

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **October 26, 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, Huizar, Koretz, LaBonge, Parks, Rosendahl, Smith, Zine and President Garcetti (10); Absent: Hahn, Krekorian, Perry, Reyes and Wesson (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
October 20, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 29

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 1-12

ITEM NO. (1) - ADOPTED

Roll Call #14 - Adopted, Ayes (12); Absent: Hahn, Reyes and Wesson (3)

[09-0600-S155](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Section 22.353.1 of the Los Angeles Administrative Code (LAAC) to provide for the waiver of the use charges for filming and photography purposes in the City.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 22.353.1 of the LAAC to provide for the waiver of the use charges for filming and photography purposes in the City.

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. (2) - ADOPTED

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

[09-2736](#)

ENERGY AND ENVIRONMENT and INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEES REPORT and ORDINANCE FIRST CONSIDERATION relative to the sale of 2.81 acres of City-owned property located in the town of Independence in Inyo County to the California Department of Transportation (Caltrans).

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

1. CONCUR with the Board of Water and Power Commissioners' action of November 3, 2009, Resolution No. 010-137, authorizing the Los Angeles Department of Water and Power (LADWP) to sell 2.81 acres of City-owned property located in the town of Independence in Inyo County to Caltrans as detailed in the Board of Water and Power Commissioner's November 5, 2009 report and attached to the Council file.
2. PRESENT and ADOPT the accompanying ORDINANCE approving the sale of 2.81 acres of City-owned property located in the town of Independence in Inyo County to Caltrans for the expansion of its maintenance station.

Fiscal Impact Statement: The City Administrative Officer reports that approval of Resolution No. 010-137 will result in revenue to the Water Revenue Fund totaling \$23,000. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed resolution will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

ITEM NO. (3) - CONTINUED TO DECEMBER 7, 2010

Roll Call #1 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)

[06-1774](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT and JOBS AND BUSINESS DEVELOPMENT COMMITTEES' REPORTS and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Administrative Code (LAAC) to establish local resident and disadvantaged worker hiring goals for City contractors.

A. HOUSING COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT

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

1. PRESENT and ADOPT the accompanying ORDINANCE amending the LAAC to establish local resident and disadvantaged worker hiring goals for City contractors performing construction of public works improvement.

2. INSTRUCT the Chief Legislative Analyst (CLA) and the City Administrative Officer (CAO) to include in their report to be provided pursuant to Council's approval of the 2008-09 City Budget on streamlining the Board of Public Works, Bureau of Contract Administration (BCA) contract compliance processes, recommendations relative to BCA staff required to implement the Ordinance.

Fiscal Impact Statement: None submitted by the CLA. Neither the CAO nor the CLA has completed a financial analysis on this report.

Community Impact Statement: None submitted.

B. JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT

Recommendation for Council action:

RECEIVE and FILE the Chief Legislative Analyst report entitled Local Hiring Ordinance, and City Attorney report and Ordinance to establish Local Resident and Disadvantaged Worker Hiring Goals for City contractors performing construction of public works of improvement; and BCA report relative to personnel requirements for monitoring Local Hiring Compliance.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #5 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 4-7)**

ITEM NO. (4) - ADOPTED

[10-0737-S1](#)

AUDITS AND GOVERNMENT EFFICIENCY COMMITTEE REPORT relative to the Controller's Performance Audit of Citywide Fixed Assets and Equipment.

Recommendation for Council action:

RECEIVE and FILE Motion (Koretz - Parks) relative to requesting the Controller to present its Audit of Citywide Fixed Assets and Equipment to the Audits and Governmental Efficiency Committee and instructing the Department of Recreation and Parks, Information Technology Agency, and Bureau of Sanitation to present responses to the City Controller's findings of its audit of Citywide Fixed Assets and Equipment to the Audits and Governmental Efficiency Committee.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED

[10-0768](#)
[10-0768-S1](#)

AUDITS AND GOVERNMENT EFFICIENCY COMMITTEE REPORT relative to the Controller's Performance Audit of the Citywide Use of Contracts for Services.

Recommendations for Council action:

1. RECEIVE and FILE:
 - a. Controller report dated May 7, 2010, entitled "Review of Citywide Use of Contracts for Services" (10-0768).
 - b. Controller report dated September 23, 2010, relative to follow-up correspondence to its report entitled "Review of Citywide Use of Contracts for Services" (10-0768).
 - c. Motion (Koretz - Garcetti) relative to requesting the Los Angeles Police Department, Los Angeles Department of Transportation, Board of Public Works, and Information Technology Agency to present responses to the Controller's findings of its audit of the Citywide Use of Contracts for Services (10-0768-S1).
2. INSTRUCT the City Clerk to cross reference Council file No. 10-0082, funding for the Charter Bus Program, with Council file No. 10-0768, the Citywide Use of Contracts for Services.
3. INSTRUCT the City Administrative Officer and Chief Legislative Analyst to report relative to ensuring that all departments are following the Charter required process to determine if the provision of long-term services should be contracted out or performed by City staff.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (6) - ADOPTED

[10-0600-S36](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to funding special events at El Pueblo de Los Angeles Historic Monument (El Pueblo).

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

1. DIRECT the General Manager of El Pueblo to appropriate up to \$52,500 in uncommitted funds identified in the City Administrative Officer (CAO) Year End Financial Status Report for the purpose of funding special events at El Pueblo.
2. AUTHORIZE El Pueblo to prepare Controller instructions and/or make technical adjustments that may be required and consistent with this action, subject to approval of the CAO, and AUTHORIZE the Controller to implement these instructions.

3. URGE the El Pueblo de Los Angeles Historic Monument Commission to authorize the General Manager of El Pueblo to enter into the contracts necessary to fund special events at El Pueblo.
4. INSTRUCT the Department of Cultural Affairs to report back on the feasibility of using the one percent of the transient occupancy tax, set aside for arts and cultural facilities and services, to fund special events at El Pueblo.

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

Community Impact Statement: None submitted.

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

ITEM NO. (7) - ADOPTED

[10-0600-S47](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Controller's first General Fund budgetary cash flow report for Fiscal Year (FY) 2010-11.

Recommendation for Council action:

NOTE and FILE the Controller's report relative to the General Fund budgetary cash flow for FY 2010-11.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (8) - CONTINUED TO NOVEMBER 9, 2010

Roll Call #2 - Adopted to Continue, Unanimous Vote (13); Absent: Reyes and Wesson (2)

[10-0979](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of October 19, 2010)

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

Roll Call #16 - To Adopt as Amended, Ayes (11); Absent: Hahn, Reyes, Wesson and Zine (4)

[08-1783-S6](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to sales tax refund for purchases made for filming within the City of Los Angeles and related matters.

Recommendation for Council action:

APPROVE the Office of Finance report relative to the one percent local sales/use tax refund issued to production purchases or expenditures made in the City for filming within City limits.

Fiscal Impact Statement: The Office of Finance has no data to determine the fiscal impact at the time of the report. The Office of Finance anticipates that having an incentive program will have an increase in direct in-City spending and that the fiscal impact will be beneficial to the City's economy. 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 (ALARCON - KREKORIAN)

Recommendation for Council action:

REQUEST the City Attorney to prepare the necessary ordinance to establish a Sales Tax Refund program.

ITEM NO. (10) - ADOPTED

[10-0600-S3](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the El Pueblo de Los Angeles Historical Monument Revenue Fund and the additional revenue in filming at El Pueblo to restore traditional events funding.

Recommendation for Council action, pursuant to Motion (Huizar - LaBonge):

RECEIVE and FILE Motion (Huizar - LaBonge) relative to the El Pueblo de Los Angeles Historical Monument Revenue Fund and the additional revenue in filming at El Pueblo to restore traditional events funding.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

ITEM NO. (11) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #15 - To Adopt as Amended, Ayes (11); Absent: Hahn, Reyes, Wesson and Zine (4)

[10-2481](#)

RULES AND ELECTIONS COMMITTEE REPORT relative to a proposed ballot measure to prohibit campaign contributions from entities bidding on City contracts.

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

1. REQUEST the City Attorney to prepare and present a ballot title and resolution to place before the voters in March 2011 a measure that restricts campaign contributions and fundraising activities from entities that bid on City contracts which include the following elements:
 - a. Impose restrictions on bidders who are selected as contractors from the date the bid is submitted until at least 12 months after the date the bidder signs the contract.
 - b. Impose restrictions on bidders who are not selected until the date the selected bidder has signed the contract.
 - c. Apply restrictions to bidders on contracts of over \$100,000 that require substantial review and approval by an elected City official.
 - d. Apply restrictions to principals of the bidder.
 - e. Apply restrictions to contributions to election campaign committees controlled by an elected City official or a candidate for elected City office.
 - f. Require invitations for bids regarding contracts to include notice of the prohibition, and require bidders to submit an Ethics Commission form certifying they understand and will comply with the prohibition and request the Ethics Commission to report on being the depository for those forms.
 - g. Exclude persons found to have violated the ban from entering into City contracts for at least one year from the date of the first violation, two years for the second violation and four years for the third violation, and require the Ethics Commission to notify all departments when a person is found to have violated the ban.

- h. Consistency with other sections of the City Charter that relate to limits on campaign contributions.
 - i. Campaign contribution forms to include a check box for a statement that they are not bidding on city contracts.
2. REQUEST the City Ethics Commission, City Attorney and Chief Legislative Analyst to report back on:
- a. What constitutes a contract?
 - b. How should sub-contractors be included?

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.

ADOPTED

MOTION (GARCETTI - KREKORIAN)

Recommendation for Council action:

REQUEST the City Attorney to provide the following options regarding a ban on contractor fundraising:

- a. **An outright ban**
- b. **One that provides for a de minimis amount**

ITEM NO. (12) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #11 - To Adopt as Amended, Ayes (13); Absent: Reyes and Wesson (2)

[10-0996](#)

TRANSPORTATION COMMITTEE REPORT relative to extending for five years the current taxi franchise operator agreements with the requirement that 80 percent of their fleets be comprised of fuel-efficient vehicles.

Recommendations for Council action, substantially as initiated by Motion (Cárdenas - Krekorian):

- 1. FIND that it is necessary to enact a five-year renewal of the current nine taxicab franchises in order to ensure that legal and authorized taxicab transportation service is in place effective January 1, 2011, through at least December 31, 2015; with two one-year extensions for each franchisee, to be granted by the Board of Taxicab Commissioners based upon evaluations of

progress made in implementing a green taxi program, as well as all other service standards as designated by the Board; said renewal to include provisions for a "green taxi" program requiring that 80 percent of each taxicab franchise fleet be comprised of fuel-efficient vehicles as funded by the franchisees or the cab operators, and the continuation of the wheelchair accessible grant process; and, as amended to:

- a. Request franchise operators to voluntarily provide funding to complete a study of the L.A. City Regulatory Program.
 - b. Direct the Los Angeles Department of Transportation (LADOT) to establish:
 - 1) A timetable and scope for the proposed L.A. City Regulatory Program study.
 - 2) A separate contract to review driver working conditions and transparency issues.
 - 3) The City's Greening Standards Plan, including escalating emission mandates, enforcement criteria, new five-year extension period, the percentage of vehicles converted to fuel efficient models per year, franchise funding of regulatory study, and funding source for the taxi fleet greening shall be a part of the Standards Plan and the extension approval process.
 - c. Request that the Los Angeles Taxi Commission coordinate with the Mayor's Office and internal and external funding sources to seek funding opportunities for conversion and/or purchase of vehicles for the taxi fleets.
 - d. Direct the Chief Legislative Analyst (CLA) to determine if Council has taken a position on legislation HR 3711 - Nadler and S. 1741 - Gillibrand, and if not, to prepare a resolution of support.
2. REQUEST the City Attorney, with the assistance of LADOT, to prepare the ordinance(s) necessary to enact the five-year renewal of the current nine taxicab franchises.

Fiscal Impact Statement: None submitted by LADOT. Neither the City Administrative Officer nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ALARCON - HAHN)

Recommendations for Council action:

1. **REQUEST the Transportation Committee to draft and promulgate voluntary labor relations provisions for taxi cab drivers, and seek voluntary compliance of franchisees, consistent with established labor law, including prohibiting a franchisee from discharging or in any other manner discriminating against any employee, taxi worker, lease driver or franchisee member or shareholder for any of the following protected activities:**

- a. **MAKE** a written or oral complaint to the franchisee, agent of franchisee, government agency or authorized government representative, or a community organization, including in a public hearing or meeting, regarding his or her working conditions.
 - b. **ENGAGE** in activities to improve working conditions, including conditions relating to income and earnings, health and safety, and franchisee practices such as financial reporting and disclosure to franchisee members and shareholders lawfully participating in a community organization that seeks to improve working conditions for taxi workers.
 - c. **PROVIDING** assistance to or causing to institute any investigation or proceedings under or related to this section, a franchise ordinance, or municipal, state, or federal laws.
 - d. **EXERCISE** any right provided under this section, franchise ordinance, or municipal, state, or federal laws.
2. **REQUEST** the Taxi Cab Commission to review and adopt voluntary labor relations provisions, should the franchisees not voluntarily adopt the Transportation Committees requests.

Items for Which Public Hearings Have Not Been Held - Items 13-35

(10 Votes Required for Consideration)

Roll Call #6 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 13a-13j)

ITEM NO. (13) - ADOPTED

[10-0005-S783](#)

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 October 19, 2010:

[10-0005-S783](#)

CD 9

- a. Property at 808 West 40th Place (Case No. 108487).
Assessor I.D. No. 5019-002-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 3, 2007)

[10-0005-S784](#)

CD 9

- b. Property at 812 East 88th Place (Case No. 35317).
Assessor I.D. No. 6042-018-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 17, 2006)

[10-0005-S785](#)

CD 13

- c. Property at 230 North Lake Street (Case No. 299724).
Assessor I.D. No. 5157-020-021

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

[10-0005-S786](#)

CD 9

- d. Property at 237 East 93rd Street (Case No. 255165).
Assessor I.D. No. 6052-009-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 15, 2010)

[10-0005-S787](#)

CD 10

- e. Property at 2406 South Ridgeley Drive (Case No. 292693).
Assessor I.D. No. 5063-020-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 23, 2010)

[10-0005-S788](#)

CD 13

- f. Property at 3647 West Brunswick Avenue (Case No. 52356).
Assessor I.D. No. 5435-013-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 16, 2006)

[10-0005-S789](#)

CD 8

- g. Property at 3941 South Brighton Avenue (Case No. 164508).
Assessor I.D. No. 5036-017-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 15, 2008)

[10-0005-S790](#)

CD 11

- h. Property at 401 South Barrington Avenue (Case No. 295291).
Assessor I.D. No. 4401-010-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 2, 2010)

[10-0005-S791](#)

CD 8

- i. Property at 6137 South Harvard Boulevard (Case No. 287399).
Assessor I.D. No. 6002-022-014

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 26, 2010)

[10-0005-S792](#)

CD 9

- j. Property at 801 East Fourth Place (Case No. 249067).
Assessor I.D. No. 5163-013-009

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

ITEM NO. (14) - CONTINUED TO NOVEMBER 9, 2010

Roll Call #3 - Adopted to Continue, Unanimous Vote (13); Absent: Reyes and Wesson (2)

[10-2389](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS relative to the Glendale-Burbank Interceptor Sewer portion of Integrated Resources Plan - Certification of Final Environmental Impact Report.

Recommendation for Council action:

ADOPT the Board of Public works report dated September 1, 2010 relative to the re-approval of the Glendale-Burbank Interceptor Sewer portion of the Integrated Resources Plan.

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

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

Roll Call #6 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 15-19)

ITEM NO. (15) - ADOPTED

[06-0010-S36](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to payments of a reward offer for information leading to the arrest and conviction of the persons found guilty for the shooting death of three-year-old Kaitlyn Avila.

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

1. APPROVE reward offer payments in the total amount of \$50,000 to three claimants for information leading to the arrest and conviction of the persons found guilty for the shooting death of three-year-old Kaitlyn Avila on September 24, 2006.
2. INSTRUCT the City Clerk to:
 - a. Transfer \$50,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to the Special Reward Trust Fund No. 436/14.
 - b. Transfer \$50,000 from the Special Reward Trust Fund No. 436/14, Account No. XXXX to the Los Angeles Police Department Fund No. 100/70, Secret Service Account No. 4310.
3. INSTRUCT the Los Angeles Police Department to make the appropriate reward payments.

Fiscal Impact Statement: None submitted by the Board of Police Commissioners. 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. (16) - ADOPTED

[07-0010-S46](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the payment of a reward offer for information leading to the arrest and conviction of the person found guilty for the shooting death of Pulod Davlatnazarov and attempted murder of Vladimir Akkerman.

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

1. APPROVE reward offer payment in the amount of \$50,000 to claimant for information leading to the arrest and conviction of the person found guilty for the shooting death of Pulod Davlatnazarov and attempted murder of Vladimir Akkerman.
2. INSTRUCT the City Clerk to:
 - a. Transfer \$50,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to the Special Reward Trust Fund No. 436/14.
 - b. Transfer \$50,000 from the Special Reward Trust Fund No. 436/14, Account No. XXXX to the Los Angeles Police Department Fund No. 100/70, Secret Service Account No. 4310.
3. INSTRUCT the Los Angeles Police Department to make the appropriate reward payment.

Fiscal Impact Statement: None submitted by the Board of Police Commissioners. 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. (17) - ADOPTED

[08-0897](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to modifying the Fiscal Year (FY) 2007 and 2008 budget of the Regional Catastrophic Preparedness Grant Program (RCPGP).

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Accept the grant performance period extension for FY 2007 and 2008 RCPGP approved by the California Emergency Management Agency extending the grant performance period through August 29, 2011.
 - b. Modify the previously adopted FY 2007-08 RCPGP budget, as detailed in Attachment 2 of the Mayor's Transmittal report to Council dated August 10, 2010 (attached to the Council file).
 - c. Negotiate and execute amendments to the sub-recipient agreements with the American Red Cross, the City of Ontario, the City of Riverside, the City of San Bernardino, and the Counties of Los Angeles, Orange, Riverside, San Bernardino, and Ventura for the purpose of revising FY 2007-08 RCPGP allocations and match requirements as applicable and in accordance with the revised FY 2007-08 RCPGP budget, as detailed in Attachment 2 of the Mayor's August 10, 2010 report; and, extending the grant performance period of the sub-recipient agreements through August 29, 2011, subject to the approval of the City Attorney as to form and legality.
 - d. With the assistance of the General Manager, Emergency Management Department, negotiate and execute on behalf of the City, the previously authorized FY 2007-08 RCPGP grant funded contracts along with the additional proposed fourth contract detailed in the City Administrative Officer (CAO) report to the Mayor and Council dated October 7, 2010 (attached to the Council file), and listed below, for a term of up to 20 months within the applicable grant performance period including any extension approved by the grantor pursuant to Recommendation 1a above, subject to the approval if the City Attorney as to form and legality, and further subject to review by the CAO for consistency with the grant budget and compliance with all City contracting policies and requirements:

<u>Investment Justification</u>	<u>Contract Description</u>	<u>Maximum Cost</u>
Mass Care and Shelter	Process Guide Training and Plan Creation	\$ 114,904.00
Mass Care and Shelter	Software Development	425,000.34
Mass Care and Shelter	Advanced Recovery	25,000.00
Point of Distribution	Engineering Contractor	<u>125,000.00</u>
	Total:	\$ 689,904.34

2. AUTHORIZE the Mayor, or designee, to prepare Controller instructions for any technical accounting adjustments consistent with this action, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The reallocation of funds increases the Fire Department's grant match requirement by \$144,646, for a total revised match requirement of \$358,261. However, the Mayor's Office states that changes to the FY 2007-08 RCPGP match requirement as a result of the reallocation of funds will be met through a combined in-kind match. Approval of the above recommendations will allow for the continued expenditure of the FY 2007-08 RCPGP grant. These actions are in compliance with City financial policies in that grant funds are sufficient to support the grant activities.

Community Impact Statement: None submitted.

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

[08-2242](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the 2010 Domestic Abuse Response Team (DART) grant award.

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

APPROVE the recommendations of the City Administrative Officer (CAO) in the September 17, 2010, report to the Mayor and Council relative to accepting the 2010 DART Congressionally Selected grant award in the amount of \$100,000 from the United States Department of Justice, Bureau of Justice Assistance for the period July 1, 2010, through June 30, 2013; negotiating and executing contracts with service-providers Children's Institute, Inc., and Project Peacemakers; and, related actions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance of the 2010 DART Congressionally Selected Award provides funding for the continuation of the DART program. The CAO's recommendations comply with City financial policies in that grant funds are sufficient to support grant activities.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED - FORTHWITH TO THE MAYOR

[08-2252](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the 2010-11 Driving Under the Influence (DUI) Enforcement and Awareness Program (DEAP) grant award for Los Angeles Police Department (LAPD) DUI checkpoints, patrols, and awareness campaigns.

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

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Accept the 2010-11 DEAP grant from the California Office of Traffic Safety (OTS) in the amount of \$1,807,220, for the period October 1, 2010, through September 30, 2011.

- b. Execute the grant agreement on behalf of the City and submit the necessary documents relative to the grant award, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Chief of Police to reapply for OTS grants on behalf of the City as they become available.
 3. AUTHORIZE the LAPD to expend up to \$1,807,220 in DEAP grant funds, in accordance with the 2010-11 grant agreement.
 4. AUTHORIZE the Controller to:
 - a. Set up a grant receivable in the amount of \$1,807,220 and establish an appropriation account, account number to be determined, within the Police Department Grant Trust Fund 339/70, for the disbursement of DEAP Grant funds.
 - b. Transfer appropriations as needed from Fund 339/70, DEAP Grant account to Fund 100/70 accounts as follows:

Account 1090 Overtime General:	\$1,108,400
Account 1092 Overtime Sworn:	\$ 26,200
 5. AUTHORIZE the LAPD to prepare Controller's instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.
 6. DIRECT the LAPD to report to the Public Safety Committee relative to the redeployment of police officers from the field to detention center duty, and with recommendations for booking alternatives to reduce the impact of DUI arrests on the deployment of the LAPD's personnel in the field.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations authorizes the LAPD to expend up to \$1,807,220 on this program, to be fully reimbursed by the grant. This action complies with City financial policies in that one-time funds are used for a one-time purpose.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[08-2490](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the purchase of equipment by the Los Angeles Fire Department (LAFD) to be reimbursed by the 2008 Federal Emergency Management Agency (FEMA) Urban Search and Rescue (USAR) Task Force Readiness Cooperative Agreement Grant Extension.

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

1. TRANSFER \$70,000 from Fund No. 100/38, Account No. 1012 (Salaries, Sworn) to Fund No. 335/38, Account No. 008R, to support the necessary expense and purchase of equipment items that will be reimbursed by the FEMA grant.

2. AUTHORIZE the Fire Chief, or designee, to deposit the FEMA grant funds received under this cooperative agreement into Fund No. 335/38 (Fire Department Grants).
3. TRANSFER FEMA grant funds, from Fund No. 335/38 to Fund No. 100/38, Accounts 1010 (General Salaries), 1012 (Sworn Salaries), and 1098 (Overtime Variable Staffing) based on LAFD submissions to the City Administrative Officer (CAO) documenting actual costs incurred for this FEMA USAR no-match Cooperative Agreement Program through the end of the extended grant term of August 31, 2011.
4. TRANSFER the uncommitted balance of advanced funds as of June 1, 2011, from Fund No. 335/38, Appropriation Account No. 008R to Fund No. 100/38, Account No. 1012 (Sworn Salaries) to meet payroll need.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The extension of time for the sue of the FEMA grant funds is consistent with City financial policies in that Federal grant funds will be used for one-time expenses of the USAR Task Force.

Community Impact Statement: None submitted.

**Roll Call #6 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 21-24)**

ITEM NO. (21) - ADOPTED

[09-2298](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to a grant award for the City Attorney's second project year of the Right Response Cooperative Agreement with Peace Over Violence.

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

1. AUTHORIZE the City Attorney, or designee, to accept continuation funding in the amount of \$20,000 for the second project year of the Right Response Cooperative Agreement between the City of Los Angeles and Peace Over Violence for the period October 8, 2009, to September 30, 2011.
2. AUTHORIZE the Controller to:
 - a. Establish a receivable in the amount of \$20,000 within Fund 368/12 from Peace Over Violence.
 - b. Appropriate \$20,000 in Fund 368/12, Account G651, Personal Services.
 - c. Transfer \$6,173 from Fund 368/12, Account G651 to Fund 100/12, Account 1010-Salaries General for current year reimbursement.
 - d. Transfer \$13,827 from Fund 368/12, Account G651 to Fund 100/12, Account 4610 Revenue Reimbursement from other Funds.

3. AUTHORIZE the Office of the City Attorney to prepare Controller's instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. This revenue is unanticipated and will be used to reimburse the General Fund for current and past expenses. The acceptance and use of the grant funds is consistent with City financial policies in that one-time revenue will be used to support one-time expenditures.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

09-2732

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the purchase of equipment by the Los Angeles Fire Department (LAFD) to be reimbursed by the 2009 Federal Emergency Management Agency (FEMA) Urban Search and Rescue (USAR) Task Force Readiness Cooperative Agreement Grant Extension.

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

1. TRANSFER \$344,944 from Fund No. 100/38, Account No. 1012 (Salaries, Sworn) to Fund No. 335/38, Account No. 009R, to support the necessary expense and purchase of equipment items that will be reimbursed by the FEMA grant.
2. AUTHORIZE the Fire Chief, or designee, to deposit the FEMA grant funds received under this cooperative agreement into Fund No. 335/38 (Fire Department Grants).
3. TRANSFER FEMA grant funds, from Fund No. 335/38 to Fund No. 100/38, Accounts 1010 (General Salaries), 1012 (Sworn Salaries), and 1098 (Overtime Variable Staffing) based on LAFD submissions to the City Administrative Officer (CAO) documenting actual costs incurred for this FEMA USAR no-match Cooperative Agreement Program through the end of the extended grant term of August 31, 2011.
4. TRANSFER the uncommitted balance of advanced funds as of June 1, 2011, from Fund No. 335/38, Appropriation Account No. 009R to Fund No. 100/38, Account No. 1012 (Sworn Salaries) to meet payroll need.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The acceptance and use of the FEMA grant funds is consistent with City financial policies in that Federal grant funds will be used for one-time expenses to support the continued development and maintenance of the USAR Task Force.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED FORTHWITH TO THE MAYOR

[10-2316](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to amending the Los Angeles Police Department's (LAPD) contract with the Commission on Peace Officer Standards and Training (POST) for the Robert Presley Institute of Criminal Investigation Detective Symposium.

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

AUTHORIZE the Chief of Police to:

1. Execute the proposed First Amendment to Contract C-112360 with POST for the term of July 1, 2010, through June 30, 2011.
2. Deposit \$144,210 to the Revolving Training Fund, Detective Symposium, Reimbursable Account.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The above recommendation authorizes the LAPD to request reimbursement for training services provided under its POST contract. This action complies with City financial policies.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED FORTHWITH TO THE MAYOR

[10-2357](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the 2008 Infrastructure Protection Program: Chemical Sector Buffer Zone Protection (Chem-BZPP) grant award from the California Emergency Management Agency (CalEMA).

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

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Accept the 2008 Infrastructure Protection Program: Chem-BZPP grant award in the amount of \$562,090 from Cal-EMA through the County of Los Angeles for the period June 1, 2010, through May 31, 2011.
 - b. Negotiate and execute the sub-recipient agreement with the County of Los Angeles and submit any necessary documents relative to the grant award, subject to City Attorney approval as to form and legality.
2. AUTHORIZE the Los Angeles Police Department (LAPD) to spend Chem-BZPP grant funds consistent with grant requirements.
3. AUTHORIZE the Controller to set up a grant receivable in the amount of \$562,090, and establish an appropriation account within the Police Department Grant Trust Fund 339/70, for the disbursement of Chem-BZPP grant funds.

4. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in Fund 339/70.
5. AUTHORIZE the LAPD to prepare Controller's instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The recommendations above authorize the LAPD to expend \$562,090 on equipment authorized by the grant, to be fully reimbursed by grant funds. There is no impact on the General Fund. This action complies with City financial policies in that one-time funds are used for one-time purposes.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

Roll Call #17 - Adopted, Ayes (10); Absent: Hahn, LaBonge, Reyes, Wesson and Zine (5)

[10-2451](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to a donation from the Jason Debus Heigl Foundation to be used by the Department of Animal Services to supplement the funding of targeted spay and neuter surgeries.

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

1. ACCEPT the donation of \$50,000 from the Jason Debus Heigl Foundation to help fund the spay and neuter surgeries of pit bulls in the San Fernando Valley, and THANK the donor for this generous gift.
2. DEPOSIT \$50,000 into the Animal Sterilization Fund Trust Fund No. 841/6, Revenue Source Code 4512.
3. PREPARE Controller's instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

Roll Call #18 - Adopted, Ayes (10); Absent: Hahn, LaBonge, Reyes, Wesson and Zine (5)

[10-2468](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to revising the Los Angeles Fire Department's (LAFD) Very High Fire Hazard Severity Zone (VHFHSZ) map.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance amending Los Angeles Municipal Code Sections 57.02.02, 57.25.01, and 57.25.25 to establish a revised VHFHSZ map.

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

Community Impact Statement: None submitted.

**Roll Call #6 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 27-30)**

ITEM NO. (27) - ADOPTED

[10-2499](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to a donation of electronic hardware from the Los Angeles Fire Department (LAFD) Foundation to support the LAFD's Computer Aided Dispatch Analysis and Apparatus Deployment Analysis.

Recommendation for Council action:

ACCEPT a donation of electronic hardware valued at \$14,966.49 from the LAFD Foundation to support the LAFD's Computer Aided Dispatch Analysis and Apparatus Deployment Analysis; and THANK the donor for its generous gift.

Fiscal Impact Statement: The LAFD reports that accepting this donation does not impact its budget. The donation includes next business day parts and labor, onsite response, and a four-year extended warranty.

Community Impact Statement: None submitted.

ITEM NO. (28) - ADOPTED

[06-2463](#)

CD 11

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to the vacation of Frederick Street from Commonwealth Avenue to the alley northwesterly thereof (VAC E1401010).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of June 27, 2007, that the vacation of Frederick Street from Commonwealth Avenue to the alley northwesterly thereof, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of June 27, 2007, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.

3. ADOPT the accompanying RESOLUTION TO VACATE No.10-1401010 for the vacation Frederick Street from Commonwealth Avenue to the alley northwesterly thereof.
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 10-1401010 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

Community Impact Statement: None submitted.

ITEM NO. (29) - ADOPTED

[10-2402](#)
CD 2

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 11569 West Kittridge Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 554, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 23, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 11569 West Kittridge Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

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

Community Impact Statement: None submitted.

ITEM NO. (30) - ADOPTED

[10-2403](#)

CD 5

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 14560 West Round Valley Drive pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 554, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 23, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 14560 West Round Valley Drive.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

Community Impact Statement: None submitted

ITEM NO. (31) - REFERRED TO ARTS, PARKS, HEALTH AND AGING COMMITTEE

Roll Call #4 - Adopted to Refer, Unanimous Vote (13); Absent: Reyes and Wesson (2)

[10-0600-S5](#)

CONSIDERATION OF MOTION (HUIZAR - ALARCON) relative to various actions amending the El Pueblo de Los Angeles Historic Monument (El Pueblo) budget for 2010-11.

Recommendation for Council action:

AMEND the Mayor's Proposed Budget for Fiscal Year 2010-11 to delete one Assistant General Manager position and restore El Pueblo Special Events funding and one El Pueblo Curator I position.

Community Impact Statement: None submitted.

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

ITEM NO. (32) - CONTINUED TO OCTOBER 29, 2010

Roll Call #8 - Adopted to Continue, Unanimous Vote (13); Absent: Reyes and Wesson (2)

[10-1527](#)

CONSIDERATION OF MOTION (HAHN - ALARCON) relative to the Cleaning of storm drains in the City.

Recommendations for Council action:

1. INSTRUCT the Bureau of Sanitation to take immediate action on cleaning all storm drains in the City in light of this week's rainfall.
2. INSTRUCT the Bureau of Sanitation to report to the City Council on its plans and standard practices for cleaning storm drains during periods of heavy rain.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

**Roll Call #6 - Adopted, Ayes (13); Absent: Reyes and Wesson (2)
(Item Nos. 33-35)**

ITEM NO. (33) - ADOPTED

[10-2485](#)

CD 12

CONSIDERATION OF MOTION (CÁRDENAS for SMITH - PARKS) relative to the transfer of funds from the Sunshine Canyon Trust Fund for the construction of a new Recreation and Parks Facility in Council District 12.

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

1. AUTHORIZE the Department of Public Works, Bureau of Engineering to move forward with the environmental review under the guidelines of CEQA.
2. AUTHORIZE the transfer of \$2,000,000 from the Sunshine Canyon Amenities Trust Fund No. 699/14 to Bureau of Engineering Fund 682/50.
3. AUTHORIZE the Chief Legislative Analyst, or his designee, to make technical corrections or revisions as may be necessary to implement the intent of this motion.

Community Impact Statement: None submitted.

(Arts, Parks, Health and Aging and Public Works Committees' waived consideration of the above matter)

ITEM NO. (34) - ADOPTED

[10-0010-S41](#)

MOTION (REYES - PARKS) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Anthony Salas on January 16, 1990.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Anthony Salas on January 16, 1990.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (35) - ADOPTED

[10-1629](#)

RESOLUTION (GARCETTI - WESSON) relative to declaring the week of October 25-31, 2010 as Celebrate Pro Bono Week in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE the week of October 25-31, 2010 as Celebrate Pro Bono Week in the City of Los Angeles.

Item for Which Public Hearing Has Been Held - Item 36

ITEM NO. (36) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #10 - To Adopt as Amended, Ayes (13); Absent: Reyes and Wesson (2)

[10-1621](#)

CONTINUED CONSIDERATION OF RULES AND ELECTIONS and PERSONNEL COMMITTEES' REPORT and AMENDING MOTION (GARCETTI - ZINE) relative to a proposed ballot measure for pension reform for new hires in the Los Angeles Fire and Police Pension system.

A. RULES AND ELECTIONS and PERSONNEL COMMITTEES' REPORT

Recommendation for Council action:

REQUEST the City Attorney to prepare and present a ballot title and resolution to place before the voters in March 2011 a measure for pension reform for new hires in the Los Angeles Fire and Police Pension system.

Fiscal Impact Statement: The City Administrative Officer reports that adoption of new tiers would result in savings to the General Fund. It is anticipated that for every 1,000 new hires, the retirement tiers recommended in the report will save approximately \$173 million under the LAFPP design, over a 30 year period.

Community Impact Statement: None submitted.

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

B. AMENDING MOTION (GARCETTI - ZINE)

Recommendations for Council action:

1. REQUEST the City Attorney to include language to allow the Council by Ordinance to amend Tier 6 to allow members of other tiers to elect to transfer to Tier 6 provided it is actuarially cost neutral.
2. REQUEST the City Attorney to include a provision to allow unclaimed monies to revert to the Plan to avoid escheting to the State.

(Continued from Council meeting of October 22, 2010)

ADOPTED

MOTION (PARKS - SMITH)

Recommendation for Council action:

REQUEST the City Attorney, as part of the Charter change, to include provisions amending the amortization provisions contained in all existing Tiers and the proposed provisions for Tier Six allow the Board of Fire and Police Pension Commissioners to establish amortization policies for unfunded actuarial accrued liabilities and surpluses.

ADOPTED

AMENDING MOTION (GARCETTI - KREKORIAN)

Recommendations for Council action:

REQUEST the City Attorney to include the following regarding pension reform for new hires in the Los Angeles Fire and Police Pension system:

- a. Place new tier language in the Charter, not in the Los Angeles Administrative Code.
- b. Provide for the new tier only, a health subsidy for disability retirees with less than 10 years of service.
- c. Allow survivors of members on military leave killed in the line of duty to qualify for a survivor benefit.

Items for Which Public Hearings Have Not Been Held - Items 37-40

(10 Votes Required for Consideration)

ITEM NO. (37) - REFERRED TO BUDGET AND FINANCE and PERSONNEL COMMITTEES'

Roll Call #9 - Adopted, Ayes (12); Noes: Alarcon (1); Absent: Reyes and Wesson (2)

[10-1621](#)

CONTINUED CONSIDERATION RULES AND ELECTIONS and PERSONNEL COMMITTEES' REPORT relative to transferring Water and Power Employees' Retirement Plan sponsorship authority from the Department of Water and Power Commissioners to the Los Angeles City Council.

Recommendation for Council action:

REQUEST the City Administrative Officer (CAO) to prepare draft language to transfer Water and Power Employees' Retirement Plan sponsorship authority from the Department of Water and Power Commissioners to the Los Angeles City Council as a separate ballot measure.

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

Community Impact Statement: None submitted.

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

(Continued from Council meeting of October 22, 2010)

ITEM NO. (38) - ADOPTED FORTHWITH TO THE MAYOR

Roll Call #19 - Adopted, Ayes (11); Absent: Hahn, Reyes, Wesson and Zine (4)

[10-1658](#)

COMMUNICATION FROM THE BOARD OF RECREATION AND PARK COMMISSIONERS relative to the Memorandum of Understanding between the City and the Discovery Science Center, for the design, fabrication and installation of exhibits and the operation and maintenance of the Children's Museum and Environmental Awareness Center facility at Hansen Dam.

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

APPROVE the proposed Memorandum of Understanding, substantially in the form on file in the Board Office, between the City acting by and through the Department of Recreation and Park Commissioners the Discovery Science Center, relative to the design, fabrication and installation of exhibits and the operation and maintenance of the Children's Museum and Environmental Awareness Center facility at Hansen Dam, formerly known as the Children's Museum of Los Angeles facility, subject to the approval of the City Attorney as to form.

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

ITEM NO. (39) - ADOPTED

Roll Call #21 - Adopted, Ayes (11); Absent: Hahn, Reyes, Wesson and Zine (4)

[10-1058-S3](#)

MOTION (REYES - KORETZ) relative to removing the sunset clause within the Baseline Mansionization Ordinance to be extended permanently.

Recommendation for Council action:

REQUEST the City Attorney working with the Planning Department to expeditiously prepare an ordinance for City Council adoption to remove the sunset clause within Ordinance No. 179883 such that the City of Los Angeles Baseline Mansionization Ordinance will be extended permanently.

ITEM NO. (40) - ADOPTED

Roll Call #22 - Adopted, Ayes (11); Absent: Hahn, Reyes, Wesson and Zine (4)

[10-1058-S2](#)

RESOLUTION (REYES - KORETZ) relative to extending the sunset date of the Baseline Mansionization Ordinance to February 23, 2011.

Recommendation for Council action:

EXTEND the sunset date of the Baseline Mansionization Ordinance (Ordinance No. 179883) to a new sunset date of the close of business February 23, 2011, with the understanding that this date may be further extended by Resolution as provided in Section 21 of the ordinance.

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

[10-1667](#)

MOTION (PERRY - GARCETTI) relative to a request for an exemption from the Convention Center fee waiver policy for the Glamour Gowns 2011 event from April 15, to April 17, 2011.

[08-2862-S1](#)

MOTION (KORETZ - KREKORIAN) relative to funding for services in connection with the Council District Five special reception in the City Hall Rotunda on October 28, 2010.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[10-0004-S3](#) Steven McQueen

(LaBonge - Garcetti - All Councilmembers)

Bill Mason

(LaBonge - Krekorian - All Councilmembers)

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

[10-0003-S3](#) Profirio Bernal

(Cárdenas)

James Solomon Burke

(Parks)

Bob Kholos

(Parks - Rosendahl)

Roberta Joyce Miripolsky

(Perry)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL