

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **August 4, 2010**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Smith, Zine and President Garcetti (10); Absent: Cárdenas, Hahn, Huizar, Rosendahl and Wesson (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JULY 30, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

Items for Which Public Hearings Have Been Held - Items 1-21

ITEM NO. (1) - ADOPTED - SEE FOLLOWING

Roll Call #5 - Adopted, Ayes (14); Absent: Perry (1)

[10-1326](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Michael LoGrande as the permanent Director of Planning for the Department of City Planning.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Michael LoGrande as the Director of Planning for the Department of City Planning, is APPROVED and CONFIRMED.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 9, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 8, 2010)

(Planning and Land Use Management 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.)

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the appointment of Mr. Michael LoGrande as the Director of Planning of the City Planning Department.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Michael LoGrande as the Director of Planning of the City Planning Department, is APPROVED and CONFIRMED.

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 9, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 8, 2010)

ITEM NO. (2) - ADOPTED

Roll Call #3 - Adopted, Ayes (15)

[10-1136](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's reappointment of Ms. Chanchanit Martorell to the Central Los Angeles Area Planning Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Chanchanit Martorell to the Central Los Angeles Area Planning Commission for the new term ending June 30, 2015, is APPROVED and CONFIRMED. Ms. Martorell resides in Council District 10. (Current Commission gender composition: M=4; F=1)

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 12, 2010

(LAST DAY FOR COUNCIL ACTION - AUGUST 11, 2010)

**Roll Call #1 - Adopted, Ayes (12); Absent: Hahn, Huizar and Rosendahl (3)
(Item Nos. 3-4)**

ITEM NO. (3) - ADOPTED - TO THE MAYOR FORTHWITH

[08-0594](#)

CONTINUED CONSIDERATION OF PLANNING AND LAND USE MANAGEMENT COMMITTEE, COMMUNICATION FROM CHAIR, RENEWLA and ORDINANCE FIRST CONSIDERATION relative to amending Sections 12.03 and 12.24 of the Los Angeles Municipal Code (LAMC) relating to solid waste alternative processing facilities.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 08-0594 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration ENV-2007-0456-ND filed on .
2. ADOPT the May 16, 2010 FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE amending Sections 12.03 and 12.24 of the LAMC to establish regulations for Solid Waste Alternative Processing Facilities throughout the City and to allow the City Planning Commission to approve such facilities in the M2, M3 and PF zones by utilizing the conditional use permit procedure.

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.

(Continued from Council meeting of July 27, 2010)

ITEM NO. (4) - ADOPTED

[09-0756](#)

CDs 9&14

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a contract amendment with SRO Housing Corporation for the continued programming, operation, maintenance and administration of emergency transitional and permanent housing developments, services and capital reserves.

Recommendation for Council action:

AUTHORIZE the (Chief Executive Officer,) Community Redevelopment Agency (CRA) or designee, to execute a third amendment to CRA Contract No. 503086 with Single Room Occupancy Housing Corporation for advanced semi-annual payments in a total amount not to exceed \$750,000, from \$4,650,000 to \$5,400,000 for the continued programming, operation, maintenance and general administration for emergency, transitional and permanent housing developments, services and capital reserves in the City Center and Central Industrial Redevelopment Project Areas and extend the term of the contract from April 1 , 2010 to June 30, 2011, subject to the review and approval of the City Attorney as to form 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 to the General Fund. If the contract amendment is approved, the CRA will provide Single Room Occupancy Housing Corporation up to \$750,000 for emergency, transitional and permanent housing developments, services, and capital reserves in Low and Moderate Income Housing Funds from City Center and Central Industrial Redevelopment Project Areas and will extend the contract term from April 1, 2010 to June 30, 2011. 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.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #6 - Adopted as Amended, Ayes (14); Absent: Perry (1)

[09-1125-S1](#)

CD 10

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to reprogramming Community Development Block Grant (CDBG) funds from the Mercy Jefferson Park Housing Project to the Pico Hauser Retail Plaza Project.

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

1. REPROGRAM \$250,000 CDBG funds from the Mercy Jefferson Park Housing Project to the Pico Hauser Retail Plaza Project for costs (land acquisition, demolition of existing buildings and construction) associated with the project.
2. AUTHORIZE the Controller to:
 - a. Establish a new Account No. G701 (Pico Hauser Plaza Project) by the Community Development Department (CDD) and appropriate \$250,000 within Community Development Trust Fund No. 424.
 - b. Decrease \$250,000 appropriations from Account No. C716 (Mercy Housing) within Community Development Trust Fund No. 424.
3. AUTHORIZE the General Manager, CDD, or designee, to:

- a. Negotiate and execute a contract with Pico Hauser Investment Fund, LLC, or its designee, in an amount not to exceed \$250,000 for construction and other costs associated with the Pico Hauser Retail Project.
- 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 CDD General Manager, 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 (CAO) and authorize the Controller to implement these instructions.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (WESSON - ZINE)

Recommendation for Council action:

DELETE all references to “Pico Hauser Investment Fund, LLC” and replace the aforementioned references with “Pico Hauser Plaza, Inc. or its designee.”

ITEM NO. (6) - ADOPTED

Roll Call #1 - Adopted, Ayes (12); Absent: Hahn, Huizar and Rosendahl (3)

[10-1280](#)
CD 2

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) bond issuance for the Campbell Hall (Episcopal) educational facilities.

Recommendations for Council action, pursuant to Motion (Krekorian - LaBonge):

1. INSTRUCT the City Administrative Officer (CAO) to:
 - a. Take the necessary steps to conduct the TEFRA hearing on behalf of the City and transmit the results of the hearing and TEFRA Resolution for Council approval.
 - b. Establish a date, time and location for a public hearing for the \$30,000,000 tax-exempt bond issuance to finance and/or refinance the acquisition, construction, improvement and equipping of capital improvements relating to the Campbell Hall (Episcopal) educational facilities located at 4533 Laurel Canyon Boulevard, Los Angeles, California. The educational facilities are, or will be, owned and operated by Campbell Hall (Episcopal), in compliance with the TEFRA.

2. DIRECT the City Clerk to:

- a. Publish the required hearing notice in the Los Angeles Daily Journal, with the publication cost to be reimbursed by Campbell Hall (Episcopal).
- b. Schedule, with the assistance of the CAO, on the Council agenda for Council consideration and approval, the results of the hearing and required Resolution [to be submitted by Campbell Hall], in accordance with TEFRA requirements. Scheduling will be done immediately after the TEFRA hearing has been conducted.

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

Community Impact Statement: None submitted.

**Roll Call #15 - Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Perry, Smith and Zine (5)
(Item Nos. 7-8)**

ITEM NO. (7) - CONTINUED TO AUGUST 6, 2010

[09-1914-S1](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to a Request for Proposals (RFP) for an economic study to determine the fiscal impact of certain recommendations of the Business Tax Advisory Committee (BTAC) relative to City of Los Angeles business tax issues.

Recommendations for Council action:

1. APPROVE the attached RFP submitted by the Office of Finance to seek proposals for an economic study to determine the fiscal impact of certain BTAC recommendations relative to City of Los Angeles business tax issues, and AUTHORIZE the Office of Finance to make any technical changes to the RFP as may be required.
2. URGE the BTAC to work with the Chair of the Budget and Finance Committee and with Councilmember Garcetti, who originally proposed the Office of Economic Analysis, on the development of this matter and identification of funding to fund the resulting contract.

Fiscal Impact Statement: None submitted.

Community Impact Statement: None submitted.

ITEM NO. (8) - CONTINUED TO AUGUST 6, 2010

[09-1914-S2](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to a set of principles for the Office of Finance to follow in order to provide consistency in dealing with taxpayers.

Recommendation for Council action:

ADOPT the principles contained in the document submitted by the Business Tax Advisory Committee (BTAC), attached to Council file, which shall be referred to as the “Commitment to Taxpayers”, and REQUEST the BTAC and City staff to look at the ability to call the document “The Office of Finance Taxpayer Bill of Rights” if objections to legal concerns can be addressed, and REQUEST the BTAC to work with the Office of Finance and the City Attorney for further refinements to these principles.

Fiscal Impact Statement: None submitted.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - Adopted as Amended, Ayes (11); Absent: Alarcón, Perry, Smith and Zine (4)

10-1001

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a proposed ordinance amending the Los Angeles Municipal Code (LAMC) to establish new regulations for single-family zoned properties which are designated as Hillside Area.

Recommendations for Council action:

1. ADOPT the FINDINGS of City Planning Commission (CPC) as the Findings of the Council.
2. REQUEST the City Attorney to prepare and present an ordinance amending the LAMC to establish new regulations for single-family zoned properties which are designated as Hillside Area to: reduce the existing Floor Area Ratio (FAR); amend the existing Single-Family Residential Floor Area definition; change the height limits and how they are calculated; create new grading regulations; create a Hillside Standards Overlay District that would allow individual neighborhoods to adjust the baseline limits to better fit their community’s character and scale; establish or revise discretionary review processes for projects that deviate from the proposed FAR, height, and grading regulations; and include other technical changes as submitted by the Department of City Planning and attached to Council file No. 10-1001.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (REYES - KORETZ)

Recommendation for Council action:

1. **REQUIRE the Department of Building and Safety (DBS) to increase the geotechnical analysis and reporting requirements to the most stringent level possible where slopes are greater than or equal to 100 percent.**

2. **REQUIRE** inspection by a Deputy Grading Inspector, paid by the applicant per DBS P/BC 2002-34 which states that section 91.1701.1 of the LAMC requires the use of a Registered (Licensed) Deputy Inspector for certain grading or foundation earthwork in hillside areas.
3. **DIRECT** the Planning Department to implement Q Conditions and Overlays to address the concerns expressed by Councilmember Koretz regarding modifying the Hillside Development Standards and grading on extreme slopes.

ADOPTED

AMENDING MOTION (KORETZ - LABONGE)

Recommendation for Council action:

ADD the following clause:

Properties with active Remedial Grading permits for 100,000 cubic yards or more which have been issued by the Department of Building and Safety, Grading Division, before July 1, 2010 are exempt from all subdivisions of the Article for all residential developmental purposes. Such properties are nevertheless subject to all other zoning and building regulations applicable at the time Building Permits are issued. This exception shall expire in sixty (60) months starting from the date of July 1, 2010.

**Roll Call #1 - Adopted, Ayes (12); Absent: Hahn, Huizar and Rosendahl (3)
(Item Nos. 10-19)**

ITEM NO. (10) - ADOPTED

[09-1012](#)

TRANSPORTATION COMMITTEE REPORT relative to the 2009-10 Transportation Grant Fund Annual Work Program (TGFAWP).

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

APPROVE the recommendations of the City Administrative Officer (CAO) in the report to the Mayor dated July 21, 2010 (attached to the Transportation Committee Report) relative to the 2009-10 TGFAWP, as modified to include technical amendments presented by the CAO at the Transportation Committee special meeting held July 28, 2010 (Attachment No. 2 of the Transportation Committee Report.)

Fiscal Impact Statement: The CAO reports that transfers of matching funds totaling approximately \$6.3 million are included for costs incurred for various transportation grant-funded programs that comprise the 2009-10 TGFAWP. These funds are combined with approximately \$162 million in grant funds to fully fund this program. Funding in the 2009-10 Proposition C Adopted Budget are available and sufficient for the matching funds required for this program. Recommended funding and associated transfers are in compliance with City financial policies in that Proposition C funding is budgeted and used to support this program.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

[09-1755](#)

TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the Congestion Management Program 2010 Local Development Report.

Recommendations for Council action:

1. APPROVE, and TRANSMIT to the Los Angeles County Metropolitan Transportation Authority (MTA), the 2010 Congestion Management Program Conformance Self-certification RESOLUTION and Local Development Report to the meet compliance requirements of the Congestion Management Program.
2. DIRECT Los Angeles Department of Transportation (LADOT) to report to the Transportation Committee with a status update of Congestion Management Program traffic mitigation projects and programs.

Fiscal Impact Statement: None submitted by LADOT. 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

[10-1254](#)

TRANSPORTATION COMMITTEE REPORT relative to a one-year contract amendment with MyTransitPlus for the continued administration of the Los Angeles Department of Transportation's (LADOT) Cityride Program.

Recommendation for Council action:

AUTHORIZE the General Manager, LADOT, to execute a first contract amendment with MyTransitPlus to continue to provide services in order to coordinate and administer the Cityride Program for one additional year at a cost not to exceed \$1,339,953, for a total contract term of six years and a total cost not to exceed \$7,898,882, subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The City Administrative Officer reports that this action will not impact the General Fund. Compensation for the one-year contract extension with MyTransitPlus for services to continue the Cityride Program will not exceed approximately \$1.3 million, for a total amount not to exceed approximately \$7.9 million over the entire six-year contract period. Funds have been provided for this one-year contract amendment in the 2010-11 Proposition A Local Transit Assistance Fund Budget.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[09-1761](#)

CD 5

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 158.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 158, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 158 in Council District 5 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 158, consisting of Selby Avenue between Selby Avenue and the dead end south of Malcolm Avenue, Clarkson Road between Overland Avenue and Malcolm Avenue, and Malcolm Avenue between Selby Avenue and Clarkson Road, for 12 months until August 4, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 158. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[10-1227](#)

CD 9

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 32.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 32, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).

2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 32 in Council District 9 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 32, consisting of Francisco Street between James M. Wood Street and Olympic Boulevard, Georgia Street between James M. Wood Street and Olympic Boulevard, and James M. Wood Street between Francisco Street and Georgia Street, for 12 months until August 3, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 32. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[10-1304](#)

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 83.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 83, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 83 in Council District 13 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 83, located on Maubert Avenue between Vermont Avenue and Rodney Drive, for 12 months until August 18, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 83. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[10-1305](#)

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 96.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 96, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 96 in Council District 13 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 96, for the neighborhood adjacent to the Hollywood & Highland Development between Franklin Avenue and Hollywood Boulevard, for 12 months until August 18, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 96. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[10-1306](#)

CD 13

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 100.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 100, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 100 in Council District 13 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 100, for West Park Drive adjacent to Elysian Park, for 12 months until August 17, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 100. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[10-1307](#)
CD 11

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 54.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 54, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 54 in Council District 11 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 54, for Harding Avenue north of Short Avenue, for 12 months until August 17, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 54. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

[10-1308](#)

CD 11

GENERAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 58.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 58, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act (CEQA) under the General Exemption (Article II, Section 1 of the 2002 Los Angeles City CEQA Guidelines).
2. FIND that the parking problem that led to the establishment and subsequent renewal and re-establishment of Temporary PPD No. 58 in Council District 11 still exists, and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing the boundaries of Temporary PPD No. 58, for the 3800 block of Keystone Avenue and Mentor Avenue in the community of Palms, for 12 months until August 18, 2011, pursuant to LAMC Section 80.58.d.
4. DIRECT the Los Angeles Department of Transportation (LADOT) to prepare a Notice of Exemption reflecting the Council's action under Recommendation No. 1 above and file such notice with the City and County Clerks within five working days of the Council action.

Fiscal Impact Statement: LADOT reports that revenue from the sale of permits will cover the additional cost of maintaining, administering, and enforcing temporary PPD No. 58. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

Roll Call #9 - Adopted, Ayes (13); Absent: Perry and Smith (2)

[09-1714](#)

CONTINUED CONSIDERATION OF INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT and COMMUNICATION FROM CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE relative to the second status update on the implementation of the Google e-mail and collaboration system.

Recommendations for Council action:

1. REQUEST that Computer Science Corporation (CSC) and/or Google representatives, during Council consideration of this matter, address the financial impacts as to what their companies will do as it relates to the City's costs in running two systems; Google and GroupWise.
2. REQUEST that CSC and/or Google representatives, during Council consideration of this matter, provide a definitive completion date for public safety entities in the City.
3. INSTRUCT the Google Implementation Working Group to delay the implementation of the Google email and collaboration system for the Los Angeles Police Department (LAPD) until all security requirements have been successfully met.
4. REQUEST the City Attorney, and INSTRUCT the City Administrative Officer (CAO), Chief Legislative Analyst (CLA) and Information Technology Agency (ITA), to request that CSC/Google offset all costs that will be incurred by the City as a result of the implementation delays.
5. Regarding e-mail retention and eDiscovery:
 - a. Instruct the ITA, with the assistance of the City Attorney, CAO, CLA and LAPD, to develop a policy on email retention and eDiscovery.
 - b. Instruct the ITA to transmit the proposed policy on email retention and eDiscovery to the Information Technology Oversight Committee (to be chaired by the CAO and to include the CLA and Mayor), as previously adopted by Council.
 - c. Instruct the CAO to convene the Oversight Committee to consider the proposed policy.
 - d. If the Oversight Committee determines that maintaining eDiscovery is unnecessary, instruct the ITA, with the assistance of the City Attorney, to negotiate an offset to the CSC contract.
6. INSTRUCT the ITA, after Council approves the above recommendations, to begin migration of the remaining 6,000 City employees as soon as feasible, but no later than the end of the first quarter of FY 2010-11.

Fiscal Impact Statement: The CAO reports that delaying the implementation of the Google system, as recommended in the CAO report, will result in additional costs associated with maintaining the City's current e-mail system for 20,000 City e-mail accounts for the entire year from \$135,000 to \$414,450 in 2010-11. The costs depend on the length of the delay. No funds are budgeted for this purpose. It is also recommended that the ITA, with the assistance of the Google Implementation Working Group, request that the CSC and Google share in the costs incurred by the City as a result of delaying implementation. These cost-sharing discussions have already begun with CSC/Google. Therefore, the recommendations in this report comply with the City's Financial Policies.

Community Impact Statement: None submitted.

(Continued from Council meeting of July 27, 2010)

ITEM NO. (21) - ADOPTED - SEE FOLLOWING

Roll Call #8 - Adopted, Ayes (14); Absent: Perry (1)

[10-1309](#)

CONSIDERATION OF THE BOARD OF WATER AND POWER COMMISSIONER'S July 22, 2010 actions, (Item No. 51), relative to the issuance of up to \$155.5 million of Power System Revenue Bonds to finance the Pine Tree Wind Turbine Expansion Project, the Adelanto Solar Project, and the Pine Tree Solar Project.

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

(On July 27, 2010 Council adopted Motion [Perry - Krekorian] pursuant to Charter Section 245 asserting jurisdiction over certain actions of the Board of Water and Power Commissioner's on July 22, 2010.)

TIME LIMIT FILE - AUGUST 17, 2010

LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2010

RECEIVED AND FILED

COMMUNICATION FROM THE CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to the issuance of up to \$155.5 million of Power System Revenue Bonds to finance the Pine Tree Wind Turbine Expansion Project, the Adelanto Solar Project, and the Pine Tree Solar Project.

Recommendation for Council action:

SUBMIT WITHOUT RECOMMENDATION the Board's action of July 22, 2010 relative to the issuance of up to \$155.5 million of Power System Revenue Bonds to finance the Pine Tree Wind Turbine Expansion Project, the Adelanto Solar Project, and the Pine Tree Solar Project.

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.

TIME LIMIT FILE - AUGUST 17, 2010

(LAST DAY FOR COUNCIL ACTION - AUGUST 17, 2010)

ADOPTED

MOTION (CARDENAS - PARKS) relative to the Board of Water and Power Commissioners July 22, 2010 actions regarding the payment of insurance premiums.

Recommendations for Council action:

1. **APPROVE** Item No. 51 on the Board of Water and Power Commissioners Agenda relative to the issuance of up to \$155.5 million of Power System Revenue Bonds to finance the Pine Tree Wind Turbine Expansion Project, the Adelanto Solar Project, and the Pine Tree Solar Project.
2. **REQUEST** the Los Angeles Department of Water and Power (LADWP) to report to the Energy and Environment Committee within 30 days relative to: 1) the timing and process of, and criteria for, posting information and notices, including but not limited to bond issuances and prospectuses, on the LADWP website, and 2) the issues raised at the Energy and Environment Committee special meeting held August 3, 2010.

Items for Which Public Hearings Have Not Been Held - Items 22-27

(10 Votes Required for Consideration)

ITEM NO. (22) - ADOPTED - FORTHWITH

Roll Call #4 - Adopted, Ayes (15)

[10-1145](#)

CD 2

COMMUNICATION FROM MAYOR relative to the appointment of Mr. Jonathan Weedman to the Cultural Affairs Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Jonathan Weedman to the Cultural Affairs Commission for the term ending June 30, 2012, is APPROVED and CONFIRMED. Mr. Weedman resides in Council District Two. (Current Commission gender composition: M=2; F=4)

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 13, 2010

(LAST DAY FOR COUNCIL ACTION - AUGUST 13, 2010)

(Arts, Parks, Health and Aging Committee waived consideration of the above matter)

ITEM NO. (23) - CONTINUED TO SEPTEMBER 7, 2010

Roll Call #16 - Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, LaBonge, Perry, Smith and Zine (5)

[10-1094](#)

CD 15

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to acquisition of City property located at the southeast corner of L Street and Lecouvreur Avenue for development of affordable housing.

Recommendations for Council action:

1. AUTHORIZE the Community Redevelopment Agency (CRA) Chief Executive Officer, or designee, to purchase a vacant City-owned property at the southeast corner of L Street and Lecouvreur Avenue (Property) in Wilmington for an adjusted fair market value of \$937,500, which represents an appraised value of \$1,060,000 minus CRA costs incurred for environmental remediation (\$83,000), technical oversight (\$28,000), and land survey expenses (\$11,500).
2. ADOPT the accompanying JOINT RESOLUTION [Attachment A in the Chief Legislative Analyst (CLA) report dated July 20, 2010] pursuant to Section 33334.2 of the Health and Safety Code finding that: 1) the expenditure of \$960,000, for the purchase of the Property (\$937,500) plus closing and future CRA maintenance costs (\$22,500), is of benefit to the Los Angeles Harbor Industrial Center Redevelopment Project Area (Project Area) and 2) the expenditure of such funds to create new sites for residential development in the Wilmington community will:
 - a. Increase the supply and improve the quality of housing especially for lower income households who may be employed or seek employment in the Project Area.
 - b. Develop new housing on underutilized land through removal of soil contamination of past oil drilling operations to improve the general health, safety and welfare of the community.
 - c. Increase homeownership opportunities, especially for first-time homebuyers of lower household income levels who may be employed or seek employment in the Project Area.
3. AUTHORIZE the CRA to execute a purchase and sale agreement and take other actions as necessary to carry out the transaction.

Fiscal Impact Statement: The CLA reports that there is no fiscal impact to the City's General Fund as a result of this action as the source of funds are Los Angeles Harbor Low and Moderate Income Housing Funds identified in the Fiscal Year 2010 Budget and Work Program for the Los Angeles Harbor Industrial Center Redevelopment Project Area.

Community Impact Statement: None submitted.

(Continued from Council meeting of July 28, 2010)

ITEM NO. (24) - ADOPTED

Roll Call #11 - Adopted, Ayes (11); Absent: Alarcón, Perry, Smith and Zine (4)

[10-1350](#)

CD 14

MOTION (HUIZAR - REYES) relative to the sale of surplus City equipment at below market value to the Soledad Enrichment Action, Inc. (SEA).

Recommendations for Council action:

1. FIND that SEA is eligible to purchase one refrigerator; one microwave; coffee supplies; and miscellaneous computer components at below market value in accordance with Los Angeles Administrative Code Section 22.547 (Donation of Surplus City Equipment), as amended by the Council on November 28, 2006, (Council file No. 04-1822), inasmuch as discarding / recycling / transporting the surplus equipment produces a net financial cost to the City which can be documented.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to SEA.
3. INSTRUCT the CITY CLERK to inform SEA [Cesar Calderon, Executive Director, 222 North Virgil Avenue, Los Angeles, CA 90004, (213) 480-4200] that the abovementioned surplus equipment must be claimed within 60 days from the date of Council approval of the request, at which time the equipment will revert to the City's surplus equipment pool for disposal by the Department of General Services.

ITEM NO. (25) - ADOPTED

Roll Call #12 - Adopted, Ayes (10); Absent: Alarcón, LaBonge, Perry, Smith and Zine (5)

[10-0011-S26](#)

CD 10

MOTION (WESSON - KORETZ) relative to funding for enhanced efforts for transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, and all expenses relating to incidental thereto in Council District 10.

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

1. TRANSFER \$125,000 in Council District 10 portion of the Street Furniture Revenue Fund No. 43D/50 to the Council District 10 portion of the Council Fund No. 100/28, Account No. 1010 (Salaries - General) to provide funding for enhanced efforts relative to transit related projects, sidewalk projects, curb/sidewalk improvements, beautification projects needed to improve conditions for public transit patrons, and all expenses relating or incidental thereto in Council District 10.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (26) - ADOPTED

Roll Call #13 - Adopted, Ayes (10); Absent: Alarcón, LaBonge, Perry, Smith and Zine (5)

[10-0576-S1](#)

CD 11

MOTION (ROSENDAHL - REYES) funding for the Los Angeles Police Department (LAPD) Pacific Sub-Station systems upgrade and alarm system installation.

Recommendation for Council action:

TRANSFER \$22,207 from the "Venice Beach LAPD Substation" Account in the Venice Area Surplus Real Property Fund No. 434/50, to the Information Technology Agency Fund No. 100/32, Account No. 9350 (Communication Service) for the LAPD Pacific Sub-Station systems upgrade and alarm system installation.

ITEM NO. (27) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #2 - Adopted, Ayes (12); Absent: Hahn, Huizar and Rosendahl (3)

[10-1337](#)

CD 11

PARCEL MAP L.A. NO. AA-2006-9345-PMLA for property lying on the westside of Butler Avenue and southeasterly of Rochester Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-117284)

(Quimby Fee: \$14,000)

Applicants: BNA Properties, LLC

Jack Little

Closed Session - Item 28

ITEM NO. (28) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #7 - Adopted in Open Session, Ayes (14); Absent: Perry (1)

[10-1182](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a) to confer with its legal counsel relative to settlement in the case entitled Carla Rundle v. City of Los Angeles, Los Angeles Superior Court Case No. BC 413798. (This matter arises from an automobile accident that occurred on May 29, 2007.)

(Budget and Finance Committee considered the above matter in Closed Session on July 26, 2010.)

ADOPTED

MOTION (PARKS - SMITH)

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

AUTHORIZE the City Attorney to expend \$314, 507.59 in settlement of the case entitled Carla Rundle v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. BC 413798, from Account No. G282, Fund 508/50.

This matter was approved by the Budget and Finance Committee (Parks - Rosendahl - Huizar - Koretz “yes”) at its meeting on July 26, 2010, in closed Session as permitted by Government Code Section 54956.9(a).

Item for Which Public Hearing Has Not Been Held - Item 29

(10 Votes Required for Consideration)

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

Roll Call #14 - Adopted as Amended, Ayes (10); Absent: Alarcón, LaBonge, Perry, Smith and Zine (5)

[09-0648-S14](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM VICE CHAIR AND MEMBER, AD HOC COMMITTEE ON ECONOMIC RECOVERY AND REINVESTMENT and RESOLUTIONS relative to the Recovery Zone Bond Program regarding submission of the final project list and required documentation to the California Debt Limit Allocation Committee (CDLAC).

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

1. ADOPT a revision to the performance deposit requirements allowing for the rebate of the performance deposit if the developer has made a good faith effort to issue the allocated bonds, but due to circumstances beyond their control, such as CDLAC rejection of our submission or unforeseen credit market challenges, the applicant is unable to close by December 30, 2012.
2. ADOPT a revision to the performance deposit requirements establishing the amount as the lesser of one percent of the requested bond amount or \$100,000.
3. If Recommendation 2 is approved, AUTHORIZE the Controller to refund \$250,000 from Fund 52G, “ARRA – Recovery Zone Facility Bonds Deposit Fund,” Account 2200, Miscellaneous Deposits, upon written instruction by the City Administrative Officer (CAO) for the Selma Hotel project.
4. If Recommendation 2 is approved, ADOPT the Resolution approving the projects and awarding the allocations for financing with Recovery Zone Facility Bonds and Recovery Zone Economic Development Bonds.

5. If Recommendation 2 is rejected, ADOPT an amended Resolution approving the projects and awarding the allocations for financing with Recovery Zone Facility Bonds and Recovery Zone Economic Development Bonds to reflect an allocation of \$35 million for the Selma Hotel project.
6. AUTHORIZE the Controller, pursuant to written instruction of the CAO, to cause any performance deposit to be returned to an applicant at the appropriate time in accordance with applicable requirements.
7. ADOPT the 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 issuance of up to \$50 million in Recovery Zone Facility Bonds for the Selma Hotel project.
8. AUTHORIZE the CAO to submit the required documentation to CDLAC by August 15, 2010 for the Recovery Zone Economic Development Bonds, and make modifications as necessary to comply with state and federal requirements.
9. AUTHORIZE the CAO to submit the required documentation to CDLAC by August 15, 2010 for the Recovery Zone Facility Bonds, and make modifications as necessary to comply with state and federal requirements.
10. AUTHORIZE the CAO to make technical adjustments as necessary to implement the intent of the Mayor and Council actions.
11. REQUEST City Attorney to prepare and present to Council a Resolution adding the Wattstar Theatre and Education Center to the project list.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund as a result of the recommendations included in the CAO report regarding Recovery Zone Facility Bonds as the City does not bear any financial responsibility for private activity projects financed with these bonds, therefore there will be no associated fiscal impact to the City. The General Fund impact regarding the MICLA projects to be financed by Recovery Zone Economic Development Bonds will be reported on in a separate MICLA report. There is no impact on the General Fund as a result of the Wastewater System projects to be financed by Recovery Zone Economic Development Bonds as the debt service on the Wastewater System Revenue Bonds will be paid from the Sewer Construction and Maintenance Fund. Adoption of this report is consistent with City's Financial Policies in that these recommendations are policy decisions to be made by the Mayor and Council.

Debt Impact Statement: The CAO reports that in December 2009, \$21.2 million in Recovery Zone Economic Development Bonds was issued as MICLA Series 2009-A to finance projects approved in 2009-10 Adopted Budget. This 30-year bond issuance resulted in average annual debt service payments of approximately \$1.3 million; total interest costs of approximately \$29.8 million will be offset by a 45 percent interest credit of approximately \$13.4 million, resulting in total principal and interest costs of approximately \$37.7 million. The CAO will report back on the debt impact of public projects recommended for Recovery Zone Economic Development Bond financing in separate reports for each of those financings. There is no debt impact to the City associated with approving private-activity projects for Recovery Zone Facility Bond financing.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (PARKS - WESSON)

Recommendation for Council action:

INCLUDE Exhibit A-2, as attached to Council file, in the recommendation for Council action.

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

[10-0725-S1](#)

MOTION (LABONGE - GARCETTI) relative to accepting a donation of \$6,000 from the residents of the Hollywood Grove community, in Council District Four, to be used to defray Planning Department costs to complete the Historical Preservation Overlay Zone study of their neighborhood.

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

[10-1401](#)

RESOLUTION (CARDENAS - HUIZAR) relative to declaring August 6, 2010 as Jenni Rivera Day in the City of Los Angeles.

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

[10-0003-S2](#) - Officer Martin Franco

(Reyes)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL