

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **March 17, 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, Wesson and Zine (10); Absent: Alarcón, Reyes, Rosendahl, Smith and President Garcetti (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
March 12, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE - 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

Item for Which Public Hearing Has Been Held - Item 1

ITEM NO. (1) - CONTINUED TO MARCH 19, 2010

Roll Call #2 - Motion (Parks - Huizar) Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[09-0600-S181](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Controller's March 1, 2010 report, relative to Revenue Estimates for the upcoming Fiscal Year (FY).

Recommendation for Council action:

NOTE and FILE the Controller's March 1, 2010 report relative to revenue estimates for the upcoming FY and estimates of the amount of revenue required to meet the annual debt service requirements for principal and interest for the City's General Obligation Bonds, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 2-11

(10 Votes Required for Consideration)

**Roll Call #4 - Motion (Huizar - Parks) Adopted to Continue, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)
(Item Nos. 2-3)**

ITEM NO. (2) - CONTINUED TO MARCH 24, 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.]

ITEM NO. (3) - CONTINUED TO MARCH 24, 2010

[10-0247](#)

CONTINUED CONSIDERATION OF CITY ADMINISTRATIVE OFFICER TO REPORT relative to a list of positions and possible savings resulting from the action to eliminate 1,000 positions and the elimination of 3,000 additional position authorities, by any means necessary, including lay-offs.

[Pursuant to Council adoption of Motion (Huizar - Garcetti) on February 18, 2010]

(Continued from Council meeting of March 10, 2010)

ITEM NO. (4) - CONTINUED TO MARCH 24, 2010

Roll Call #5 - Motion (Cárdenas - Koretz) Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0247](#)

PRESENTATIONS and DEPARTMENTAL GENERAL MANAGERS TO REPORT relative to specific layoff plans, including but not limited to numbers and titles of positions to be eliminated, General Fund dollars to be returned to the General Fund as a result of these actions, reductions in services and other impacts to residents, public infrastructure, recreation, education, and social services, as detailed in the Motion.

(Pursuant to Council action of March 10, 2010)

ITEM NO. (5) - CONTINUED TO MARCH 24, 2010

Roll Call #4 - Motion (Huizar - Parks) Adopted to Continue, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[09-0600-S177](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to estimated savings from the potential elimination of 4,000 positions.

Recommendation for Council action:

NOTE and FILE the CAO's February 24, 2010 report relative to the estimated savings from the elimination of 4,000 positions inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Continued from Council meeting of March 10, 2010)

ITEM NO. (6) - CONTINUED TO MARCH 24, 2010

Roll Call #3 - Motion (Rosendahl - Hahn) Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0201](#)

CONTINUED CONSIDERATION OF CITY ADMINISTRATIVE OFFICER TO REPORT relative to results of the working group convened to review consolidation initiatives and identify potential risks and benefits of consolidation.

(Pursuant to Council action of February 22, 2010)

(Continued from Council meeting of March 10, 2010)

**Roll Call #1 - Motion (Cárdenas - Zine) Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)
(Item Nos. 7-8)**

ITEM NO. (7) - CONTINUED TO MARCH 24, 2010

[09-0600-S159](#)

CONTINUED CONSIDERATION OF DEPARTMENT OF GENERAL SERVICES TO REPORT relative to identifying cost savings and efficiencies for fleet maintenance.

(Pursuant to Council action of February 22, 2010)

(Continued from Council meeting of March 10, 2010)

ITEM NO. (8) - CONTINUED TO MARCH 24, 2010

[09-0600-S159](#)

CONTINUED CONSIDERATION OF CITY ADMINISTRATIVE OFFICER and CHIEF LEGISLATIVE ANALYST TO REPORT relative to a restructuring proposal for Information Technology Restructuring and Infrastructure Efficiencies.

(Pursuant to Council action of February 22, 2010)

(Continued from Council meeting of March 10, 2010)

ITEM NO. (9) - CONTINUED TO MARCH 24, 2010 - ADDITIONAL MOTION ADOPTED - SEE FOLLOWING

Roll Call #6 - Motion (Hahn - Wesson) Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0288](#)

COMMUNICATION FROM THE LOS ANGELES DEPARTMENT OF WATER AND POWER (LADWP) relative to proprietary departments' contract analysis to replace contract personnel with displaced General Fund employees.

Recommendation for Council action:

NOTE and FILE the LADWP report dated March 1, 2010, submitted in response to Motion (Garcetti - Perry - Huizar - et al.), with an analysis of the current contracts with outside vendors to identify opportunities to contract with General Fund departments and to replace contracted personnel with displaced General Fund employees, inasmuch as the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ADOPTED

MOTION (HAHN - KORETZ)

Recommendation for Council action:

DIRECT the City Administrative Officer to review the report submitted by the Harbor Department, dated March 11, 2010 and report back to the Council with an analysis of the information relative to current Harbor Department contracts.

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

Roll Call #7 - Motion (Hahn - Koretz) to Adopt as Amended, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[09-0600-S186](#)

MOTION (HAHN - KORETZ) relative to the Department of Recreation and Parks to report on recommendations for generating cost-savings and maximizing efficiencies for the 2010-11 Fiscal Year (FY).

Recommendation for Council action:

DIRECT the Department of Recreation and Parks, with the assistance of the City Administrative Officer, to report with recommendations for generating cost-savings and maximizing efficiencies for the 2010-11 FY, including consolidating administrative/managerial positions - specifically Assistant General Managers, or position with equivalent salary as well as any other cost-saving measures, including the possible consolidation of operational regions.

ADOPTED

MOTION (HAHN - KORETZ)

Recommendation for Council action:

INSTRUCT the Department of Recreation and Parks and the City Administrative Officer to report with recommendations on the feasibility of eliminating part-time positions to maximize cost savings and minimize service impacts.

ITEM NO. (11) - ADOPTED

Roll Call #8 - Motion (Hahn - Huizar) Adopted, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0413](#)

MOTION (HAHN - LABONGE) relative to instructing the City Administrative Officer (CAO) to create a fully funded category in the Department of Recreation and Parks' 2010-11 budget for all positions that are currently reimbursed by the Harbor Department.

Recommendation for Council action:

INSTRUCT the CAO to create a fully funded category in the Department of Recreation and Parks' 2010-11 budget for all positions that are currently reimbursed by the Harbor Department. This funding category is similar to the funding category that is in the Department of Recreation and Parks' current budget, which was established for the reimbursements that the Los Angeles Department of Transportation provides to the Department of Recreation and Parks for landscaping services.

Items Called Special

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 12-14

ITEM NO. (12) - MOTION ADOPTED IN OPEN SESSION

Roll Call #10 - Motion (Parks - Rosendahl) Adopted, Ayes (9); Noes: Zine (1); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0218](#)

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 Bruce Stallworth v. City of Los Angeles, Los Angeles Superior Court Case No. BC 341480. (This case arises out of plaintiff's claims that he was discriminated and retaliated against during his employment as a police officer with the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on March 1, 2010.)

(Continued from Council meeting of March 12, 2010)

ADOPTED

MOTION (PARKS - ROSENDAHL)

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

1. AUTHORIZE the City Attorney to expend \$635,798, plus interest, in settlement of the case entitled Bruce Stallworth v. City of Los Angeles, Los Angeles Superior Court Case No. BC 341480 plus interest, from Liability Claims Account 9770, Fund 100, Department 59.
2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to the Law Offices of Gregory W. Smith, Law Offices of Portasha R. Moore, and Bruce Stallworth.
3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

This matter was approved by the Budget and Finance Committee (Parks - Huizar - Smith "yes") at its meeting on March 1, 2010, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (13) - MOTION ADOPTED IN OPEN SESSION

Roll Call #11 - Motion (Parks - Reyes) Adopted, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0293](#)

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 Maria Elena Garcia v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 392672. (This case arises out of a personal injury claim against the City, involving a Los Angeles Police Department vehicle, which occurred on June 16, 2008.)

(Budget and Finance Committee considered the above matter in Closed Session on March 1, 2010.)

(Continued from Council meeting of March 12, 2010)

ADOPTED

MOTION (PARKS - ROSENDAHL)

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

1. **AUTHORIZE the City Attorney to expend \$250,000 in settlement of the case entitled Maria Elena Garcia v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BC 392672, from the Liability Claims Account No. 9770, Fund 100, Department 59.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Ardalan and Associates and Maria Elena Garcia.**
3. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

This matter was approved by the Budget and Finance Committee (Parks - Huizar - Rosendahl - Smith "yes") at its meeting on March 1, 2010, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (14) - MOTION ADOPTED IN OPEN SESSION

Roll Call #12 - Motion (Parks - Rosendahl) Adopted, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[10-0295](#)

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 Michael Rodgers v. City of Los Angeles, et al., Los Angeles Superior Court Case No. SC 103002. (This case arises out of a personal injury claim against the City involving a plaintiff being struck by a golf ball at a City of Los Angeles golf course.)

(Budget and Finance Committee considered the above matter in Closed Session on March 1, 2010.)

(Continued from Council meeting of March 12, 2010)

ADOPTED

MOTION (PARKS - ROSENDAHL)

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

1. **AUTHORIZE** the City Attorney to expend \$150,000 in settlement of the case entitled Michael Rodgers v. City of Los Angeles, et al., Los Angeles Superior Court Case No. SC 103002, from the Liability Claims Account No. 9770, Fund 100, Department 59.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to the Law Offices of Aaron s. Bregman and Michael Rodgers.
3. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions, for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

This matter was approved by the Budget and Finance Committee (Parks - Huizar - Rosendahl - Smith "yes") at its meeting on March 1, 2010, in Closed Session as permitted by Government Code Section 54956.9(a).

Item for Which Public Hearing Has Not Been Held - Item 15

(10 Votes Required for Consideration)

ITEM NO. (15) - ADOPTED - FORTHWITH

Roll Call #9 - Motion (Perry - Zine) Adopted, Ayes (10); Absent: Alarcón, LaBonge, Reyes, Smith and President Garcetti (5)

[97-1093](#)

CD 1

CONTINUED CONSIDERATION OF MOTION (REYES - GARCETTI) relative to the alley vacation for the alley easterly of Westlake Avenue from Seventh Street to approximately 295 feet northerly thereof.

Recommendation for Council action:

CONSIDER and ADOPT the report to be submitted by the Bureau of Engineering, including any required RESOLUTION and related documents, relative to the alley vacation for the alley easterly of Westlake Avenue from Seventh Street to approximately 295 feet northerly thereof (VAC-E1400585, Council file No. 09-1093).

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

[10-0456](#)

MOTION (PERRY - CARDENAS) relative to funding for use of the City Hall Tom Bradley Room by Council District Nine on March 22, 2010.

[10-0457](#)

MOTION (CARDENAS - KORETZ) relative to funding for the Persian New Year celebration, hosted by Council District Six, in the City Hall Rotunda on March 19, 2010.

**Ayes, Cárdenas, Hahn, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Wesson, Zine (10);
Absent: Alarcón, Reyes, Rosendahl, Smith and President Garcetti (5)**

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT PROTEMPORE OF THE CITY COUNCIL