

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

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 1-13

ITEM NO. (1) - PUBLIC HEARING CLOSED - HEARING PROTEST DENIED - LIEN CONFIRMED

Roll Call #4 - Motion (Zine - Smith) Adopted To Confirm Lien, Ayes (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2883](#)
CD 3

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 18743 West Sherman Way, APN 2118-026-015. (Lien: \$3,656.91)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 18743 West Sherman Way, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08/48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,656.91 on the above referenced property.

ITEM NO. (2) - RECEIVED AND FILED - INASMUCH THE LIEN HAS BEEN PAID

Roll Call #1 - Motion (Garcetti - Zine) Adopted To Receive And File, Unanimous Vote (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2884](#)

CD 10

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 5261 West Jefferson Boulevard, APN 5043-024-005. (Lien: \$1,801.03)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 5261 West Jefferson Boulevard, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08/48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,801.03 on the above referenced property.

ITEM NO. (3) - PUBLIC HEARING CLOSED - HEARING PROTEST DENIED - LIEN CONFIRMED

Roll Call #4 - Motion (Zine - Smith) Adopted To Confirm Lien, Ayes (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2885](#)

CD 14

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 3535 East 14th Street, APN 5191-021-015. (Lien: \$954.73)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 3535 East 14th Street, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$954.73 on the above referenced property.

**Roll Call #6 - Motion (Zine - Reyes) Adopted To Confirm Lien, Ayes (11); Absent: Cárdenas, Hahn, Rosendahl and Wesson (4)
(Item Nos. 4-5)**

ITEM NO. (4) - PUBLIC HEARING CLOSED - HEARING PROTEST DENIED - LIEN CONFIRMED

[09-2886](#)

CD 3

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 20138 West Roscoe Boulevard, APN 2107-001-092. (Lien: \$1,746.34)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 20138 West Roscoe Boulevard, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,746.34 on the above referenced property.

ITEM NO. (5) - PUBLIC HEARING CLOSED - HEARING PROTEST DENIED - LIEN CONFIRMED

[09-2887](#)

CD 3

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 20146 West Saticoy Street, APN 2114-005-011. (Lien: \$7,696.61)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 20146 West Saticoy Street, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$7,696.61 on the above referenced property.

ITEM NO. (6) - CONTINUED TO FEBRUARY 19, 2010

Roll Call #2 - Motion (Smith - Perry) Adopted To Continue, Unanimous Vote (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2888](#)

CD 6

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 15201 West Oxnard Street, APN 2242-026-005. (Lien: \$1,871.39)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 15201 West Oxnard Street, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,871.39 on the above referenced property.

ITEM NO. (7) - RECEIVED AND FILED - INASMUCH THE LIEN HAS BEEN PAID

Roll Call #1 - Motion (Garcetti - Zine) Adopted To Receive And File, Unanimous Vote (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2890](#)

CD 8

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 3300 West Florence Avenue, APN 4012-016-017. (Lien: \$1,842.05)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 3300 West Florence Avenue, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 98.0402(e), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08/48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,842.05 on the above referenced property.

**Roll Call #4 - Motion (Zine - Smith) Adopted To Confirm Lien, Ayes (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)
(Item Nos. 8-9)**

ITEM NO. (8) - PUBLIC HEARING CLOSED - HEARING PROTEST DENIED - LIEN CONFIRMED

[09-2889](#)

CD 14

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1521 East Burr Street, aka 1541 East Burr Street, APN 5307-007-016.
(Lien: \$3,425.87)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the cost of inspections, recorded against the property above, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 91.103, 98.0402(e), 98.0411(a) and Los Angeles Administrative Code Sections 7.35.3 and 7.35.5, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08/48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,425.87 on the above referenced property.

ITEM NO. (9) - PUBLIC HEARING CLOSED - HEARING PROTEST DENIED - LIEN CONFIRMED

[09-2882](#)

CD 12

HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 18627 West Parthenia Street, APN 2770-018-004. (Lien: \$4,633.76)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation, and proposed lien to recover the cost of inspections, recorded against the property above, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Section 91.103, 98.0402, 98.0411(a) and Los Angeles Administrative Code Sections 7.35.3 and 7.35.5, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08/48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$4,633.76 on the above referenced property.

ITEM NO. (10) - RECEIVED AND FILED

Roll Call #1 - Motion (Garcetti - Zine) Adopted to Receive and File, Unanimous Vote (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2283](#)

CD 13

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 3324 North Chapman Street (Including shack at rear of lot).

(Lien: \$1,470.58)

(Continued from Council meeting of December 2, 2009)

ITEM NO. (11) - PUBLIC HEARING CLOSED - NO APPEALS - LIEN CONFIRMED

Roll Call #4 - Motion (Zine - Smith) Adopted To Confirm Lien, Ayes (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2284](#)

CD 6

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety report and confirmation of lien to cover the cost of cleaning of the lot at 15939 West Leadwell Street.

(Lien: \$681.10)

(Continued from Council meeting of December 2, 2009)

ITEM NO. (12) - CONTINUED TO MARCH 5, 2010

Roll Call #3 - Motion (LaBonge - Perry) Adopted to Continue, Unanimous Vote (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2286](#)

CD 4

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot and graffiti abatement at 3313 West Wood Terrace.

(Lien: \$2,758.51)

(Continued from Council meeting of December 2, 2009)

ITEM NO. (13) - RECEIVED AND FILED - INASMUCH THE LIEN HAS BEEN PAID

Roll Call #1 - Motion (Garcetti - Zine) Adopted to Receive and File, Unanimous Vote (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[09-2289](#)

CD 7

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Building and Safety report and confirmation of lien to cover the costs of barricading of all openings and cleaning and fencing of the lot at 14261 West Grammar Street.

(Lien: \$9,846.79)

(Continued from Council meeting of December 2, 2009)

Item for Which Public Hearing Has Been Held - Item 14

ITEM NO. (14) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #8 - Motion (Koretz - Parks) to Adopt as Amended, Ayes (11); Absent: Cárdenas, Reyes, Rosendahl and Wesson (4)

[09-2560](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the creation of an advisory commission that will examine revenue maximization, collection and efficiency.

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

1. AUTHORIZE the creation of an Ad Hoc Commission on Revenue Efficiency for a six-month period, consisting of seven members who are experts in the fields of revenue collections and revenue enhancements, with the Mayor and Council President each appointing two members and with the Controller, the Audits and Governmental Efficiency Committee Chair and the Budget and Finance Committee Chair each appointing one member.
2. DIRECT the Ad Hoc Commission on Revenue Efficiency to evaluate and recommend improvements in the following areas: revenue collections, tax compliance, accounts receivable collections, new revenues, centralized billing, implementation of the City Controller's audit of the City's collection practices and other revenue-related studies.
3. INSTRUCT the Office of Finance, with the assistance of the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA), to provide staffing support to the Ad Hoc Commission on Revenue Efficiency, including compliance with Brown Act requirements.

Fiscal Impact Statement: The CAO reports that the adoption of the above recommendations will not impact the City's budget. Staffing for the Ad Hoc Commission on Revenue Efficiency will be provided by the Office of Finance, CAO and CLA within existing resources. The fiscal impacts of implementing any recommendations of the Ad Hoc Commission on Revenue Efficiency are unknown.

Community Impact Statement: None submitted.

ADOPTED

MOTION (KORETZ - GARCETTI)

Recommendation for Council action:

ADD the following recommendations:

- 4. AUTHORIZE the Ad Hoc Commission on Revenue Efficiency to meet for a six month period, with an option to renew the commission for an additional six-month term.**
- 5. AUTHORIZE the Ad Hoc Commission on Revenue Efficiency to be comprised of experts in the fields of revenue collections and revenue enhancements, with eligibility extending to current members of City commissions.**

ADOPTED

AMENDING MOTION (GARCETTI - PARKS)

Recommendations for Council action:

- 1. DIRECT the Chief Legislative Analyst (CLA), City Attorney, and other department(s) as appropriate, to prepare and present the necessary draft ordinance for a proposed EMS Voluntary Fee (Revenue Options No. 2 of the CLA report).**
- 2. DIRECT staff as appropriate to prepare the necessary documents and report on the implementation of Advertising/Municipal Marketing (Revenue Option No. 3 of the CLA report).**

Items for Which Public Hearings Have Not Been Held - Items 15-16

(10 Votes Required for Consideration)

ITEM NO. (15) - ADOPTED

Roll Call #9 - Motion (Hahn - Parks) Adopted, Ayes (11); Absent: Cárdenas, Reyes, Rosendahl and, Wesson (4)

[08-0411](#)

CONSIDERATION OF MOTION (HAHN - PARKS) relative to the steps necessary to implement an oil extraction fee on all barrels of crude oil that are produced within the City of Los Angeles.

Recommendations for Council action, as initiated by Motion (Hahn - Parks):

- 1. INSTRUCT the City Administrative Officer and Chief Legislative Analyst, with input from the City Attorney's Office, to report to the Council on the steps necessary to implement an oil extraction fee on all barrels of crude oil that are produced within the City of Los Angeles, as well as expected revenue from such a fee based on rates similar to those being charged locally.**

2. INSTRUCT the Bureau of Street Services to report to the Council on the cost for including additional miles of streets on the City's street sweeping program.

Community Impact Statement: None submitted.

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

ITEM NO. (16) - ADOPTED

Roll Call #5 - Motion (Huizar - Perry) Adopted, Ayes (10); Absent: Cárdenas, Hahn, Parks, Rosendahl and Wesson (5)

[10-0204](#)
CD 6

MOTION (CÁRDENAS - HUIZAR) relative to funding for the San Fernando Valley Chronic Disease Prevention and Early Treatment Program in Council District Six.

Recommendation for Council action:

INSTRUCT the City Clerk to TRANSFER \$25,000 from the Bradley Landfill Community Trust Fund to the San Fernando Valley Chronic Disease Prevention and Early Treatment Program within 30 days from the implementation of the program.

Items for Which Public Hearings Have Not Been Held - Items 17-21

(10 Votes Required for Consideration)

ITEM NO. (17) - ADOPTED

Roll Call #8 - Motion (Koretz - Parks) to Adopt as Amended, Ayes (11); Absent: Cárdenas, Reyes, Rosendahl, Wesson (4)

[09-2560-S1](#)

CONTINUED 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. (18) - LEFT ON DESK TO FEBRUARY 11, 2010

[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.

ITEM NO. (19) - REFERRED TO BUDGET AND FINANCE COMMITTEE

Roll Call #7 - Motion (Koretz - Krekorian) Adopted to Refer, Unanimous Vote (10); Absent: Cárdenas, Hahn, Reyes, Rosendahl and Wesson (5)

[09-0600-S159](#)

CONTINUED CONSIDERATION OF 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. (20) - NO ACTION TAKEN

[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 NO. (21) - LEFT ON DESK TO FEBRUARY 11, 2010

[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)

Closed Session - Item 22

ITEM NO. (22) - LEFT ON DESK TO FEBRUARY 11, 2010

The City Council shall recess to Closed Session, pursuant to Government Code Section 54957.6, in order to give bargaining instructions to the City Administrative Officer in relation to labor negotiations to modify collective bargaining agreements as necessary to address the current economic condition of the City.

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

[10-0010-S11](#)

MOTION (GARCETTI - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Paulina Ibarra on August 28, 2009.

[10-0224](#)

CD 14

MOTION (HUIZAR - ALARCÓN) relative to initiating street vacation proceedings to vacate the alley southwesterly of La Loma Road from 233 feet southeasterly of Genevive Avenue to its southeasterly terminus.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Zine was excused from Council session of Monday, June 7, and Thursday, 10, 2010 due to personal business.

Upon his request, and without objections, Councilmember Parks was excused from Council session of Friday, March 19, 2010 leaving at 11:45 a.m. due to City business.

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL