

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **February 9, 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: Cárdenas, Hahn, Huizar, Koretz, LaBonge, Perry, Reyes, Rosendahl, Smith and Zine (10); Absent: Alarcón, Krekorian, Parks, Wesson and President Garcetti (5)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
February 3, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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

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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 Noticed for Public Hearing - Items 1-8**

**Roll Call #1 - Motion (Cardenas - Koretz) Adopted to Continue, Unanimous Vote (11); Absent: Alarcon, Krekorian, Parks and Wesson (4)  
(Item Nos. 1-8)**

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED  
ON MARCH 2, 2010**

[08-1547](#)  
CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the Ruffner Avenue and Vicennes Street (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ruffner Avenue and Vicennes Street (Re-ballot) 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 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 ON MARCH 2, 2010**

[09-2689](#)

CD 1

HEARING PROTESTS against the proposed improvement and maintenance of the North Broadway and Ord Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the North Broadway and Ord 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 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 ON MARCH 2, 2010**

[09-2690](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Sharp Avenue and Wolfskill Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sharp Avenue and Wolfskill 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 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 ON MARCH 2, 2010**

[09-2693](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Riverside Drive and Morella Avenue No. 2 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Riverside Drive and Morella Avenue No. 2 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 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  
ON MARCH 2, 2010**

[09-2743](#)

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Woodley Avenue and Leadwell Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Woodley Avenue and Leadwell 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 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  
ON MARCH 2, 2010**

[09-2744](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Whipple Street and Vineland Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Whipple Street and Vineland 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 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 ON MARCH 2, 2010**

[09-2745](#)

CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Camarillo Street and Elmer Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Camarillo Street and Elmer 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON MARCH 2, 2010**

[09-2752](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Coldwater Canyon Avenue and Sarah Street No. 2 (Re-ballot) Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Coldwater Canyon Avenue and Sarah Street No. 2 (Re-ballot) 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 8, 2009 - Continue hearing and present Ordinance on MARCH 2, 2010 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

## Items for Which Public Hearings Have Been Held - Items 9-10

### ITEM NO. (9) - ADOPTED

Roll Call #2 - Motion (Perry - LaBonge) Adopted, Ayes (11); Absent: Alarcon, Krekorian, Parks and Wesson (4)

#### [09-0648-S17](#)

COMMUNICATIONS FROM THE CITY ADMINISTRATIVE OFFICER AND GENERAL MANAGER, INFORMATION TECHNOLOGY AGENCY relative to the acceptance of an ARRA Department of Commerce, National Telecommunications, and Information Administration Broadband Stimulus Public Computer Centers Program grant award in the amount of \$7,496,157 for the Los Angeles Computer Access Network, and related actions.

(Ad Hoc Committee on Economic Recovery and Reinvestment report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comments will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

### ADOPTED

**COMMUNICATION FROM MEMBERS, AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT** relative to the acceptance of an American Recovery and Reinvestment Act of 2009 (ARRA) grant award for the Los Angeles Computer Access Network (LA-CAN).

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

**APPROVE** recommendations of the City Administrative Officer (CAO) in the report to the Mayor and Council dated February 2, 2010 (attached to the Communication from the Ad Hoc Committee on Economic Recovery and Reinvestment), relative to the acceptance of an ARRA Department of Commerce, National Telecommunications, and Information Administration Broadband Stimulus Public Computer Centers Program grant award in the amount of \$7,496,157 for the Los Angeles Computer Access Network, and related actions.

**Fiscal Impact Statement:** The CAO reports that approval and submission to the United States Department of Commerce, National Telecommunications and Information Administration of the acceptance of grant award will result in the City's receipt of \$7,496,157 in grant funds. The City will make an in-kind match of \$2,808,322 that will be met by the City's continued payment of exiting staff and contractors who will support this project. There may be additional maintenance costs borne by the Department of Recreation and Parks at the termination of the equipment warranty period, which is anticipated to be in three years. Acceptance of this grant award complies with City financial policies in that the City's match will be met by funds that currently are appropriated through the Budget.

**Community Impact Statement:** None submitted.

**ITEM NO. (10) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #6 - Motion (Cardenas - Huizar) Adopted, Ayes (10); Noes: Alarcon and Parks (2); Absent: Hahn, Koretz and Wesson (3)**

[09-0600-S159](#)

PORTION OF BUDGET AND FINANCE COMMITTEE MAJORITY AND MINORITY REPORTS relative to the Mid-Year Financial Status Report.

Recommendations for Council action:

4. INSTRUCT the Department of Animal Services to report back to the Council relative to efforts to increase animal registration.
5. INSTRUCT the City Administrative Officer (CAO) to:
  - a. Report back to the Council relative to ensuring that staffing is available in the Los Angeles Fire Department (LAFD) to maintain the LAFD fleet if Municipal Improvement Corporation of Los Angeles funding is not provided to purchase new vehicles/equipment.
  - b. Monitor the status of LAFD's submission of information necessary for preparation of an Ordinance by the City Attorney relative to the Industrial Inspection Fee.
6. INSTRUCT the CAO, with the Los Angeles World Airports and the Harbor Departments, to report back to the Council relative to reassigning General Funded employees to the Proprietary Departments. The report should provide detail on all contracts with positions such as engineering, clerical and administrative support which may be appropriate for displaced City staff.
7. REQUEST the Office of the Mayor to assist in obtaining compliance with the Fleet Reduction Program in order to address a \$5.5 million shortfall in the Department of General Services' Fleet Reduction Program.

(The above recommendations are contained in both the Budget and Finance Committee's Majority and Minority reports. The balance of recommendations were addressed as part of the CAO report adopted as amended by various Motions on February 3, 2010.)

**ADOPTED**

**MOTION (GARCETTI - PERRY - ET AL)**

**Recommendations for Council action:**

**AMEND to change the Council's previous actions relative to this matter.**

1. **Relative to Motion 10A and 10F dealing with Cultural Affairs (FSR #46), Disability (FSR #47) and Human Services (FSR #49), that the Arts, Parks, Health and Aging Committee report back to Council with recommendations no later than February 24, 2010.**

2. Relative to Motion 10Q (FSR #59) dealing with AB1290 Funds, that the Housing, Community and Economic Development Committee report back to Council with recommendations no later than February 18, 2010.
3. Relative to Financial Status Report Recommendation #48, that the Council ADOPT the recommendation to eliminate the Environmental Affairs Department.

REAFFIRM the following actions of February 3, 2010, as reflected in the Mayor's directive to department heads dated February 4, 2010:

- a. Motion 10J - Instructions to expedite Early Retirement Incentive Program processing of the previously approved 2,400 participants.
- b. Motion 10L, 10N, 10W - Instructions to expedite the transfer of General Funded employees to proprietary departments, special funds and grant funds.
- c. Motion 10S - Instructions to proceed with the process of \*calculating the elimination of 1,000 General Funded positions, with a goal of transferring positions to proprietary, special and vacant positions before the end of the current year. \*(Alarcon - Smith)

## Items for Which Public Hearings Have Not Been Held - Items 11-18

(10 Votes Required for Consideration)

ITEM NO. (11) - ADOPTED, AS AMENDED - SEE FOLLOWING

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

[09-0600-S159](#)

COMMUNICATION FROM CITY ADMINISTRATIVE OFFICER relative to a Three Year Plan to Fiscal Sustainability.

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

1. DIRECT the City Administrative Officer (CAO), with the assistance of the Chief Legislative Analyst (CLA) to draft a Resolution for Council consideration that the City commit to achieving a minimum five percent General Fund reserve and adopt a budget wherein one-time revenues do not exceed one-time expenditures by the 2011-12 Budget.
2. DIRECT the CAO to continue to produce a "Three Year Plan" rolling financial report benchmarking the City's process in achieving fiscal sustainability and provide recommendations and policies to eliminate the City's structural deficit.
3. DIRECT the CAO to develop within 180 days, recommended multi-year and outcome-based budgeting approaches for use in developing future City budgets.
4. DIRECT the CAO to update and disseminate existing City Financial Policies as have been adopted by Council and disseminate to all City departments within 60 days.

5. DIRECT the CAO to draft and submit for Council consideration in conjunction with the 2010-11 Proposed Budget, a Risk Management Policy to reduce costs and liability and require corrective action plans on all settlements.
6. DIRECT the CAO to submit for Council consideration previously requested financial policies in the areas of Capital, Non-profit Leases, and Budget Stabilization Fund within 60 days.
7. DIRECT the CAO to propose specific existing and requested City Financial Policies for Council consideration of adoption by Ordinance.
8. DIRECT the CAO to begin measuring actual versus adopted budget Financial Policy compliance reporting in the Supplemental Proposed Budget report to the Budget and Finance Committee on an ongoing basis.
9. INSTRUCT the CAO to draft letters to the Boards of the Community Redevelopment Agency, Los Angeles World Airports, Los Angeles Harbor Department, and the Department of Water and Power asking that each Board adopt a policy of providing annual updates of their financial policies, highlighting any changes therein, to the Budget and Finance Committee annually by April 1st.
10. DIRECT the CAO to study, with the appropriate stakeholders, and report back to the Council within 30 days on the following restructuring proposals:
  - a. Accounting consolidation
  - b. Asset Management
  - c. Consolidation of Fire Inspection Functions with the Department of Building and Safety
  - d. IT Restructuring: Infrastructure Efficiencies
  - e. Transfer the Department of Neighborhood Empowerment or the Neighborhood Council Funding Program
11. INSTRUCT the Office of Finance to implement Phase I to centralize collections as recommended by the Macias Consulting Group Centralized Billing Feasibility Report dated December 21, 2009.
12. INSTRUCT the Fire Department to expedite the referral of delinquent EMS billings to outside collection agencies.
13. INSTRUCT the Los Angeles Department of Transportation to work with the Office of Finance on preparing a Request for Proposal for a new vendor for parking citation collections.
14. INSTRUCT the Library Department to submit, within 60 days, a reorganization plan for 2010-11, assuming that it will be required to reimburse ten percent of the retirement costs, Medicare and the Civilian Flex Program.
15. INSTRUCT the Library Department to submit a five-year reorganization plan from 2010-11 through 2014-15 with its 2011-12 budget submittal to the Mayor, assuming that it will be required to reimburse the General Fund for retirement costs, Medicare and the Civilian Flex Program. The reimbursement will be ten percent for the first year and increase by ten percent for each of the succeeding years with a cap of 50 percent on the fifth year.



16. INSTRUCT the Department of Recreation and Parks to submit, within 60 days, a reorganization plan for 2010-11, assuming that it will be required to reimburse ten percent of the retirement costs, Medicare and the Civilian Flex Program.
17. INSTRUCT the Department of Recreation and Parks to submit a five-year reorganization plan for 2010-11 through its 2011-12 budget submittal to the Mayor , assuming that it will be required to reimburse the General Fund for retirement costs, Medicare and the Civilian Flex Program. The reimbursement will be ten percent for the first year and increase by ten percent for each of the succeeding years with a cap of 50 percent on the fifth year.
18. ELIMINATE the Neighborhood Council “rollover” policy and TRANSFER all suspended “rollover” funds totaling \$1.61 million to the Reserve Fund.
19. ELIMINATE the Neighborhood Council bank card system and convert to a demand warrant system.
20. INSTRUCT and REQUEST as appropriate, the Department of Neighborhood Empowerment (DONE), City Attorney and CAO to evaluate and redefine allowable expenditure categories for Neighborhood Council funds.
21. INSTRUCT the General Manager, DONE to issue a memo to the Neighborhood Councils regarding a proposed 50 percent reduction to the annual allocation amount for 2010-11.
22. INSTRUCT the Department of Aging, the Department of Recreation and Parks, and the Office of the CAO to develop and implement a plan to best service the senior constituents while indentifying efficiencies and savings.
23. DIRECT the Department of General Services (GSD) to identify cost savings for fleet maintenance work that could be outsourced quickly to address gaps and submit amendments to current service/parts contracts to provide the additional maintenance services within 60 days.
24. DIRECT the GSD to develop fleet maintenance service RFP for all services with gaps currently provided by GSD fleet within 90 days. The RFP must include options for other City department to utilize the maintenance services directly.
25. DIRECT the GSD to review and submit an action plan to implement fleet cost reduction options.
26. DIRECT the CAO to study with the appropriate stakeholders, and report back to Council within 30 days on the following public-private partnership proposals:
  - a. Contracting Street Sweeping
  - b. General Service Publishing
  - c. Options to make El Pueblo independent and self-sustaining
  - d. Franchising of Multi-Family Refuse Collection
  - e. Privatizing the Zoo
27. REQUEST the Board of Recreation and Park Commissioners to institute a three-month moratorium on all new golf concession contracts.

28. INSTRUCT the Department of Recreation and Parks to form a working group to develop a Request for Information or a Request for Proposal, subject to Board review and approval to determine the feasibility of privatizing the entire golf operations.
29. INSTRUCT the Department of Recreation and Parks to develop a pilot program for contracting out 20 percent of landscape services.
30. INSTRUCT the Department of Animal Services to report back on the feasibility of partnering with the County of Los Angeles for license canvassing services within 60 days.
31. INSTRUCT the CAO and the Department of Animal Services to develop and issue a Request for Information for the operation of one or more animal care centers by an established animal care and control organization by March 1, 2010.
32. INSTRUCT the CAO to review potential options for creating a consolidated, more closely integrated Department of Public Works and report back on the potential strengths and weaknesses of those options. In addition, the CAO should survey other jurisdictions and identify best practices.
33. INSTRUCT the CAO to work with appropriate stakeholders to:
  - a. Review the functions of the Department of Transportation and the Department of Public Works (Bureau of Street Services and Bureau of Street Lighting) and report back on reorganization and consolidation opportunities.
  - b. Consider alternatives to the existing dispersion of financial management and accounting functions within the Department of Public Works (including the LADOT)
  - c. Re-evaluate the strategic approach to the current design and delivery of capital projects.
  - d. Re-evaluate the strategic approach to management of the City parking facilities (mainly surface parking lots) after the implementation of a concession arrangement for City parking structures and potentially for parking meters.
34. INSTRUCT the CAO to work with the Bureau of Street Services to:
  - a. Return responsibility for street tree maintenance to the abutting property owner
  - b. Reduce the cost of the street trimming program to the bare minimum
  - c. Provide a strategic approach to the management of risk resulting from street trees
  - d. Develop a system that allows for efficient contracting of:
    - 1) Large street improvement, streetscape, major roadway rehabilitation and grant-funded or special funded projects
    - 2) Street tree trimming and maintenance services
    - 3) Median Island maintenance
35. AUTHORIZE the development and release of a Request for Proposal for the management and operations of the Convention Center facility.

36. REQUEST the Los Angeles Convention Center (LACC) and Los Angeles Convention and Visitors Bureau (LA Inc.) to collaborate to better align the sale and marketing of the LACC and propose options to maximize returns.
37. INSTRUCT the CAO to report back on a proposed budget for Bond Counsel services to assist on private use matters.
38. INSTRUCT the Personnel Department and the CAO to conduct a comprehensive review of the Civil Service provisions of the Los Angeles City Charter, and report back to the EERC with recommendations to eliminate non-merit based provisions and eliminate or modify existing provisions to increase the efficiency, cost effectiveness and flexibility of the human resource program, while retaining the fundamental concept of merit-based employment.
39. INSTRUCT the Cultural Affairs Department to issue a Request for Proposal within 90 days for partnership agreements to operate the Barnsdall, Madrid and Warner Grand theater facilities to begin no later than July 1, 2010 and to operate the Vision Theater upon completion of its renovation.
40. INSTRUCT the Cultural Affairs Department to issue an RFP within 90 days for partnership agreements to operate the Barnsdall Art Center, Barnsdall Junior Art Center and William Grant Still Arts Center to begin no later than July 1, 2010.
41. INSTRUCT the CAO to research and identify four City departments each year beginning Fiscal Year 2012-13 for true zero-based budgeting.

(Pursuant to Council action of February 3, 2010)

## **ADOPTED**

### **MOTION (PARKS - GARCETTI)**

#### **Recommendations for Council action:**

1. **APPROVE** the recommendations as contained in the City Administrative Officer's Three-Year Plan to Fiscal Sustainability report dated January 29, 2010 as amended in the Budget and Finance Committee Minority report (Council file 09-0600-S159) with the exception of Recommendation No's 19b, 19g, 19i, 19j, 21a, 21b and 27a: and further **REQUEST** that all report backs not previously referred to committee be directly scheduled for City Council consideration.
2. **INSTRUCT** the Cultural Affairs Department to issue a Request for Proposal within 90 days for partnership agreements to operate the Barnsdall, Madrid and Warner Grand theater facilities to begin no later than July 1, 2010 and to operate the Vision Theater upon completion of its renovation.
3. **INSTRUCT** the Cultural Affairs Department to issue an RFP within 90 days for partnership agreements to operate the Barnsdall Art Center, Barnsdall Junior Art Center and William Grant Still Arts Center to begin no later than July 1, 2010.

4. **INSTRUCT** the CAO to research and identify four City departments each year beginning Fiscal Year 2012-13 for true zero-based budgeting.

**ADOPTED**

**MOTION (LABONGE - ALARCON)**

**Recommendation for Council action:**

**DIRECT** the City Administrative Officer to work with the Greater Los Angeles Zoo Association on a private-public partnership proposal for the Zoo and report back on progress made and further study Zoo's throughout the country to see how to lessen the burden on the City's General Fund while enhancing the Zoo.

**ADOPTED**

**MOTION (PERRY - CARDENAS)**

**Recommendation for Council action:**

**AUTHORIZE** the development and release of a Request for Proposal (RFP) for the management and operations of the Convention Center facility and **INSTRUCT** the City Administrative Officer to report to the Trade, Commerce and Tourism and Budget and Finance Committees, with a status update on the RFP before it is released.

**ADOPTED**

**MOTION (ZINE - SMITH)**

**Recommendation for Council action:**

**DIRECT** the CAO to study, with the appropriate stakeholders, and report back to the Council within 30 days on the following restructuring proposals:

- f. **Consolidating City human resources/personnel functions into a single department.**

**ADOPTED**

**MOTION (KREKORIAN - HAHN - KORETZ - ET AL.)**

**Recommendations for Council action:**

**REFER** recommendation No's 10e, 18, 20 and 21 - all pertaining to the Department of Neighborhood Empowerment - to the Education and Neighborhoods Committee for further review.

**ADOPTED**

**MOTION (CARDENAS - KORETZ)**

**Recommendation for Council action:**

**REFER reports requested under Recommendation No's 6, 10b, 10d, 22, 23, 24 and 26b to the Information Technology and Government Affairs Committee with the understanding that the Committee will report on these matters back to Council by February 18, 2010.**

**ADOPTED**

**MOTION (HUIZAR - CARDENAS)**

**Recommendation for Council action:**

**INSTRUCT the CAO to report back to Council in 10 days with an analysis of the following items:**

- a. Potential savings from merging departments on Disability, Aging and Human Services.**
- b. Potential income that could be gained from bonding against future coin meter revenues.**
- c. Feasibility of merging Community Development Department, CRA and part of LAHD.**

**ITEM NO. (12) - CONTINUED TO FEBRUARY 10, 2010**

**Roll Call #3 - Motion (Rosendahl - Koretz) Adopted to Continue, Unanimous Vote (13); Absent: Alarcon and Wesson (2)**

**[09-2560-S1](#)**

**CONSIDERATION OF MOTION (PARKS - PERRY) relative to establishment of a Revenue Collection Review Task Force by the Office of Finance.**

**Recommendations for Council action, pursuant to Motion (Parks - Perry):**

- 1. APPROVE the establishment of a Revenue Collection Review Task Force by the Office of Finance, with assistance from the City Administrative Officer, Chief Legislative Analyst, City Attorney and operating departments, to identify all of the methods that individually and collectively are available to the City, including outside resources, in order to secure the revenue due to the City. The Task Force should identify systems that are working and those that must be reevaluated and reinstated.**
- 2. INSTRUCT the Task Force, after conducting its review, to recommend to the Council new processes and procedures to capture outstanding revenue due to the City and institutionalize systems that will minimize and mitigate the delay in receipt of accounts payable and the potential loss of revenue in the future.**

Community Impact Statement: None submitted.

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

**ITEM NO. (13) - ADOPTED**

**Roll Call #7 - Motion (Garcetti - Alarcon) Adopted, Ayes (12); Absent: Hahn, Koretz and Wesson (3)**

[10-0085](#)

CONSIDERATION OF MOTION (KORETZ - PARKS) relative to a request for an Ordinance establishing penalty fees related to Department of Building and Safety code enforcement activities and "after-the-fact" permits issued by the Department of Building and Safety and the Department of City Planning.

Recommendations for Council action, pursuant to Motion (Koretz - Parks):

1. INSTRUCT the Department of City Planning (Planning) and the Department of Building and Safety (DBS), with the assistance of the City Attorney to develop an Ordinance establishing the following:
  - a. Penalty fees for the issuance of permits "after-the-fact" by the DBS and Planning, which currently do not exist in the City's code.
  - b. Administrative penalties for planning and zoning code violations, construction without permits, and failure to comply with any Department order.
  - c. A penalty structure severe enough to deter any future violations of City code enforcement regulations.
2. REQUEST the City Attorney to include in the proposed penalty/fine Ordinance developed as a result of Motion (Koretz - Parks) the following:
  - a. That the Ordinance index the penalties to the Construction Cost Index or other appropriate index as determined by the DBS and Planning.
  - b. Create enforcement accounts within the Enterprise Funds of the DBS and Planning.
  - c. Provide that all code enforcement penalties and fines accrue to these enforcement accounts for purposes of providing increased and effective code enforcement.
3. REQUEST the City Attorney to present the draft Ordinance to the Budget and Finance Committee within 45 days of the adoption of this motion so that it can be considered during the City's 2010-11 Budget deliberations.

Community Impact Statement: None submitted.

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

**ITEM NO. (14) - CONTINUED TO FEBRUARY 10, 2010**

**Roll Call #8 - Motion (Parks - Alarcon) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Koretz and Wesson (3)**

[10-0205](#)

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.

**ITEM NO. (15) - RECEIVED AND FILED**

**Roll Call #9 - Motion (Krekorian - Alarcon) Adopted, Ayes (12); Absent: Hahn, Koretz and Wesson (3)**

[09-0600-S159](#)

MOTION (KREKORIAN - KORETZ) relative to the Mid-Year Financial Status Report and Three-Year Plan to Fiscal Sustainability.

Recommendation for Council action:

REFER Recommendation No. 50 in the Financial Status report regarding the Modifications to the funding of the Neighborhood Empowerment Program to the Education and Neighborhoods Committee and report back to the Council within 30 days.

(Pursuant to Council action of February 3, 2009)

**ITEM NO. (16) - REFERRED TO TRADE, COMMERCE AND TOURISM COMMITTEE**

**Roll Call #10 - Motion (Zine - Smith) Adopted to Refer, Ayes (12); Absent: Hahn, Koretz and Wesson (3)**

[09-0600-S159](#)

MOTION (HAHN - LABONGE) relative to the Three-Year Plan to Fiscal Sustainability in connection with the Convention Center Proposal.

Recommendation for Council action:

ADOPT the following:

- a. Request the City Administrative Officer (CAO) to report back on the retention of bond counsel to advise the Council on whether the Convention Center's tax-exempt bond status allows the City to privatize the management and operations of the Convention Center.
- b. Request the CAO to describe financial expectations for this privatization proposal, including whether we are seeking up-front financial commitments, capital investments, or revenue sharing proposals.
- c. Refer the above reports to the Trade, Commerce and Tourism Committee for further discussion and recommendations before a "Request for Proposals" for the management and operations of the Convention Center is issued.

(Pursuant to Council action of February 3, 2009)

**ITEM NO. (17) - CONTINUED TO FEBRUARY 10, 2010**

**Roll Call #11 - Motion (LaBonge - Reyes) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Koretz and Wesson (3)**

[09-0600-S159](#)

MOTION (HAHN - PARKS) relative to the Mid-Year Financial Status Report and Three-Year Plan to Fiscal Sustainability.

Recommendation for Council action:

INSTRUCT the Office of Finance to immediately release a new Request for Proposals for all primary collection efforts.

(Pursuant to Council action of February 3, 2009)

**ITEM NO. (18) - CONTINUED TO FEBRUARY 10, 2010**

**Roll Call #12 - Motion (Perry - Zine) Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Koretz and Wesson (3)**

[09-0600-S159](#)

DISCUSSION and CITY ADMINISTRATIVE OFFICER (CAO), CHIEF LEGISLATIVE ANALYST (CLA) and OFFICE OF FINANCE TO REPORT relative to outstanding uncollected tax debts owed to the City, as follows:

- a. CAO and CLA to include all outstanding uncollected tax debts owed to the City, estimated by the Office of Finance to be approximately \$400 million, as part of the City's Reserve Fund as an Accounts Receivable account. The debt figure may be discounted before posting for such factors as collection difficulty, over-assessment, and legal settlements.
- b. Office of Finance to immediately pursue all legal measures to collect all outstanding delinquent taxes, including such measures as:



- 1) Cancellation of all City business licenses and permits, and contracts with the delinquent business including any of its subsidiaries
- 2) Debarment from any City contracts
- 3) Expediting of City administrative and legal processes to recover the delinquent taxes
- 4) Hiring additional collections staff and legal assistance

(Pursuant to Council action of February 3, 2009)

## **Item for Which Public Hearing Has Been Held - Item 19**

### **ITEM NO. (19) - ADOPTED**

**Roll Call #4 - Motion (Cardenas - Krekorian) Adopted, Ayes (13); Absent: Alarcon and Wesson (2)**

[09-2998](#)

CD 15

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a General Plan Amendment and zone change for property at 25941 and 25949 South Belle Porte Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 09-2998 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-0804-MND] filed on January 25, 2008.
2. RESOLVE TO GRANT APPEAL filed by Ricardo F. Icaza, United Food and Commercial Workers Union (UFCW) (Darlene Kuba, Representative) from the entire determination of the City Planning Commission, and THEREBY APPROVE: a) General Plan Amendment to the Wilmington-Harbor City Community Plan to remove the MR1 designation; and, b) zone change from [Q]MR-1-1VL to [Q]CM-1VL, for the proposed construction of 30 residential townhome style dwelling units in four separate buildings for property at 25941 and 25949 South Belle Porte Avenue, subject to Conditions of Approval.

Applicant: Ricardo F. Icaza, UFCW  
(Darlene Kuba, Representative)

CPC 2008-3222-GPA-ZC

3. INSTRUCT the Department of City Planning to prepare and present to Council the necessary ordinance, resolution, plan amendment map, conditions, findings, and any other documents necessary to effectuate the General Plan Amendment and zone change, as stated in recommendation no. 2 of this report, for property at 25941 and 25949 South Belle Porte Avenue.

Fiscal Impact Statement: The CPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 22, 2010

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 19, 2010)

12 VOTES REQUIRED

(Continued from Council meeting of February 5, 2010)

## **Item for Which Public Hearing Has Not Been Held - Item 20**

(10 Votes Required for Consideration)

### **ITEM NO. (20) - ADOPTED**

**Roll Call #13 - Motion (Reyes - Rosendahl) Adopted, Ayes (12); Absent: Hahn, Koretz and Wesson (3)**

#### 10-0247

MOTION (LABONGE for GARCETTI - ZINE) relative to Council to meet in special session every Monday and Thursday beginning at 10 a.m. until further notice to address the Fiscal Year (FY) 2009-10 and FY 2010-11 budget deficits.

Recommendations for Council action:

1. RESOLVE to meet in special session of the Council every Monday and Thursday beginning at 10 a.m. until further notice to address the FY 2009-10 and FY 2010-11 budget deficit, to allow for discussions and actions, as appropriate to allow City staff and other to report on budget balancing matters and to provide for the ability to meet in closed executive session as it may relate to bargaining instructions relative to negotiations with employees and employee organizations.
2. INSTRUCT the City Clerk to issue Council agendas consistent with, and to implement, the above action, effective February 9, 2010, or soon thereafter as appropriate and feasible.

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

#### 08-0010-S20

MOTION (PERRY - ZINE) relative to reinstating the reward offer in the death of Clifton Hibbert Jr. and Kenneth Patterson for an additional six months.

#### 07-0036-S2

MOTION (PERRY - PARKS) relative to a personal services contract with Pamela Snowden to provide services to the Ninth Council District.

## **COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS**

Upon his request, and without objections, Councilmember Rosendahl was excused from Council session of Wednesday, February 10, 2010 due City business.

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

Upon his request, and without objections, Councilmember Garcetti was excused to arrive at 10:30 a.m. to the Council session of Wednesday, February 24, 2010 due to personal business.

Upon his request, and without objections, Councilmember Reyes was excused from Council session of Thursday, March 18, 2010 due to City business.

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Tuesday, February 23, 2010 and Wednesday, February 24, 2010 due to City business.

Upon his request, and without objections, Councilmember Smith was excused from Council session of Thursday, February 18, 2010 due to City business.

Upon his request, and without objections, Councilmember Zine was excused to arrive at 11:00 a.m. to the Council session of Tuesday, February 16, 2010 due to City business.

Upon her request, and without objections, Councilmember Perry was excused to arrive at 12:00 p.m. to the Council session of Monday, February 22, 2010 due to City business.

## **COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[10-0004](#) - Sergeant Javier Nunez

(Zine)

Michael Beadle

(Rosendahl)

### **At the conclusion of this day's Council Session ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:**

[10-0003](#) - Georgia M. Rosenberry

(Perry - All Councilmembers)

Mae Dean Young Phillips

(Rosendahl)

Noah Thomas Akers

(Hahn)

John Bertha

(LaBonge - All Councilmembers)

**Ayes, Alarcón, Hahn, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Zine and President Garcetti (11); Absent: Cárdenas, Huizar, Koretz and Wesson (4)**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL