Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - ADOPTED FORTHWITH

Roll Call #6 - Motion (Smith - Zine) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to levying the the Chatsworth Business Improvement District (District’s) special assessment for the District’s Ninth Fiscal Year (FY) (operating year) beginning June 1, 2010 through May 31, 2011.

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 2010-11 FY, 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 FY 2010-11, if a majority protest, as defined by Section 36524 of the California Streets and Highways Code is found not to exist.

3. APPROVE the Chatsworth Business District Advisory Board for the District’s FY 2010-11.
4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and
administer a contract between the City and the Chatsworth Business Improvement District
Corporation, the nonprofit service provider for administration of the District.

Fiscal Impact Statement: The City Clerk reports that direct costs for Department administration of
the District program for its FY 2010-11 will be recovered from the assessments collected. 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. 181160 on May 4, 2010)

Items for Which Public Hearings Have Been Held - Items 2-8

Roll Call #1 -  Motion (Perry - Krekorian) Adopted, Ayes (12); Absent: Hahn, Koretz and Reyes (3)
(Item Nos. 2-8)

ITEM NO. (2) - 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.]

(Public Hearing closed on March 30, 2010)

ITEM NO. (3) - ADOPTED - SEE FOLLOWING

10-0771

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the acceptance and
execution of a Municipal Financing District Program (MFDP) grant under the State Energy Program
from the California Energy Commission in the amount of $4,676,513 for the development and
implementation of a Citywide Commercial Retrofit MFDP.

(Ad Hoc Committee on Economic Recovery and Reinvestment 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.)
ADOPTED

AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT relative to the acceptance and execution of a Municipal Financing District Program (MFDP) grant under the State Energy Program (SEP) from the California Energy Commission (CEC) in the amount of $4,676,513 for the development and implementation of a Citywide Commercial Retrofit MFDP.

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

1. ADOPT a joint resolution authorizing the acceptance and execution of a MFDP grant under the SEP from the CEC in the amount of $4,676,513 for the development and implementation of a Citywide Commercial Retrofit MFDP.

2. AUTHORIZE the Community Redevelopment Agency (CRA) Chief Executive Officer, or designee, to negotiate and execute all necessary contracts and agreements with the CEC in the amount of $4,676,513 for the MFDP grant under the SEP, subject to the review and approval of the City Attorney as to form and the Department of Public Works, Bureau of Contract Administration, as to compliance with certain Agency contracting requirements.

3. AUTHORIZE the CRA Chief Executive Officer, or designee, to negotiate and execute all necessary contracts and agreements with the City of Los Angeles to receive a formula Energy Efficiency Conservation Block Grant (EECBG) in the amount of $3 million, subject to the review and approval of the City Attorney as to form and the Department of Public Works, Bureau of Contract Administration as to compliance with certain Agency contracting requirements.

4. AUTHORIZE the CRA to administer the MFDP to provide rehabilitation loans and grants and related assistance to commercial property owners within and outside project areas in accordance with California Community Redevelopment Law.

5. AMEND the Fiscal Year 2009-10 CRA Budget for Citywide Non-Housing to recognize $4,676,513 in MFDP grant proceeds under the SEP and $3 million in EECBG for subsequent expenditures.

6. REQUEST that the MFDP be modeled after the County Program.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. As proposed, the CRA will use $7,676,513 ($4,676,513 in American Recovery and Reinvestment Act of 2009 funds under the State Energy Program and $3 million in EECBG funds) for the development and implementation of a Citywide Commercial Retrofit Municipal Financing District Program and to capitalize a loan loss reserve. The CRA is only bound by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA.

Community Impact Statement: None submitted.
ITEM NO. (4) - ADOPTED

10-0630

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to an agreement between the Los Angeles Department of Water and Power (LADWP) and MWH Americas, Inc. for scientific studies of the Owens Valley and Mono Basin.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' (Board) action of April 6, 2010, approved as to form and legality by the City Attorney, Resolution No. 010-259, authorizing execution of Amendment No. Two to Agreement No. 47026 with MWH Americas, Inc. to extend the term by one year until May 2, 2011.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed resolution will extend the term of the current agreement for one year; however, no additional funding is requested. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed resolution will have no impact on the City's General Fund.

The LADWP reports that funding for the work considered under Amendment No. Two to Agreement No. 47026 has been budgeted and expenditures may be made payable out of the Water Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 8, 2010
(LAST DAY FOR COUNCIL ACTION - JUNE 8, 2010)

ITEM NO. (5) - ADOPTED

10-0753

CATEGORICAL EXEMPTION and ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to a lease between Fleet Card Fuels and the Los Angeles Department of Water and Power (LADWP) for City-owned property located in Bishop, Inyo County, California for use as a site for a service station, convenience store, and car and truck wash.

Recommendations for Council action:

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 1, Paragraph (14) of the Los Angeles City CEQA Guidelines.

2. CONCUR with the Board of Water and Power Commissioners' (Board) action of May 4, 2010, approved as to form and legality by the City Attorney, Resolution No. 010-305, authorizing execution of Lease No. 1507 between Fleet Card Fuels and the LADWP for a term of 15 years covering approximately 1.92 acres of City-owned property located in Bishop, Inyo County, California.
Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed resolution will result in revenue to the Water Revenue Fund totaling $42,000 in the first year and includes annual rent increases until reaching $66,000 in the fifth year. Fleet Card Fuels is responsible for any related property tax increases. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed lease agreement will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 5, 2010
(LAST DAY FOR COUNCIL ACTION - JUNE 4, 2010)

ITEM NO. (6) - ADOPTED

08-1081
CD 15

GENERAL EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to an agreement between the City of Los Angeles Harbor Department and DPRA, Incorporated for litigation support in the field of environmental forensics.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.

2. APPROVE the proposed second amendment to Agreement No. 2399 (assigned Harbor Department Agreement No. 10-2399-B) between the City of Los Angeles Harbor Department and DPRA, Incorporated for litigation support in the field of environmental forensics.

3. CONCUR with the Board of Harbor Commissioners action of April 1, 2010 approving the amendment.

Fiscal Impact Statement: The Board of Harbor Commissioners (Board) reports that the second amendment to Agreement No. 2399 extends the term without any additional appropriation. Funding has been budgeted in the amount of $100,000 in Fiscal Year 2010-11 within the Harbor Department City Attorney’s Office Account No. 54410, Division 0120, Program Nos. 000 and 652. The total appropriation for this agreement is $975,000. As of December 31, 2009, the total expenditures have been $792,387, with no invoices received for January and February 2010. The total remaining funds for this agreement at this time are $182,613. Upon Board approval, funds for future fiscal years will be requested to be budgeted as part of the annual budget adoption process.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 19, 2010
(LAST DAY FOR COUNCIL ACTION - JUNE 18, 2010)
ITEM NO. (7) - ADOPTED

09-2522

GENERAL EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to an amendment to Permit No. 733 between Eagle Marine Services, Ltd. and City of Los Angeles Harbor Department regarding 2010 Container Customer Initiatives.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 1 of the Los Angeles City CEQA Guidelines.

2. APPROVE the proposed fourth amendment to Permit No. 733 granted to Eagle Marine Services, Ltd., - City of Los Angeles Harbor Department 2010 Container Customer Initiatives.

3. CONCUR with the Board of Harbor Commissioners’ (Board) action of February 18, 2010 approving the amendment.

Fiscal Impact Statement: The Harbor Department reports the total cost of the 2010 Container Customer Initiatives for the amendment projected to be approximately $3,537,543 for Fiscal Years 2008-09 and 2009-10: approximately $3,510,505 for the one-time container terminal rent credit, and $27,037.78 for reimbursement for lighting modifications. Additionally, it is anticipated that there will be no ongoing annual cost impacts associated with the trans-shipped container wharfage discounts. Incentive amounts will be charged against the ongoing operating revenues generated from the customers with the net effect of reducing the overall operating revenues to the Harbor Department during each respective fiscal year.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 6, 2010

(LAST DAY FOR COUNCIL ACTION - JUNE 4, 2010)

ITEM NO. (8) - ADOPTED

10-0743
CD 6

CATEGORICAL EXEMPTION and TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to a 15 year lease with MPG Inc. for 2.4 acres of land and a 3,481 square foot City-owned building located at Van Nuys Airport.

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III Class 1(18)(c) of the Los Angeles City CEQA Guidelines.

2. APPROVE the 15 year lease with MPG Inc. for 2.4 acres of land and a 3,481 square foot City owned building located at Van Nuys Airport.
3. CONCUR with the Board of Airport Commissioners action of May 3, 2010 authorizing the Executive Director to execute the 15 year lease with MPG Inc.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed lease agreement with MPG, Inc. will increase the current annual rental revenue from $40,263 to $47,723 to the Airport Revenue Fund, subject to adjustments to fair market value every five years beginning in July 2015, in accordance with City Charter Section 607(b). Since the Department of Airports is only bound by the City Debt Management Policies, the City Financial Policies are not applicable. The proposed agreement will have no impact on the City General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 4, 2010

(LAST DAY FOR COUNCIL ACTION - JUNE 4, 2010)

Items for Which Public Hearings Have Not Been Held - Items 9-33
(10 Votes Required for Consideration)

ITEM NO. (9) - CONTINUED TO MAY 26, 2010

Roll Call #2 - Motion (Parks - Perry) Adopted To Continue, Unanimous Vote (13); Absent: Reyes and Wesson (2)

10-0600

ANNUAL BUDGET RESOLUTION FOR FISCAL YEAR 2010-11, TO BE SUBMITTED BY THE CITY ATTORNEY, CITY ADMINISTRATIVE OFFICER AND CHIEF LEGISLATIVE ANALYST.

(Pursuant to Council action of May 17, 2010)

ITEM NO. (10) - ADOPTED

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

10-0625

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the appointment of Ms. Irma R. Munoz to the Santa Monica Mountains Conservancy.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Irma R. Munoz to the Santa Monica Mountains Conservancy, to fill the vacancy created by Elva Yanez, is APPROVED and CONFIRMED. Ms. Munoz resides in Council District Eight.
Background Check Review: Complete
Ethics Commission Review: Pending
Community Impact Statement: None submitted.

Roll Call #3 - Motion (Cárdenas - LaBonge) Adopted, Ayes (13); Absent: Koretz and Reyes (2) (Item Nos. 11a-15)

ITEM NO. (11) - ADOPTED

10-0005-S389
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 May 18, 2010:

10-0005-S389
CD 9

a. Property at 9421 South Clovis Avenue (Case No. 242340).
   Assessor I.D. No. 6050-012-002

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

10-0005-S390
CD 14

b. Property at 3046 East Ganahl Street (Case No. 214010).
   Assessor I.D. No. 5229-028-034

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 19, 2009)

10-0005-S391
CD 10

c. Property at 974 South Gramercy Place (Case No. 271427).
   Assessor I.D. No. 5081-032-007

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 4, 2010)
d. Property at 12180 West Sunset Boulevard (Case No. 256969).
   Assessor I.D. No. 4404-012-016

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 25, 2010)

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e. Property at 3240 East Sixth Street (Case No. 265999).
   Assessor I.D. No. 5186-015-022

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 14, 2010)

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f. Property at 5110 East Templeton Street (Case No. 265969).
   Assessor I.D. No. 5218-005-054

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 11, 2010)

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g. Property at 5300 North Canoga Avenue (Case No. 97463).
   Assessor I.D. No. 2167-003-006

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 1, 2007)

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h. Property at 9005 North Orion Avenue (Case No. 261937).
   Assessor I.D. No. 2654-001-045

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

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**ITEM NO. (12) - ADOPTED**

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**08-1602**

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a grant from the California Arts Council in the amount of $15,000.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to:

   a. Retroactively apply for and accept a grant award from the California Arts Council in the amount of $15,000 for the period of October 1, 2009 through September 30, 2010.
b. Negotiate and execute the grant award and agreement on behalf of the City and submit a grant agreement with the California Arts Council, subject to the City Attorney approval as to form and content.

c. Receive and expend California Arts Council grant funds for all eligible activities and expenses, for the period of October 1, 2009 through September 30, 2010.

2. AUTHORIZE the DCA to expend $15,000 from the following source for the purposes of a 1:1 match for all anticipated California Arts Council funds: Fiscal Year 2009-10, Fund 100, Account No. 9836, Title Music LA, Amount $15,000.

3. AUTHORIZE the Controller to:
   a. Establish a new appropriation account within Fund 337, Cultural Affairs Grants, to be labeled "Music LA 09/10."
   b. Appropriate $15,000 received from the California Arts Council into the newly established Fund 337, "Music LA 09/10."

4. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or to make necessary technical adjustments, subject to review by the City Administrative Officer, and further, AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports that there is no fiscal impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a supplemental grant from the California Arts Council in the amount of $805.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to:
   a. Accept an additional grant award from the California Arts Council in the amount of $805 for the period of October 1, 2008 through June 30, 2009; and amend the grant period for the term of July 1, 2009 through September 30, 2010.
   b. Amend and execute the grant award and agreement on behalf of the City and submit a grant agreement with the California Arts Council, subject to the City Attorney approval as to form and content.
   c. Receive and expend California Arts Council grant funds for all eligible activities and expenses, for the extended period of July 1, 2009 through September 30, 2010.
2. AUTHORIZE the DCA to expend $805 from the following source for the purposes of a 1:1 match for all anticipated California Arts Council funds: Fiscal Year 2009-10, Fund 100, Account No. 9836, Title Music LA, Amount $805.

3. AUTHORIZE the Controller to appropriate all funds received from the California Arts Council into the DCA, Cultural Affairs Grants, Fund 337, Account No. 209E.

4. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or to make necessary technical adjustments, subject to review by the City Administrative Officer, and further, AUTHORIZE that the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports that there is no fiscal impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

10-0748

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a grant application in the amount of $250,000 for the Mayors’ Institute on City Design - 25th Anniversary Initiative.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to:
   a. Submit a grant application to the National Endowment for the Arts in the amount of $250,000 for the "Mayors' Institute on City Design - 25th Anniversary Initiative".
   b. Submit required grant documents as required by the National Endowment for the Arts, including project proposal, budget, and DCA operating budget documentation, subject to the City Attorney approval as to form and content.

2. AUTHORIZE the DCA to match National Endowment for the Arts grant funding with a 1:1 match as follows:
   a. Up to $50,000 in full-time salaries, representing a portion of DCA staff time, from Fund 100, Account 1010.
   b. $220,000 in funding from private non-profit entities.

3. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or to make necessary technical adjustments, subject to review by the City Administrative Officer, and further, AUTHORIZE the Controller to implement these instructions.
Fiscal Impact Statement: The DCA reports that there is no fiscal impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

08-1751-S3
CD 1

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, relative to executing a Conditional Grant Agreement to provide Assembly Bill (AB) 1290 funds in the amount of $38,650 to the Central City Neighborhood Partners (CCNP) for the continued preparation of the Westlake Project Area Transportation Plan (Plan).

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency, or designee, to:

a. Negotiate and execute a Conditional Grant Agreement to provide Westlake Project Area AB 1290 funds in the amount of $38,650 to the CCNP for the continued preparation of the Plan, subject to the review of the City Attorney as to form and legality.

b. Transfer $38,650 in Westlake Project Area AB 1290 funds, previously committed to be used for the Westlake Theater, to the CCNP for the continued preparation of the Plan.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund as a result of this action. Source of funds is Westlake Project Area AB1290 funds.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED FORTHWITH

Roll Call #8 - Motion (Parks - Perry) Adopted, Ayes (12); Absent: Perry, Reyes and Wesson (3)

09-3064-S1
CD 8

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, relative to the transfer of Council District Eight Assembly Bill (AB) 1290 funds from the Community Redevelopment Agency (CRA) to the Bureau of Street Services (BSS) for various public improvements.

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

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:

   a. Transfer up to $1.16 million of Council District Eight AB 1290 funds from Broadway Manchester ($12,971); Crenshaw ($24,446); Crenshaw/Slauson ($235,499); Exposition/University Park ($287,574); Normandie 5 ($181,733); Vermont Manchester ($204,866); and Western Slauson ($217,906).
b. Allocate the above-mentioned funds to be expended under the Cooperation Agreement (CRA Contract No. 502806) with the Department of Public Works, BSS, for the installation of said public improvements in the following Redevelopment Project Areas: Broadway Manchester; Crenshaw; Crenshaw/Slauson; Exposition/University Park; Normandie 5; Vermont Manchester; and Western Slauson.

2. AUTHORIZE the Director, BSS, or designee, to DEPOSIT an amount not to exceed $1.16 million in Council District Eight AB 1290 funds from the CRA into Subventions and Grants Fund 305/50, Revenue Source Code 3741, Reimbursement from CRA, and APPROPRIATE therefrom to BSS Fund 100/86, into the following accounts:

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<th>Account</th>
<th>Title</th>
<th>Amount</th>
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</tr>
</tbody>
</table>

3. AUTHORIZE the Director, BSS, or designee, to prepare Controller instructions and make any technical adjustments that may be required and are consistent with this action subject to the approval of the Chief Legislative Analyst (CLA), and AUTHORIZE the Controller to implement these instructions.

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

Community Impact Statement: None submitted.

Roll Call #3 - Motion (Cárdenas - LaBonge) Adopted, Ayes (13); Absent: Koretz and Reyes (2) (Item Nos. 17-22)

ITEM NO. (17) - ADOPTED

10-0643
09-3062
CDs 3,6,7,10,11,12,13 & 15

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, relative to a budget increase of $70,000 and extended time of performance for the firm of Burke, Williams, & Sorenson (Burke Williams) for labor and employment law services; and, retaining the firm of Liebert, Cassidy & Whitmore.

Recommendations for Council action:

1. RECEIVE and FILE the Community Redevelopment Agency (CRA) report dated December 17, 2009 (Council file No. 09-3062), relative to the CRA’s retention of Liebert, Cassidy & Whitmore to provide labor and employment law services.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to increase compensation of an existing purchase order with Burke Williams by $70,000, from $427,250 to a total contract amount not to exceed $497,250, and extend the time of performance to December 31, 2010, pursuant to the terms of a Professional Services Agreement between the CRA and Burke Williams for labor and employment law services, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with CRA contracting requirements.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. Approval of the recommendations will result in the expenditure of CRA general administrative funds in the amount of $70,000 to pay for additional costs in the labor and employment legal services contract with Burke Williams. The CRA is only bound by the disclosure provisions of the City Debt Management Policies; the City Financial Policies are not applicable to the CRA.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

09-0002

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS (ITGA) COMMITTEE and RESOLUTIONS relative to recommendations for the 2009-10 Federal Legislative Program initiated by the Community Development Department.

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

1. ADOPT the accompanying RESOLUTIONS to include in the City’s 2009-10 Federal Legislative Program SPONSORSHIP or SUPPORT of legislation and/or administrative action that would:

   a. Relative to Industrial Revenue Bonds (IDB):

      1) Increase the IDB limit to $20 million per project.

      2) Revise Section 2.e of Office of Management and Budget Circular A-129 to allow combing Section 108 Loan Guarantees and IDB financing to assist borrowers with economic development project financing.

   b. Re-authorize the Workforce Investment Act.

   c. Relative to the Community Development Block Grant (CDBG):

      1) Adopt Alternative 4 as proposed in the CDBG Reform Act study of February 2005, which would result in a common set of factors that would reflect community distress and fiscal need in localities receiving CDBG funds.

      2) Lower the Community Based Development Organization (CBDO) certification requirement that 51 percent of its governing board be low-to-moderate income to 40 percent.
3) Amend the Housing and Community Development Act of 1974 to allow fair housing costs to be funded as an eligible CDBG program cost, separate from public services and administrative costs.

d. Make permanent at least $25 million for the Brownfields Economic Development Initiative grant in 2010.

2. INSTRUCT the Community Development Department to report back to the ITGA Committee on options to formally request that the federal government, if it continues with the policy of a CBDO certification requirement that 51 percent of its governing board be low-to-moderate income, make funding or resources available for board members to be trained to enhance their abilities as board members.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial review of this report.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

10-0002-S34
COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to the City’s position in connection with SB 346 (Kehoe) which would phase in a prohibition on the sale of brake pads that contain various specified amounts of hazardous materials.

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

1. ADOPT the accompanying RESOLUTION to include in the City’s 2009-10 State Legislative Program, SUPPORT of SB 346 (Kehoe), which would phase in a prohibition on the sale of brake pads that contain various specified amounts of hazardous materials, including copper, cadmium, chromium, lead, mercury, and asbestiform fibers.

2. INSTRUCT the Chief Legislative Analyst (CLA) to prepare a revised Resolution for Council, if necessary, with amended language to ensure that all sales of brake pads are applicable to SB 346 (Kehoe) whether sold individually or in pairs.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

10-0694
COMMUNICATION FROM THE CITY ATTORNEY and RESOLUTION relative to a request to destroy obsolete records from the Los Angeles Police Commission for the Los Angeles Police Department (LAPD) for the period 1982 through December 2002.
Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Los Angeles Police Commission for the LAPD, 77th Street Area (PDX/12 - 57 boxes), and Employee Relations Group (PDX/12 - 1 box) for the period 1982 through December 2002.

Fiscal Impact Statement: The City Clerk reports that the retention of 58 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $9.05 per month, or $108.60 per year.

Community Impact Statement: None submitted.

[These records will be retained for a period of 60 days after the City Council’s action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (21) - ADOPTED

10-0817

COMMUNICATION FROM THE CITY ATTORNEY and RESOLUTION relative to a request to destroy obsolete records from the Department of Transportation, Traffic Control Records Division, for the period 1989 through 2008.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Department of Transportation, Traffic Control Records Division, (DOT/13 - 153 boxes) for the period 1989 through 2008.

Fiscal Impact Statement: The City Clerk reports that the retention of 153 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $23.87 per month, or $286.44 per year.

Community Impact Statement: None submitted.

[These documents have been imaged pursuant to the requirements of section 12.4 of the Los Angeles Administrative Code. A public records request to review the electronic files may be submitted to the department. For further information, please contact the Records Management Division at (213) 473-8449 or via email at todd.gaydowski@lacity.org]

(Information Technology and Government Affairs Committee waived consideration of the above matter)
ITEM NO. (22) - ADOPTED

10-0002-S9
COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (ALARCÓN - ROENSDAHL) relative to the City's position in connection with state and federal investigations and administrative actions related to the proposed premium rate increases by Anthem Blue Cross.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State and Federal Legislative Program SUPPORT of current State and federal investigations of the recent increases to health insurance premiums made by Anthem Blue Cross and SUPPORT of State and federal legislation and/or administrative actions to mitigate these increases.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

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

10-0002-S18
COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (HUIZAR - CÁRDENAS) relative to the City's position in connection with HR 3715 (Schwartz) and S. 1743 (Lincoln).

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 Federal Legislative Program SUPPORT for HR 3715 (Schwartz) and S. 1743 (Lincoln), the Community Restoration and Revitalization Act, which would improve the Federal Rehabilitation Tax Credit program to encourage historic rehabilitation and job-creating energy efficiency programs.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)
ITEM NO. (24) - ADOPTED

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

10-0002-S24

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (ALARCÓN - PARKS - HAHN) relative to the City’s position in connection with HR 4812 (Miller).

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

ADOPT the accompanying RESOLUTION to include in the City’s 2009-10 Federal Legislative Program SUPPORT for HR 4812 (Miller), which provides funds to state and local governments, and community organizations for the retention and creation of jobs.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (25) - ADOPTED

Roll Call #11 - Motion (Huizar - Garcetti) Adopted, Ayes (8); Noes: Parks, Smith and Zine (3); Absent: Cárdenas, Perry, Reyes and Wesson (4)

10-0002-S29

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST (CLA) and RESOLUTION (HUIZAR - KORETZ - GARCETTI - ROSENDAHL) relative to the City’s position on State Proposition 15, the California Fair Elections Act.

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

ADOPT the accompanying RESOLUTION to include in the City’s 2009-10 State Legislative Program SUPPORT of Proposition 15, which would lift the ban on public funding for political campaigns, provide a public funding program for Secretary of State campaigns, and increase fees related to lobbying.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)
ITEM NO. (26) - ADOPTED

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

10-0567
CD 4

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and RESOLUTION relative to TEFRA Hearing for the issuance of tax-exempt bonds for the American Film Institute by the California Municipal Finance Authority (CMFA).

Recommendation for Council action:

ADOPT the accompanying RESOLUTION and Minutes from the Public Hearing held in accordance with Section 142 of the Internal Revenue Code of 1986, as amended, and Section 147(f) of the Code for the CMFA to issue up to $5 million in tax-exempt bonds for the American Film Institute, located at 2021 North Western Avenue, Los Angeles, CA 90027.

Fiscal Impact Statement: The CAO reports that issuance of tax-exempt bonds by the CMFA for the American Film Institute will not result in any fiscal impact on the City. These bonds will be fully repaid by the American Film Institute.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - Motion (Parks - Huizar) To Adopt as Amended, Ayes (11); Noes: Zine (1); Absent: Perry, Reyes and Wesson (3)

09-3045-S1

CONSIDERATION OF MOTION (PERRY - SMITH) relative to a contract amendment for PA Consulting.

Recommendation for Council action:

AUTHORIZE the City Administrative Officer and the Chief Legislative Analyst to:

a. Execute an amendment to the existing contract with PA Consulting (Council file No. 09-3045) for an additional $600,000 for a total contract amount of $850,000 to conduct further analysis, administrative and support services associated with the independent third party fiscal review of the Los Angeles Department of Water and Power's (LADWP) Energy Cost Adjustment Factor cap modification and related matters.

b. Extend the contract term an additional 180 days beyond the July 26, 2010 termination date.

c. Continue to review and process invoices received from PA Consulting, and reconcile the invoices with the LADWP for payment.

Community Impact Statement: None submitted.

(Energy and Environment Committee waived consideration of the above matter)
ADOPTED

AMENDING MOTION (PARKS - SMITH)

Recommendation for Council action:

CLARIFY that funds used to pay for the contract and amendments are from the Los Angeles Department of Water and Power.

ITEM NO. (28) - ADOPTED

Roll Call #13 - Motion (Koretz - Krekorian) Adopted, Ayes (12); Absent: Perry, Reyes and Wesson (3)

08-1831

CONSIDERATION OF MOTION (GREUEL - REYES) relative to recommendations for the implementation of State law (SB 1137).

Recommendation for Council action:

DIRECT the Department of Building and Safety, in consultation with the City Attorney, to report with recommendations for the implementation of the newly enacted State law (SB 1137), which permits the imposition of up to $1,000 fines on legal owners who have foreclosed on residential properties but who fail to maintain them.

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.

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

ITEM NO. (29) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Roll Call #16 - Motion (Koretz - Zine) To Adopt as Amended, Ayes (13); Absent: Reyes and Wesson (2)

10-0002-S33

CONSIDERATION OF RESOLUTION (KORETZ - HAHN - KREKORIAN - PARKS) relative to the City's position in connection with AB 1934 which would ban the carrying of an unloaded, exposed handgun in any public place or street in Los Angeles.

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

ADOPT the accompanying RESOLUTION to include in the City's 2010-11 *2009-10 State Legislative Program SUPPORT for AB 1934 which would ban the carrying of an unloaded, exposed handgun in any public place or street in Los Angeles.
Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (30) - SUBSTITUTE RESOLUTION ADOPTED IN LIEU OF ORIGINAL RESOLUTION - SEE FOLLOWING

Roll Call #15 - Motion (Smith - LaBonge) To Adopted Substitute Resolution, Ayes (12); Absent: Perry, Reyes and Wesson (3)

10-0002-S38
CONSIDERATION OF RESOLUTION (KORETZ - SMITH - PARKS) relative to the City's position in connection with AB 1650 (Feuer/Bloomenfield), The Iran Contracting Act of 2010.

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for AB 1650 (Feuer/Bloomenfield), The Iran Contracting Act of 2010, which would prohibit State and local governments, and companies in California from doing business in Iran's energy sector.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ADOPTED

SUBSTITUTE RESOLUTION (KORETZ - SMITH - PARKS)

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

ADOPT the accompanying RESOLUTION to include in the City's 2009-10 State Legislative Program SUPPORT for AB 1650 (Feuer/Bloomenfield), The Iran Contracting Act of 2010, which would prohibit the State of California and its subdivisions from contracting with companies that have specified business activities in Iran's energy sector.

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

Roll Call #17 - Motion (Koretz - Rosendahl) To Adopt as Amended, Ayes (13); Absent: Reyes and Wesson (2)

10-0002-S47
CONSIDERATION OF RESOLUTION (KORETZ - ROSENDAHL) relative to the City's position in connection with AB 2743 which would make it illegal for a landlord to require declawing or devocalization as a condition of tenancy in California.
Recommendation for Council action, SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City’s 2010-11 *2009-10 State Legislative Program SUPPORT for AB 2743 which would make it illegal for a landlord to require declawing or devocalization as a condition of tenancy in California.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (32) - ADOPTED

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

09-0010-S6

MOTION (PERRY - PARKS) relative to reinstating the reward offer in the death of Larry Pendarvis 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 Larry Pendarvis (Council action of January 23, 2009, Council file No. 09-0010-S6) 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 $50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (33) - ADOPTED

Roll Call #4 - Motion (Zine - Garcetti) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

10-0844

RESOLUTION (ZINE - GARCETTI - ROSENDAHL) relative to declaring May 1, through June 14, 2010, as National Military Appreciation Month in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE May 1, through June 14, 2010, as National Military Appreciation Month in the City of Los Angeles.
Item Noticed for Public Hearing - Item 34

ITEM NO. (34) - ADOPTED FORTHWITH

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

10-0772-S1

MOTION (HUIZAR - PERRY - PARKS) and RESOLUTION relative to conducting a public hearing for the purpose of financing and refinancing the acquisition of state office buildings.

Recommendations for Council action:

1. CONDUCT a public hearing, pursuant to Chapter 5 of Division 7 of Title 1 et seq. of the Government Code of the State of California (the Act), on JUNE 1, 2010, in connection with the proposed tax-exempt bond issuance by the California Municipal Finance Authority (CMFA), in an amount not to exceed $2,750,000,000, for the purpose of financing and refinancing the acquisition of the state office building(s) known as the Junipero Serra State Building, located at 320 West Fourth Street, Los Angeles, California and/or the Ronald Reagan State Building, located at 300 South Spring Street, Los Angeles, California and other state owned buildings in other locations.

2. ADOPT the accompanying RESOLUTION approving the issuance of revenue bonds by the CMFA for the purpose of financing and refinancing of state office buildings.

Item for Which Public Hearing Has Not Been Held - Item 35

(10 Votes Required for Consideration)

ITEM NO. (35) - ADOPTED

Roll Call #7 - Motion (LaBonge - Rosendahl) Adopted, Ayes (12); Absent: Perry, Reyes and Wesson (2)

10-0843-S1

MOTION (ROSENDAHL - SMITH) relative to waiving any attorney-client privilege regarding the current draft of the proposed settlement documents.

Recommendation for Council action:

WAIVE any attorney-client privilege relative to the current draft of the proposed settlement documents in the case entitled, Venice Stakeholders Association v. California Coastal Commission and City of Los Angeles (Writ Petition); City of Los Angeles v. California Coastal Commission (Cross-Complaint for Declaratory Relief) Los Angeles Superior Court Case No. BS122073. (This waiver does not include any report or advice given by the Office of the City Attorney relative to the litigation referenced hereinafore).
MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, MAY 25, 2010, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

Roll Call #19 - Motion (Rosendahl - Hahn) Findings on Need to Act - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
Roll Call #20 - Motion (Rosendahl - Hahn) Adopted, Ayes (13); Absent: Reyes and Wesson (2)

10-0866-S1
MOTION (ROSENDAHL - HAHN) relative to proposed settlement documents in the case titled, Lincoln Place Tenants Association, et al v City of Los Angeles.

Recommendation for Council action:


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

10-0010-S21
MOTION (PERRY - KORETZ - LABONGE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Eddy Hernandez on January 26, 2010.

10-0889 CD 15
MOTION (HAHN - KORETZ) relative to installing street banners identifying the Port of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Rosendahl was excused from Council session of Wednesday, June 30, 2010 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused from Council sessions of Tuesday, August 17, Wednesday, August 18, and Friday, August 20, 2010 all due to personal business.
At the conclusion of this day's Council Session
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:

10-0003-S1 - Madeline Rose Budrovich (Hahn)
Concha Medina (Alarcón)
Jim Brownfield (LaBonge - Garcetti - All Councilmembers)
Willie Perkins Jr. (Parks - Alarcón)
James John King Sr. (Zine)

Ayes: Alarcón, Hahn, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Rosendahl, Zine and President Garcetti (11); Absent: Cárdenas, Reyes, Smith and Wesson (4)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk                  PRESIDENT OF THE CITY COUNCIL