

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **May 4, 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, Hahn, Krekorian, Parks, Perry, Reyes, Smith, Wesson, Zine and President Garcetti (10); Absent: Cárdenas, Huizar, Koretz, LaBonge and Rosendahl (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 28, 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 for Which Public Hearings Have Been Held - Items 1-4

ITEM NO. (1) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #5 - Motion (Alarcón - Krekorian) Adopted, Ayes (14); Absent: Koretz (1)

[10-0605](#)
CD 12

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the Chatsworth Business Improvement District (BID) (Merchant-Based) reconfirmation procedure for the 2010-11 Fiscal Year.

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION confirming the Chatsworth BID Annual Report and levying an annual assessment for the Chatsworth BID's Ninth operating year, June 1, 2010 to May 31, 2011.
2. DIRECT the City Clerk to schedule, prepare, publish and mail the public hearing notice, as required by the provisions of Section 36500 et seq. of the California Streets and Highways Code.
3. INSTRUCT the City Clerk, subject to approval by the City Attorney as for form and legality, to prepare an enabling ordinance levying the special assessment for the Chatsworth BID's Ninth

operating period beginning June 1, 2010 to May 31, 2011.

4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute, and administer a contract between the Chatsworth BID, if the ordinance reconfirming said BID is adopted.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

**Roll Call #1 - Motion (Krekorian - Parks) Adopted, Ayes (10); Absent: Cárdenas, Huizar, Koretz, LaBonge and Rosendahl (5)
(Item Nos. 2-4)**

ITEM NO. (2) - ADOPTED

[08-1285](#)

CD 1

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the Lincoln Heights Business and Community Benefit District's 2010 Fiscal Year (FY) Annual Planning Report.

Recommendations for Council action:

1. FIND that the Annual Planning Report for the Lincoln Heights Business and Community Benefit District's 2010 FY, as attached to the Council File, complies with the requirements of the Landscaping, Security, Programming and Maintenance Property Business Improvement District (LSPM PBID) Ordinance.
2. ADOPT the Annual Planning Report for the Lincoln Heights Business and Community Benefit District's 2010 FY, as attached to the Council File, pursuant to the LSPM PBID Ordinance.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

ITEM NO. (3) - ADOPTED

[10-0551](#)

CD 5

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the Encino Commons (Property-Based) Business Improvement District's (BID) 2010 Fiscal Year (FY) Annual Planning Report.

Recommendations for Council action:

1. FIND that the Annual Planning Report for the Encino Commons BID's 2010 FY, as attached to the Council File, complies with the requirements of the State Law.

2. ADOPT the Annual Planning Report for the Encino Commons BID's 2010 FY, as attached to the Council File, pursuant to the State Law.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

ITEM NO. (4) - ADOPTED

[09-2105](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the development and implementation of an administrative citation program for the Department of Animal Services.

Recommendation for Council action:

DIRECT the City Administrative Officer, Chief Legislative Analyst, and the Department of Animal Services, in consultation with the City Attorney, to prepare recommendations for the development and implementation of an administrative citation program for the Department of Animal Services or other City Departments.

Fiscal Impact Statement: The Department of Animal Services reports that in Fiscal Year 2008-09, animal control officers issued 1,435 Notices to Comply for Distance and 1,141 Notices to Comply for Leash Law violations. If those were first-time administrative citations at \$100, that could have yielded \$257,600 if all were valid and could be collected. From a more aggressive perspective, if all 19,351 Notices to Comply issued in 2008-09 for barking, cruelty, distance, leash law, and permits were translated to first-time administrative citations that were valid and collectible, revenue could be nearly \$2 million annually.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 5-13

(10 Votes Required for Consideration)

ITEM NO. (5) - ADOPTED - FORTHWITH

Roll Call #7 - Motion (Parks - Perry) Adopted, Ayes (12); Absent: Koretz, LaBonge and Wesson (3)

[08-0853](#)

CD 8

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS (ITGA) COMMITTEE relative to a market-rate lease with the Community Coalition for Substance Abuse Prevention and Treatment for City-owned property at 8101 South Vermont Avenue.

Recommendation for Council action, pursuant to Motion (Parks - Cárdenas):

INSTRUCT the Department of General Services (GSD) to work with the City Attorney, City Administrative Officer (CAO), and Community Redevelopment Agency to draft a month-to-month market-rate lease with the Community Coalition for Substance Abuse Prevention and Treatment for the City-owned property at 8101 South Vermont Avenue (APN 6033-022-901) to be executed within 30 days.

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. (6) - ADOPTED - FORTHWITH

Roll Call #8 - Motion (Cárdenas - Perry) Adopted, Ayes (12); Absent: Koretz, LaBonge and Wesson (3)

[10-0450](#)

CD 9

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS (ITGA) COMMITTEE relative to a proposed ground lease to facilitate the design, construction and maintenance of a multi-purpose recreational facility.

Recommendation for Council action, as initiated by Motion (Perry - Rosendahl):

INSTRUCT the Department of General Services, with the assistance of the Chief Legislative Analyst (CLA), City Attorney, Bureau of Engineering, and other departments as necessary, to prepare a proposed ground lease between the City of Los Angeles and the Little Tokyo Service Center Community Development Corporation for City-owned property located at 237-49 South Los Angeles Street (between Second Street and Third Street) to facilitate the design, construction and maintenance of the proposed multi-purpose recreational facility, and submit to the ITGA Committee within 60 days.

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

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

Roll Call #9 - Motion (Cárdenas - Perry) Adopted, Ayes (12); Absent: Koretz, LaBonge and Wesson (3)

[10-0552](#)

CD 9

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE relative to a new lease with Express Lotto to operate a newsstand at the Police Administration Building.

Recommendation for Council action:

AUTHORIZE the Department of General Services (GSD) to negotiate and execute a new lease

agreement with Express Lotto to operate a newsstand at the Police Administration Building at 155-A South Main Street, Los Angeles, California under the terms and conditions substantially as outlined in the GSD report dated March 25, 2010, attached to the Council file.

Fiscal Impact Statement: The GSD reports that the tenant shall be responsible for all tenant improvements to set up and operate the business. The base monthly rent from the newsstand will generate revenue of \$1,080 or \$12,960 annually to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

Roll Call #10 - Motion (Cárdenas - Perry) Adopted, Ayes (12); Absent: Koretz, LaBonge and Wesson (3)

[10-0553](#)

CD 6

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE relative to a new lease for the Los Angeles Department of Water and Power (LADWP) at the Braude Constituent Service Center.

Recommendation for Council action:

AUTHORIZE the GSD to negotiate and execute a new lease agreement for the LADWP for office/counter space on the Second floor of the San Fernando Valley Construction Services Center at 6262 Van Nuys Boulevard, Van Nuys, California, under the terms and conditions substantially as outlined in the GSD report dated March 25, 2010, attached to the Council file.

Fiscal Impact Statement: The GSD reports that the lease of the space by the LADWP will generate revenue of \$374 per month or \$4,488 for the first year to the General Fund.

Community Impact Statement: None submitted.

**Roll Call #2 - Motion (Krekorian - Alarcón) Adopted, Ayes (11); Absent: Huizar, Koretz, LaBonge and Rosendahl (4)
(Item Nos. 9-11)**

ITEM NO. (9) - ADOPTED

[08-1685](#)

CD 2

COMMUNICATION FROM CITY ENGINEER relative to vacation of turnarounds along the westerly side of alley easterly of Babcock Avenue between Woodbridge Street and Valley Spring Lane (VAC E1401103).

Recommendation for Council action:

RECEIVE and FILE the April 20, 2010 City Engineer report relative to vacation of turnarounds along the westerly side of alley easterly of Babcock Avenue between Woodbridge Street and Valley Spring Lane, inasmuch as the petitioner has stated their intention not to pursue said vacation.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (10) - ADOPTED

[05-1762](#)

CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of alley (portion of) southerly of 45th Street and westerly of Broadway (VAC E1400961).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of March 26, 2008, that the vacation of alley (portion of) southerly of 45th Street and westerly of Broadway, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of March 26, 2008, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the accompanying RESOLUTION TO VACATE No. 10-1400961 for the vacation of alley (portion of) southerly of 45th Street and Westerly of Broadway.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 10-1400961 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ENVIRONMENTAL WORK COMPLETED FOR THIS PROJECT

ITEM NO. (11) - ADOPTED

[10-0697](#)

CD 15

MOTION (HAHN - LABONGE) relative to funding for support of Council District 15 community services efforts.

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

1. UNENCUMBER a total of \$12,670.16 in Council District 15 Fiscal Year (FY) 2002 through FY 2007 General City Purposes (GCP) allocations, as further identified by the City Clerk, REVERT to the Reserve Fund, and TRANSFER therefrom to the Unappropriated Balance Fund No. 100/58, and RE-APPROPRIATE therefrom to the GCP Fund No. 100/56, Account No. 0715 (CD-15 Community Services) for further support of Council District 15 community services efforts.

2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (12) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #3 - Motion (Parks - Zine) Adopted, Ayes (13); Absent: Koretz and LaBonge (2)

[10-0010-S17](#)

CONTINUED CONSIDERATION OF MOTION (PARKS - SMITH) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Emanuel Dorsey on March 29, 2010.

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 Emanuel Dorsey on March 29, 2010.
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.

(Continued from Council meeting of April 27, 2010)

ITEM NO. (13) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #4 - Motion (Parks - Zine) Adopted, Ayes (14); Absent: Koretz (1)

[10-0010-S18](#)

CONTINUED CONSIDERATION OF MOTION (PARKS - SMITH) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the shooting of Katrina Green on March 30, 2010.

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 shooting of Katrina Green on March 30, 2010.
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.

(Continued from Council meeting of April 27, 2010)

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

(10 Votes Required for Consideration)

ITEM NO. (14) - NOTED AND FILED

Roll Call #6 - Motion (Zine - Parks) Adopted to Note and File, Unanimous Vote (12); Absent: Koretz, LaBonge and Wesson (3)

[10-0708-S1](#)

MOTION (GARCETTI for ZINE - SMITH) relative to requesting Mr. Austin Beutner, Interim General Manager of the Los Angeles Department of Water and Power (LADWP), to report to the City Council.

Recommendation for Council action:

REQUEST Mr. Austin Beutner, Interim General Manager of the LADWP, to report to the full City Council in order to hear his views on utility management, vision and plans for the improvement of the LADWP.

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL