

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **March 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, Krekorian, LaBonge, Parks, Perry, Reyes, Smith, Zine and President Garcetti (12); Absent: Alarcón, Rosendahl and Wesson (3)**

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

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 8

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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 1-9**

### **ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED**

**Roll Call #4 - Motion (LaBonge - Perry) Adopted, Ayes (14); Absent: Zine (1)**

[08-0597](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ardmore Avenue and San Marino Street (Reballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held February 16, 2010)

**Roll Call #1 - Motion (Reyes - Smith) Adopted, Ayes (13); Absent: Alarcon and Wesson (2)  
(Item Nos. 2-7)**

**ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED**

[08-1402-S1](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Pico Boulevard and Stanford Avenue No. 1 Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held February 16, 2010)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - ADOPTED**

[09-1774](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Jefferson Boulevard and Bay Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held February 16, 2010)

**ITEM NO. (4) - PUBLIC HEARING CLOSED - ADOPTED**

[09-2805](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Orchard and Vernon Avenues Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held February 16, 2010)

**ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED**

[09-2806](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Tupper Street and Cedros Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held February 16, 2010)

**ITEM NO. (6) - PUBLIC HEARING CLOSED - ADOPTED**

[09-2933](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the 60th and Hoover Streets Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held February 16, 2010)

**ITEM NO. (7) - PUBLIC HEARING CLOSED - ADOPTED**

[09-2934](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Glendale Boulevard and Fletcher Drive Lighting District.

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

1. FIND that a majority protest exists in the Street Lighting Maintenance Assessment District and therefore the assessment cannot be enacted.
2. PRESENT and ADOPT the accompanying ORDINANCE abandoning all proceedings relating to the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. INSTRUCT the Director, Bureau of Street Lighting, to assure that the streetlights are not installed or are removed from service if previously installed.

(Public Hearing held February 16, 2010)

**ITEM NO. (8) - PUBLIC HEARING CLOSED - ADOPTED**

**Roll Call #5 - Motion (LaBonge - Krekorian) Adopted, Ayes (14); Absent: Zine (1)**

[07-1351](#)

CD 9

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to levying the Little Tokyo Business Improvement District ("District") special assessment for the District's Seventh fiscal year (operating year) beginning on January 1, 2010 through December 31, 2010.

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

1. HEAR PROTESTS against the proposed levying of the special assessment for the District's 2010 fiscal year, pursuant to Section 36524 of the California Streets and Highways Code.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the special assessment for the District's 2010 fiscal year, if a majority protest, as defined by Section 36525 of the California Streets and Highways Code is found not to exist.
3. APPROVE the Little Tokyo Business Improvement District Advisory Board for the District's 2010 fiscal year.
4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and administer a contract between the City and the Little Tokyo Business Improvement Corporation, the nonprofit service provider for administration of the District.

5. AUTHORIZE the Controller to provide, if necessary and if available, an advance against the District's assessment revenue, in an amount not to exceed \$52,457.50 (representing 25 percent of the anticipated assessment revenue for the District's 2010 fiscal year), to the Little Tokyo Business Improvement District (BID).

Fiscal Impact Statement: The City Clerk reports that administrative expenses will be charged to the BID and will be recovered from assessments collected. The amount of recoverable costs for the BID's sixth operating year will be \$8,393.20 or four percent (three percent plus an additional one percent for processing of billing for a total of four percent) of the BID's annual assessments revenue.

This is a merchant-based BID and there are no assessments for City-owned properties within the BID, therefore there is no impact on the General Fund.

(Pursuant to Council adoption of Ordinance No. 181078 on February 12, 2010.)

#### **ITEM NO. (9) - PUBLIC HEARING CLOSED - ADOPTED**

**Roll Call #1 - Motion (Reyes - Smith) Adopted, Ayes (13); Absent: Alarcon and Wesson (2)**

[10-0084](#)

CD 15

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to levying the Wilmington Commercial District Business Improvement District ("District") special assessment for the District's Tenth fiscal year (operating year) beginning on January 1, 2010 through December 31, 2010 .

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

1. HEAR PROTESTS against the proposed levying of the special assessment for the District's 2010 fiscal year, pursuant to Section 36524 of the California Streets and Highways Code.
2. PRESENT and ADOPT accompanying ORDINANCE levying the special assessment for the District's 2010 fiscal year, if a majority protest, as defined by Section 36525 of the California Streets and Highways Code is found not to exist.
3. APPROVE the Wilmington Commercial District Business Improvement District Advisory Board for the District's 2010 fiscal year.
4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and administer a contract between the City and the Wilmington Chamber of Commerce, the nonprofit service provider for administration of the District.
5. DIRECT the Controller to provide, if necessary and if available, an advance against the District's assessment revenue, in an amount not to exceed \$11,500 (representing 25 percent of the anticipated assessment revenue for the District's 2010 fiscal year), to the Wilmington Commercial District Business Improvement District.

Fiscal Impact Statement: The City Clerk reports that direct costs for Department administration of the District program for its 2010 fiscal year will be recovered from the assessments collected. The amount of recoverable City costs to be charged to the District will be \$2,760, representing five percent of the District's anticipated assessment revenue for its 2010 fiscal year, plus an additional one percent for departmental costs associated with the direct billing of District stakeholders. There are no assessments to be paid for City-owned properties located within the boundaries of the District. Therefore, there is no impact on the General Fund.

(Pursuant to Council adoption of Ordinance No 181079 on February 12, 2010.)

## **Item for Which Public Hearing Has Been Held - Item 10**

### **ITEM NO. (10) - CONTINUED TO MARCH 16, 2010**

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

#### 10-0205

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

Recommendation for Council action:

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

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

(Continued from Council meeting of March 2, 2010)

(Public Hearing Closed on March 2, 2010)

## **Items for Which Public Hearings Have Not Been Held - Items 11-13**

(10 Votes Required for Consideration)

### **ITEM NO. (11) - NO ACTION TAKEN**

#### 10-0247

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

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

**ITEM NO. (12) - REFERRED BACK TO WORKING GROUP AND ADDITIONAL MOTION REFERRED TO PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES - SEE FOLLOWING**

**Roll Call #7 - Motion (Hahn - Parks) Adopted to Refer, as Amended, Ayes (14); Absent: Zine (1)**

[09-0600-S159](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to redeploying 60 firefighters within the field by closing 10 Basic Life Support Rescue Ambulances.

Recommendation for Council action:

INSTRUCT the Fire Chief to implement the citywide redeployment initiative of ten Rescue Ambulance Resources for the remainder of the fiscal year.

Fiscal Impact Statement: The CAO reports that the recommendation will reduce the City's existing General Fund deficit by \$3.5 million in Fiscal Year 2009 and will reduce the projected deficit in Fiscal Year 2010 by \$23 million. The recommendation contained in the report complies with the City's Financial Policies.

Community Impact Statement: None submitted.

(Continued from Council meeting of March 1, 2010)

**REFERRED**

**MOTION (HAHN - SMITH)**

**DIRECT the Fire Department with the assistance with the City Administrative Officer to report with recommendations for generating cost-savings and maximizing efficiencies for the 2010-11 Fiscal Year, including consolidating Fire Department Divisions and/or Battalions, otherwise reducing division or battalion Chief workshifts, and any other cost-saving measures.**

**ITEM NO. (13) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED**

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

[10-0363](#)

CD 7

PARCEL MAP L.A. NO. 2006-8964 for property located at 11071 North Sharp Avenue lying southeasterly of Chatsworth Drive and northwesterly of Fox Street.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-116482)

(Quimby Fee: \$6,996)

Applicants: Socorro Sanchez

Danielson Surveying

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

Upon her request, and without objections Councilmember Perry was excused from Council session(s) Wednesday, March 31, 2010 leaving at 12:15 p.m. due to City business.

Upon his request, and without objections Councilmember Cardenas was excused from Council session(s) Tuesday, April 6, 2010 due to City business.

Upon his request, and without objections Councilmember Krekorian was excused from Council session(s) Wednesday, March 24, 2010 due to City business.

Upon his request, and without objections Councilmember Zine was excused from Council session(s) Tuesday, March 23, 2010 due to City business.

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

[10-0004](#) - Mariano Balio Evangelista

(Garcetti - All)

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL