

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **February 19, 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, Cárdenas, Hahn, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Zine and President Garcetti (14); Absent: Wesson (1)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 16, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 32

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - PUBLIC HEARING CLOSED - RECEIVED AND FILED - INASMUCH AS THE LIEN HAS BEEN PAID

**Roll Call #1 - Motion (Alarcón - Koretz) Adopted to Receive and File, Unanimous Vote (13);
Absent: Reyes and Wesson (2)**

[09-2888](#)

CD 6

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of February 10, 2010)

Items for Which Public Hearings Have Been Held - Items 2-21

ITEM NO. (2) - ADOPTED

Roll Call #9 - Motion (Smith - Rosendahl) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

[10-0078](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Mayor's appointment of Mr. Wayne Moore to the Board of Fire and Police Pension Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Wayne Moore to the Board of Fire and Police Pension Commissioners for the term ending June 30, 2014, to fill the vacancy created by James Bova, who withdrew from consideration on January 5, 2010, is APPROVED and CONFIRMED. Mr. Moore resides in Council District Five. (Current Commission gender composition: M=8)

Ethics Commission Review: Complete

Background Check Review: Complete

Community Impact Statement: None submitted.

ITEM NO. (3) - ADOPTED

Roll Call #10 - Motion (Reyes - Alarcon) Adopted, Ayes (14); Absent: Wesson (1)

[09-2849](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE COUNCIL PRESIDENT relative to the appointment of Mr. Ted Bardacke to the Green Retrofit Development Advisory Council for a one-year term.

Recommendation for Council action:

RESOLVE that the Council President's appointment of Mr. Ted Bardacke to the Green Retrofit Development Advisory Council for a term of one year as a representative of a philanthropic or not-for-profit organization, is APPROVED and CONFIRMED.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

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

(Continued from Council meeting of February 12, 2010)

(Housing, Community and Economic Development Committee meeting cancelled, waived by committee)

ITEM NO. (4) - ADOPTED

Roll Call #11 - Motion (Reyes - Krekorian) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[10-0080](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Ms. Gail Kennard to the Cultural Heritage Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Gail Kennard to the Cultural Heritage Commission for the term ending June 30, 2013, to fill the vacancy created by Mia Lehrer, who resigned on January 6, 2010, is APPROVED and CONFIRMED. Ms. Kennard resides in Council District Four. (Current Commission gender composition: M=3; F=1)

Ethics Commission Review: Pending

Background Check Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 27, 2010

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 26, 2010)

**Roll Call #4 - Motion (Parks - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 5-13)**

ITEM NO. (5) - ADOPTED

[10-0107](#)

CD 10

ORDINANCE OF INTENTION SECOND CONSIDERATION setting the date of **APRIL 16, 2010** as the hearing date for the maintenance of the Olympic Boulevard and Gramercy Place Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

(Communication from the Bureau of Street Lighting adopted on February 12, 2010)

ITEM NO. (6) - ADOPTED

[09-2483](#)

ORDINANCE SECOND CONSIDERATION to provide employees in the City of Los Angeles who are activated as members of the National Guard, Naval Militia or any reserve component of the armed services of the United States as a result of the deployment of military personnel in response to Operation Enduring Freedom with the difference between their regular City salaries and their military salaries and to ensure the continuation of certain benefits for the duration of their military assignment.

(Communication from the City Attorney adopted on February 12, 2010)

ITEM NO. (7) - ADOPTED

[10-0068](#)

CDs 10 & 14

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to amendments of Proposition K Grant Agreements for the Ardmore Recreation Center Redevelopment Project and the Barrio Action Youth and Family Center Urban Impact Park Project.

Recommendation for Council action:

APPROVE the request to amend the Proposition A-I and Proposition A-II project agreements with Ardmore Recreation Center Redevelopment (aka Seoul International Park) and Barrio Action Youth and Family Center - Urban Impact Park to extend the term of the agreements, as detailed in the attachment to the Committee report.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above action.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[10-0071](#)

CD 1

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment of the Proposition K Grant Agreement with the Los Angeles Boys & Girls Club.

Recommendations for Council action:

1. APPROVE the Los Angeles Boys & Girls Club request to amend Proposition K Grant Agreement No. C-108328 to extend the deadline for completion of design and construction from December 31, 2009 to June 30, 2010.

2. AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-108328 with the Los Angeles Boys & Girls Club to extend the deadline for design and construction from December 31, 2009, to June 30, 2010. This deadline extension will be incorporated into the same amendment to the Grant Agreement that was previously approved by Council on October 23, 2009, (Council file No. 09-2434) to add \$124,000 in Urban Development Action Grant Miscellaneous Revenue funds from the Community Development Department.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above actions.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[10-0184](#)
CD 10

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment of a Proposition K Grant Agreement with the Central American Resource Center (CARECEN).

Recommendations for Council action:

1. APPROVE the CARECEN request to amend Proposition K Grant Agreement No. C-108265 to extend the deadline for completion of design and construction from December 31, 2007, to March 31, 2010.
2. AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-108265 with the CARECEN to extend the deadline for design and construction from December 31, 2007, to March 31, 2010.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above actions.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[10-0186](#)
CD 15

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to an amendment of a Proposition K Grant Agreement with the Watts Labor Community Action Committee (WLCAC).

Recommendations for Council action:

1. APPROVE the WLCAC's request to amend Proposition K Grant Agreement No. C-108323 to extend the deadline for design and construction (including all related closeout activities) from December 31, 2007, to December 31, 2010.

2. AUTHORIZE the City Engineer to negotiate and execute an amendment to Proposition K Grant Agreement No. C-108323 with the WLCAC to extend the deadline for design and construction from December 31, 2007, to December 31, 2010.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports that there is no impact on the General Fund as a result of the above actions.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

07-1232-S1

BUDGET AND FINANCE COMMITTEE REPORT relative to a request for authorization to accept he proposed 13th year grant award for the City Attorney's Victim Assistance Program (VAP).

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

1. AUTHORIZE the City Attorney, or designee, to accept the grant award agreement in the amount of \$856,817 for the 13th year funding of the VAP to the County of Los Angeles and AUTHORIZE the City Attorney, or designee, to accept the grant award.
2. APPROVE the proposed contract between the City and the County for the VAP in the amount of \$856,817 for the period of July 1, 2009 through June 30, 2010, subject to the approval of the City Attorney as to form and legality and AUTHORIZE the City Attorney, or designee, to execute the contract.
3. AUTHORIZE the Controller to:
 - a. Establish a receivable from the County of Los Angeles in the amount of \$856,817.
 - b. Establish new appropriation accounts within the City Attorney Grant Fund, Fund No. 368/12, and appropriate up to \$856,817 upon receipt of grant funds as follows:

F301	Personal Services	\$684,507	
F303	Operating Expenses	<u>34,677</u>	
	Total		\$719,184

4. REQUEST the City Attorney to submit invoices to the County of Los Angeles on a monthly basis to ensure the General Fund is reimbursed in a timely manner.
5. REQUEST the City Attorney to reimburse the General Fund for salaries and fringe benefits from the City Attorney Grant Fund, Fund No. 368/12, upon receipt of reimbursements from the County.
6. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

7. APPROVE Option Two of the CAO's Addendum Report which reduces the VAP by one Witness Service Coordinator for a total of eleven employees, reduces operating expenses, shifts over some expenses to the Victim of Crime Act grant, and reduces non-reimbursable overhead costs from \$141,487 to \$45,233.
8. INSTRUCT the CAO and REQUEST the City Attorney to work together before the 2010/11 budget year is considered, to look at options for reducing the amount of the matching funds required for the VAP.
9. INSTRUCT the CAO and REQUEST the City Attorney when submitting requests to the Council for approval to accept grants, that the requests be submitted as early as possible for grants which begin at the start of the fiscal year, rather than submitting the request for grant acceptance past the mid-year.

Fiscal Impact Statement: The CAO reports that the City is receiving the maximum reimbursement allowable from the grant in Option One, at current staffing levels. Under Option Two when staffing levels are reduced, the overhead costs are also reduced; however this action will result in the possible elimination of services at one field location. Lastly under Option Three, when further staffing level reductions are considered, overhead costs are reduced further however, this action results in the closure of two field locations and unexpended State grant funds.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

[07-1994](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to authorization to accept the proposed 17th year grant award for the Special Emphasis Victim Assistance Program (SEVAP).

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

1. AUTHORIZE the City Attorney, or designee, to submit the 17th year grant award to the California Emergency Management Agency (Cal EMA) in the amount of \$110,000, and AUTHORIZE the City Attorney, or designee, to accept the grant award.
2. APPROVE the proposed agreement between the City and Cal EMA for the SEVAP in the amount of \$110,000 for the period of July 1, 2009 through June 30, 2010, subject to City Attorney approval as to form and legality and AUTHORIZE the City Attorney, or designee, to execute the contract.
3. APPROVE the City match in the amount of \$56,932 for the period of July 1, 2009 through June 30, 2010.
4. AUTHORIZE the Controller to:
 - a. Establish new appropriation accounts with the City Attorney Grant Fund, Fund No. 368/12, upon receipt of grant funds as follows:

Account F401,	Personal Services	\$106,938
Account F403,	Operating Expenses	<u>3,062</u>
	Total	\$110,000

5. TRANSFER \$95,963 from Fund 368/12, Account F401 - Personal Services, to Fund 100/12, Account 1020 - Salaries Grant Reimbursed.
6. TRANSFER \$10,975 from Fund 368, Account F401 - Personal Services, upon receipt of grant funds, to Fund 100/12, Account 4610 as reimbursement of related costs.
7. AUTHORIZE the City Administrative Officer (CAO), or designee, to approve the Certification of Assurance of Compliance.
8. REQUEST the City Attorney to submit invoices to the State of California on a quarterly basis to ensure that the General Fund is reimbursed in a timely manner.
9. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the CAO, and authorize the Controller to implement the instructions.
10. INSTRUCT the CAO and REQUEST the City Attorney when submitting requests to the Council for approval to accept grants, that the requests be submitted as early as possible for grants which begin at the start of the fiscal year, rather than submitting the request for grant acceptance past the mid-year.

Fiscal Impact Statement: The CAO reports that the total cost of the 2009-10 SEVAP is \$166,932 of which \$110,000 will be reimbursed by the State of California. The remaining \$56,932 is comprised of the City's required match of \$27,500 (\$8,083 earned credit for volunteer hours and \$19,417 fringe benefits) and an additional contribution of \$29,432 in General City overhead. The recommendations in this report are in compliance with the City's Financial Policies as the City is receiving the maximum reimbursement available from the grant.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[08-1932](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to authorization to accept the proposed 11th Year grant award for the Joint Powers of Verification Unit (JPVU) in the amount of \$723,693.

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

1. AUTHORIZE the City Attorney, or designee, to accept the 11th year grant award in the amount of \$723,693 for the JPVU Grant for the period of July 1, 2009 to June 30, 2010.
2. ACCEPT the funding in the amount of \$723,693 from the State Victim Compensation and Government Claims Board and the County of Los Angeles.

3. AUTHORIZE the City Attorney to execute the grant agreement subject to the approval of the City Attorney as to form and legality.
4. AUTHORIZE the Controller to:
 - a. Establish a receivable from the County of Los Angeles in the amount of \$723,693;
 - b. Establish new appropriation accounts within the City Attorney Grant Fund, Fund No. 368/12, upon receipt of grant funds as follows:

Account F301,	Personal Services	\$ 483,545
Account F303,	Operating Expenses	<u>14,476</u>
	Total	\$498,021

5. TRANSFER \$483,545 from Fund 368/12, Account F301 - Personal Services, to Fund 100/12, Account 1020 - Salaries Grant Reimbursed.
6. TRANSFER \$225,671 from Fund 368, Account F301- Personal Services, upon receipt of grant funds, to Fund 100/12, Account 4610 as reimbursement of related costs.
7. REQUEST the City Attorney to submit invoices to the County of Los Angeles on a monthly basis to ensure that the General Fund is reimbursed in a timely manner.
8. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
9. INSTRUCT the CAO and REQUEST the City Attorney, prior to applying for the 2010/11 JPVU grant, to evaluate the non-reimbursable overhead costs with the goal being to reduce or eliminate non-reimbursable costs.
10. INSTRUCT the CAO and REQUEST the City Attorney when submitting requests to the Council for approval to accept grants, that the requests be submitted as early as possible for grants which begin at the start of the fiscal year, rather than submitting the request for grant acceptance past the mid-year.

Fiscal Impact Statement: The CAO reports that the total cost of the 2009-10 JPVU is \$799,464 of which \$723,693 will be reimbursed by the County of Los Angeles. The General Fund impact will be \$75,771 for general City overhead as the grant is not able to cover this cost. There is no required match for this grant. The recommendations in this report are in compliance with the City's Financial Policies as the City is receiving the maximum reimbursement available from the grant.

Community Impact Statement: None submitted.

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

Roll Call #12 - Motion (Parks - Cárdenas) To Adopt, as amended Ayes (13); Absent: Smith and Wesson (2)

[09-2834](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to write-off requests of delinquent accounts receivable of \$5,000 and over per account.

Recommendations for Council action:

1. APPROVE the Board of Review recommendation relative to a request by the Department of Building and Safety to remove from its active accounts receivable the invoices totaling \$51,944.61.
2. APPROVE the Board of Review recommendation relative to a request by the Los Angeles Board of Fire Commissioners to remove from its active accounts receivable the invoice totaling \$5,024.00.

Fiscal Impact Statement: The Board of Review reports that the proposed action will decrease the City's receivable base by \$56,968.61. All of the invoices exceed the statute of limitations for collection.

Community Impact Statement: None submitted.

ADOPTED

MOTION (PARKS - CARDENAS)

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an Ordinance in 30 days which will address the ability for the Department of Finance to place liens on debtors.

**Roll Call #4 - Motion (Parks - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 15-16)**

ITEM NO. (15) - ADOPTED

[10-0051](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a conflict waiver request of Orrick, Herrington and Sutcliffe LLP.

Recommendations for Council action:

1. APPROVE a limited-time waiver of conflicts of interest for Orrick, Herrington and Sutcliffe LLP in connection with the firm's representation of Nanya Technology Corporation and Nanya Technology Corporation USA and Mosel Vitelic Inc. and Mosel Vitelic Corporation in the case entitled City of Los Angeles v. Infineon Technologies AG, et al., related investigations by the United States Department of Justice and other litigation in the Northern District of California (collectively Infineon Litigation).
2. AUTHORIZE the City Attorney, or designee, to execute the limited-time waiver on behalf of the City.

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.

ITEM NO. (16) - ADOPTED - TO THE MAYOR FORTHWITH

[10-0141](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to Heritage Month Celebrations and Special Events funding.

Recommendations for Council action, pursuant to Motion (Parks-Perry), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the use of \$50,000 from the Council's portion of the Heritage Month Celebrations and Special Events line item in the General City Purposes Fund No. 100/56 as follows:
 - a. \$15,000 to fund any aspect of the Kwanzaa Foundation - Spoken Word Project
 - b. \$15,000 to fund any aspect of the Tom Bradley's Impossible Dream - Documentary Project
 - c. \$20,000 to fund any aspect of the Ebony Repertory Theatre - Celebration of Black History Project
2. INSTRUCT the City Clerk to prepare and process the necessary document(s) and/or payment(s) in the above amounts, for the above purposes, with the respective appropriate agencies or organizations, subject to the approval of the City Attorney as to form, if needed; and AUTHORIZE the City Clerk to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #2 - Motion (Hahn - Smith) To Adopt, as amended Ayes (13); Absent: Reyes and Wesson (2)

[10-0161](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to Collection Agent Fee Proceeds Trust Fund.

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

1. RESCIND Ordinance No. 173137 in order to properly close and clear the Collection Agent Fee Proceeds Trust Fund of its remaining balance.
2. TRANSFER the remaining balance of \$2,658.19 in the Collection Agent Fee Proceeds Trust Fund to the Reserve Fund.

Fiscal Impact Statement: None submitted by the City Treasurer. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ADOPTED

MOTION (PARKS - KORETZ)

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an Ordinance repealing Ordinance No. 173137.

**Roll Call #4 - Motion (Parks - Smith) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 18-20)**

ITEM NO. (18) - ADOPTED

[10-0174](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Sunkist Growers Inc., for overpayment of business tax.

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

APPROVE the refund claim filed by Sunkist Growers Inc., for overpayment of business tax in the amount of \$90,724.46 plus interest.

Fiscal Impact Statement: None submitted by the Office of Finance. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

[10-0175](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Charter Fiberlink CA CCO LLC for overpayment of business tax.

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

APPROVE the refund claim filed by Charter Fiberlink CA CCO LLC for overpayment of business tax in the amount of \$159,794.78.

Fiscal Impact Statement: None submitted by the Office of Finance. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[09-3064](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Cooperation Agreement between the Community Redevelopment Agency (CRA) and the Department of Public Works (DPW), Bureau of Street Services (BOSS), in an amount not to exceed \$10 million, to provide as-needed construction services.

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

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to execute a Cooperation Agreement with the DPW, BOSS, substantially in the form of CRA Contract No. 502806, in an amount not to exceed \$10 million to provide as-needed design and build services for streetscape and sidewalk improvement projects in the CRA's various Redevelopment Project Areas to commence upon the execution of the Cooperation Agreement for a period of three years, with the option to renew for two additional one-year periods, subject to the review of the City Attorney as to form and legality, and the DPW, Bureau of Contract Administration (BCA), as to compliance with applicable CRA and City contracting requirements.
2. AUTHORIZE the Director, BOSS, or designee, to:
 - a. Execute the Cooperation Agreement with the CRA as described in Recommendation No. 1 above, substantially in the form of CRA Contract No. 502806, subject to the review of the City Attorney as to form and legality, and the DPW, BCA, as to compliance with applicable CRA and City contracting requirements.
 - b. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
3. AUTHORIZE the Controller to:

- a. Accept funds from the CRA and deposit the funds into Subventions and Grants Fund 305/50, Revenue Source Code 3741, entitled Reimbursement from CRA, for payments made by the CRA not to exceed an aggregate amount of \$10 million over a period of up to five years, in accordance with the terms of the Cooperation Agreement as described in Recommendation No. 1 above.
- b. Appropriate funds, in amounts to be specified in the Work Orders issued in accordance with the terms of the Cooperation Agreement as described in Recommendation No. 1 above (not to exceed an aggregate amount of \$10 million over a period of up to five years), from Subventions and Grants Fund 305/50, Revenue Source Code 3741, entitled Reimbursement from CRA, to BSS Fund 100/86 into the following accounts reflected below:

<u>Account</u>	<u>Title</u>
1010	Salaries General
1090	Salaries Overtime
3030	Construction Expense
6010	Office & Administration
6020	Operating Supplies

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Approval of the recommendations will result in compensation by the CRA in an aggregate amount not to exceed \$10 million for the procurement of as-needed design and build services performed by the DPW, BOSS, for the CRA's various streetscape and sidewalk improvement projects over a period of up to five years. The sources of funds from the CRA include, but are not limited to, tax increment, bond proceeds, and grant sources derived from the redevelopment project area(s) for each respective streetscape improvement activity. 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. Funding for the work program at BOSS will be subject to future appropriations by the Mayor and Council. As such, the recommendations are in compliance with the City's Financial Policies in that a one-time expenditure of a General Fund department is an adjunct to a one-time source of funds from the CRA.

Community Impact Statement: None submitted.

ITEM NO. (21) - CONTINUED TO FEBRUARY 26, 2010

Roll Call #3 - Motion (LaBonge - Zine) Adopted to Continue, Unanimous Vote (13); Absent: Reyes and Wesson (2)

[09-2665](#)

COMMUNICATION FROM THE MAYOR relative to the 36th Program Year Housing and Community Development Consolidated Plan, 2010-11 Third Year Action Plan.

[Housing, Community and Economic Development and Budget and Finance Committees' report(s) to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.]

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

Items for Which Public Hearings Have Not Been Held - Items 22-42

(10 Votes Required for Consideration)

ITEM NO. (22) - ADOPTED

Roll Call #8 - Motion (Rosendahl - Alarcón) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

[10-0146](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Robert Carpenter to the Board of Transportation Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Robert Carpenter to the Board of Transportation Commissioners for term ending June 30, 2013 is APPROVED and CONFIRMED. Mr. Carpenter resides in Council District Nine. (Current commission gender composition: M = 4; F = 3)

Ethics Commission review: Pending

Background Check review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 13, 2010

(LAST DAY FOR COUNCIL ACTION - MARCH 10, 2010)

(Transportation Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

Roll Call #13 - Motion (Krekorian - Koretz) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[09-0600-S50](#)

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Section 19.01 of the Los Angeles Municipal Code (LAMC), repealing Chapters 35 and 87 of Division 5 of the Los Angeles Administrative Code (LAAC) and adding Article 10 to Chapter 6 of Division 5 of the LAAC to provide for a Planning Case Processing Special Revenue Fund.

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

1. FIND that this action is exempt from California Environmental Quality Act (CEQA) pursuant to Section 15378 (b) of the State CEQA Guidelines and Article II, Section 2(m) of the City's CEQA Guidelines.

2. PRESENT and ADOPT the accompanying ORDINANCE amending Section 19.01 of the LAMC, repealing Chapters 35 and 87 of Division 5 of the LAAC and adding Article 10 to Chapter 6 of Division 5 of the LAAC to provide for a Planning Case Processing Special Revenue Fund.

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.

(Planning and Land Use Management Committee waived consideration of the above matter)

**Roll Call #5 - Motion (LaBonge - Hahn) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 24-25)**

ITEM NO. (24) - ADOPTED

[09-3028](#)

CD 13

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the quitclaim of culvert easement for Sunset Boulevard at Gordon Street (Right of Way No. 36000-1764).

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

1. FIND that the quitclaim of culvert easement for Sunset Boulevard at Gordon Street (Right of Way No. 36000-1764) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. APPROVE the quitclaim of culvert easement for Sunset Boulevard at Gordon Street (Right of Way No. 36000-1764) as shown colored red on Exhibit A of the December 14, 2009 City Engineer report, attached to the Council file, subject to the following condition:

That petitioner make satisfactory arrangement with the Real Estate Group of the Bureau of Engineering with respect to the payment of the document recording fee.

3. ADOPT the City Engineer report dated December 14 2009, to approve the petitioner's request for the quitclaim of culvert easement for Sunset Boulevard at Gordon Street (Right of Way No. 36000-1764).
4. PRESENT and ADOPT the accompanying ORDINANCE authorizing the quitclaim of culvert easement for Sunset Boulevard at Gordon Street (Right of Way No. 36000-1764).
5. INSTRUCT the City Clerk to forward a copy of the Council action and ordinance to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$5,537.25 was paid for processing this request pursuant to Section 7.40 of the Los Angeles Administrative Code.

ITEM NO. (25) - ADOPTED

[09-0484](#)

CD 14

FUTURE HEARING DATE OF **MARCH 19, 2010** relative to street vacation of Lyon Street northerly of Cesar E. Chavez Avenue and easterly of Vignes Street. (VAC E1401141)

ITEM NO. (26) - ADOPTED

**Roll Call #14 - Motion (Hahn - Parks) Adopted, Ayes (13); Absent: Smith and Wesson (2)
(Item Nos. 26a-26t)**

[10-0005-S124](#)

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS removing the following properties from the Rent Escrow Account Program (REAP), inasmuch as the owner(s) have corrected the cited REAP violations and provided proof of compliance with the Los Angeles Housing Department (LAHD), Code Enforcement Unit, habitability citations, pursuant to Ordinance 173810, and ADOPT the Findings contained in the LAHD's report of February 12, 2010:

[10-0005-S124](#)

CD 9

- a. Property at 4120 South Wall Street (Case No. 206853).
Assessor I.D. No. 5113-026-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 6, 2008)

[10-0005-S125](#)

CD 7

- b. Property at 13102 North Borden Avenue (Case No. 37825).
Assessor I.D. No. 2504-016-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 2, 2007)

[10-0005-S126](#)

CD 10

- c. Property at 3945 West Mont Clair Street (Case No. 225394).
Assessor I.D. No. 5051-013-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 1, 2009)

[10-0005-S127](#)

CD 10

- d. Property at 3006 Buckingham Road (Case No. 156573).
Assessor I.D. No. 5050-027-040

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 6, 2008)

[10-0005-S128](#)

CD 9

- e. Property at 231 East 62nd Street (Case No. 246845).
Assessor I.D. No. 6006-009-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 20, 2009)

[10-0005-S129](#)

CD 9

- f. Property at 231 East 62nd Street (Case No. 164350).
Assessor I.D. No. 6006-009-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 13, 2008)

[10-0005-S130](#)

CD 9

- g. Property at 4030 South Trinity Street (Case No. 206598).
Assessor I.D. No. 5113-023-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 7, 2009)

[10-0005-S131](#)

CD 9

- h. Property at 4030 South Trinity Street (Case No. 188580).
Assessor I.D. No. 5113-023-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 18, 2008)

[10-0005-S132](#)

CD 9

- i. Property at 401 East 83rd Street a.k.a. 8224 South Towne Avenue (Case No. 209880).
Assessor I.D. No. 6030-030-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 22, 2009)

[10-0005-S133](#)

CD 8

- j. Property at 829 West 68th Street (Case No. 117088).
Assessor I.D. No. 6013-010-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 14, 2007)

[10-0005-S134](#)

CD 13

- k. Property at 137 North Burlington Avenue a.k.a. 143 North Burlington Avenue (Case No. 250042).
Assessor I.D. No. 5159-007-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 22, 2009)

[10-0005-S135](#)

CD 13

- l. Property at 137 North Burlington Avenue a.k.a. 143 North Burlington Avenue (Case No. 203676).
Assessor I.D. No. 5159-007-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 9, 2009)

[10-0005-S136](#)

CD 14

- m. Property at 1759 West Yosemite Drive (Case No. 236231).
Assessor I.D. No. 5689-007-025

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 10, 2009)

[10-0005-S137](#)

CD 1

- n. Property at 2329 North Gates Street (Case No. 181342).
Assessor I.D. No. 5208-010-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 4, 2008)

[10-0005-S138](#)

CD 1

- o. Property at 2409 North Eastlake Avenue (Case No. 230255).
Assessor I.D. No. 5208-006-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 8, 2009)

[10-0005-S139](#)

CD 13

- p. Property at 446 North Commonwealth Avenue (Case No. 144881).
Assessor I.D. No. 5539-035-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 11, 2007)

[10-0005-S140](#)

CD 2

- q. Property at 4535 North Tujunga Avenue (Case No. 220547).
Assessor I.D. No. 2365-013-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 16, 2009)

[10-0005-S141](#)

CD 9

- r. Property at 911 East 47th Street (Case No. 140686).
Assessor I.D. No. 5108-024-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 25, 2007)

[10-0005-S142](#)

CD 8

- s. Property at 9419 South Western Avenue (Case No. 121281).
Assessor I.D. No. 6057-011-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 7, 2007)

[10-0005-S143](#)

CD 8

- t. Property at 9419 South Western Avenue (Case No. 213552).
Assessor I.D. No. 6057-011-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 31, 2008)

**Roll Call #5 - Motion (LaBonge - Hahn) Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 27-30)**

ITEM NO. (27) - ADOPTED

[09-2949](#)

CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 6809 North Laurel Canyon Boulevard pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated September 24, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 6809 North Laurel Canyon Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,874.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,695 and a seven percent surcharge in the amount of \$179.20 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (28) - ADOPTED

[10-0155](#)

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 7614 West Sunset Boulevard pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 25, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 7614 West Sunset Boulevard.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,874.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,560 and a seven percent surcharge in the amount of \$179.20 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (29) - ADOPTED

[10-0159](#)

CD 11

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 657 East Rose Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated November 25, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 657 East Rose Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (30) - ADOPTED

[10-0160](#)

CD 4

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 3255 West Fernwood Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated November 5, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 3255 West Fernwood Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,337.95 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,185 and a seven percent surcharge in the amount of \$152.95 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (31) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #15 - Motion (Perry - Parks) To Adopt, as amended Ayes (13); Absent: Smith and Wesson (2)

[10-0086](#)
CD 9

CONSIDERATION OF MOTION (PERRY - PARKS) relative to dedications and public improvement requirements in connection with the Paloma Terrace development located at 5000-24 South Main Street and the Broadwood Terrace development located at 5005-25 South Main Street.

Recommendations for Council action:

1. DIRECT the Bureau of Engineering (BOE) to allow the Retirement Housing Foundation to fulfill the public improvement requirements by providing an irrevocable dedication of the street right-of-way for Paloma Terrace, located at 5000-24 South Main Street, as follows:
 - a. Main Street: A two-foot wide strip of land along the property of the Lot A and a five-foot wide strip of land along-the property of Lots 16,17 and 18 and 20-foot radius property line returns or 15-foot by 15-foot cut comers at the corner intersections with 50th Street and 51st Street.
 - b. 50th Street: None
 - c. 51st Street: A 15-foot wide strip of land along the property frontage.
2. DIRECT the BOE to allow the Retirement Housing Foundation to fulfill the public improvement requirements by providing an irrevocable dedication of the street right-of-way for Broadwood Terrace, located at 5005-25 South Main Street, as follows:
 - a. Main Street: A five-foot wide strip of land along the property frontage and 20-foot radius property line returns or 15-foot by 15-foot cut corners at the corner intersections with 50th Street and 51st Street.
 - b. 50th Street: None

- c. 51st Street: A 15-foot wide strip of land along the property frontage.
3. DIRECT the BOE to allow the Retirement Housing Foundation to the required improvements through sidewalk repairs with new ADA access ramps, street tree replacements and the land dedication required for street Widening for Paloma Terrace, located at 5000-24 South Main Street, as follows:
 - a. Main Street: Construct an access ramp at the corner with 50th Street and at the corner with 51st Street to comply with ADA requirements; construct additional concrete sidewalk, if required, to provide a 10-foot wide sidewalk; repair any broken, off-grade or bad order existing concrete curb and sidewalk and close any unused driveways.
 - b. 50th Street: Construct additional concrete sidewalk to provide a five-foot sidewalk and a five-foot landscaped parkway; repair any broken, off-grade or bad order existing concrete curb and sidewalk and close any unused driveways.
 - c. 51st Street: Construct additional concrete sidewalk to provide a 10-foot wide sidewalk; repair any broken, off-grade or bad order existing concrete curb and sidewalk and close any unused driveways.
 - d. Install tree wells with root barriers and plant street trees satisfactory to the City Engineer and the Urban Forestry Division of the Bureau of Street Services.
 4. DIRECT the BOE to allow the Retirement Housing Foundation to the required improvements through sidewalk repairs with new ADA access ramps, street tree replacements and the land dedication required for street Widening for Broadwood Terrace, located at 5005-25 South Main Street, as follows:
 - a. Main Street: Construct an access ramp at the corner with 50th Street and at the corner with 51st Street to comply with ADA requirements; construct additional concrete sidewalk, if required, to provide a 10-foot wide sidewalk; repair any broken, off-grade or bad order existing concrete curb and sidewalk and close any unused driveways.
 - b. 50th Street: Construct additional concrete sidewalk to provide a five-foot sidewalk and a five-foot landscaped parkway; repair any broken, off-grade or bad order existing concrete curb and sidewalk and close any unused driveways.
 - c. 51st Street: Construct additional concrete sidewalk to provide a 10-foot wide sidewalk; repair any broken, off-grade or bad order existing concrete curb and sidewalk and close any unused driveways.
 - d. Install tree wells with root barriers and plant street trees satisfactory to the City Engineer and the Urban Forestry Division of the Bureau of Street Services.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ADOPTED

MOTION (PERRY - PARKS)

Recommendations for Council action:

1. **DIRECT the Bureau of Engineering, in consultation with the Planning Department, to waive the street widening requirements relative to the Broadwood Terrace Development at 5005-25 South Main Street and the Paloma Terrace Development at 5000-24 South Main Street.**
2. **DIRECT the Bureau of Engineering, in consultation with the Planning Department, to fulfill the required improvements through sidewalk repairs with new ADA access ramps, street tree replacements and the land dedication required for street widening.**

ITEM NO. (32) - ADOPTED

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

[08-0010-S20](#)

CD 9

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

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Clifton Hibbert Jr. and Kenneth Patterson (Council action of April 15, 2008, Council file No. 08-0010-S20) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (33) - ADOPTED

Roll Call #7 - Motion (Alarcón - Hahn) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

[10-0010-S11](#)

CD 13

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.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Paulina Ibarra on August 28, 2009.

2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (34) - ADOPTED

Roll Call #16 - Motion (Parks - Perry) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[07-0036-S2](#)

CD 9

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

Recommendations for Council action:

1. APPROVE the personal services contract with Pamela Snowden to provide services to the Ninth Council District from February 3, 2010, to February 2, 2011, in an amount not to exceed \$72,000 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the Ninth Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2009-10.

ITEM NO. (35) - ADOPTED

Roll Call #17 - Motion (Rosendahl - Parks) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[10-0250](#)

CD 4

MOTION (LABONGE - HAHN) relative to a personal services contract with Roland Communications to provide services to the Fourth Council District.

Recommendations for Council action:

1. APPROVE the personal services contract with Roland Communications to provide services to the Fourth Council District from January 1, 2010, to December 31, 2010, in an amount not to exceed \$25,000 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the Fourth Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2009-10.

ITEM NO. (36) - ADOPTED

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

[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.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law to vacate the alley southwesterly of La Loma Road from 233 feet southeasterly of Genevive Avenue to its southeasterly terminus.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (37) - ADOPTED

Roll Call #18 - Motion (Reyes - Rosendahl) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[09-0656-S1](#)

CD 7

MOTION (ALARCÓN - SMITH) relative to funding for the Fourth of July community event and celebrations at Hansen Dam.

Recommendations for Council action:

1. RESOLVE to UTILIZE \$50,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32 to fund the Fourth of July community event and celebrations at Hansen Dam.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with "Fourth of July Celebration at Hansen Dam Inc" or any such agency or organization, as appropriated, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and that the Councilmember of the District or the City Clerk be authorized individually to execute such agreement or other document(s) on behalf of the City, if needed.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (38) - ADOPTED

Roll Call #19 - Motion (Alarcón - Parks) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[10-0264](#)

CD 7

MOTION (ALARCÓN - PARKS) relative to funding for the efforts of the Unusual Suspects Theatre Company in this community production.

Recommendations for Council action:

1. RESOLVE to UTILIZE \$30,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32 to fund the Unusual Suspects Theatre Company in this community production.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with the Usual Suspects Theatre Company or any such agency or organization, as appropriated, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and that the Councilmember of the District or the City Clerk be authorized individually to execute such agreement or other document(s) on behalf of the City, if needed.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (39) - ADOPTED

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

[10-0261](#)

CD 7

MOTION (ALARCÓN - SMITH) relative to funding for the 42nd Annual Pacoima Christmas Parade.

Recommendations for Council action:

1. RESOLVE to UTILIZE \$10,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L32 to fund the 42nd Annual Pacoima Christmas Parade.
2. DIRECT the City Clerk to prepare the necessary document(s) and/or agreement(s) with the Pacoima Chamber of Commerce or any such agency or organization, as appropriated, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed, and that the Councilmember of the District or the City Clerk be authorized individually to execute such agreement or other document(s) on behalf of the City, if needed.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (40) - ADOPTED

Roll Call #20 - Motion (Alarcón - Huizar) Adopted, Ayes (13); Absent: Smith and Wesson (2)

[10-0267](#)

MOTION (LABONGE - PERRY - GARCETTI) relative to authorizing the Human Services Department use of the City Hall Tom Bradley Room on March 26, 2010.

Recommendation for Council action:

AUTHORIZE the Human Services Department use of the City Hall Tom Bradley Room on March 26, 2010, during normal business hours.

ITEM NO. (41) - ADOPTED

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

[10-0266](#)

MOTION (GARCETTI - ZINE) relative to authorizing the Office of the City Clerk use of the City Hall Tom Bradley Room on March 18, 2010.

Recommendation for Council action:

AUTHORIZE the Office of the City Clerk use of the City Hall Tom Bradley Room on March 18, 2010, during normal business hours.

ITEM NO. (42) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #21 - Motion (Koretz - Reyes) To Adopt, as amended Ayes (13); Absent: Smith and Wesson (2)

[10-0202](#)

CD 3

CONTINUED CONSIDERATION OF MOTION (ZINE - HUIZAR) relative to the sale of surplus City equipment at below market value to the Los Angeles School Police Department (LASPD).

Recommendations for Council action:

1. AUTHORIZE the sale of surplus City Equipment No. 02056, a 1994 Chevrolet P30 Step-Van, to the LASPD, at below market value (i.e. \$1.00), inasmuch as LASPD is a governmental entity located in the City of Los Angeles and was established to support services provided by the City of Los Angeles.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to LASPD.

3. INSTRUCT the City Clerk to inform the LASPD [Michael J. Bowman, 1330 West Pico Boulevard, Los Angeles, CA 90015, (213) 393-4413] that the surplus equipment must be claimed within 60 days from the date of Council approval of the request, at which time the equipment will revert to the City's surplus equipment pool for disposal by the Department of General Services.

(Continued from Council meeting of February 12, 2010)

ADOPTED

MOTION (ZINE - SMITH)

AMEND to include the following recommendation:

4. **AUTHORIZE the sale of surplus City Equipment No. 86372, a Honda Accord Sedan, to the Los Angeles School Police Department (LASPD), at below market value (i.e. \$1.00), inasmuch as LASPD is a Governmental entity located in the City of Los Angeles and was established to support services provided by the City of Los Angeles.**

Closed Sessions - Items 43-44

ITEM NO. (43) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #22 - Motion (Parks - Garcetti) Adopted in Open Session, Ayes (10); Noes: Rosendahl and Zine (2); Absent: Cárdenas, Smith and Wesson (3)

[09-3086](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Maia Mavian and Harry Haig Mavian v. City of Los Angeles, Los Angeles Superior Court Case No. BC 390706. (This is an inverse condemnation action concerning 4763 Los Feliz Boulevard in Council District Four.)

(Budget and Finance Committee considered the above matter in Closed Session on February 8, 2010.)

ADOPTED

MOTION (PARKS - GARCETTI)

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

1. **AUTHORIZE** the City Attorney to expend \$705,000 in settlement of the case entitled Maia Mavian and Harry Haig Mavian v. City of Los Angeles, Los Angeles Superior Court Case No. BC 390706, from Liability Claims Account No. 9770, Fund 100, Department 59.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to Harry Haig Mavian, Maia Mavian and the Law Offices of Rosenberg, Mendlin and Rosen.
3. **AUTHORIZE** the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.
4. **DIRECT** the Department of Public Works to repair the storm drain underneath the Plaintiffs property within six months.

ITEM NO. (44) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #6 - Motion (Parks - Cárdenas) Adopted in Open Session, Ayes (13); Absent: Reyes and Wesson (2)

[10-0106](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a proposed settlement of cable franchise fees owed by Comcast from January 2005 through July 2006. (This matter involves payment to the City by Comcast relating to their franchise agreements.)

(Information Technology and Government Affairs and Budget and Finance Committees considered the above matter in Closed Session on February 2, 2010, and February 8, 2010, respectively.)

ADOPTED

MOTION (PARKS - CÁRDENAS)

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

1. **APPROVE** the attached Agreement whereby Comcast agrees to pay \$75,000 in full settlement of the City's claim for unpaid franchise fees for the period of January 1, 2005, through July 31, 2006.
2. **AUTHORIZE** the City Attorney to execute the above referenced Agreement.

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

[10-0296](#)

MOTION (ZINE - SMITH) relative to funding for costs associated with the use of the mobile stage by Temple Aliyah on February 26 through March 1, 2010.

[10-0298](#)

MOTION (LABONGE - GARCETTI) relative to funding for the installation of traffic signals at the T-Intersection of Finley and Hillhurst Avenue in Council District Four.

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

[10-0299](#)

RESOLUTION (ALARCÓN - HAHN - GARCETTI) relative to recognizing February 2010 as National Teen Dating Violence Awareness and Prevention Month in the City of Los Angeles.

[10-0301](#)

RESOLUTION (ZINE - SMITH) relative to urging the members of the Central California Women’s Facility Parole Board to deny parole to Raylene Brooks.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[10-0004](#) - George Anthony Lamy

(Zine - All Councilmembers)

Trinnie Ferrer Panlilio

(Garcetti - All Councilmembers)

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

[10-0003](#) - Ruben Medrano

(Huizar)

Benjamin Quaye

(Huizar)

Reverend Andrew Rufus Wright

(Alarcón)

Francisco “Kiko” Cerros

(Reyes)

Sheila Kerr Hudson

(Perry)

Ayes, Alarcón, Cárdenas, Hahn, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine and President Garcetti (12); Absent: Cárdenas, Smith and Wesson (3)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL