

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **March 2, 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: Hahn, Huizar, Koretz, LaBonge, Perry, Reyes, Rosendahl, Wesson, Zine and President Garcetti (10); Absent: Alarcón, Cárdenas, Krekorian, Parks and Smith (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
FEBRUARY 24, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

ROLL CALL NUMBER (#) - INDICATES THE ORDER IN WHICH THE ITEMS WERE ACTED
UPON DURING THE COUNCIL MEETING

Items Noticed for Public Hearing - Items 1-8

**Roll Call #1 - Motion (Rosendahl - LaBonge) Adopted, Ayes (12); Absent: Alarcón, Krekorian and Smith (3)
(Item Nos. 1-8)**

ITEM NO. (1) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[09-2689](#)

CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the North Broadway and Ord 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 9, 2010)

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

[09-2690](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Sharp Avenue and Wolfskill 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 9, 2010)

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

[09-2744](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Whipple Street and Vineland 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 9, 2010)

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

[09-2752](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Coldwater Canyon Avenue and Sarah Street No. 2 (Re-ballot) 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 9, 2010)

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

[08-1547](#)

CD 12

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ruffner Avenue and Vicennes Street (Re-ballot) 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 9, 2010)

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

[09-2693](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Riverside Drive and Morella Avenue No. 2 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 9, 2010)

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

[09-2743](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Woodley Avenue and Leadwell Street 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 9, 2010)

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

[09-2745](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Camarillo Street and Elmer Avenue 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 9, 2010)

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

ITEM NO. (9) - ADOPTED

Roll Call #2 - Motion (LaBonge - Reyes) Adopted, Ayes (13); Absent: Alarcón and Smith (2)

[09-0600-S162](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the status of the Department on Disability.

Recommendation for Council action:

RECEIVE and FILE Recommendation No. 47 in the City Administrative Officer (CAO)'s Mid-Year Financial Status Report and Three-Year Plan to Fiscal Sustainability relative to the elimination of the Department on Disability (DOD), inasmuch as the elimination of the DOD is not being recommended at this time by either the Mayor or the Council.

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

Community Impact Statement: None submitted.

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

Roll Call #3 - Motion (LaBonge - Hahn) to Adopt as Amended, Ayes (13); Absent: Alarcón and Smith (2)

[09-0600-S162](#)

ARTS, PARKS, HEALTH AND AGING (APHA) COMMITTEE REPORT relative to the restructure of the Human Services Department (HSD) including the Commission for Children, Youth and Their Families (CCYF), Commission on the Status of Women (CSW) and the Human Relations Commission (HRC).

Recommendations for Council action:

1. APPROVE the Mayor's proposal as presented at the APHA Committee to preserve functions and services of the HSD including its three Commissions, the CCYF, CSW, and HRC, through consolidation and functional transfers to the Community Development Department (CDD).
2. REQUEST the Mayor to ensure the continuance of a Los Angeles Youth Council, for local youth ages 15 to 19, during the consolidation and transfer of HSD functions and services to CDD.

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.

ADOPTED, AS AMENDED

AMENDING MOTION (HAHN - CARDENAS)

Recommendation for Council action:

REQUEST the City Attorney to include in the final ordinance, relative to this matter, a provision to ensure that the functions currently performed by Human Relations Community Facilitators, including those currently in the Watts Gang Task Force, be retained.

ADOPTED

AMENDING MOTION (PARKS - HAHN)

Recommendation for Council action:

ENSURE that if there is any fiscal impact to the requested changes, that it first be referred to the Budget and Finance Committee for consideration.

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) - NOTE AND FILE

Roll Call #4 - Motion (Garcetti - Zine) Adopted to Note and File, Unanimous Vote (13); Absent: Alarcón and Smith (2)

[09-0600-S168](#)

COMMUNICATION FROM THE EXECUTIVE DIRECTOR HARBOR DEPARTMENT, PERSONNEL DEPARTMENT and CITY ADMINISTRATIVE OFFICER TO REPORT relative to vacancies available for transfers from positions funded by the General Fund and the number of employees requesting transfers and the impact on the current fiscal year budget gap.

(Pursuant to Council action of February 16, 2010)

ITEM NO. (13) - PUBLIC HEARING CLOSED - CONTINUED TO MARCH 9, 2010

Roll Call #5 - Motion (Garcetti - Perry) Adopted to Continue, Unanimous Vote (13); Absent: Alarcón and Smith (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 February 23, 2010)

Item for Which Public Hearing Has Not Been Held - Item 14

(10 Votes Required for Consideration)

ITEM NO. (14) - ADOPTED

Roll Call #6 - Motion (Parks - Huizar) Adopted, Ayes (12); Noes: Koretz (1); Absent: Alarcón and Smith (2)

[09-3041](#)

CONSIDERATION OF MOTION (PARKS - PERRY) relative to the potential transfer of employees from Council-controlled departments to proprietary departments or special funded positions without the employees' prior consent.

INSTRUCT the Personnel Department and REQUEST the City Attorney to report relative to the ability to amend the City Charter and Civil Service Rules to authorize City management to transfer employees from Council-controlled departments to proprietary departments or special funded positions without the employees' prior consent.

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, MARCH 2, 2010, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED

Roll Call #7 - Motion (LaBonge - Reyes) Findings on Need to Act - Adopted, Ayes (12); Absent: Alarcón and Smith (2)

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

10-0351

RESOLUTION (LABONGE - REYES) relative to the City of Los Angeles recognizes the catastrophic scale of the Chile earthquake.

Recommendations for Council action:

- 1. RESOLVE to RECOGNIZE the catastrophic scale of the Chile earthquake and extend our condolences to the Chilean people and the Consul General of Chile.**
- 2. URGE all residents and businesses to contribute to organizations providing humanitarian aid as part of the international relief effort.**
- 3. MONITOR by the City's Emergency Management Department, recovery efforts in Chile to identify how to assist the United States relief effort.**

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

10-0352

RESOLUTION (HUIZAR - PERRY - ET AL.) relative to declaring March 21-28, 2010 as "Los Angeles Census Week" in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon her request and without objections, Councilmember Hahn was excused from Council Session of Friday, March 12, 2010, due to Personal Business.

Upon his request and without objections, Councilmember Alarcón was excused to leave at 12:00 p.m. from Council Session of Friday, March 12, 2010 and excused from Council Sessions of Tuesday, March 16, and Wednesday, March 17, 2010, all due to City Business.

Upon his request and without objections, Councilmember Reyes was excused from Council Sessions of Friday, March 12, Tuesday, March 16, and Wednesday, March 17, 2010, all due to City Business.

