

Los Angeles City Council, **Journal/Council Proceedings**  
Friday, **June 18, 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, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Smith, Wesson and Zine (11); Absent: Alarcón, Cárdenas, Huizar and President Garcetti (4)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
JUNE 15, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

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## **Item Noticed for Public Hearing - Item 1**

**ITEM NO. (1) - CONTINUED TO DECEMBER 17, 2010**

**Roll Call #1 - Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Huizar, Smith and President Garcetti (4)**

[09-2510](#)  
CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 729 East Temple Street, aka 718, 722 and 736 East Jackson Street, APN 5173-015-006. (Lien: \$7,851.25)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation, and proposed lien to recover the cost of inspections, recorded against the property above, to recover the cost of delinquent annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0402, 98.0411(a) and Los Angeles Administrative Code Sections 7.35.3 and 7.35.5, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.

2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$7,851.25 on the above referenced property.

(Continued from Council meeting of December 16, 2009)

## **Items for Which Public Hearings Have Been Held - Items 2-19**

### **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)

**Roll Call #2 - Adopted, Ayes (11); Absent: Alarcón, Huizar, Smith and President Garcetti (4)  
(Item Nos. 3-18)**

### **ITEM NO. (3) - ADOPTED**

[10-0726](#)

CD 12

ORDINANCES SECOND CONSIDERATION effecting a zone change from RA-1 to (T)(Q) RD3-1 and removal of a building line on the 10-foot wide northerly portion of the subject property, established by Ordinance 102141, for property at 9933 North White Oak Avenue, subject to Conditions of Approval.

(Mitigated Negative Declaration, Planning and Land Use Management Committee Report, Findings and Resolution adopted at the Council meeting of June 11, 2010)

### **ITEM NO. (4) - ADOPTED - SEE FOLLOWING**

[10-0799](#)

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT relative to a request for authority to accept a \$100,000,000 grant award from the United States Department of Housing and Urban Development for the Neighborhood Stabilization Program 2 (NSP2) as authorized by the American Recovery and Reinvestment Act of 2009 and request for new position authorities and budgetary authorities related to NSP2.

(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**

**COMMUNICATION FROM VICE CHAIR AND MEMBER, AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT** relative to acceptance of \$100,000,000 grant award from the United States Department of Housing and Urban Development (HUD) for the Neighborhood Stabilization Program II (NSP II) as authorized by the American Recovery and Reinvestment Act of 2009 (ARRA) and related actions for implementation of program activities.

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

- 1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:**
  - a. Execute the required documents between HUD and the City of Los Angeles for the receipt and disbursement of the NSP II grant funds in the amount of \$100,000,000 issued through ARRA, in conformance with Funding Approval and Grant Agreement included as Attachment 6 of the LAHD transmittal dated May 10, 2010 (Transmittal) and as detailed in the Transmittal.**
  - b. Amend the Professional Services and Rehabilitation Agreement (Contract No. C-115683) with Restore Neighborhoods Los Angeles (RNLA) to provide NSP II funds in the amount of \$92,217,040 (\$2,217,040 for program administration and \$90,000,000 for program operations), revising the total compensation to \$122,509,754 and include provisions to increase the contract amount by 90 percent for Program Operation and 10 percent for Administration, in accordance with receipts of future program income for May 1, 2010 through June 20, 2011, in substantial conformance with the description included in Attachment A of the City Administrative Officer (CAO) transmittal dated June 17, 2010 (CAO Transmittal); subject to the review and approval of the City Attorney as to form and legality and compliance with all applicable federal, state, and City contracting requirements.**
  - c. Execute a contract with ICF International in the amount of \$100,000 for a term from May 1, 2010 through June 30, 2011 for the internal auditor services, in substantial conformance with the description in Attachment B and the agreement included as Attachment C of the CAO Transmittal; subject to the review and approval of the City Attorney as to form and legality and compliance with all applicable federal, state, and City contracting requirements.**

- d. Amend the contract with Commercial Programming Systems, Inc. (Contract No. C-115244) to increase compensation by \$115,000 and extend the term from May 1, 2010 through June 30, 2011 for computer programming services, in substantial conformance with the description included in Attachment D and the agreement included as Attachment E of the CAO Transmittal; subject to the review and approval of the City Attorney as to form and legality and compliance with all applicable federal, state, and City contracting requirements.
- e. Amend the contract with 3Di (Contract No. C-115246) for computer programming services to increase compensation by \$85,000, in substantial conformance with the description included in Attachment F and the agreement included as Attachment G of the CAO Transmittal; subject to the review and approval of the City Attorney as to form and legality and compliance with all applicable federal, state, and City contracting requirements.
- f. Amend the contract with Ann Bauman, Inc. (Contract No. C-116214) to increase compensation by \$200,000 for consultant services and extend the term from May 1, 2010 through June 30, 2011, in substantial conformance with the description included in Attachment H and the agreement included as Attachment I of the CAO Transmittal; subject to the review and approval of the City Attorney as to form and legality and compliance with all applicable federal, state, and City contracting requirements.
- g. Amend the contract with Veloce Partners (Contract No. C-116763) to increase compensation by \$120,000 for consultant services and extend the term from May 1, 2010 through June 30, 2011, in substantial conformance with the description included in Attachment J and the agreement included as Attachment K of the CAO Transmittal; subject to the review and approval of the City Attorney as to form and legality and compliance with all applicable federal, state, and City contracting requirements.
- h. Negotiate and execute professional service agreements with approved Real Estate broker service providers as per Council file No. 09-0374 (Marcus Millichap and Altera Real Estate Group) to represent the Department in the location and negotiation for the purchase and sale of real estate property, which may include apartment buildings, single-family dwellings, commercial lots, industrial properties and unimproved lots, effective from December 1, 2009 through September 30, 2010, with two one-year renewal options, in substantial conformance with the description included in Attachment L and the agreement included as Attachment M of the CAO Transmittal; subject to the following: 1) contractor approval of the Department of Public Works, Bureau of Contract Administration, as to compliance with all applicable federal, state, and City contracting requirements. The real estate broker contractors will be entitled to receive a commission not to exceed three percent of the sales price upon completion of the sale at the close of escrow.

- i. Report to the Mayor and Council on an annual basis to provide an implementation and expenditure status report, including a summary by Council District of NSP II program activities. Also to be included is information relative to any identified administrative or other program savings that could be allocated for the purpose of paying for remaining Controller or CAO costs for grant oversight of the NSP II grant in conformance with Council action on this matter (Council file No. 09-0367).

2. AUTHORIZE the Controller to:

- a. Establish a new interest-generating Fund XXX for LAHD Department 43 entitled “Neighborhood Stabilization Program 2 - ARRA (NSP II/ARRA)”, for the receipt and disbursement of NSP II grant funds.
- b. Establish a grant receivable account from the Federal government for \$100,000,000 within the new ARRA Fund/Department XXX/43 as follows:

<u>Title</u>	<u>Amount</u>
Neighborhood Stabilization Program 2 (NSP II)	\$100,000,000

- c. Establish new accounts and appropriate funds to be administered by LAHD for the NSP II grant as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
F304	NSP 2/ARRA - Admin Reserve LAHD	7,782,960
F818	NSP 2/ARRA Program Operation	90,000,000
F820	NSP 2/ARRA Program Administration-RNLA	2,217,040

- d. Expend funds in the accounts noted in Recommendation No. 2c of this report from Fund/Department XXX/43 upon the proper written demand by the General Manager, LAHD, or designee.

3. AUTHORIZE Resolution employment authority in LAHD for the 24 exempt positions listed below for the NSP II grant from July 1, 2010 through June 30, 2011, to perform the duties as described in the position descriptions included in Attachments 5A through 5Q of the LAHD Transmittal, subject to the review and approval by the Civil Service Commission as to Civil Service classification and exemption in accordance with Charter Section 1001 (d)(4), based on the temporary grant funded nature of the program:

<u>No. of Positions</u>	<u>Class Code</u>	<u>Classification Title</u>
1	1223-2	Accounting Clerk II
2	1368	Sr. Clerk Typist
2	1513-2	Accountant I
1	1523-1	Sr. Accountant I
7	1539	Management Assistant
3	1569-1	Rehabilitation Construction Specialist I

2	1569-2	Rehabilitation Construction Specialist II
1	1569-3	Rehabilitation Construction Specialist III
1	1571	Finance Development Officer
1	9171-1	Sr. Management Analyst I
1	9184-1	Management Analyst I
1	9184-2	Management Analyst II
<u>1</u>	8500	Community Housing Programs Manager
24		

4. EXEMPT the positions listed in Recommendation No. 3 of this report from the City's Managed Hiring Process due to the short time frame in which the NSP II grant program must be implemented and funds expended.

5. INSTRUCT the City Clerk to place on the agenda for the FIRST COUNCIL MEETING IN FISCAL YEAR 2010-11 OR SHORTLY THEREAFTER, the following items for Council action:

a. Authorize the City Controller to establish new accounts to be administered by LAHD for Fiscal Year 2010-11 as follows:

<u>Account</u>	<u>Title</u>
G245	NSP II/ Professional Services Contracts
G143	LAHD Admin.
G299	Related Costs

b. Authorize the City Controller to transfer appropriations within Fund/Department XXX/43 for budget Fiscal Year 2010-11 as follows:

From:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
F304	NSP II/ ARRA - Admin Reserve	\$4,136,121

To:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
G143	LAHD Admin.	\$2,504,549
G245	NSP II/ Professional Services Contracts	620,000
G299	Related Cost	741,503
GXXX	CAO/ Controller	<u>270,069</u>
	Total	\$4,136,121

c. Authorize the Controller to expend funds in the accounts mentioned in Recommendation No. 5b of this report from Fund/Department XXX/43 upon the proper written demand by the General Manager, LAHD, or designee.

- d. Authorize the Controller to appropriate funds in General Fund 100/43 for budget Fiscal Year 2010-11 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$1,764,853
2020	Printing and Binding	100,000
2130	Travel	15,000
3310	Transportation	7,200
6010	Office and Admin.	571,608
6030	Leasing	<u>45,888</u>
	<b>Total</b>	<b>\$2,504,549</b>

- e. Authorize the Controller to expend funds in the accounts mentioned in Recommendation No. 5d of this report from General Fund 100, Department 43 upon the proper written demand by the General Manager, LAHD, or designee.
- f. Authorize the Controller to proportionately appropriate by 90 percent for Program Operation and 10 percent for Administration, and expend additional funds periodically as program income is received in Program Operation Account F818 and to LAHD Admin Reserve X304.
6. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with these actions, subject to the approval of the City Administrative Officer, and request the Controller to implement these instructions.
7. INSTRUCT the LAHD, with the assistance of RNLA, to report to the Housing, Community, and Economic Development Committee in 75 days on the status of the NSP II Program.
8. INSTRUCT the LAHD, with the assistance of RNLA, to report to the Housing, Community, and Economic Development Committee in 75 days on the feasibility of a pilot program to secure vacant properties utilizing new technologies (i.e. modular steel screens and doors).

**Fiscal Impact Statement:** The CAO reports that there is no General Fund Impact. The recommendations contained in the CAO Transmittal authorize LAHD to accept and execute a grant agreement with HUD for \$100,000,000 in NSP II grant funds awarded to the City through ARRA. Approval of the CAO Transmittal recommendations will also authorize LAHD to negotiate and execute a contract amendment to authorize Restore Neighborhoods Los Angeles, a nonprofit corporation, to operate NSP II programs utilizing \$92.2 million and to execute four amendments and two new contracts totaling \$750,000 utilizing \$250,000 in NSP I funds and \$520,000 in NSP II funds for implementation assistance. In addition, 24 new exempt employment authorities will be approved for 2010-11 and may be continued for the duration of the NSP II grant. These recommendations are in compliance with the City's Financial Policies in that the continuation of the NSP II grant activities are contingent on the continuation of federal funding.

**Community Impact Statement:** None submitted.

**ITEM NO. (5) - ADOPTED - FORTHWITH - SEE FOLLOWING**

10-1029

COMMUNICATION FROM THE CITY ATTORNEY relative to the acceptance of "Project TRUST" American Recovery and Reinvestment Act of 2009 grant sub-allocation funding for the Los Angeles City Attorney Teens and Retailers Getting Educated on Tobacco (TARGET) Program.

(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**

**COMMUNICATION FROM VICE CHAIR AND MEMBER, AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT** relative to the acceptance of "Project TRUST" American Recovery and Reinvestment Act of 2009 (ARRA) grant sub-allocation funding for the City Attorney's Teens and Retailers Getting Educated on Tobacco (TARGET) Program.

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

1. **AUTHORIZE** the City Attorney, or designee, to submit the grant application in the amount of \$800,000 for the TARGET grant for the period of June 15, 2010 - March 18, 2012.
2. **AUTHORIZE** the City Attorney, or designee, to accept and approve the grant award between the City and Los Angeles County in the amount of \$800,000 and **AUTHORIZE** the City Attorney, or designee, to execute said grant award on behalf of the City, subject to the approval of the City Attorney as to form and legality.
3. **AUTHORIZE** the Controller to establish an interest-bearing fund entitled "ARRA - TARGET Program Grant" with a receivable from the County of Los Angeles for \$800,000 to be administered by the City Attorney.

- a. **Establish a new account and appropriate within the newly established ARRA TARGET Fund No. XXX, Department 12 as follows:**

Account FXXX, Personal Services	\$ 780,214
Account FXXX, Operating Expenses	\$ 11,000
Account FXXX, Equipment	<u>\$ 8,786</u>
<b>Total</b>	<b>\$ 800,000</b>

- b. **Transfer \$21,846 from Fund XXX/12, Account FXXX Personal Services to Fund 100/12, Account 1010 Salaries General for Fiscal Year 2009-10 costs.**
4. **INSTRUCT** the City Clerk to place on the Council Calendar for JULY 1, 2010, the following action relative to the City Attorney's TARGET program:



“That the City Council, subject to the approval of the Mayor, authorize the Controller to transfer \$262,148 from Fund XXX/12, Account FXXX, Personal Services to Fund 100/12, Account 1020 Salaries Grant Reimbursed.”

5. AUTHORIZE the Office of the City Attorney to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO).

**Fiscal Impact Statement:** The CAO reports that the acceptance of this grant from the County of Los Angeles will reimburse the General Fund in the amount of \$800,000 for full salary costs (including fringe benefits and administrative overhead), operating expenses, and equipment over a three fiscal year period. There are no matching requirements in accepting this grant. Front funding will be provided through the City’s Attorney’s adopted budget which will be subsequently reimbursed for billed expenditures. These recommendations are in compliance with the City’s Financial Policies in that one-time revenue will be used to support one-time expenses.

**Community Impact Statement:** None submitted.

**ITEM NO. (6) - ADOPTED - FORTHWITH - SEE FOLLOWING**

[09-2535-S3](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the 2009-10 Fourth Construction Projects Report.

(Budget and Finance Committee 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.)

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

**ADOPTED**

**BUDGET AND FINANCE COMMITTEE REPORT** relative to the 2009-10 Fourth Construction Projects Report.

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

1. TRANSFER \$157,747 between departments and funds as specified in Attachment 1 of the June 2, 2010 City Administrative Officer (CAO) report, attached to the Council file.
2. TRANSFER \$591,722 between funds and other financings, including the Municipal Corporation of Los Angeles (MICLA), as specified in Attachment 2 of the CAO report.
3. TRANSFER \$215,750 between departments and funds from General Obligation Bond Funds as specified in Attachment 3 of the CAO report.

4. **TRANSFER \$2,065,500 between accounts within departments and funds as specified in Attachment 4 of the CAO report.**
5. **TRANSFER \$3,900,000 from Fund 100/54, Account E754, entitled "Proposition 2 Reimbursement" as a reimbursement for the property at 6000-6100 South St. Andrews Place and appropriate it to new accounts to be entitled "Police SID Tech Lab" within the Police Facilities Bond (Proposition 2) Fund Nos. 162/50, 168/50 and 173/50 in proportion to the amounts expended from these funds for the original purchase of the South St. Andrews Place property and authorize the expenditure of such funds for the SID Tech Lab project.**
6. **AUTHORIZE the General Services Department to reprogram a total of \$99,241 in project savings for completed ADA projects to fund authorized improvements for the Seoul International Park and Recreation Center ADA project.**
7. **AUTHORIZE General Services Department to reprogram up to \$160,000 in residual funds within their budgetary accounts from completed Capital Improvement Expenditure Program funded projects to correct underreporting of previously billed labor costs.**
8. **AUTHORIZE the Controller to transfer cash from the appropriate MICLA Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO, in accordance with Attachment 2.**
9. **AUTHORIZE the Controller to transfer cash from the appropriate General Obligation Bond Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Bureau of Engineering Program Managers and the CAO, in accordance with Attachment 3.**
10. **AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment 6, in the amount of \$289,461 from the Proposition Q General Obligation Bond Fund Nos.15N and 15U for estimated project and construction management staff costs related to the Citywide Public Safety Bond Program.**
11. **AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment 7, in the amount of \$172,864 from Proposition F General Obligation Bond Fund Nos. 15H, 15T, 16D and 16J for estimated project management staff costs related to the Fire Facilities Bond Program.**
12. **AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment 8, in the amount of \$34,818 from Proposition F General Obligation Bond Fund Nos. 15G, 15S, and 15L for estimated project management staff costs related to the Animal Facilities Bond Program.**

13. **AUTHORIZE the Controller to increase appropriations to the Bureau of Contract Administration as delineated in Attachment 5, in the amount of \$160,000 from MICLA Fund No. 26A, for estimated project and construction management support expenses related to the Police Administration Building (New Parker Center).**
14. **AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.**

**Fiscal Impact Statement:** The CAO reports that transfers, appropriations and expenditure authority totaling \$7,847,103 are recommended in the June 2, 2010 CAO report. Of this amount, \$2,179,812 is for transfers and appropriations to the General Services Department, \$5,010,148 to other City Funds, and \$657,143 for staff cost reimbursements. All transfers and appropriations are based on existing funds, reimbursements or revenues. There are no costs due to operations and maintenance that will impact the General Fund for any of these transactions.

**Community Impact Statement:** None submitted.

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

#### **ITEM NO. (7) - ADOPTED - SEE FOLLOWING**

[09-2862](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the relocation of the Los Angeles Police Department Scientific Investigation Division Technical Laboratory to Piper Technical Center.

(Budget and Finance Committee 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.)

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

#### **ADOPTED**

**BUDGET AND FINANCE COMMITTEE REPORT** relative to the relocation of the Los Angeles Police Department (LAPD) Scientific Investigation Division (SID) Technical Laboratory to Piper Technical Center.

**Recommendation for Council action:**

**NOTE and FILE the City Administrative Officer (CAO) reports relative to the relocation of the LAPD SID Technical Laboratory, inasmuch as the relocation to the Piper Technical Center requires no new MICLA funding, Proposition 2 funds were previously appropriated, and the Forfeited Assets Trust Fund contains funds specifically for the relocation, and no Council action is necessary to proceed with the project.**

**Fiscal Impact Statement: Not applicable.**

**Community Impact Statement: None submitted.**

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

**ITEM NO. (8) - ADOPTED**

[08-1553](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency (CRA) Quarterly Investment Report for the period ending March 31, 2010.

Recommendation for Council action:

NOTE and FILE the CRA Quarterly Investment Report for the period ending March 31, 2010.

**Fiscal Impact Statement: Not applicable.**

**Community Impact Statement: None submitted.**

**ITEM NO. (9) - ADOPTED**

[10-0744](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency (CRA) Fiscal Year 2009-10 Third Quarter Financial Status Report.

Recommendation for Council action:

NOTE and FILE the CRA Fiscal Year 2009-10 Third Quarter Financial Status Report for the period ending March 31, 2010.

**Fiscal Impact Statement: Not applicable.**

**Community Impact Statement: None submitted.**

**ITEM NO. (10) - ADOPTED**

[09-1663](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to issuing a Request for Proposals (RFP) for the Affordable Housing Occupancy Monitoring Program (Program), and amending the existing service provider contract with Urban Futures Inc. (UFI) to provide an additional six months and \$220,000.

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
  - a. Release the Program RFP in substantial conformance with the draft contract amendment included as Attachment 1 of the LAHD report dated April 27, 2010 and report back to the Mayor and Council with the results and funding recommendations.
  - b. Negotiate and execute a Fourth Amendment to Contract Number C-110867 with UFI for affordable occupancy compliance monitoring services to add \$220,000, revising the total compensation from \$1,460,820 to \$1,680,820, and extending the term of performance by six additional months, for a total term of 51 months, effective retroactively from April 1, 2010 through September 30, 2010, in substantial conformance with the draft contract amendment included as Attachment 2 of the LAHD report dated April 27, 2010, and, subject to the review of the City Attorney as to form and legality.
  - c. Prepare Controller instructions for any necessary technical adjustments consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.
2. AUTHORIZE the Controller to expend funds in an amount not to exceed \$220,000 from Fund No. 561, HOME Investment Partnership Funds, Account No. F243, Occupancy Monitoring, upon proper written demand of the General Manager, LAHD, or designee, on an as-needed basis

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. Approval of the recommendations would authorize the LAHD to release a RFP for the Program which will be funded with up to \$430,000 in 2010-11 HOME Investment Partnership Program Grant (HOME) funds and Municipal Housing Finance Funds. In addition, LAHD would be authorized to negotiate and execute a Fourth Amendment to the contract with UFI to provide occupancy monitoring services for affordable housing units until the RFP process is completed. The amendment will be funded with up to \$220,000 in budgeted HOME funds.

The CAO further reports that the recommendations of this report are in compliance with City Financial Policies in that the full cost of these services will be paid through available special fund sources. Any subsequent funding awards and term extensions will be contingent on the availability of continuation grant and special funding.

Community Impact Statement: None submitted.

**ITEM NO. (11) - ADOPTED**

[09-2665-S1](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to reprogramming Community Development Block Grant (CDBG) funds in the amount of \$2,716,936 from the Community Redevelopment Agency (CRA) to the Figueroa Corridor CLT for the Slauson/Wall Green Space and Affordable Housing Project.

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

1. REPROGRAM CDBG funds in the amount of \$2,716,936 from the CRA to the Figueroa Corridor CLT for the acquisition of a 7-acre site that will be redeveloped to include affordable housing and a park (aka the Slauson/Wall Green Space and Affordable Housing Project).
2. AUTHORIZE the Controller to:
  - a. Establish a new account FXXX Figueroa Corridor CLT and appropriate \$2,716,936 from within Fund No. 424, Community Development Trust Fund.
  - b. Decrease appropriations in the amount of \$2,716,936 from within Fund No. 424, account to be determined by the Community Development Department (CDD), relative to the Slauson/Wall Green Space and Affordable Housing Project within Fund No. 424, Community Development Trust Fund.
3. AUTHORIZE the General Manager, CDD, or designee, to:
  - a. Negotiate and execute a contract with Figueroa Corridor CLT in an amount not to exceed \$2,716,936 for the Slauson/Wall Green Space and Affordable Housing Project, subject to the review of the City Attorney as to form and legality.
  - b. Amend the Housing and Community Development Action Plan as necessary, in accordance with the City's adopted Citizen's Participation Plan.
  - c. Expend funds upon proper demand of the General Manager, CDD, or designee.
  - d. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action subject to the approval of the City Administrative Officer, and authorize the Controller to implement these instructions.

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.

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

[10-0645](#)

CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a contract with Parking Concepts, Inc. (PCI), for parking operations and management services at the Bamboo Plaza Public Parking Facility (Facility) located at 988 North Hill Street for three years with two one-year options to extend, in a total amount of \$1,918,890.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to award a contract to PCI to provide parking operations and management services at the CRA-owned Facility for an initial three-year term, with two one-year options to extend, in the total amount of \$1,918,890, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact to the General Fund as a result of this action. Source of funds are Bamboo Plaza parking revenue and Chinatown Project Area Tax Increment.

Community Impact Statement: None submitted.

**ITEM NO. (13) - ADOPTED**

[10-0782](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Fourth Implementation Agreement for an extension to the Schedule of Performance with Maguire Properties - 755 South Figueroa, LLC (Developer), for Phase III of the Citicorp Plaza Project (Project).

Recommendations for Council action:

- 1 AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency (CRA), or designee, to execute a Fourth Implementation Agreement to the Owner Participation Agreement (OPA) with the Developer to provide a time period extension, in three-year increments, up to December 31, 2020, to commence Phase III of the Project.
2. INSTRUCT the CRA, relative to Phase III of the Citicorp Plaza Project, to provide a status report to Council in June 2013 containing a list of accomplishments reached and goals to be met during the Fourth Implementation Agreement of the OPA.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no fiscal impact to the General Fund. No City or CRA funds are required for this time period extension.

Community Impact Statement: None submitted.

**ITEM NO. (14) - ADOPTED**

[10-0873](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Cooperation Agreement between the Community Redevelopment Agency (CRA) and the Department of Public Works, Bureau of Engineering (BOE), in an amount not to exceed \$2 million, to provide as-needed engineering services for an initial three-year period with two one-year options to extend.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, CRA, or designee, to enter into a Cooperation Agreement with the BOE for a maximum amount not to exceed \$2 million, for a term of three years effective from the date of execution, with an option to renew for two additional one-year periods, to provide as-needed engineering services for capital improvement projects, subject to the review of the City Attorney as to form and legality.
2. AUTHORIZE the City Engineer, BOE, or designee, to execute the Cooperation Agreement with the CRA, subject to the review of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the City General Fund. The City's Financial Policies are not applicable to the CRA. The CRA is bound only by the disclosure provisions of the City's Debt Management Policies. CRA funding will be provided from various project area funds identified by project area staff.

Community Impact Statement: None submitted.

**ITEM NO. (15) - ADOPTED - TO THE MAYOR FORTHWITH**

[09-0328](#)

CD 15

PUBLIC SAFETY COMMITTEE REPORT relative to a professional services agreement with the Harbor Area Boosters Association, Inc., for the Weed and Seed site in the Harbor Community Policing Area.

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

1. AUTHORIZE the Chief of Police, or designee, to negotiate and execute a professional services agreement with the Harbor Area Boosters Associations, Inc., for the period October 1, 2009, to September 30, 2010, for a total of \$27,820, to fund the continued operation of the Weed and Seed site in the Harbor Community Policing Area, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Controller to set up a grant receivable of \$27,820 and establish an appropriation account, account number to be determined, within Fund No. 339/70 for the disbursement and receipt of Weed and Seed grant funding.



3. AUTHORIZE the Los Angeles Police Department (LAPD) to:
  - a. Use up to \$27,820 for sworn overtime associated with this program.
  - b. Submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339/70.
4. AUTHORIZE the Controller to transfer appropriations, as needed, from Fund No. 339/70, Harbor Area Weed and Seed Program, account number to be determined, to Fund No.100/70, Account No.1092, up to \$27,820.
5. AUTHORIZE the LAPD to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Weed and Seed Program costs are reimbursable up to the grant limit of \$27,820. Harbor Area Boosters Association, Inc. will reimburse the City for all overtime costs incurred during the period of October 1, 2009 to September 30, 2010. The above recommendations comply with City financial policies as one-time revenue will be used to support one-time costs.

Community Impact Statement: None submitted.

#### **ITEM NO. (16) - ADOPTED - TO THE MAYOR FORTHWITH**

##### [10-0859](#)

PUBLIC SAFETY COMMITTEE REPORT relative to extending the California Emergency Management Agency (Cal EMA) 2007 Six Site Comprehensive Anti-Gang Initiative (AGI) grant period.

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

AUTHORIZE the Chief of Police to accept a no-cost extension of the 2007 Six-Site Comprehensive AGI Program from Cal EMA extending the grant award period from May 31, 2010, through August 31, 2010.

Fiscal Impact Statement: The City Administrative Office reports that this action will not impact the General Fund. Approving the grant extension will allow the Los Angeles Police Department to expend and request reimbursement for \$693,000 in grant-related expenditures. This action complies with City financial policies in that one-time funds are used for one-time expenditures.

Community Impact Statement: None submitted.

**ITEM NO. (17) - ADOPTED - TO THE MAYOR FORTHWITH**

10-0860

PUBLIC SAFETY COMMITTEE REPORT relative to the 2009-10 Sobriety Checkpoint Program grant award from the State of California, Office of Traffic Safety for the Los Angeles Police Department (LAPD) overtime expense.

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

1. AUTHORIZE the Chief of Police, or designee, to retroactively:
  - a. Submit and accept funding in the amount of \$616,591 for the 2009-10 Sobriety Checkpoint Program Grant from the State of California, Office of Traffic Safety for the period October 1, 2009, through September 8, 2010.
  - b. Execute the Grant Award Agreement on behalf of the City and submit any necessary documents relative to the 2009-10 Sobriety Checkpoint Program grant award, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Controller to set up a grant receivable of \$616,591 and establish an appropriation account, account number to be determined, within Fund No. 339/70 for the disbursement of 2009-10 Sobriety Checkpoint Program grant funds.
3. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339/70.
4. AUTHORIZE the Controller to increase appropriations, as needed, from Fund No. 339/70 to Fund No. 100/70, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1092	Sworn Overtime	\$393,504
1090	Civilian Overtime	\$ 7,280

5. AUTHORIZE the LAPD to:
  - a. Spend 2009-10 Sobriety Checkpoint Program funds, up to \$616,591, in accordance with the grant award agreement.
  - b. Prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, authorize the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance of this grant does not require a direct match; the Department will be required to pay for the compensation of officers who are subpoenaed for court or administrative hearings resulting from arrests made at checkpoints within previously budgeted funds. The cost of the LAPD's overtime activities for this program is limited to the amount of the grant and previously budgeted funds. Acceptance of this grant is in compliance with City financial policies as one-time revenue will be used for one-time expenses.

Community Impact Statement: None submitted.

**ITEM NO. (18) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

09-2535-S2

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to the 2009-10 Third Construction Projects Report.

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

1. TRANSFER \$677,047 between departments and funds as specified in Attachment 1 of the April 13, 2010 City Administrative Officer (CAO) report, attached to the Council file.
2. TRANSFER \$3,125,003 between funds and other financings, including the Municipal Corporation of Los Angeles (MICLA), as specified in Attachment 2 of the CAO report.
3. TRANSFER \$892,000 between departments and funds from General Obligation Bond Funds, as specified in Attachment 3 of the CAO report.
4. TRANSFER \$806,359 between accounts within departments and funds, as specified in Attachment 4 of the CAO report.
5. AUTHORIZE the Controller to increase appropriations to various departments, as delineated in Attachment 5 of the CAO report, in the amount of \$7,338,975 from General Obligation Bond Fund No. 16T to cover Fiscal Year 2009-10 project management staff costs relative to the Proposition O Clean Water Bond Program.
6. AUTHORIZE the Controller to increase appropriations in the amount of \$3,300,000 from Proposition O Clean Water Bond (Proposition O Fund) Fund No. 16T/50, Account FC10, South Los Angeles Wetlands Park Project, to provide front-funding for the State Proposition 50-Integrated Regional Water Management Plan grant.
7. INSTRUCT the Department of Public Works to reimburse the Proposition O Fund the amount of \$3,300,000 upon receipt of the Proposition 50 grant funds at the completion of the project.
8. AUTHORIZE the expenditure of approved set-aside for the Machado Lake Phase I (Wilmington Drain Multiuse) Project in the amount of \$15,741,921 from Proposition O Funds upon proper documentation from the departments and approval of the Bureau of Engineering (BOE) Project Managers and the CAO.
9. AUTHORIZE the expenditure of approved set-aside for the Machado Lake Ecosystem Rehabilitation Project in the amount of \$89,399,585 from Proposition O Funds upon proper documentation from the departments and approval of the BOE Project Managers and the CAO.
10. AUTHORIZE the expenditure of approved set-aside for the Echo Park Lake Rehabilitation Project in the amount of \$73,265,414 from Proposition O Funds upon proper documentation from the departments and approval of the BOE Project Managers and the CAO.
11. AUTHORIZE the Controller to transfer remaining interest earnings accrued in Fund 46R/50, in addition to the \$93,491 current balance, into the Capital Improvement Expenditure Fund No. 100/54, Account to be entitled Griffith Pump Station.

12. AUTHORIZE the Controller to transfer cash from the appropriate MICLEA, Proposition K Funds and Solid Waste Resources Revenue Bond Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.
13. AUTHORIZE the Controller to transfer cash from the appropriate General Obligation Bond Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the BOE Program Managers and the CAO.
14. AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The CAO reports that transfers, appropriations and expenditure authority totaling \$194,546,304 are recommended in the April 13, 2010 CAO report. Of this amount, \$4,856,918 is for transfers and appropriations to the General Services Department, \$643,491 to other City Funds, \$7,338,975 for staff cost reimbursements and \$181,706,920 expenditure authority for Proposition O projects. All transfers and appropriations are based on existing funds, reimbursements or revenues. The estimated impact due to operations and maintenance costs is approximately \$3,008,500 (Attachment No. 6). Of this amount, \$591,500 is an annual General Fund operations and maintenance impact. The balance of \$2,417,000 is associated with Proposition O projects and is projected to be eligible for funding from the Stormwater Pollution Abatement Fund (SPAF). While the SPAF currently receives a subsidy from the General Fund for related costs, it may be possible to fund operations and maintenance costs without increasing the General Fund burden. Since the projects will not come on-line for several years, the CAO will work to reduce any potential General Fund subsidy by identifying operational efficiencies or other special funds to pay for these costs.

Community Impact Statement: None submitted.

(Budget and Finance Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

## **ADOPTED**

**BUDGET AND FINANCE COMMITTEE REPORT relative to the 2009-10 Third Construction Projects Report.**

**Recommendation for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:**

**CONCUR with the Information Technology and Government Affairs Committee to approve the recommendations contained in the April 13, 2010 City Administrative Officer (CAO) report, attached to the Council file, relative to the 2009-10 Third Construction Projects Report.**

**Fiscal Impact Statement:** The CAO reports that transfers, appropriations and expenditure authority totaling \$194,546,304 are recommended in the April 13, 2010 CAO report. Of this amount, \$4,856,918 is for transfers and appropriations to the General Services Department, \$643,491 to other City Funds, \$7,338,975 for staff cost reimbursements and \$181,706,920 expenditure authority for Proposition O projects. All transfers and appropriations are based on existing funds, reimbursements or revenues. The estimated impact due to operations and

maintenance costs is approximately \$3,008,500 (Attachment No. 6). Of this amount, \$591,500 is an annual General Fund operations and maintenance impact. The balance of \$2,417,000 is associated with Proposition O projects and is projected to be eligible for funding from the Stormwater Pollution Abatement Fund (SPAF). While the SPAF currently receives a subsidy from the General Fund for related costs, it may be possible to fund operations and maintenance costs without increasing the General Fund burden. Since the projects will not come on-line for several years, the CAO will work to reduce any potential General Fund subsidy by identifying operational efficiencies or other special funds to pay for these costs.

**Community Impact Statement:** None submitted.

**ITEM NO. (19) - COMMUNICATION AND REPORT ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #6 - Adopted as Amended, Ayes (13); Absent: Alarcón and President Garcetti (2)**

[10-0260](#)

CDs 3, 6, 7, 10, 11, 12, 13 & 15

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and RESOLUTION relative to the status of the City's application to re-establish the Harbor State Enterprise Zone and expansion of the Los Angeles-Hollywood State Enterprise Zone.

**A. COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE**

Recommendations for Council action, as initiated by Motion (Hahn - LaBonge):

1. ADOPT the accompanying RESOLUTION [Attachment 1 of the City Administrative Officer (CAO) report dated May 11, 2010] relating to the City's application to the California Department of Housing and Community Development (HCD) for a new Harbor State Enterprise Zone.
2. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
  - a. Prepare an application for a new Harbor State Enterprise Zone, and submit such application and all supporting documents to the HCD in conformance with State regulations, subject to the review of the City Attorney as to form and legality.
  - b. Revise the subject Resolution as necessary in conformance with State regulations.
3. REQUEST the Board of Water and Power Commissioners to consider approval of an amendment to the Electric Rate Ordinance continuing this incentive to businesses within the former Harbor State Enterprise Zone.

4. REQUEST the City Attorney to research and prepare amendments to the relevant Ordinances within the Los Angeles Municipal Code to continue the Reduced Parking Spaces and Electric Rate Reduction incentives to businesses within the former Harbor State Enterprise Zone.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations in this report comply with City Financial Policies in that funding for the administrative costs to manage the program is provided by the Community Development Block Grant and Hiring Credit Voucher Fee income. The City does not provide a subsidy or incur liability for tax credits granted under State Enterprise Zone programs.

Community Impact Statement: None submitted.

## B. PLANNING AND LAND USE MANAGEMENT COMMITTEE

Recommendations for Council action:

1. CONCUR with the Housing, Community and Economic Development Committee in recommending the approval of the City Administrative Officer's (CAO) report recommendations relative to the status of the City's application to reestablish the Harbor State Enterprise Zone and the expansion of the Los Angeles - Hollywood State Enterprise Zone.

2. AMEND Recommendation No. 5 of the CAO's report to read as follows:

Instruct the Planning Department, with the assistance of the City Attorney, to research and prepare amendments to the relevant Ordinances within the Los Angeles Municipal Code to continue the Reduced Parking Spaces and Electric Rate Reduction incentives to businesses within the former Harbor State Enterprise Zone.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations in this report comply with City Financial Policies in that funding for the administrative costs to manage the program is provided by the Community Development Block Grant and Hiring Credit Voucher Fee income. The City does not provide a subsidy or incur liability for tax credits granted under State Enterprise Zone programs.

Community Impact Statement: None submitted.

**ADOPTED**

### **AMENDING MOTION (HAHN - LABONGE)**

**Recommendations for Council action**

1. **ADD the following new recommendations:**
  - 1) **Request the Department of Water and Power Board of Commissioners to report in 30 days on the fiscal impact of continuing incentives for new businesses within the Harbor State Enterprise Zone.**

- 2) Instruct the Bureau of Sanitation to continue the Sewage Facility Charge.
2. DELETE recommendation No. 4 and ADOPT the following new recommendation:
  - 4) Instruct the City Attorney to immediately prepare amendments to relevant ordinances within the Los Angeles Municipal Code to continue Reduced Parking Spaces and Electric Rate Reduction Incentives.

## Items for Which Public Hearings Have Not Been Held - Items 20-29

(10 Votes Required for Consideration)

### ITEM NO. (20) - ADOPTED

Roll Call #4 - Adopted, Ayes (11); Absent: Alarcón, Huizar, Smith and President Garcetti (4)

#### [10-0005-S466](#)

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 June 11, 2010:

#### [10-0005-S466](#)

CD 14

- a. Property at 6028 East Annan Way (Case No. 248962).  
Assessor I.D. No. 5480-009-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 10, 2009)

#### [10-0005-S467](#)

CD 9

- b. Property at 1597 East 46th Street (Case No. 194882).  
Assessor I.D. No. 5106-011-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 7, 2009)

### ITEM NO. (21) - ADOPTED

Roll Call #7 - Adopted, Ayes (13); Absent: Alarcón and President Garcetti (2)

#### [10-0754](#)

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to the grant of an easement to the County of Inyo for airport purposes covering 608.71 acres.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' action of May 4, 2010, approved as to form and legality by the City Attorney, Resolution No. 010-308, authorizing the granting of an easement to the County of Inyo for airport purposes covering 608.71 acres.

Fiscal Impact Statement: The Los Angeles Department of Water and Power reports that a total income of \$5,000 will be realized.

Community Impact Statement: None submitted.

## **ITEM NO. (22) - ADOPTED**

**Roll Call #4 - Adopted, Ayes (11); Absent: Alarcón, Huizar, Smith and President Garcetti (4)**

[10-0815](#)

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to the submission of a grant application to the Department of Resources Recycling and Recovery to assist the City of Los Angeles Local Enforcement Agency Program.

Recommendation for Council action:

AUTHORIZE the Environmental Affairs Department (EAD) to submit a grant application to the Department of Resources Recycling and Recovery to assist the City of Los Angeles Local Enforcement Agency Program.

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

Community Impact Statement: None submitted.

## **ITEM NO. (23) - CONTINUED TO JULY 16, 2010**

**Roll Call #3 - Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Huizar, Smith and President Garcetti (4)**

[06-2445-S1](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to overgrown Indian Laurel Fig (*Ficus Microcarpia*) trees and conflicts with City sidewalks.

Recommendation for Council action:

NOTE and FILE the January 13, 2010 Bureau of Street Services report relative to overgrown Indian Laurel Fig (*Ficus Microcarpia*) trees and conflicts with City sidewalks.



Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Continued from Council meeting of June 4, 2010)

**Roll Call #4 - Adopted, Ayes (11); Absent: Alarcón, Huizar, Smith and President Garcetti (4)  
(Item Nos. 24-27)**

**ITEM NO. (24) - ADOPTED**

[10-0368](#)

CD 14

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for storm drain, sanitary sewer and sidewalk purposes on Hawley Avenue and Park Vista Terrace (Right of Way No. 36000-1801).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for storm drain, sanitary sewer and sidewalk purposes on Hawley Avenue and Park Vista Terrace (Right of Way No. 36000-1801) is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for storm drain, sanitary sewer and sidewalk purposes on Hawley Avenue and Park Vista Terrace (Right of Way No. 36000-1801), as depicted on the Exhibit Map in the January 26, 2010 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$2,461 was paid for the processing of this action, pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City funds are needed.

**ITEM NO. (25) - ADOPTED**

[10-0947](#)

CD 4

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sanitary sewer purposes on San Marco Drive, north of Lorenzo Drive (Right of Way No. 36000-1815).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for sanitary sewer purposes on San Marco Drive, north of Lorenzo Drive (Right of Way No. 36000-1815), is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for sanitary sewer purposes on San Marco Drive, north of Lorenzo Drive (Right of Way No. 36000-1815), as depicted on the Exhibit Map in the May 26, 2010 City Engineer report and attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$2,461 was paid for the processing of this action, pursuant to Los Angeles Administrative Code Sections 7.3 and 7.41.1. No additional City funds are needed.

## ITEM NO. (26) - ADOPTED

[10-0941](#)  
CD 9

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 732 East 10th Street, pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated, May 3, 2010, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 732 East 10th Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,739.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,560 and a seven percent surcharge in the amount of \$179.20 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code, respectively. No additional funds will be required from the General Fund for the processing of this request.

**ITEM NO. (27) - ADOPTED**

[10-0943](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 12354 West Burbank Avenue, pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan, pursuant to Sections 556, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report, dated May 3, 2010, and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 12354 West Burbank Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,739.20 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,560 and a seven percent surcharge in the amount of \$179.20 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

**ITEM NO. (28) - ADOPTED**

**Roll Call #8 - Adopted, Ayes (13); Absent: Alarcón and President Garcetti (2)**

[10-0940](#)

CD 13

COMMUNICATION FROM THE CITY ENGINEER relative to the installation of the name of Randy Newman on the Hollywood Walk of Fame.

Recommendation for Council action:

APPROVE the installation of the name of Randy Newman on the Hollywood Walk of Fame at 6667 Hollywood Boulevard.

Fiscal Impact Statement: The City Engineer reports that there is no General Fund impact.

**ITEM NO. (29) - ADOPTED**

**Roll Call #9 - Adopted, Ayes (12); Absent: Alarcón, LaBonge and President Garcetti (3)**

[10-0707](#)

CONSIDERATION OF MOTION (HUIZAR - HAHN) relative to posting budgetary information for the City's three proprietary departments on the City's website.

Recommendation for Council action, pursuant to Motion (Huizar – Hahn):

REQUEST that the Information Technology Agency, with the assistance of the Harbor Department, Los Angeles World Airports, and the Department of Water and Power, post copies of the proposed budgets for the City's three proprietary departments on the City's website, along with other budget information, as soon as that information is released.

Community Impact Statement: None submitted.

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

**Item for Which Public Hearing Has Been Held - Item 30**

**ITEM NO. (30) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #10 - Adopted as Amended, Ayes (10); Absent: Alarcón, Smith, Wesson, Zine and President Garcetti (5)**

[10-0600-S26](#)

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT and RESOLUTION relative to the 2010 Tax and Revenue Anticipation Notes (2010 TRAN) for Fiscal Year (FY) 2010-11.

Recommendation for Council action:

SUBMIT WITHOUT RECOMMENDATION the following recommendation of the City Administrative Officer (CAO), SUBJECT TO THE APPROVAL OF THE MAYOR:

ADOPT the accompanying authorizing RESOLUTION, and related documents, authorizing the issuance of the 2010 TRAN in an amount not to exceed \$1.2 billion.

Fiscal Impact Statement: The CAO reports that the proposed 2010 TRAN financing would result in estimated net savings of \$9.7 million to the City's General Fund. The estimated total debt service cost on the estimated \$1.171 billion issuance is \$1.193 billion and will be repaid on each of the three maturity dates from collected General Fund revenues and taxes, and interest earnings from the investment of proceeds and revenues and taxes set aside during the fiscal year. These recommendations are in compliance with the City's Financial Policies.

Debt Impact Statement: The CAO reports there is no impact to the City's debt capacity as this transaction represents a short-term borrowing to be repaid within the same fiscal year.

Community Impact Statement: None submitted.

(Continued from Council meeting of June 16, 2010)

## **ADOPTED**

### **MOTION (PARKS - ROSENDAHL)**

**Recommendation for Council action:**

**INSTRUCT the City Administrative Officer to:**

- a. **Revisit the Request for Proposal process and remove the companies that are associated with the current lawsuit with the City (Case No. BC394944).**
- b. **Provide Council with a better understanding of its responsibilities when proposals are presented.**
- c. **Report to Council on the pending litigation in Closed Session related to Case No. BC394944.**

## **Item for Which Public Hearing Has Not Been Held - Item 31**

(10 Votes Required for Consideration)

### **ITEM NO. (31) - RECEIVED AND FILED**

**Roll Call #11 - Adopted to Receive and File, Ayes (10); Absent: Alarcón, Smith, Wesson, Zine and President Garcetti (5)**

[10-0991](#)

CONTINUED CONSIDERATION OF MOTION (SMITH - PARKS) relative to Council authorizing a one-time exemption to the Los Angeles Police Department (LAPD) to attend the annual Airborne Law Enforcement Association Conference in Tucson, Arizona from July 12 through July 17, 2010.

Recommendation for Council action:

AUTHORIZE a one-time exemption to the LAPD to enable four officers to attend the annual Airborne Law Enforcement Association Conference in Tucson, Arizona from July 12 through July 17, 2010.

(Continued from Council meeting of June 15, 2010)

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

### 10-1071

MOTION (CARDENAS for ALARCON - REYES) relative to authorizing the Los Angeles Housing Department authority to submit two applications, by June 25, 2010, to the State Department of Housing and Community Development for homebuyers assistance grant programs.

### 10-1074

MOTION (PERRY - PARKS) relative to funding for services in connection with the Council District Nine Urban Land Institute Reception in the City Hall Tom Bradley Room on June 24, 2010.

### 07-4174

MOTION (WESSON - PARKS) relative to an Amended and Restated Disposition and Development Agreement between the Community Redevelopment Agency of the City of Los Angeles and Slauson Central LLC (Developer) for the development of the Slauson Central Retail Center Project located at 944-1010 and 1040 East Slauson Avenue (Council file No 07-4174).

### 10-1072

MOTION (PARKS - PERRY) relative to funding for the Los Angeles Memorial Coliseum July Fourth Fireworks Show.

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

### 10-1073

RESOLUTION (KORETZ - KREKORIAN) relative to declaring June 19, 2010 as Joe R. Cerrell Day in the City of Los Angeles.

### 10-1075

RESOLUTION (PERRY - ROSENDAHL) relative to declaring June 26, 2010 as "United Nations International Day in Support of Victims of Torture" in the City of Los Angeles.

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

Upon his request and without objections, Councilmember Smith was excused from Council Sessions of Tuesday, June 22, 2010, due to personal business, Tuesday, July 20, and Wednesday, July 21, 2010, both due to City Business.

Upon his request and without objections, Councilmember Krekorian was excused from Council Sessions of Tuesday, June 29 and Wednesday, June 30, Friday, July 2, and Tuesday, July 6, 2010, all due to personal business.

Upon his request and without objections, Councilmember Cárdenas was excused from Council Session of Friday, October 8, 2010, due to City Business.

**At the conclusion of this day's Council Session  
ADJOURNING MOTIONS WERE ADOPTED in tribute to the memory of:**

[10-0003-S1](#) - Alexander and Joel Flores

Hahn

Michael Grande

Hahn

Louis Senensieb

Koretz - Rosendahl

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

ASSISTANT PRESIDENT PRO TEMPORE OF THE CITY COUNCIL