 to the Board of Public Works, Contractual Services Fund 100/74, Account 3040. Of this amount, \$14,000 shall be designated for the installation of the Sun Valley Street Median irrigation system, and \$24,000 for bulky-item pick-up, and graffiti and weed abatement.
3. AUTHORIZE the Public Works, Office of Community Beautification to amend the existing contract with the Sun Valley Chamber of Commerce to include the expanded scope of work and increased funding as set forth above.

4. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this motion.

(Continued from Council meeting of February 12, 2010)

ITEM NO. (19) - RECEIVED AND FILED

Roll Call #11 - Motion (Hahn - Garcetti) Adopted To Received And Filed, Unanimous Vote (13); Absent: LaBonge and Wesson (2)

[10-0011-S10](#)

CD 15

CONTINUED CONSIDERATION OF MOTION (HAHN - KORETZ) relative to funding for transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, general services to the community and all expenses relating to incidental thereto in Council District 15.

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

1. TRANSFER \$85,000 from the Council District 15 portion of the Street Furniture Revenue Fund No. 43D/50 and \$15,000 from the Council District 15 Real Property Trust Fund No. 697 to the Council District 15 portion of the Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for enhanced efforts relative to transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, general services to the community, and all expenses relating or incidental thereto in Council District 15.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

(Continued from Council meeting of February 12, 2010)

MOTIONS PRESENTED PURSUANT TO RULE NO. 16 - TO BE PLACED ON THE NEXT AVAILABLE AGENDA

[10-0269](#)

MOTION (PERRY - PARKS) relative to funding for Council District Nine to host a reception in the City Hall Tom Bradley Room.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Huizar was excused from Council session Thursday, February 25, 2010 due to City business.

Upon his request, and without objections, Councilmember Huizar was excused from Council session Friday, March 5, 2010 leaving at 1 p.m. due to City business.

Upon his request, and without objections, Councilmember Koretz was excused from Council session Monday, March 1, 2010 due to City business.

Upon his request, and without objections, Councilmember Koretz was excused from Council session Friday, March 19, 2010 arriving at 10:45 p.m. due to City business.

Upon her request, and without objections, Councilmember Perry was excused from Council session March 10, 2010 arriving at 12 p.m. due to City business.

Upon his request, and without objections, Councilmember Reyes was excused from Council session Friday, February 26, 2010 arriving at 11 a.m. due to City business.

Upon his request, and without objections, Councilmember Zine was excused from Council session February 26, 2010 arriving at 11 a.m. due to City business.

Upon his request, and without objections, Councilmember Zine was excused from Council session Thursday, April 29, 2010 due to personal business.

Upon his request, and without objections, Councilmember Zine was excused from Council session Thursday, March 11, April 8, May 6 and 13, 2010 due to City business.

Upon his request, and without objections, Councilmember Garcetti was excused from Council session Thursday, February 18, 2010 arriving at 10:40 a.m. and February 23, 2010 leaving at noon due to personal business.

Upon his request, and without objections, Councilmember Garcetti was excused from Council session Thursday, April 15, 2010 leaving at 11:45 a.m. due to City business.

Upon his request, and without objections, Councilmember Garcetti was excused from Council session Thursday, February 25, 2010 leaving at 12:45 p.m. due to City business.

Ayes, Alarcón, Cárdenas, Hahn, Huizar, Koretz, Krekorian, Parks, Perry, Reyes, Rosendahl, Smith, Zine and President Garcetti (13); Absent: LaBonge and Wesson (2)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL