

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **September 21, 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, Cárdenas, Hahn, Huizar, Krekorian, LaBonge, Perry, Smith, Zine and President Garcetti (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
September 10, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 36

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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) - MOTION ADOPTED TO GRANT APPLICATION - SEE FOLLOWING**

**Roll Call #22 - Adopted to Grant Application, Ayes (11); Absent: Alarcón, Parks, Perry and Wesson (4)**

[10-1447](#)  
CD 5

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Trader Joe's specialty retail market located at 8500 West Burton Way, Los Angeles, 90048.

Application filed by: Trader Joe's Company (Art Rodriguez and Associates, representative)

TIME LIMIT FILE - NOVEMBER 1, 2010

(LAST DAY FOR COUNCIL ACTION - OCTOBER 29, 2010)

(Findings and Council recommendations required relative to the above application required)

**ADOPTED**

**MOTION (KORETZ - GARCETTI)**

**Recommendations for Council action:**

1. **DETERMINE** that the issuance of a liquor license at Trader Joe's located at 8500 West Burton Way, Los Angeles, 90048, will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. **GRANT** the application for determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 8500 West Burton Way.
3. **INSTRUCT** the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

**Applicant:** Art Rodriguez and Associates

## **Items for Which Public Hearings Have Been Held - Items 2-24**

### **ITEM NO. (2) - ADOPTED**

**Roll Call #6 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[09-2267](#)

[08-2978](#)

CD 15

ACCEPTANCE OF BIDS relative to the Notice of Sale for a Pipeline Franchise in the City of Los Angeles.

Recommendations for Council action:

1. **FIND** that the City of Los Angeles is in need of a common carrier pipeline franchise to operate and maintain existing pipelines within the city streets associated with the transportation of oil and water.
2. **ACCEPT** and **AWARD** the bid for the pipeline franchise to the responsible bidder offering to pay the City the highest cash consideration, but not less than \$500 and, if Warren E & P, Inc. and Warren Resources of California, Inc., is the highest responsible bidder, award the franchise to this company.
3. **REQUEST** the City Attorney to prepare and present the pipeline franchise Ordinance for the successful bidder for presentation to Council.
4. **INSTRUCT** the Los Angeles Department of Transportation to notify the successful bidder and ensure that all good faith deposits are returned to the unsuccessful bidders, subsequent to the award of the bid.
5. **REQUIRE** that the successful bidder file a faithful performance bond in duplicate with the City Clerk within five days after the award of the pipeline franchise, pursuant to Los Angeles Administrative Code Section 13.30.

(Pursuant to Council action of October 23, 2009)

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

**Roll Call #8 - Adopted, Ayes (11); Absent: Koretz, Parks, Reyes and Wesson (4)**

[10-1491](#)

CD 14

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the Mayor's appointment of Ms. Tara Jones Hamacher to the Cultural Heritage Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Tara Jones Hamacher to the Cultural Heritage Commission for the term ending June 30, 2015, to fill the vacancy created by Glen Duke, is APPROVED and CONFIRMED. Ms. Jones Hamacher resides in Council District 14. (Current Commission gender composition: M= 3; F= 2)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 27, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010)

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

**Roll Call #9 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[10-1493](#)

CD 11

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Theresa Macellaro to the Board of Animal Services Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Theresa Macellaro to the Board of Animal Services Commissioners for the term ending June 30, 2015, to fill the vacancy created by the expiration of the term served by Ms. Irene Ponce, is APPROVED and CONFIRMED. Ms. Macellaro resides in Council District 11. (New commission gender composition: M = 1; F = 4)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted

TIME LIMIT FILE - SEPTEMBER 27, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2009)

(Public Safety 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**

**PUBLIC SAFETY COMMITTEE REPORT** relative to the appointment of Ms. Theresa Macellaro to the Board of Animal Services Commissioners.

**Recommendation for Council action:**

**RESOLVE** that the Mayor's appointment of Ms. Theresa Macellaro to the Board of Animal Services Commissioners for the term ending June 30, 2015, to fill the vacancy created by the expiration of the term served by Ms. Irene Ponce, is **APPROVED** and **CONFIRMED**. Ms. Macellaro resides in Council District 11. (New commission gender composition: M = 1; F = 4)

**Ethics Commission Review:** Completed.

**Background Check Review:** Pending.

**Community Impact Statement:** None submitted.

TIME LIMIT FILE - SEPTEMBER 27, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2009)

Roll Call #17 - Adopted, Ayes (12); Absent: Koretz, Parks and Perry (3)  
(Item Nos. 5-8)

**ITEM NO. (5) - ADOPTED**

[10-0523](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to approval of a competitive sealed proposal method (Design-Build) pursuant to Charter Section 371(b) for the acquisition, design, engineering and construction in connection with the Castaic Power Plant Unit 7 Reliability Improvement Project.

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

1. CONCUR with the Board of Water and Power Commissioners' action of March 18, 2010, Resolution No. 010-245, authorizing the Los Angeles Department of Water and Power (LADWP) to use Design-Build pursuant to Charter Section 371(b) for the acquisition, design, engineering and construction in connection with the Castaic Power Plant Unit 7 Reliability Improvement Project as detailed in the Board of Water and Power Commissioner's March 22, 2010 report and attached to the Council file.
2. PRESENT and ADOPT the accompanying ORDINANCE approving a competitive sealed proposal method pursuant to Charter Section 371(b) for the acquisition, design, engineering and construction in connection with the Castaic Power Plant Unit 7 Reliability Improvement Project.

Fiscal Impact Statement: The City Administrative Officer reports that approval of Resolution No. 010-245 and proposed Ordinance will not have a fiscal impact; however, the ensuing contract will result in a total expenditure estimated to be approximately \$35 million which is included in the Multi-Year Expenditure Plan of the LADWP Power System Capital Budget for Fiscal Years 2008-09 through 2012-13. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed resolution and ordinance will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

## ITEM NO. (6) - ADOPTED

### 10-0702

ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the sale of 24 City-owned properties located in the towns of Independence, Big Pine, Lone Pine and Laws in the County of Inyo.

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

1. CONCUR with the Board of Water and Power Commissioners' action of April 20, 2010, Resolution No. 010-281, authorizing the Los Angeles Department of Water and Power (LADWP) to sell 24 excess City of Los Angeles-owned properties (total of 54.62 acres) located in the Towns of Independence, Big Pine, Lone Pine, and Laws in the County of Inyo at public auction as detailed in the Board of Water and Power Commissioner's April 21, 2010 report and attached to the Council file.
2. PRESENT and ADOPT the accompanying ORDINANCE approving the sale of 24 excess City of Los Angeles-owned properties (total of 54.62 acres) located in the Towns of Independence, Big Pine, Lone Pine, and Laws in the County of Inyo at public auction.

Fiscal Impact Statement: The City Administrative Officer reports that approval of Resolution No. 010-281, if all 24 properties are sold, will result in revenue for the Water Revenue Fund of no less than \$3,334,000, which is the total amount of the minimum starting bids (equal to 90 percent of the total appraised value) for the proposed property for sale. The total appraised value of the 24 properties proposed for sale is \$3,700,000. Since the LADWP are bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed resolutions will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

**ITEM NO. (7) - ADOPTED**

[09-3065](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIR COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending of Los Angeles Administrative Code (LAAC) to extend the expiration date of the Office of Public Safety Oversight Committee by five years.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 22.545.1, Article 10, Chapter 21 of the LAAC, to extend the expiration date of the Office of Public Safety Oversight Committee by five years to February 7, 2015.

Fiscal Impact Statement: None submitted by the City Attorney. 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. (8) - ADOPTED**

[09-3070](#)

CD 9

ADDENDUM TO THE ENVIRONMENTAL IMPACT REPORT (EIR), FINAL EIR, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCES FIRST CONSIDERATION relative to a zone change, an amendment to the Los Angeles Sports and Entertainment District (LASED) Specific Plan, and amendment to the Third Amended and Restated Development Agreement by and among the City of Los Angeles, L.A. Arena Land Company, LLC, Flower Holdings, LLC, Olympic and Georgia Partners, LLC, LA Live Theatre, LLC, LA Live Properties, LLC, FIDM Residential, Inc., and Fig Central Fee Owner LLC.

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

1. ADOPT the December 22, 2009 FINDINGS of the City Planning Commission (CPC), including the related environmental finding that the Addendum to the EIR (ENV-2000-3577-EIR), the Final EIR, demonstrates that there are no new significant environmental impacts associated with the project and is adequate environmental clearance for the subject requests, as the Findings of Council. (On September 4, 2001, Council certified the EIR, and on December 1, 2006, Council adopted the Addendum.)
2. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change to the Olympic North properties from C2-4D Commercial Zone to the "LASED" Zone and amending the boundaries of the Specific Plan area to include those properties.

Applicant: LA Arena Land Company, LLC  
CPC-2009-267-SPA-ZC-DA

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, authorizing the execution of an Amendment to the Third Amended and Restated Development Agreement by and among the City of Los Angeles, L.A. Arena Land Company, LLC, Flower Holdings, LLC, Olympic and Georgia Partners, LLC, LA Live Theatre, LLC, LA Live Properties, LLC, FIDM Residential, Inc., and Fig Central Fee Owner LLC relating to real property in the Central City Community Plan area and within and adjacent to the LASED Specific Plan area.
4. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, amending the LASED Specific Plan, Ordinance Nos. 174,222, 178,134, and 179,413, for a portion of the Central City Community Plan area.
5. REQUEST that the Mayor execute the Amendment to the Third Amended and Restated Development Agreement on behalf of the City.
6. REQUEST the City Attorney to transmit one copy containing original signatures of the Amendment to the Third Amended and Restated Development Agreement to the City Clerk, upon completion of the execution of the document.
7. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
8. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

Fiscal Impact Statement: The CPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 25, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010)

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

**Roll Call #11 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[10-0600-S30](#)

ORDINANCE SECOND CONSIDERATION amending the Los Angeles Administrative Code to modify the surplus funds transfer provisions of the Special Parking Revenue Fund.

[Motion (Parks - Rosendahl) adopted on September 10, 2010]

**Roll Call #6 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)  
(Item Nos. 10-11)**

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

[10-1101](#)

CD 3

ORDINANCE SECOND CONSIDERATION approved by the Director of Planning, effecting a zone change from R2-1 to (T)(Q)R3-1 over the entire lot for the demolition of two existing single-family dwelling units and the construction of a new 8-unit apartment building, approximately 40-feet in height, three stories of residential above semi-subterranean garage with 18 parking spaces for property at 6819 North Baird Avenue, subject to Conditions of Approval.

(Mitigated Negative Declaration, Findings and Planning and Land Use Management Committee report adopted on September 8, 2010)

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

[09-0600-S171](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to Accounts Receivable Dashboard for Third Quarter of Fiscal Year (FY) 2009-10.

Recommendation for Council action:

NOTE and FILE the June 22, 2010 and July 30, 2010 Office of Finance reports relative to Accounts Receivable Dashboard for Third Quarter of FY 2009-10.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (12) - CONTINUED TO SEPTEMBER 28, 2010**

**Roll Call #4 - Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[09-3050](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to changes in the City of Los Angeles' Investment Policy.

Recommendations for Council action:

1. RESCIND the Council's action pursuant to Council file No. 86-1264 creating the Investment Advisory Committee (IAC).
2. REQUEST the City Attorney to prepare and present an ordinance that authorizes the City Treasurer to reconstitute the IAC, as detailed in the January 15, 2010 City Treasurer report and



attached to the Council file, that includes as ex officio members, the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO).

3. DIRECT the City Treasurer to submit the IAC membership recommendations to the City Council and Mayor for review and approval.

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

Community Impact Statement: None submitted.

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

**Roll Call #6 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-2323](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to increasing the cost ceiling for as-needed consultant services in connection with the Bureau of Sanitation's (BOS) Automation Master Plan.

Recommendation for Council action:

AUTHORIZE an increase in the cost ceiling from \$7 million to \$14 million for contracts associated with the Bureau of Sanitation's Automation Master Plan on-call consultant support as detailed in Attachment A of the July 8, 2010 City Administrative Officer (CAO) report and attached to the Council file.

Fiscal Impact Statement: The CAO reports that there is no General Fund impact. The cost ceiling for as-needed consultant services is increased from \$7 million to \$14 million over the five-year contract term ending in April 2013. The funding sources appropriate to each task order are identified when the individual projects are awarded, which is subject to Board of Public Works approval. Additional Council approval may be required where funds have not been approved for this purpose. In compliance with City Financial Policies, no work is awarded without prior funding approval.

Community Impact Statement: None submitted.

## **ITEM NO. (14) - CONTINUED TO OCTOBER 22, 2010**

**Roll Call #1 - Adopted to Continue, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[08-3458](#)

CD 13

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and RESOLUTION relative to a Disposition and Development Agreement (DDA) for the sale of Community Redevelopment Agency (CRA)-owned property at 1601 North Vine Street (Site) to 1601 North Vine, LLC (Developer), for \$825,000, for the development of a commercial office building (Project).

Recommendations for Council action:

1. HOLD a Public Hearing and ADOPT the accompanying Joint RESOLUTION (attached to the CRA report dated April 1, 2010) making findings pursuant to California Health and Safety Code Section 33433 for the sale of the Site to the Developer at the reuse value of \$825,000 and under the terms and conditions in the DDA with the Developer for the development of the Project located in the Hollywood Redevelopment Project Area.
2. AUTHORIZE the Chief Executive Officer, CRA, or designee, to:
  - a. Execute a DDA between the CRA and the Developer for the sale of CRA-owned parcels and the development of the proposed Project, subject to the review of the City Attorney as to form and legality and the Department of Public Works, Bureau of Contract Administration, for compliance with CRA contracting requirements.
  - b. Execute the documents attached to the DDA and take other actions as contemplated by the DDA, subject to the review and approval of the City Attorney as to form and legality.
3. AMEND the CRA Budget and Work Program for the fiscal year in which the proceeds of sale are received to include \$825,000 of the Project Developer's funds as payment for the CRA-owned parcels; and create a new Work Program Objective, Developer Contribution, Account Code to be established.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the City General Fund. The CRA is bound only by the City Debt Management Policies; the City Financial Policies are not applicable to the CRA. Approval of the recommendations will allow the CRA to execute a DDA with the Developer for the Project located in the Hollywood Redevelopment Area. The \$825,000 in proceeds from the sale of the Project Site will be returned to the CRA Budget. Additional funds of approximately \$120,000 from the Hollywood Project Area, Commercial and Industrial Projects are required to complete relocation of an existing business on the Project Site.

Community Impact Statement: None submitted.

(Public Hearing Closed on June 2, 2010)

(Continued from Council meeting of September 8, 2010)

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

**Roll Call #6 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[08-0952](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the amendment of professional services contracts and appropriation of funds related to the John D. and Catherine T. MacArthur Foundation Grant.

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 a first amendment to Contract No. C-116215 with the Coalition for Economic Survival to extend the term of performance by 12 months, retroactively effective from August 1, 2010 to July 31, 2011 and to increase compensation by \$50,000, from \$75,000 to \$125,000, to continue provision of outreach and educational services to tenants residing in affordable housing that will expire soon or that is at-risk of expiring, in substantial conformance with the agreement included as Attachment One of the LAHD report dated July 22, 2010 (Contained in the Council file), subject to the review and approval of the City Attorney as to form and compliance with all applicable City contracting requirements.
  - b. Execute a first amendment to Contract No. C-116255 with the California Housing Partnership Corporation to extend the term of performance by 12 months, retroactively effective from August 1, 2010 to July 31, 2011, and to increase compensation by \$32,000, from \$40,500 to \$72,500, to finalize work related to establishing at-risk housing assessment criteria and the development and implementation of a coordinated owner and affordable housing community outreach strategy, in substantial conformance with the agreement included as Attachment Two of the LAHD report, subject to the review and approval of the City Attorney as to form and compliance with all applicable City contracting requirements.
  - c. 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 authorize the Controller to implement the instructions.

2. AUTHORIZE the Controller to:

- a. Establish new accounts within Fund No. 49N/43, LAHD Small Grants and Awards Fund, as follows:

<u>Account</u>	<u>Title</u>
G143	LAHD
G243	Administrative Reserve
G299	Related Costs

- b. Transfer appropriations between accounts within Fund No. 49N/43, LAHD Small Grants and Awards Fund as follows:

<u>From</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	F243	Administrative Reserve	\$275,905
<u>To</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
	G143	LAHD	\$248,964
	G299	Related Costs	\$26,941

- c. Appropriate additional funds from interest or any program income that may be earned in the future within Fund No. 49N/43, LAHD Small Grants and Awards Fund, Account No. G243, Administrative Reserve.
- d. Expend funds from the fund and accounts specified above upon proper written demand by the LAHD General Manager, or designee, for the implementation of the Affordable Housing Preservation Program and for program administration in accordance with applicable State and Federal guidelines and all City rules, regulations and ordinances.
- e. Increase appropriations within Fund No. 100/43, LAHD, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, Genera	\$57,926
1070	Salaries, As Needed	\$15,740
2130	Travel	\$5,000
3040	Contractual Services	\$168,971
6010	Office and Administrative	\$1,327

- f. Expend funds from Fund No. 100/43, LAHD, for an amount up to \$248,964 from the accounts specified above upon proper written demand by the General Manager LAHD, or designee.

Fiscal Impact Statement: The CAO reports that there is a General Fund impact in the form of \$26,941 in additional revenue for related costs to fully cover the costs associated with one Project Assistant position. Approval of the recommendations will authorize LAHD to continue efforts to enhance the department's Affordable Housing Preservation Program in 2010-11 utilizing \$275,905 in previously approved John D. and Katherine T. MacArthur Foundation Grant (MacArthur Grant) funds. The recommendations comply with the City's Financial Policies as the MacArthur Grant funds all grant eligible activities.

Community Impact Statement: None submitted.

**ITEM NO. (16) - ADOPTED**

**Roll Call #23 - Adopted, Ayes (10); Absent: Alarcón, Huizar, Parks, Perry and Wesson (5)**

[10-0871](#)

CD 15

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the acquisition of real property located at 303 Pacific Avenue.

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

1. AUTHORIZE the Community Redevelopment Agency (CRA) Chief Executive Officer (CEO), or designee, to:

- a. Purchase the real property located at 303 Pacific Avenue in San Pedro (Site) from Tong M. Suhr and Hey Joo Suhr (Sellers) for a purchase price not to exceed its fair market value of \$880,000 plus any closing costs, and additional costs associated with relocation, demolition and Site security (\$200,000) for a total amount not to exceed \$1,080,000.
  - b. Negotiate and execute a purchase and sale agreement with the Sellers to acquire the Site and take other actions as may be necessary to carry out this transaction and prepare the Site for redevelopment, subject to the approval of the City Attorney as to form and the approval of the Department of Public Works, Bureau of Contract Administration for compliance with certain CRA contracting requirements.
  - c. Prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with the action, subject to the approval of the City Administrative Officer (CAO) and authorize the Controller to implement the instructions.
2. APPROPRIATE, as needed, \$1,080,000 from the Pacific Corridor Homeownership Program Work Objective (PA 1990) to fund the purchase of the Site and related additional costs.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The proposed agreement is in compliance with the CRA Financial Policies in that the recommended action is consistent with the Fiscal Year 2010-11 Budget and Work Program for the project area. The City 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.

**Roll Call #6 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)  
(Item Nos. 17-21)**

**ITEM NO. (17) - ADOPTED**

[10-0872](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an agreement with the Department of General Services (GSD) to provide as-needed professional real estate services and for the acquisition of real property and performance of related services.

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

1. AUTHORIZE the Community Redevelopment Agency (CRA) Chief Executive Officer, or designee, to enter into and execute a cooperation agreement with GSD Asset Management Division (GSD/AMD) for an amount not to exceed a total of \$10 million as follows:
  - a. Not to exceed \$3 million to provide real estate and architectural consulting services on an as-needed basis.

- b. Not to exceed \$7 million for the acquisition of real property and performance of related services on an as-needed basis if and when the CRA Board of Commissioners and City Council authorize such acquisition under California Health and Safety Code Section 33445, for a three-year period with options for the CRA and GSD/AMD to renew for two additional one-year periods, subject to the approval of the City Attorney representatives for both the CRA and GSD/AMD as to form.
2. INSTRUCT the CRA to include language in the cooperation agreements to issue payment to GSD/AMD upon receipt, review and approval of invoices by the CRA from GSD/AMD.
  3. AUTHORIZE the Controller to accept payment not to exceed \$10 million in compensation to GSD/AMD, consisting of up to \$3 million for direct expenditures provided in asset management services and up to \$7 million for direct expenditures provided in real property acquisition and related services, and appropriate such amount into the GSD Fund No. 100/40, Revenue Account No. 3741, Revenue from the CRA, as payment for services provided by GSD/AMD, and appropriate therefrom to GSD Fund No. 100/40, into the following accounts reflected below as necessary for direct expenditures that may be required and are consistent with this action:

<u>Account</u>	<u>Title</u>
1014	Salaries, Construction
1090	Salaries, As-Needed
1101	Hiring Hall, Construction
1121	Hiring Hall, Fringe Benefits
3040	Contractual Services
3180	Construction Materials

4. AUTHORIZE the General Manager, GSD, or designee, to 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.
5. REQUEST the CRA to report back to the Council by April 2011 with an update on the use of GSD/AMD relative to the acquisition of real property and the performance of related services to ensure that staffing levels in GSD/AMD are sufficient to process the CRA request for services.

Fiscal Impact Statement: The CAO reports that 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. The proposed cooperation agreement is in compliance with the CRA Financial Policies in that the recommended action is consistent with the Fiscal Year 2010-11 Budget and Work Program for the Project Area.

Community Impact Statement: None submitted.

**ITEM NO. (18) - ADOPTED**

[10-1129](#)

CDs 8, 9 & 10

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the implementation of the South Los Angeles Exterior Residential Rehabilitation Pilot Program.

Recommendations for Council action:

1. AUTHORIZE the Community Redevelopment Agency (CRA) to implement the South Los Angeles Exterior Residential Rehabilitation Pilot Program (Program).
2. AUTHORIZE the CRA Chief Executive Officer, or designee, to execute conditional grant agreements and all related documents necessary to implement the Program.
3. INSTRUCT the CRA to report to the Council prior to execution of a contract regarding the selection of the contractor to promote and administer the Program.
4. DIRECT the CRA to report in one year on the effectiveness of the Program and potential funding sources to continue the Program, if successful.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no General Fund impact. Funding for this Program will come from the Crenshaw/Slauson, Exposition/University, Broadway/Manchester, Normandie Five, Vermont/Manchester, and Western/Slauson Project Areas Low and Moderate Income Housing Funds.

Community Impact Statement: None submitted.

## **ITEM NO. (19) - ADOPTED**

[10-1283](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a City loan contract with the US Department of Housing and Urban Development to assist the One Santa Fe Mixed-Use Project.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to negotiate and execute a promissory note in favor of the US Department of Housing and Urban Development (HUD), related documents and amendments to these documents, to borrow an amount up to \$14,630,000 pursuant to the Section 108 Loan Guarantee Program for a City loan for the commercial component of the One Santa Fe Mixed-Use Project (Project), subject to review and approval by the City Attorney, as to form and legality.
2. AUTHORIZE the General Manager, CDD or designee, to negotiate and execute City loan agreements financed with Section 108 Loan proceeds in an amount up to \$14,630,000 for the Project, and all related documents between the City and a pending Special Investment Purpose Fund (Borrower), to make qualified equity investments in a qualified Community Development Entity for the Project, providing financial assistance and funding for eligible development costs of the Project by One Santa Fe, LLC (Developer) which will obligate the Borrower to repay the City loan, subject to review and approval by the City Attorney, as to form and legality and compliance with the City's contracting requirements and the following:

- a. The Borrower's creation of an entity to serve as guarantor for the subject \$14,630,000 Section 108 Loan acceptable to CDD and reviewed by the City Attorney as to form and legality.
  - b. The Borrower providing necessary and sufficient documentation, acceptable to CDD, evidencing that least 50 percent of the Project is pre-leased.
3. FIND, pursuant to an eligibility review conducted by CDD, that the Project meets a National Objective and Public Benefit compliance of the Housing and Community Development Act and is necessary and appropriate to accomplish the City's economic development objectives.
  4. APPROVE the City loan with Section 108 Loan proceeds in an amount up to \$14,630,000 for the Project subject to environmental assessment of the proposed Project and satisfactory compliance with the California Environmental Quality Act and the National Environmental Policy Act.
  5. AUTHORIZE the General Manager, CDD or designee, to negotiate and execute agreements that will subordinate the Section 108 Loan to a construction or a permanent senior lender, and to execute other amendment(s) related to the Section 108 Loan documents, subject to approval of the City Attorney as to form.
  6. AUTHORIZE the Controller to establish a new Account No. F215 within the Section 108 Fund No. 43F (One Santa Fe Project) and appropriate and expend funds in an amount up to \$14,630,000 upon proper demand of the General Manager, CDD or designee.
  7. AUTHORIZE the General Manager, CDD or designee, to prepare Controller instructions for any technical adjustments that are necessary and consistent with the Mayor and Council action on this matter, subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the City's General Fund if the above recommendations are approved. The City loan will generate income through a front-end fee of \$219,450 when the City loan is disbursed. This amount and proceeds from a 1.50 percent spread over the City loan through loan maturity will generate income for the Community Development Block Grant (CDBG). Collateral and debt service obligations of City loans that are funded by Section 108 are the sole responsibility of the borrower and are secured by the security interest in an escrow account and developer guarantees to prevent any negative impact on City grant resources. In the event the City does not make its scheduled debt service obligation to HUD per its Section 108 borrowings, HUD's recourse is to draw payment from current and future CDBG allocations to the City. The recommendations comply with the City Financial Policies in that loan proceeds are comprised entirely of federal funds.

Community Impact Statement: None submitted.



**ITEM NO. (20) - ADOPTED, AS AMENDED - SEE FOLLOWING**

[09-2556](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to a proposed City policy for Off-Peak Delivery and Pick-Up of Commodities similar to the County of Los Angeles' Off-Peak Delivery of Commodities Policy.

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

1. INSTRUCT the Department of General Services (GSD), Supply Services Division, to report back on the status of the amendment of all current Purchasing Agent contracts and including updated language in future Purchasing Agent contracts, Request for Quotations (bids) and one-time Purchase Orders with the requirement that restricts the delivery and pick-up by contracted suppliers of supplies and equipment to City departments to the hours between 9:00 am and 3:30 pm.
2. INSTRUCT the GSD to inform all City departments to include updated language in all future Blanket Purchase Orders that restricts the delivery and pick-up of supplies and equipment by suppliers to City departments to the hours between 9:00 am and 3:30 pm.

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

Community Impact Statement: None submitted.

**ADOPTED**

**MOTION (GARCETTI - LABONGE)**

**Recommendation for Council action:**

**INSTRUCT the Department of General Services, Supply Services Division to report back in 90 days.**

**ITEM NO. (21) - ADOPTED**

[10-0876](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to the status of a Request for Proposal (RFP) for a food vendor for the second floor of City Hall.

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

INSTRUCT the General Services Department (GSD) to report to the Information Technology and Government Affairs Committee in no more than 30 days on the status of a RFP that, in addition to generally favorable contractual terms, seeks out a new lessee for the second floor at City Hall that values healthy, local, and sustainable eating, as well as an organization that emphasizes philanthropy and community stewardship.

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. (22) - CONTINUED TO SEPTEMBER 22, 2010**

**Roll Call #3 - Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-0979](#)

INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE REPORT relative to recommendations for supporting the efforts of the CLEAN Carwash Campaign.

Recommendations for Council action, as initiated by Motion (Reyes - Garcetti):

1. INSTRUCT the Department of General Services (GSD) to work with the City Attorney to develop an Ordinance that would require vendors providing car wash services to sign a CLEAN Carwash Agreement in order to do business with the City.
2. INSTRUCT the GSD, Supply Services Division, to establish procedures to monitor City Departments' usage of blanket purchase orders for off-site carwash suppliers to ensure compliance with a City requirement that all vendors providing carwash services sign a CLEAN Carwash Agreement.
3. INSTRUCT City departments that require off-site carwash services to request blanket purchase order authorities in the City's Supply Management System for their desired vendors. As part of the request, the departments must submit the signed CLEAN Carwash Agreements or the blanket authority requests will not be granted and the vendor will not be added to the City's Supply Management System.

Fiscal Impact Statement: None submitted by the GSD. 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. (23) - ADOPTED**

**Roll Call #6 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-1169](#)

CD 5

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Variance appeal for property at 8480-82 West Third Street.

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 Mitigated 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. 10-1169 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 Mitigated Negative Declaration [ENV-2009-2654-MND] filed on October 16, 2009.
2. ADOPT the FINDINGS of the Central Los Angeles Area Planning Commission (CLAAPC), as the Findings of the Council.
3. RESOLVE TO DENY APPEAL filed by Robert Chernon on behalf of the Beverly Wilshire Homes Associations from the decision of the CLAAPC in sustaining the Zoning Administrator's decision, THEREBY APPROVING a Variance to permit 42 required parking spaces through a lease agreement in lieu of a covenant for property at 8480-82 West Third Street, subject to modified Conditions of Approval.

Applicant: Benjamin Lee (Elizabeth Peterson, Representative)

ZA-2009-2653-CUB-ZV-2A

Fiscal Impact Statement: The CLAAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 21, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 21, 2010)

**ITEM NO. (24) - LOST QUORUM LEFT ON DESK - CONTINUED TO SEPTEMBER 22, 2010**

**Roll Call #24 - Left on Desk - Continued to Next Meeting, Ayes (9); Absent: Alarcon, Huizar, Parks, Perry, Smith and Wesson (6)**

[10-2277](#)

TRANSPORTATION COMMITTEE REPORT relative to the City's 2011 Metropolitan Transportation Authority (Metro) Call for Projects applications.

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

1. DIRECT the Los Angeles Department of Transportation (LADOT) to present a list of Metro Call for Projects applications previously proposed but not approved.
2. INSTRUCT the City's proprietary departments and the Community Redevelopment Agency to use self-generated revenue for project matches to reduce the impact on available Proposition C funds.

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.

**LEFT ON DESK - CONTINUED TO SEPTEMBER 22, 2010**

**AMENDING MOTION (ROSENDAHL - HUIZAR - GARCETTI)**

**Recommendations for Council action:**

1. **REQUEST** that Metro increase the funding allocated to bicycle projects from seven percent to fifteen percent.
2. **INCLUDE** a portion of Metro's Proposition C funding to be dedicated to bicycle and pedestrian projects to allow local jurisdictions to seek funding for the implementation of bicycle lanes, crosswalks, bicycle parking and Bicycle Friendly Street projects.

**Items for Which Public Hearings Have Not Been Held - Items 25-47**

(10 Votes Required for Consideration)

**ITEM NO. (25) - CONTINUED TO SEPTEMBER 22, 2010**

**Roll Call #19 - Adopted to Continue, Unanimous Vote (10); Absent: Alarcon, Parks, Perry, Wesson and President Garcetti (5)**

[10-2410](#)

CD 1

DEPARTMENTS OF BUILDING AND SAFETY and PLANNING to report with options relative to the issuance of orders to comply to stop work on two permits issued for the installation of a large solar panel on a hillside in Montecito Heights, while the issue is studied further given that the property located at 4570 Griffin Avenue may be in a fire hazard zone.

(Pursuant to adoption of Motion [Reyes - Smith] on September 14, 2010)

**ITEM NO. (26) - ADOPTED**

**Roll Call #10 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[09-2761](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Sue Downing to the Board of Zoo Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Sue Downing to the Board of Zoo Commissioners for the new term ending June 30, 2015, is APPROVED and CONFIRMED. (Current Commission gender composition: M=1; F=4)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2010

LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010

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

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

**Roll Call #21 - Adopted, Ayes (11); Absent: Alarcón, Parks, Perry and Wesson (4)**

[10-1404](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Ramon Luis Enriquez to the Los Angeles City/County Native American Indian Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Ramon Luis Enriquez to the Los Angeles City/County Native American Indian Commission for the term ending October 7, 2013, is APPROVED and CONFIRMED. Mr. Enriquez resides in Lakewood California. (Current Commission composition: M = 3; F = 1)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

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

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

**Roll Call #12 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[10-1434](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Rod Lane to the Disabled Access Appeals Commission.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Rod Lane to the Disabled Access Appeals Commission for the new term ending June 30, 2015, is APPROVED and CONFIRMED. (Current Commission gender composition: M=3; F=2)

Ethics Commission Review: Completed.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 23, 2010

LAST DAY FOR COUNCIL ACTION - SEPTEMBER 22, 2010

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

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

**Roll Call #13 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[10-1467](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Paula Madison to the Board of Library Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Paula Madison to the Board of Library Commissioners for the term ending June 30, 2015, is APPROVED and CONFIRMED. (Current Commission gender composition: M=2; F=3)

Ethics Commission Review: Completed.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 24, 2010

LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010

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

**ITEM NO. (30) - ADOPTED**

**Roll Call #14 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[10-1488](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. David Louie to the El Pueblo De Los Angeles Historical Monument Authority.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. David Louie to the El Pueblo De Los Angeles Historical Monument Authority for the term ending June 30, 2014, is APPROVED and CONFIRMED. (Current Commission gender composition: M=4; F=5)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2010

LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010

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

**ITEM NO. (31) - ADOPTED**

**Roll Call #15 - Adopted, Ayes (11); Absent: Koretz, Parks, Perry and Wesson (4)**

[10-1490](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Angela Pinto to the Commission for Community and Family Services.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Angela Pinto to the Commission for Community and Family Services for the term ending June 30, 2012, is APPROVED and CONFIRMED. (Current Commission gender composition: M=5; F=9)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 27, 2010

LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010

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

**ITEM NO. (32) - ADOPTED**

**Roll Call #16 - Adopted, Ayes (11); Absent: Koretz, Parks, Perry and Wesson (4)**

[10-1486](#)  
CD 3

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Anita Castellanos to the Police Permit Review Panel.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Anita Castellanos to the Police Permit Review Panel for the new term ending June 30, 2015, is APPROVED and CONFIRMED. Ms. Castellanos resides in Council District 3. (Current commission gender composition: M = 4; F = 3)

Ethics Commission Review: Completed.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 27, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 24, 2010)

(Public Safety Committee waived consideration of the above matter)

**ITEM NO. (33) - ADOPTED**

**Roll Call #17 - Adopted, Ayes (12); Absent: Koretz, Parks and Perry (3)**

[10-1295](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to the amendment of the Los Angeles Administrative Code (LAAC) to provide a salary for the new class of Utility Pre-Craft Trainee.

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending the LAAC to provide a salary for the new class of Utility Pre-Craft Trainee, Code 1110, at a salary amount of \$16.00 per hour.



2. AUTHORIZE the City Administrative Officer (CAO), upon accretion of the class to a bargaining unit, to amend the appropriate Memorandum of Understanding to reflect the salary approved by Ordinance.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The Los Angeles Department of Water and Power estimates its fiscal impact is approximately \$3.4 million annually. This amount does not include any related healthcare and pension benefit costs.

Community Impact Statement: None submitted.

## ITEM NO. (34) - ADOPTED

**Roll Call #7 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)  
(Item Nos. 34a-36)**

### [10-0005-S664](#)

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 September 14, 2010:

### [10-0005-S664](#)

CD 9

- a. Property at 147 East 84th Street (Case No. 203163).  
Assessor I.D. No. 6030-011-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 31, 2008)

### [10-0005-S665](#)

CD 8

- b. Property at 6420 1/2 South Van Ness Avenue (Case No. 136635).  
Assessor I.D. No. 6016-001-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 11, 2007)

### [10-0005-S666](#)

CD 8

- c. Property at 6420 1/2 South Van Ness Avenue (Case No. 223814).  
Assessor I.D. No. 6016-001-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 18, 2009)

[10-0005-S667](#)

CD 14

- d. Property at 627 North Soto Street aka 629 North Soto Street (Case No. 249980).  
Assessor I.D. No. 5175-007-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 17, 2009)

[10-0005-S668](#)

CD 13

- e. Property at 236 South Columbia Avenue aka 238 South Columbia Avenue (Case No. 239556).  
Assessor I.D. No. 5153-016-002

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 6, 2009)

[10-0005-S669](#)

CD 14

- f. Property at 3343 East Whittier Boulevard aka 3343 1/4 East Whittier Boulevard (Case No. 23741).  
Assessor I.D. No. 5188-004-046

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 17, 2007)

[10-0005-S670](#)

CD 15

- g. Property at 10406 South Wilmington Avenue (Case No. 155984).  
Assessor I.D. No. 6066-001-015

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 24, 2008)

[10-0005-S671](#)

CD 11

- h. Property at 16162 West Sunset Boulevard (Case No. 257399).  
Assessor I.D. No. 4414-001-013

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

[10-0005-S672](#)

CD 14

- i. Property at 3619 North Monterey Road (Case No. 263070).  
Assessor I.D. No. 5305-004-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 8, 2010)

[10-0005-S673](#)

CD 13

- j. Property at 4256 West Lexington Avenue aka 4258 West Lexington Avenue (Case No. 282613).  
Assessor I.D. No. 5429-003-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 24, 2010)

[10-0005-S674](#)

CD 8

- k. Property at 426 West 103rd Street (Case No. 42200).  
Assessor I.D. No. 6061-029-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 12, 2006)

[10-0005-S675](#)

CD 8

- l. Property at 426 West 103rd Street (Case No. 217595).  
Assessor I.D. No. 6061-029-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 29, 2009)

[10-0005-S676](#)

CD 14

- m. Property at 4722 East Catalpa Street (Case No. 263531).  
Assessor I.D. No. 5215-028-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 5, 2010)

[10-0005-S677](#)

CD 8

- n. Property at 6117 South 11th Avenue aka 6115 South 11th Avenue (Case No. 267443).  
Assessor I.D. No. 4006-003-017

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

[10-0005-S678](#)

CD 9

- o. Property at 643 East Vernon Avenue (Case No. 243970).  
Assessor I.D. No. 5115-011-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 3, 2009)

[10-0005-S679](#)

CD 9

- p. Property at 854 West 41st Street (Case No. 8217).  
Assessor I.D. No. 5019-003-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 9, 2005)

**ITEM NO. (35) - ADOPTED**

[10-2314](#)

COMMUNICATION FROM CHAIR, PERSONNEL COMMITTEE relative to a Third Amendment to Memorandum of Understanding (MOU) No. 02, Building Trades Rank and File Representation Unit.

Recommendation for Council action:

APPROVE Amendment No. 3 to MOU No. 02, Building Trades Rank and File Representation Unit.

Fiscal Impact Statement: The City Administrative Officer reports that the Information Technology Agency plans to reallocate its existing Communications Electrician and Senior Communications Electrician position authorities to the new Avionics classes. Therefore, no additional appropriation of funds is required at this time.

Community Impact Statement: None submitted.

**ITEM NO. (36) - ADOPTED - TO THE MAYOR FORTHWITH**

[08-0901](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to modifying the 2008 Urban Areas Security Initiative Grant (UASI) budget, related contract amendments, and a contract with AT-Solutions for a Bomb Technician training course.

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

AUTHORIZE the Mayor, or designee, to:

- a. Modify the previously adopted grant budget for the Fiscal Year 2008 UASI grant award to reallocate \$506,610 in unused grant funds from the City of Long Beach to the City of Torrance for the purchase of P25 Radios.
- b. Execute contract amendments with the Cities of Long Beach and Torrance to reflect changes to their total 2008 UASI grant allocations as a result of the reallocation of unused Standardized Certified Breathing Apparatus equipment funds as detailed in Table A of the City Administrative Officer (CAO) report to the Mayor and Council dated September 10, 2010 (attached to the Council file), subject to the approval of the City Attorney as to form and legality.

- c. Modify the previously adopted 2008 UASI grant budget to reallocate the remaining \$581,663 in grant funds originally distributed to the Los Angeles Fire Department for Chemical, Biological, Radiological, Nuclear, and Explosive training to purchase a specialized Geographic Information System Mapping Vehicle.
- d. Negotiate and execute a contract with AT-Solutions to conduct Los Angeles Police Department certified bomb training courses for an amount not to exceed \$72,000, for a period of up to nine months during the grant performance period, subject to the approval of the City Attorney as to form and legality.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approving the above recommendation enables the continued expenditure of the 2008 UASI grant. This action is in compliance with City financial policies in that grant funds are sufficient to support the grant activities.

Community Impact Statement: None submitted.

**ITEM NO. (37) - ADOPTED, \*AS AMENDED**

**Roll Call #20 - to Adopt as Amended, Ayes (11); Absent: Alarcón, Parks, Perry and Wesson (4)**

[09-0387](#)  
CDs 6&7

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to purchasing property for a new Fire Station 7 using surplus Proposition F Fire Facilities General Obligation Bond Program savings.

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

1. AUTHORIZE the Department of General Services (GSD) to negotiate and purchase the property located at 14630-66 Plummer Street for a new Fire Station 7 using surplus Proposition F Fire Facilities General Obligation Bond Program savings.
2. ~~REQUEST~~ **\*REQUIRE** that the GSD, City Administrative Officer (CAO), and the City Attorney to not close escrow on the Plummer Street property until the property located at 12477-12511 Sheldon Street is purchased by the City of Los Angeles.
3. INSTRUCT the GSD and other appropriate departments, as needed, to expedite any administrative procedures to effectuate the acquisition of both properties, and to close escrow on both properties concurrently.
4. DIRECT the GSD, Fire Department, and the CAO to report back to the Public Safety Committee in 60 days relative to the status of the acquisition of the property located at 14630-14666 Plummer Street.

Fiscal Impact Statement: The CAO reports that the estimated \$3.2 million cost of acquiring the property will be fully covered by Proposition F General Obligation Bond funds. There may be some undetermined General Fund impact for operations and maintenance once the facility is completed that may be mitigated by the vacation of the old facility.

Community Impact Statement: None submitted.

**Roll Call #7 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)  
(Item Nos. 38-39)**

**ITEM NO. (38) - ADOPTED**

[10-0893](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the status and activities of the Los Angeles Police Department's (LAPD) Supplemental Police Account.

Recommendation for Council action:

NOTE and FILE Board of Police Commissioners report to Council dated August 10, 2010 (attached to the Council file), relative to the status and activities of the LAPD's Supplemental Police Account for the period April through June, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (39) - ADOPTED**

[10-2261](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a monetary donation for the Los Angeles Police Department's (LAPD's) Central Area Juvenile Impact Program (JIP).

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

1. ACCEPT monetary donation in the amount of \$29,428 from the Los Angeles Police Foundation to support overtime, uniforms, office supplies, and lunches for police officers and students from the LAPD's Central Area JIP, and THANK the donor for this generous donation.

2. AUTHORIZE the LAPD to:

a. Deposit \$29,428 to Donations Trust Fund 885/70, and Revenue Source 4513 and TRANSFER therefrom a like amount to:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
100	1092	Sworn Overtime	\$26,112
885	TBD	TBD	\$3,316

b. Prepare Controller's instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The LAPD reports that no costs are associated with the acceptance of this donation.

Community Impact Statement: None submitted.

**ITEM NO. (40) - ADOPTED**

**Roll Call #11 - Adopted, Ayes (10); Absent: Koretz, Parks, Perry, Reyes and Wesson (5)**

[10-2311](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to authorizing the Executive Director of the Board of Police Commissioners to approve applications for police permits.

Recommendation for Council action:

REQUEST that the City Attorney prepare and present an ordinance modifying the Los Angeles Municipal Code to authorize the Executive Director of the Board of Police Commissioners to approve applications for police permits under certain conditions.

Fiscal Impact Statement: None submitted by the Los Angeles Police Department. 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. (41) - ADOPTED**

**Roll Call #7 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-0600-S37](#)

CONSIDERATION OF MOTION (PARKS - ROSENDAHL) relative to revenue projections for Fiscal Year 2010-11 including any impact caused by delays in receiving revenue from the public private partnership involving the City's parking structures (P3).

Recommendation for Council action:

DIRECT the City Administrative Officer and the Chief Legislative Analyst to report to the Budget and Finance Committee no later than the last Budget and Finance Committee meeting in October 2010 regarding the strategy, process and recommended reductions or other adjustments to maintain a balanced budget throughout fiscal year 2010-11. The report should specifically address revenue projections for the 2010-11 fiscal year based on revenue figures achieved in the first quarter of 2010-11 and the potential \$6 million per month gap in the budget caused by delays in receiving P3 revenues until the last quarter of the 2010-11 fiscal year. The report should also address the potential budget shortfall in fiscal year 2011-12 and action that can be taken now which will mitigate the impact of future adjustments.

Community Impact Statement: None submitted.

(Budget and Finance Committee waived consideration of the above matter)

**ITEM NO. (42) - CONTINUED TO OCTOBER 1, 2010**

**Roll Call #2 - Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-1154](#)

CD 8

CONTINUED CONSIDERATION OF MOTION (HUIZAR - PARKS) relative to improving security and safety at major events held at the Los Angeles Memorial Coliseum and Sports Arena.

Recommendations for Council action:

1. REQUEST that the President and General Manager and Chief Administrative Officer of the Coliseum Commission report to Council on the steps being taken to address the need for improved security, medical assistance, and crowd control at leased events held at the Coliseum and Sports Arena following the large number of individuals who required hospitalization, including one fatality, at a recent electronic music festival held at the Coliseum.
2. DIRECT the Los Angeles Fire Department to report to Council on how it determines what a safe figure is to allow at indoor and outdoor concerts and whether City law needs to be amended to limit the number of individuals who can attend these events.
3. DIRECT the Los Angeles Police Department to report to Council on current rules relative to security for these events and how they might be strengthened to ensure that drug use is not tolerated and no one under the minimum age is allowed into the host facility.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

(Continued from Council meeting of July 21, 2010)

**ITEM NO. (43) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Roll Call #18 - to Adopt as Amended, Ayes (11); Absent: Alarcón, Parks, Perry and Wesson (4)**

[10-2423](#)

CONSIDERATION OF MOTION (ROSENDAHL - ZINE - SMITH - HUIZAR - REYES - PARKS) relative to the safety of underground flammable transmission pipelines running under the City of Los Angeles.

Recommendation for Council action:

DIRECT the Fire Department, Emergency Management Department, Bureau of Engineering, Department of Building and Safety, and Harbor Department to immediately report to Council relative to:

- a. The current safety and compliance record of franchises with underground flammable transmission pipelines running under the city of Los Angeles.



- b. The City's preparedness, and response and mitigation plans for a pipeline rupture and/or explosion.

Community Impact Statement: None submitted.

(Public Safety Committee waived consideration of the above matter)

**ADOPTED**

**AMENDING MOTION (ROSENDAHL - SMITH)**

**Recommendation for Council action:**

**INSTRUCT** the Los Angeles Department of Transportation, Department of Public Works and the Los Angeles Fire Department to work with the Southern California Gas Company and provide a comprehensive report on the status of pipelines in the City of Los Angeles and report back to the Public Safety Committee in 45 days.

**ADOPTED**

**AMENDING MOTION (ROSENDAHL - KORETZ)**

**Recommendation for Council action:**

**INSTRUCT** the Los Angeles Fire Department and the Emergency Management Department to look at emergency preparedness strategies and report back to the Public Safety Committee in 30 days.

**ADOPTED**

**AMENDING MOTION (LABONGE - ROSENDAHL)**

**Recommendation for Council action:**

**REQUEST** the Los Angeles Department of Water and Power to include in their customer billing statements, an informational sheet on pipeline safety.

**ITEM NO. (44) - ADOPTED**

**Roll Call #7 - Adopted, Ayes (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-2415](#)

CD 3

**MOTION (ZINE - SMITH)** relative to lease approval for office space at 19130 Ventura Boulevard, Tarzana, CA 91356.

**Recommendation for Council action:**

APPROVE the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Tarzana Neighborhood Council, and Tarzana Community & Cultural Center), for office space at 19130 Ventura Boulevard, Tarzana, CA 91356, under the terms and conditions outlined in the Neighborhood Council Lease Agreement, attached to the Council file.

**ITEM NO. (45) - LOST QUORUM LEFT ON DESK - CONTINUED TO SEPTEMBER 22, 2010**

**Roll Call #25 - Left on Desk - Continued to Next Meeting, Ayes (9); Absent: Alarcón, Huizar, Parks, Perry, Smith and Wesson (6)**

[10-2416](#)

MOTION (PERRY for LABONGE - HUIZAR) relative to encouraging all City employees to participate in this year's 2010 Give to LA Campaign, the Combined Charitable Giving Campaign.

Recommendations for Council action:

1. ENCOURAGE all City employees to participate in this year's Campaign by giving to the charity of their choice through one-time gifts of payroll deductions, with the intent of helping people and programs with the greatest social and economic need within the City of Los Angeles.
2. REQUEST the Department of Aging to report to Council relative to the 2010 Give to LA Campaign on Tuesday, September 21, 2010.

**ITEM NO. (46) - CONTINUED TO SEPTEMBER 22, 2010**

**Roll Call #5 - Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[10-2417](#)

MOTION (PARKS - PERRY - SMITH) relative to asserting jurisdiction over the Board of Water and Power Commissioner's (Board) action on September 7, 2010.

Recommendations for Council action:

1. ASSERT jurisdiction, pursuant to Charter Section 245, over the Board's action on September 7, 2010, (Item No. 37 on the Agenda), relative to a Resolution authorizing execution to amend the Water and Power Employees' Retirement Plan to suspend the Reciprocal Agreement between the Water and Power Employees' Retirement Plan and the Los Angeles City Employees' Retirement System.
2. REFER the matter, upon assertion of jurisdiction, to the Personnel and Energy and Environment Committees' for review and consideration.
3. REQUEST the Los Angeles Department of Water and Power to provide the Personnel and Energy and Environment Committees' a detailed history between Water and Power Employees' Retirement Plan and the Los Angeles City Employees' Retirement System.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 22, 2010

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 22, 2010)

10 VOTES REQUIRED

**ITEM NO. (47) - CONTINUED TO OCTOBER 22, 2010**

**Roll Call #1 - Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Reyes, Rosendahl and Wesson (5)**

[08-3458-S1](#)

CD 13

CONTINUED CONSIDERATION OF MOTION (ZINE for GARCETTI - PERRY) relative to development of a commercial office building at 1601 and 1605 North Vine Street.

Recommendations for Council action:

1. CERTIFY, prior to reaching a decision on a project to develop the site at 1601 and 1605 North Vine Street, Hollywood, CA 90028, with an eight-story office building, including a ground floor divided into lobby and common areas and retail space (Project), that it has reviewed and considered the environmental effects of the Project as shown in the Environmental Impact Report (EIR).
2. CONCUR and ADOPT the Community Redevelopment Agency of the City of Los Angeles's (CRA/LA) California Environmental Quality Act (CEQA) findings as set forth in Attachment A to the CRA/LA Board Memorandum dated April 1, 2010.
3. DETERMINE, based on the Council's review and consideration of the EIR, and based on the whole of the record before it, including matters added to the record following CRA/LA approval of the Project, and accordance with CEQA Guidelines Section 15162, that no subsequent environmental document is required in that:
  - a. No revisions to the EIR are required due to the involvement of new significant environmental effects or substantial increase in the severity of previously identified significant effects.
  - b. No substantial changes have occurred with respect to the circumstances under which the Project is being undertaken which will require major revisions of the EIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant effects.
  - c. No new information of substantial importance, which was not known and could not have been known with the exercise of reasonable diligence at the time the EIR was certified, shows that:

- 1) The Project will have one or more significant effects not discussed in the EIR.
  - 2) Significant effects previously examined will be substantially more severe than shown in the EIR.
  - 3) Mitigation measures or alternative previously found not to be feasible would in fact be feasible and would substantially reduce one or more significant effects of the Project, but the project proponents decline to adopt the mitigation measures or alternative.
  - 4) Mitigation measures or alternatives which are considerably different from those analyzed in the EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.
4. MITIGATE or AVOID the environmental effects of those parts of the Project that it is approving by concurring with and hereby adopting the Mitigation Monitoring Program adopted by the CRA/LA in connection with the Project.
  5. CONCUR and ADOPT the Statement of Overriding Considerations approved by the CRA/LA in connection with the Project.
  6. INSTRUCT staff to prepare and file a Notice of Determination with respect to the Council's findings and approval of the Project.
  7. SPECIFY that the record of the proceedings upon which its decision is based is located in the City Clerk's Office, Room 395 City Hall, 200 North Spring Street, Los Angeles, CA 90012, and in the offices of the CRA/LA located at 354 South Spring Street, Suite 800, Los Angeles, CA 90013.

(Continued from Council meeting of September 8, 2010)

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

### [08-0144-S6](#)

MOTION (PERRY - ZINE) relative to funding for services in connection with the Council District Nine Farmers' Market, held weekly on the south lawn of City Hall on Thursdays.

### [10-2431](#)

MOTION (PERRY - ZINE) relative to authorizing the Department of General Services (GSD) use of the City Hall Tom Bradley Room on November 12, 2010.

### [10-2431-S1](#)

MOTION (PERRY - ZINE) relative to authorizing the Department of General Services (GSD) use of the City Hall Tom Bradley Room on December 16, 2010.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[10-0004-S2](#) - People Assisting the Homeless

(LaBonge - Koretz - Garcetti - Krekorian)

Kelli Bernard

(Garcetti)

Deaf Sports Academy

(Cardenas)

Michael Maddox

(Rosendahl)

Kenji Watanabe

(Cardenas)

**The Council meeting adjourned, due to the lack of a quorum.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL