

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **November 23, 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: Cárdenas, Hahn, Huizar, Koretz, LaBonge, Perry, Reyes, Rosendahl, Zine and President Garcetti (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
NOVEMBER 17, 2010

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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

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

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## **Items Noticed for Public Hearing - Items 1-12**

**ITEM NO. (1) - RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID**

**Roll Call #1 - Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)**

[09-1050](#)  
CD 4

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning and fencing of the lot at 1601 North Courtney Avenue. (Lien: \$3,659.32)

**Roll Call #2 - Adopted to Confirm Lien, Ayes (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)  
(Item Nos. 2-3)**

**ITEM NO. (2) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[09-1355-S1](#)  
CD 2

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning of the lot at 14818 West Huston Street. (Lien: \$1,167.60)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2350](#)

CD 2

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of fencing of the lot at 7032 North Colbath Avenue. (Lien: \$5,000.69)

**ITEM NO. (4) - RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID**

**Roll Call #7 - Adopted to Receive and File, Unanimous Vote (11); Absent: Alarcón, Krekorian, Parks and Smith (4)**

[10-2351](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot at 7021 North De Soto Avenue. (Lien: \$9,791.45)

**Roll Call #2 - Adopted to Confirm Lien, Ayes (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)  
(Item Nos. 5-7)**

**ITEM NO. (5) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2352](#)

CD 1

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot at 1016 North Del Rio Avenue. (Lien: \$9,372.92)

**ITEM NO. (6) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2353](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot at 17601 West Haynes Street. (Lien: \$9,608.33)

**ITEM NO. (7) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2367](#)

CD 5

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning of the lot at 2013 South Veteran Avenue. (Lien: \$1,167.60)

**ITEM NO. (8) - RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID**

**Roll Call #1 - Adopted to Receive and File, Ayes (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)**

[10-2368](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings at 12024 North Susan Drive.

(Lien: \$1,605.79)

**Roll Call #2 - Adopted to Confirm Lien, Ayes (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)  
(Item Nos. 9-12)**

**ITEM NO. (9) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2369](#)

CD 5

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of cleaning of the lot at 1233 South Stearns Drive.

(Lien: \$300)

**ITEM NO. (10) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2370](#)

CD 3

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot at 7510 North Shoup Avenue.

(Lien: \$11,695.16)

**ITEM NO. (11) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2371](#)

CD 10

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot at 1926 South Longwood Avenue.

(Lien: \$8,786.56)

**ITEM NO. (12) - PUBLIC HEARING CLOSED - LIEN CONFIRMED**

[10-2372](#)

CD 6

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the costs of barricading of all openings, cleaning and fencing of the lot at 9161 North Patrick Avenue.

(Lien: \$4,624.09)

## Items for Which Public Hearings Have Been Held - Items 13-42

Roll Call #10 - Adopted, Ayes (12); Absent: Alarcón, Krekorian and Smith (3)  
(Item Nos. 13-17)

### ITEM NO. (13) - ADOPTED

[09-2659](#)

CD 7

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to decreasing the speed limit on Gladstone Avenue between Polk and Maclay Streets.

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

1. CONCUR with the Board of Transportation Commissioners action of August 13, 2009, decreasing the speed limit on Gladstone Avenue between Polk and Maclay Streets from 35 and 40 to 30 miles per hour.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Los Angeles Municipal Code Section 80.81 to establish the recommended speed limit of Recommendation No. 1.

Fiscal Impact Statement: None submitted by the Board of Transportation 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. (14) - ADOPTED

[09-2682](#)

CD 7

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to increasing the speed limit on Polk Street between Glenoaks Boulevard and San Fernando Road.

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

1. CONCUR with the Board of Transportation Commissioners action of August 13, 2009, increasing the speed limit on Polk Street between Glenoaks Boulevard and San Fernando Road from 35 to 40 miles per hour.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Los Angeles Municipal Code Section 80.81 to establish the recommended speed limit of Recommendation No. 1.

Fiscal Impact Statement: None submitted by the Board of Transportation 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. (15) - ADOPTED**

[09-2683](#)

CD 7

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to increasing the speed limit on Paxton Street between Arleta Avenue and Glenoaks Boulevard.

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

1. CONCUR with the Board of Transportation Commissioners action of August 13, 2009, increasing the speed limit on Paxton Street between Arleta Avenue and Glenoaks Boulevard from 30 and 35 to 40 miles per hour.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Los Angeles Municipal Code Section 80.81 to establish the recommended speed limit of Recommendation No. 1.

Fiscal Impact Statement: None submitted by the Board of Transportation 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**

[10-0463](#)

CD 7

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to increasing the speed limit on Bradley Avenue between Roxford Street and the City Limit south of Aztec.

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

1. CONCUR with the Board of Transportation Commissioners action of March 11, 2010, increasing the speed limit on Bradley Avenue between Roxford Street, and the City Limit south of Aztec Street from 30 to 35 miles per hour.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Los Angeles Municipal Code Section 80.81 to establish the recommended speed limit of Recommendation No. 1.

Fiscal Impact Statement: None submitted by the Board of Transportation 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**

[10-0464](#)

CD 7

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to increasing the speed limit on Chatsworth Drive between Chatsworth Street and the Golden State Freeway (Interstate 5) northbound off-ramp.

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

1. CONCUR with the Board of Transportation Commissioners action of March 11, 2010, increasing the speed limit on Chatsworth Drive between Chatsworth Street and the Golden State Freeway (Interstate 5) northbound off-ramp from 35 to 40 miles per hour.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Los Angeles Municipal Code Section 80.81 to establish the recommended speed limit of Recommendation No. 1.

Fiscal Impact Statement: None submitted by the Board of Transportation Commissioners. 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 #4 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)**  
**(Item Nos. 18-31)**

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

[11-1100-S3](#)

ORDINANCE SECOND CONSIDERATION calling a Special Election to be held on Tuesday, March 8, 2011 for the purpose of submitting to the qualified voters of the City of Los Angeles and Los Angeles Unified School District a certain Charter amendment to remove three unconstitutional provisions regarding contribution limits to independent groups and self-financed candidates and consolidating this Special Election with the City's Primary Nominating Election to be held on the same date.

[Motion (Garcetti - Parks) and Resolutions adopted on November 16, 2010].

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

[11-1100-S4](#)

ORDINANCE SECOND CONSIDERATION calling a Special Election to be held on Tuesday, March 8, 2011 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment to establish a contingency reserve account and emergency reserve account within the Reserve Fund, as well as a Budget Stabilization Fund in the City Treasury and consolidating this Special Election with the City's Primary Nominating Election to be held on the same date.

[Motion (Perry - Parks) and Resolutions adopted on November 16, 2010].

**ITEM NO. (20) - ADOPTED**

[11-1100-S8](#)

ORDINANCE SECOND CONSIDERATION calling a Special Election to be held on Tuesday, March 8, 2011 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment to restrict prospective contractor campaign contributions and fundraising and regarding the City's Campaign Trust Fund and consolidating this Special Election with the City's Primary Nominating Election to be held on the same date.

[Motion (Huizar - Garcetti), as amended, and Resolutions adopted on November 16, 2010].

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

[11-1100-S10](#)

ORDINANCE SECOND CONSIDERATION calling a Special Election to be held on Tuesday, March 8, 2011 for the purpose of submitting to the qualified voters of the City of Los Angeles a certain Charter amendment to impose a tax on medical marijuana collectives in Los Angeles and consolidating this Special Election with the City's Primary Nominating Election to be held on the same date.

[Motion (Hahn - Koretz) and Resolutions adopted on November 16, 2010].

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

[10-0784](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to an update on the City's photocopier hard drive security policy.

Recommendations for Council action:

1. INSTRUCT the Department of General Services (GSD) to continue to monitor the requests for Data Overwrite Security System (DOSS) software installations and to report back to the Budget and Finance Committee in 90 days on the status of orders and installations.
2. INSTRUCT the City Administrative Officer to follow up with departments that have not yet responded to the GSD survey relative to the number and security of leased photocopiers.

Fiscal Impact Statement: The GSD reports that the cost of the DOSS software installations averages \$275 per photocopier. This is a one-time charge for the life of the lease. The cost can also be spread throughout the life of the lease at an average rate of \$10 per month. Departments are absorbing the cost of DOSS software installations utilizing their existing budgetary resources.

Community Impact Statement: None submitted.

**ITEM NO. (23) - ADOPTED**

[09-2825](#)

CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an amendment to an exclusive negotiating agreement with Millennium Westlake LLC for the development of the Westlake Theater Mixed-Use Project.

Recommendation for Council action:

AUTHORIZE the Community Redevelopment Agency (CRA) Chief Executive Officer, or designee, to amend the exclusive negotiation agreement with Millennium Westlake, LLC (Developer) in order remove the requirement for a good faith deposit in connection with the proposed development of the Westlake Theater Mixed-Use Project located in the Westlake Recovery Redevelopment Project Area, subject to the approval of the City Attorney as to form, and to return to the Developer the \$20,000 good faith deposit that was previously provided to the CRA.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. Approval of the recommendation will result in the return of a \$20,000 deposit to Millennium Westlake, LLC to pay for predevelopment costs associated with the proposed development of the Westlake Theater Mixed-Use Project located in the Westlake Recovery Redevelopment Project Area. The recommendation is in compliance with the CRA's Financial Policies in that it is consistent with the Budget and Work Program for the Project Area. The City's Financial Policies are not applicable to the CRA; the CRA is bound only by the disclosure provisions of the City's Debt Management Policies.

Community Impact Statement: None submitted.

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

[10-1510](#)

CD 13

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals of conditions imposed on the operation of the nightclub known as H.Wood located at 1738 North Orange Boulevard.

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

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Article VII, Section 1, Class 21(2) of the City's CEQA Guidelines.
2. ADOPT the FINDINGS of the Zoning Administrator as the FINDINGS of the Council.
3. RESOLVE TO DENY APPEALS filed by 1) Occidental Hospitality, LLC, dba H.Wood (Richard R. Terzian, Burke, Williams, and Sorensen, LLP, Representative); and 2) CIM H and H Retail, LP (Lee Rabun, CLR Enterprises, Inc., Representative) from part of the determination of the Zoning Administrator, and THEREBY IMPOSE conditions on the operation of a nightclub known as H.Wood located at 1738 North Orange Boulevard, inasmuch as the business was found to be a public nuisance and required modification of its operation to mitigate adverse impacts on persons and properties in the surrounding area.



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

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 15, 2010

(LAST DAY FOR COUNCIL ACTION - DECEMBER 15, 2010)

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

[10-1733](#)

CD 13

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Haul Route appeal for property at 6201 West Hollywood Boulevard.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Board of Building and Safety Commissioners, as the Findings of the Council.
2. DENY APPEAL filed by Margarita Allen, (Robert Silverstein, The Silverstein Law Firm, Representative) from the determination of the Board of Building and Safety Commissioners, THEREBY APPROVE an application to export 220,000 cubic yards of earth from property at 6201 West Hollywood Boulevard, subject to Conditions of Approval.

Applicant: Dominic Hong

BF 100054

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

Community Impact Statement: None submitted.

(The Environmental Impact Report was certified by Council on July 17, 2007)

TIME LIMIT FILE - DECEMBER 5, 2010

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

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

[10-1761](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a request for authority to execute 53 Mills Act Historical Property Contracts.

Recommendation for Council action:

AUTHORIZE the Director of Planning, or designee, to execute 53 Mills Act Historical Property Contracts between the City and the property owners identified in the Department of City Planning (DCP) and attached to Council file No. 10-1761.

Fiscal Impact Statement: None submitted by the DCP. 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. (27) - ADOPTED

### [09-2298-S1](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a grant award from the California District Attorneys Association (CDAA) for the City Attorney's Traffic Safety Resource Prosecutor.

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

1. AUTHORIZE the City Attorney, or designee, to submit and approve the Reimbursement Renewal Agreement between the CDAA and the City of Los Angeles, and AUTHORIZE the execution of this agreement for the period October 1, 2010, to September 30, 2011, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the City Attorney, or designee, to accept funding in the amount of \$127,000 during the term of the Reimbursement Renewal Agreement between the City and CDAA.
3. AUTHORIZE the Controller to:
  - a. Establish a receivable from the CDAA in the amount of \$127,000 within Fund 368/12.
  - b. Establish a new Appropriation Account No. G250 - Personal Services, within Fund 368/12 in the amount of \$127,000.
  - c. Transfer appropriation of \$98,126 from Fund 368/12, Account No. G250 - Personal Services to Fund 100/12, Account 1020 Salaries Grant Reimbursed for current year expenses.
4. INSTRUCT the City Clerk to place on the Council Calendar on **JULY 1, 2011**, the following action relative to the City Attorney's CDAA Agreement:

"That the City Council, subject to the approval of the Mayor, authorize the Controller to transfer \$28,874 from Fund 368/12, Account G250 Personal Services to Fund 100/12, Account 1020, Salaries Grant Reimbursed."
5. AUTHORIZE 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. Approval of the actions above will allow the City to be reimbursed for current year expenses. Acceptance and use of these funds are consistent with City financial policies inasmuch as ongoing costs are supported by ongoing revenue.

Community Impact Statement: None submitted.

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

[10-0715](#)

PUBLIC SAFETY COMMITTEE REPORT relative to extending the term of the California Emergency Management Agency (CalEMA) grant for the Los Angeles Police Department's (LAPD) 2009-10 Project Safe Neighborhood Program.

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

1. AUTHORIZE the Chief of Police to accept the CalEMA approval of a no-cost extension for the 2009-10 Project Safe Neighborhood Program, extending the grant period end date from September 30, 2010, to September 30, 2011.
2. AUTHORIZE the LAPD to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: None submitted by the LAPD. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

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

[10-1611](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the 2010 Paul Coverdell Forensic Sciences Improvement Program grant award from the Department of Justice (DOJ), Office of Justice Programs.

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

1. AUTHORIZE the Chief of Police, or designee, to:
  - a. Accept the 2010 Paul Coverdell Forensic Sciences Improvement Grant Program funds in the amount of \$174,666 from the DOJ for the period October 1, 2010, through September 30, 2011.
  - b. Negotiate and execute the Award Agreement and submit any necessary documents relative to the grant award, subject to the approval of the City Attorney as to form and legality.

2. AUTHORIZE the Controller to set up a grant receivable in the amount of \$174,666 and establish an appropriation account, account number to be determined, within the Police Department Grant Trust Fund No. 339/70, for the disbursement of Coverdell grant funds.
3. AUTHORIZE the Los Angeles Police Department (LAPD) to:
  - a. Submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339/70.
  - b. Spend up to the grant amount of \$174,666 in accordance with the grant award agreement.
4. AUTHORIZE the Controller to:
  - a. Increase appropriations up to \$105,413 from Fund No. 339/70, Account to be determined, to Fund No.100/70, accounts and amounts as follows:
 

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries General	\$22,913
1090	Overtime General	\$22,500
1092	Overtime Sworn	\$60,000
  - b. Transfer an appropriation of \$8,477 within Fund No. 339/70, from the Coverdell Grant account to be determined to Account G299, for reimbursement of fringe benefits.
5. AUTHORIZE the LAPD to prepare Controller 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 CAO to include ballistic test fire work performed by sworn personnel in future reports to council on sworn personnel performing civilian duties.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will authorize the Police Department to expend up to \$174,666 on grant-approved activities, to be fully reimbursed by the grantor. This action complies with City financial policies in that one-time revenue is used to support one-time costs.

Community Impact Statement: None submitted.

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

[10-1669](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the donation of a plotter/printer to support computer aided dispatch analysis and apparatus deployment analysis software used by the Los Angeles Fire Department (LAFD).

Recommendation for Council action:

ACCEPT the donation of a plotter/printer worth \$11,933.35 from the LAFD Foundation to support computer aided dispatch analysis and apparatus deployment analysis software used by the LAFD, and THANK the donor for this generous donation.

Fiscal Impact Statement: The LAFD reports that this action will not impact the General Fund. The donation includes an HP five-year extended warranty for the plotter/printer. Additionally, a one-year supply of ink and paper was provided.

Community Impact Statement: None submitted.

## ITEM NO. (31) - ADOPTED

### [10-1679](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a Second Amendment to the Los Angeles Fire Department's (LAFD) contract with Decade Software Company, LLC.

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

1. AUTHORIZE the Fire Chief, or designee, to execute the Second Amendment with Decade Software Company, LLC, to increase the contract amount by \$203,007, and to extend the contract term for one year with four additional one-year renewal options, to provide EnvisionConnect Portal billing module license and support, subject to the approval of the City Attorney as to form and legality.
2. APPROVE the inclusion of the implementation and maintenance of the EnvisionConnect Portal as licensed by Decade Software Company, LLC.
3. AUTHORIZE the City Administrative Officer (CAO) to prepare Controller instructions for any technical adjustments consistent with this action; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action requires no additional General Fund appropriation inasmuch as all costs for this contract are fully funded in the LAFD's operating budget. This action complies with City financial policies in that program expenses are funded through budgeted resources.

Community Impact Statement: None submitted.

## ITEM NO. (32) - ADOPTED

**Roll Call #8 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)**

### [10-1709](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the donation of flea and tick treatments for dogs and cats kept in City animal care centers.

Recommendation for Council action:

ACCEPT the donation of flea and tick treatments with an estimated value of \$87,500 from Banfield, the Pet Hospital, and manufacturer CEVA Animal Health, for dogs and cats kept in City animal care centers, and THANK the donors for this generous donation.

Fiscal Impact Statement: The Department of Animal Services reports that the donation of this high quality flea and tick treatment, which is a mandatory treatment for the comfort and care of animals in City animal care centers, could result in potential savings of \$50,000 for the General Fund.

Community Impact Statement: None submitted.

**Roll Call #4 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)  
(Item Nos. 33-35)**

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

[10-2473](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the 2010 Edward Byrne Memorial Justice Assistance Grant (JAG) award for the City's Community Law Enforcement and Recovery (CLEAR) program.

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

APPROVE the recommendations of the City Administrative Officer (CAO) in the November 2, 2010, report to the Mayor and Council (attached to the Public Safety Committee Report) relative to the 2010 JAG award in the amount of \$3,896,546 for the period October 1, 2009, through September 30, 2013, of which \$2,022,502 is for the CLEAR program, and related actions.

Fiscal Impact Statement: The CAO reports that acceptance of the 2010 JAG award in the amount of \$3,896,546 will provide support for the continued implementation of seven CLEAR sites. A General Fund obligation totaling \$216,476 is attributed to fringe benefits costs of six Deputy City Attorney III positions (\$521,031). Inasmuch as this General Fund obligation is included in the Adopted Budget, no additional appropriation is necessary at this time. Accepting the grant and approving the CAO's recommendations are in compliance with City financial policies in that budgeted General Fund monies plus grant revenues are available to support the cost of this program.

Community Impact Statement: None submitted.

**ITEM NO. (34) - ADOPTED**

[09-0373](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Fourth Amendment to Contract No. DA-3904 with Servisair, LLC (Servisair).

Recommendations for Council action:

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

2. APPROVE the Fourth Amendment to Contract No. DA-3904 with Servisair.
3. CONCUR with the Board of Airport Commissioners (Board) action of November 1, 2010 by Resolution No. 24279 authorizing the Executive Director to execute the Fourth Amendment to Contract No. DA-3904 with Servisair.

Fiscal Impact Statement: The Board reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JANUARY 1, 2011

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

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

[10-1641](#)

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed First Amendment to Contract No. DA-4250 with Ricoh Americas Corporation (Ricoh).

Recommendations for Council action:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the First Amendment to Contract No. DA-4250 with Ricoh.
3. CONCUR with the Board of Airport Commissioners action of October 18, 2010 by Resolution No. 24258 authorizing the Executive Director to execute the First Amendment to Contract No. DA-4250 with Ricoh.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed First Amendment to Contract No. DA-4250 will have no impact on the General Fund. Funding for the first year of the two-year extension of Contract No. DA-4250 with Ricoh is available in the Fiscal Year 2010-11 Los Angeles World Airports (LAWA) Operating Budget in the cost centers of the organizations using the equipment, Commitment 522 - Materials and Supplies. Funding for subsequent years will be requested as part of the annual budget process. Since the LAWA is bound only by the City Debt Management Policies, the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 19, 2010

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

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

**Roll Call #11 - to Adopt as Amended, Ayes (11); Absent: Alarcón, Krekorian, Smith and President Garcetti (4)**

[10-2489](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to amending the Hotel Worker Retention Ordinance to apply to all hotels having 50 rooms or more.

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

1. REQUEST the City Attorney to prepare and present an Ordinance to amend the Hotel Worker Retention Ordinance to apply to all hotels having 50 rooms or more that are located within the City of Los Angeles.
2. DIRECT the Office of Economic Analysis to report on the fiscal impacts of amending the Hotel Worker Retention Ordinance as detailed above in Recommendation No. 1.

Fiscal Impact Statement: Neither the City Administrative Officer or the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

**ADOPTED**

**AMENDING MOTION (PARKS - HAHN)**

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer and the Chief Legislative Analyst to prepare or facilitate a Nexus Study, an Economic Analysis, and a determination of whether or not the City should amend the current Hotel Worker Retention Ordinance or adopt a new/stand alone Ordinance.
2. REQUEST the City Attorney to prepare a Legal Analysis of amending the Hotel Worker Retention Ordinance to apply to all hotels having 50 rooms or more.

**Roll Call #4 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)  
(Item Nos. 37-41)**

**ITEM NO. (37) - ADOPTED**

[08-2723](#)

CD 4

CATEGORICAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 115.

Recommendations for Council action:



1. FIND that the renewal of Temporary PPD No. 115, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act as a Class 1 Categorical Exemption, under Article III, 1.a.3 of the City's environmental guidelines.
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 115 for the neighborhood southwest of Larchmont Boulevard and Melrose Avenue in Council District Four still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 115 for 12 months, until November 19, 2011, pursuant to Section 80.58.d of the LAMC.

Fiscal Impact Statement: The Los Angeles Department of Transportation reports that revenue from the sale of permits will cover the cost of implementing, administering, and enforcing Temporary PPD No. 115. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

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

[09-2577](#)

CD 4

CATEGORICAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 109.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 109, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act as a Class 1 Categorical Exemption, under Article III, 1.a.3 of the City's environmental guidelines.
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 109 on Cartwright Avenue and Willowcrest Avenue south of Magnolia Boulevard in Council District Four still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 109 for 12 months, until November 22, 2011, pursuant to Section 80.58.d of the LAMC.

Fiscal Impact Statement: The Los Angeles Department of Transportation reports that revenue from the sale of permits will cover the cost of implementing, administering, and enforcing Temporary PPD No. 109. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

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

[09-2578](#)

CD 4

CATEGORICAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 33.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 33, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act as a Class 1 Categorical Exemption, under Article III, 1.a.3 of the City's environmental guidelines.
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 33 on Floyd Terrace between De Witt and Blair Drives, Floyd Terrace between De Witt and Velma Drives, and on De Witt Drive between Floyd Terrace and Troy Drive in Council District Four still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 33 for 12 months, until November 5, 2011, pursuant to Section 80.58.d of the LAMC.

Fiscal Impact Statement: The Los Angeles Department of Transportation reports that revenue from the sale of permits will cover the cost of implementing, administering, and enforcing Temporary PPD No. 33. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

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

[10-1630](#)

CD 9

CATEGORICAL EXEMPTION, TRANSPORTATION COMMITTEE REPORT and RESOLUTION relative to the renewal of Temporary Preferential Parking District (PPD) No. 48.

Recommendations for Council action:

1. FIND that the renewal of Temporary PPD No. 48, pursuant to Los Angeles Municipal Code (LAMC) Section 80.58.d, is exempt from the California Environmental Quality Act as a Class 1 Categorical Exemption, under Article III, 1.a.3 of the City's environmental guidelines.
2. FIND that the parking problem that led to the establishment of Temporary PPD No. 48 on West 51st Street between Kansas and South Vermont Avenues, the 1000 block of West 51st Place west of South Vermont Avenue, 51st Place between South Vermont Avenue and West 51st Street, West 51st Street between South Vermont Avenue and West 51st Place, and on the 900 block of West 52nd Street east of South Vermont Avenue in Council District Nine still exists and that no permanent solution has been found.
3. ADOPT the accompanying RESOLUTION renewing Temporary PPD No. 48 for 12 months, until November 5, 2011, pursuant to Section 80.58.d of the LAMC.

Fiscal Impact Statement: The Los Angeles Department of Transportation reports that revenue from the sale of permits will cover the cost of implementing, administering, and enforcing Temporary PPD No. 48. Furthermore, the City may gain additional General Fund revenue from the issuance of parking citations to violators of the district's parking restrictions.

Community Impact Statement: None submitted.

## **ITEM NO. (41) - ADOPTED**

[10-2426](#)

TRANSPORTATION COMMITTEE REPORT relative to submitting applications to the State of California Department of Transportation (Caltrans) for Highway Safety Improvement Program (HSIP) funding for various projects.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Los Angeles Department of Transportation (LADOT), on behalf of the City of Los Angeles, to submit grant applications to Caltrans before the December 9, 2010, deadline for possible funding of the projects in the City's HSIP Project list (attached to the LADOT report to Council dated October 28, 2010, attached to the Council file.)
2. AUTHORIZE the General Manager, LADOT, and the general managers/directors of other responsible departments, to execute and submit the necessary funding and contractual documents to Caltrans.
3. DIRECT the general managers/directors of the responsible departments, to submit to the LADOT, for inclusion in the Transportation Grant Fund Report, any resource needs, including match and front-funding, for the implementation of the funded HSIP projects.

Fiscal Impact Statement: The LADOT reports that the HSIP program reimburses 90 percent of the project cost and requires a local contribution of 10 percent as a local match. There is no fiscal impact to the City's General Fund for the match. Local Proposition C and or CRA funds are expected to be used to provide matching and front funds for projects awarded through HSIP grant funding.

Community Impact Statement: None submitted.

## **ITEM NO. (42) - CONTINUED TO DECEMBER 7, 2010**

**Roll Call #3 - Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, Krekorian, Parks, Smith and Wesson (5)**

[10-2296](#)

CD 15

BUDGET AND FINANCE COMMITTEE REPORT and COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to the feasibility of dedicating Watts Towers admission ticket proceeds to a reactivated Watts Towers Restoration, Maintenance and Preservation Trust Fund or the Cultural Affairs Trust Fund.

A. COMMUNICATION FROM CHAIR ARTS, PARKS, HEALTH AND AGING

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

APPROVE the Motion (Hahn - LaBonge) instructing the Department of Cultural Affairs (DCA) and the City Administrative Officer (CAO) to report on the feasibility of dedicating Watts Towers admission ticket proceeds to a reactivated Watts Towers Restoration, Maintenance and Preservation Trust Fund or the Cultural Affairs Trust Fund.

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

Community Impact Statement: None submitted.

B. BUDGET AND FINANCE COMMITTEE REPORT

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

1. CONCUR with the recommendation of the Arts, Parks, Health and Aging Committee to approve the Motion recommendation relative to instructing the Department of Cultural Affairs (DCA) and the City Administrative Officer (CAO) to report on the feasibility of dedicating Watts Towers admission ticket proceeds to a reactivated Watts Towers Restoration, Maintenance and Preservation Trust Fund or the Cultural Affairs Trust Fund.
2. INSTRUCT the DCA and the CAO to include in the report a clarification of the mandate and guidelines for the use of funds in the Watts Towers Restoration, Maintenance and Preservation Trust Fund and the Cultural Affairs Trust Fund and whether these funds can be used for repair and maintenance costs as opposed to programming expenses.

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

Community Impact Statement: None submitted.

## Items for Which Public Hearings Have Not Been Held - Items 43-58

(10 Votes Required for Consideration)

### ITEM NO. (43) - ADOPTED

Roll Call #10 - Adopted, Ayes (12); Absent: Alarcón, Krekorian and Smith (3)

[10-1461](#)

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to proposed Generator Interconnection Agreement No. BP-10-012 with the Intermountain Power Agency (IPA).

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

1. CONCUR with the Board of Water and Power Commissioners' action of August 3, 2010, Resolution No. 011-037, authorizing Generator Interconnection Agreement No. BP-10-012 with the IPA for interconnection of Adelanto Solar Project 1, as detailed in the Board of Water and Power Commissioner's August 5, 2010 report and attached to the Council file.
2. PRESENT and ADOPT the accompanying ORDINANCE approving Generator Interconnection Agreement No. BP-10-012 with the IPA.

Fiscal Impact Statement: The City Administrative Officer reports that authorization of Generator Interconnection Agreement No. BP-10-012 with the IPA will have no impact on the City's General Fund. The \$552,000 cost of the Agreement will not be incurred until the Board of Water and Power Commissioners (Board) approves a future agreement for materials and supplies.

Community Impact Statement: None submitted.

#### **ITEM NO. (44) - CONTINUED TO NOVEMBER 24, 2010**

**Roll Call #9 - Adopted to Continue, Unanimous Vote (12); Absent: Alarcón, Krekorian and Smith (3)**

#### [09-2357](#)

GENERAL EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY, and ORDINANCE FIRST CONSIDERATION relative to adopting Los Angeles County Health regulations relating to the inspection and rating of mobile food facilities and mobile support units.

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

1. FIND that the adoption of the ordinance is exempt from the California Environmental Quality Act (CEQA) as a Class 1 General Exemption under State CEQA guidelines sections 15060(c)(2) and (3), and under Article II, Section 1 of the City's environmental guidelines.
2. PRESENT and ADOPT the accompanying ORDINANCE amending Section 31.00 of Chapter III of the Los Angeles Municipal Code to adopt the Los Angeles County Health regulations relating to the inspection and rating of mobile food facilities and mobile support units, thus authorizing County enforcement of the health regulations within the City of Los Angeles.

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.

(Transportation Committee waived consideration of the above matter)

**Roll Call #5 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)  
(Item Nos. 45a-56)**

**ITEM NO. (45) - ADOPTED**

[10-0005-S847](#)

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 November 16, 2010:

[10-0005-S847](#)

CD 9

- a. Property at 1601 East 32nd Street a.k.a. 2720 Nevin Avenue (Case No. 147088).  
Assessor I.D. No. 5117-004-036

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 27, 2007)

[10-0005-S848](#)

CD 14

- b. Property at 437 North Sloat Street a.k.a. 439 North Sloat Street (Case No. 226650).  
Assessor I.D. No. 5178-020-031

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

[10-0005-S849](#)

CD 13

- c. Property at 220 North Berendo Street a.k.a. 222 North Berendo Street (Case No. 37019).  
Assessor I.D. No. 5518-026-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 4, 2007)

[10-0005-S850](#)

CD 9

- d. Property at 189 East 50th Street a.k.a. 193 East 50th Street (Case No. 289006).  
Assessor I.D. No. 5109-004-051

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 16, 2010)

[10-0005-S851](#)

CD 14

- e. Property at 2521 East Ganahl Street a.k.a. 2521 1/2 East Ganahl Street (Case No. 184337). Assessor I.D. No. 5177-008-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 11, 2008)

[10-0005-S852](#)

CD 14

- f. Property at 2521 East Ganahl Street a.k.a. 2521 1/2 East Ganahl Street (Case No. 226316). Assessor I.D. No. 5177-008-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 4, 2009)

[10-0005-S853](#)

CD 10

- g. Property at 3124 South Helms Avenue (Case No. 212725). Assessor I.D. No. 4312-006-036

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 11, 2008)

[10-0005-S854](#)

CD 9

- h. Property at 651 East 47th Street a.k.a. 653 East 47th Street (Case No. 12846). Assessor I.D. No. 5108-005-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 2, 2006)

[10-0005-S855](#)

CD 9

- i. Property at 651 East 47th Street a.k.a. 653 East 47th Street (Case No. 243908). Assessor I.D. No. 5108-005-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 30, 2009)

**ITEM NO. (46) - ADOPTED**

[10-1622](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to authorization to destroy certain obsolete records from the Los Angeles Department of Water and Power (LADWP) for the period of 1913 through 2002.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the LADWP, Customer Services Division, (DWP/12 - 1,997 boxes) for the period of 1913 through 2002.

Fiscal Impact Statement: The City Clerk reports that the retention of 1,997 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$311.53 per month, or \$3,738.36 per year.

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

Community Impact Statement: None submitted.

#### **ITEM NO. (47) - ADOPTED**

[10-1623](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to authorization to destroy certain obsolete records from the Los Angeles Fire Department (LAFD) for the period of January through December 1997.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the LAFD, Fire Prevention and Public Safety, (FIR/500 - 12 boxes) for the period of January through December 1997.

Fiscal Impact Statement: The City Clerk reports that the retention of 12 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$2.28 per month, or \$27.36 per year.

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

Community Impact Statement: None submitted.

#### **ITEM NO. (48) - ADOPTED**

[10-1624](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to authorization to destroy certain obsolete records imaged in accordance with the Los Angeles Administrative Code (LAAC) Section 12.4 and waiver of standard 60-day hold from the Los Angeles City Employees' Retirement System (LACERS) for the period of September 10, 2009 through February 20, 2010.

Recommendation for Council action:



ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the LACERS (CER/OO - 48 boxes) for the period of September 10, 2009 through February 20, 2010.

Fiscal Impact Statement: The City Clerk reports that the retention of 48 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$7.49 per month, or \$89.86 per year.

[Approval is sought to destroy these documents prior to the expiration of their full retention time period. These records have been imaged pursuant to the conditions of LAAC Section 12.4, and the image files will be maintained in two different file locations for the balance of their required retention time period. Dispensation with the usual 60-day hold from the date of Council approval is also requested because the image copies are as readily available as the paper documents. Contact the Records Management Division at (213) 473-8449 or via email at [Todd.Gaydowski@lacity.org](mailto:Todd.Gaydowski@lacity.org) to arrange for inspection of records.]

Community Impact Statement: None submitted.

#### **ITEM NO. (49) - ADOPTED**

##### [10-1718](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to authorization to destroy certain obsolete records from the Los Angeles Police Commission for the Los Angeles Police Department (LAPD) for the period of July 1, 1971 through December 31, 2007.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Los Angeles Police Commission for the LAPD, (PDX/Various – 377 boxes) for the period of July 1, 1971 through December 31, 2007.

Fiscal Impact Statement: The City Clerk reports that the retention of 377 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$58.81 per month, or \$705.74 per year.

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

Community Impact Statement: None submitted.

#### **ITEM NO. (50) - ADOPTED**

##### [10-1719](#)

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GOVERNMENT AFFAIRS COMMITTEE and RESOLUTION relative to authorization to destroy certain obsolete records from the Los Angeles Police Commission for the Los Angeles Police Department (LAPD) for the period of January 1, 1987 through December 31, 2003.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Los Angeles Police Commission for the LAPD, (PDX/0128 – 1,328 boxes) for the period of January 1, 1987 through December 31, 2003.

Fiscal Impact Statement: The City Clerk reports that the retention of 1,328 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$207.17 per month, or \$2,486.02 per year.

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

Community Impact Statement: None submitted.

## ITEM NO. (51) - ADOPTED

[10-1532](#)  
[10-1532-S1](#)  
CD 15

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM CHAIR, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed Permit No. 853 with the Department of General Services (GSD) for the continued use of property located at 445 Ferry Street in San Pedro as a wastewater treatment plant and sewer outfall (Terminal Island Wastewater Treatment Plant).

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

1. FIND that, these actions, as described in the November 3, 2010 Board of Harbor Commissioners (Board) report and attached to the Council file, are exempt from the California Environmental Quality Act (CEQA) pursuant to Article II Class 2(f) of the Los Angeles City CEQA Guidelines.
2. FIND that pursuant to City Charter Section 607, that a term of 50 years is in the City's best interest due to the essential public service it provides to the Port of Los Angeles operations, the ongoing need for such services, and the significant investment required for the waste water treatment plant and associated sewer line infrastructure.
3. APPROVE Permit No. 853 with the GSD on behalf of the Board of Public Works, Bureau of Sanitation, for the continued occupancy of land located at 445 Ferry Street, San Pedro, and operation of the Terminal Island Wastewater Treatment Plant and sewer outfall (Terminal Island Wastewater Treatment Plant).
4. AUTHORIZE the Executive Director to execute Permit No. 853 and the Board Secretary to attest to said Permit upon approval by City Council.
5. ADOPT Resolution No. 10-7025.

6. APPROVE Recommendation No. 1 of the October 25, 2010 Information Technology and Government Affairs Committee report, as attached to the Council file (Council File No. 10-1532).

Fiscal Impact Statement: The Board reports that proposed Permit No. 853 would increase annual rent from \$794,639 to \$1,170,117 starting in calendar year 2010, resulting in an annual increase in fixed land rent revenue to the Harbor Department of \$375,478. Beginning July 1, 2011, compensation will be escalated by CPI up to three percent per year, but in no event will compensation decrease. Additionally, Settlement Agreement No. 1106 establishes that the Harbor Department would be responsible for 35 percent and the City would be responsible for 65 percent of the property costs associated with Terminal Island Wastewater Treatment Plant. As such, the rate of return is calculated based solely on the non-Harbor Department portion of the property, which results in a ten percent rate of return consistent with Board policy. The Harbor Department obtains no revenues from its 35 percent portion of the property; however, the Harbor Department and its tenants benefit from the essential water treatment service provided by the facility.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 4, 2010

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

10 VOTES REQUIRED

## ITEM NO. (52) - ADOPTED

### [11-0001](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST relative to the 2011 Council Recess Schedule.

Recommendations for Council action:

1. RESOLVE, in accordance with Charter Section 242, that Council recess on the following days in Calendar Year 2011:

Good Friday, April 22, 2011

Summer Recess, Tuesday, August 23, 2011 through Friday, September 2, 2011

Winter Recess, Tuesday, December 20, 2011 through Friday, December 30, 2011

2. RESOLVE that Council, in accordance with Charter Section 242, recess on the days identified below to attend conferences in Calendar Year 2011, with the understanding that Council may introduce resolutions to remove any conference dates from the recess schedule:

National League of Cities' Annual Congressional City Conference, Friday, March 11, 2011 through Wednesday, March 16, 2011 (event held from March 12, 2011 through March 16, 2011, in Washington, D.C.; March 11, 2011 is recommended as a travel day).

League of California Cities' Annual Conference and Exposition, Tuesday, September 20, 2011 through Friday, September 23, 2011 (event held from September 21, 2011 through September 23, 2011, in San Francisco, California).

National League of Cities' Annual Congress of Cities Conference and Exposition, Tuesday November 8, 2011 through Friday, November 11, 2011 (event held from November 8, 2011 through November 12, 2011 in Phoenix, Arizona).

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

Community Impact Statement: None submitted.

(Rules and Elections Committee waived consideration of the above matter)

**ITEM NO. (53) - ADOPTED**

[10-1752](#)

CD 14

CONSIDERATION OF MOTION (HUIZAR - ALARCON) relative to funding required to complete current construction activities for the Chicago Plaza building located at 2130 East First Street.

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

1. AUTHORIZE the Controller to establish new Account No. G140, Department of General Services (GSD), Chicago Float Loan, and appropriate \$1,050,000 within the Community Development Trust Fund No. 424 to GSD Fund No. 100/40 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1101	Construction Hiring Hall	435,000
1121	Construction Hiring Hall Fringe Benefits	175,000
1191	Construction Hiring Hall Overtime	40,000
3180	Construction Materials and Supplies	400,000

2. AUTHORIZE the City Administrative Officer to make any technical corrections to the fund transfer instructions as necessary to implement the intent of the Motion.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

**ITEM NO. (54) - ADOPTED**

[10-1745](#)

CD 15

CONSIDERATION OF MOTION (HAHN - KORETZ) relative to the issuance of a revocable permit to the Harbor Interfaith Service, a non-profit organization located at 670 West Ninth Street in San Pedro.

Recommendation for Council action, as initiated by Motion (Hahn - Koretz):

INSTRUCT the Bureau of Engineering to issue a revocable permit to the Harbor Interfaith Service to enable their new facility to locate a stairway and disabled access ramp with the understanding that if and when revocation of this permit were to occur Harbor Interfaith Service will work diligently with relevant City departments to achieve compliance with applicable City codes and regulations.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

**ITEM NO. (55) - ADOPTED**

[10-2413](#)

CD 1

MOTION (REYES - HUIZAR) relative to amending prior Council action of September 10, 2010, regarding various expenses incurred for this year's celebration of El Grito.

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

1. AMEND prior Council action of September 10, 2010, (Council file No. 10-2413), relative to the allocation of \$25,000 in the El Grito line item in the General City Purposes portion of the 2010-11 budget to the WALL Las Memorias, a California non-profit corporation, for various expenses incurred for this year's celebration of El Grito, pursuant to a Letter of Agreement with this organization to provide an additional amount of \$1,585 from the same source to the same organization and for the same purpose, with all other instructions and authorizations in the original Council action remaining the same and in force.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

**ITEM NO. (56) - ADOPTED**

[09-1350-S1](#)

CD 10

MOTION (WESSON - KORETZ) relative to funding to support the Koreatown Youth Community Center's efforts for maintenance of the 120 street trees on Motor Avenue between Venice Boulevard and the 10 Freeway overpass in Council District 10.

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

1. ALLOCATE \$9,600 in the Council District 10 Public Benefits Trust Fund to support the Koreatown Youth & Community Center's efforts for maintenance of the 120 street trees on Motor Avenue between Venice Boulevard and the 10 Freeway overpass in Council District 10.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to Koreatown Youth & Community Center, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed, and AUTHORIZE the Councilmember of the District to execute any such documents on behalf of the City.

3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

**ITEM NO. (57) - ADOPTED**

**Roll Call #12 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Smith and President Garcetti (4)**

[10-0010-S45](#)

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 deaths of Samuel Martinez and Jose Martinez on September 25, 2010.

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

1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Samuel Martinez and Jose Martinez on September 25, 2010.
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.

**Roll Call #5 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)  
(Item Nos. 58a-58d)**

**ITEM NO. (58) - MAPS APPROVED - CITY ENGINEER REPORTS ADOPTED**

[10-1799](#)

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:

[10-1799](#)

CD 11

- a. FINAL MAP OF TRACT NO. 66644 located at 11657 West Chenault Street, lying northeasterly of Barrington Avenue.  
(Bond No. C-117727)  
Applicants: Interland Investment, LLC.  
                  Techna Land Company

[10-1807](#)

CD 5

- b. FINAL MAP OF TRACT NO. 69108 located at 1438-48 1/2 Beverly Glen Boulevard lying northly of Wilkins Avenue.  
(Bond No. C-118203)  
(Quimby Fee: \$48,224)  
Applicants: Kai Nalu Holdings Inc.  
Jack Little Co.

[10-1808](#)

CD 4

- c. FINAL MAP OF TRACT NO. 54352 lying easterly of Virgil Avenue and northerly of Fifth Street.  
(Bond No. C-118204)  
(Quimby Fee: \$229,326)  
Applicants: Catalina Limited Partnership  
Tom Iacobellis

[10-1810](#)

CD 3

- d. PARCEL MAP L.A. NO. 2006-8323 for property located at 5650 North Melvin Avenue lying northerly of Martha Street.  
(Quimby Fee: \$2,322)  
Applicants: Dean C. Daily  
G.M. Engineering

**Items for Which Public Hearings Have Not Been Held - Items 59-63**

(10 Votes Required for Consideration)

**Roll Call #6 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)**  
**(Item Nos. 59-62)**

**ITEM NO. (59) - ADOPTED**

[10-1666](#)

CD 8

MOTION (PARKS - PERRY) relative to amending prior Council action of November 17, 2010, allocating funding for outside legal counsel for the Los Angeles Housing Department (LAHD).

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

AMEND prior Council action of November 17, 2010, (Council file No. 10-1666), relative to allocating funding for outside legal counsel for the LAHD, to ADOPT the following Controller instructions/authorizations which were inadvertently left out of the original Council action:

1. AUTHORIZE the Controller to:

- a. Establish a new appropriation account within Fund No. 41M, Code Enforcement Trust Fund and Fund No. 440, Rent Stabilization Fund, Department 43 as follows:

<u>Account</u>	<u>Title</u>
G227	Outside Legal Counsel

- b. Transfer appropriations within Fund No. 41M, Code Enforcement Trust Fund and Fund No. 440, Rent Stabilization Fund, Department 43 as follows:

From:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
41M/43	G301	Code Enforcement Reserve	\$208,388.50
440/43	G201	Rent Stabilization Reserve	\$208,388.50

To:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
41M/43	G227	Outside Legal Counsel	\$208,388.50
440/43	G227	Outside Legal Counsel	\$208,388.50

- c. Expend funds not to exceed \$416,777 from the above funds and accounts upon proper written demand of the General Manager, or designee, on an as needed basis.

2. AUTHORIZE the General Manager, LAHD, or designee, to make any technical corrections or clarifications to the above transfer instructions in order to effectuate the intent of this Motion.

**ITEM NO. (60) - ADOPTED - FORTHWITH**

[10-2437](#)

MOTION (PARKS - PERRY) relative to amending prior Council actions of October 8, 2010, authorizing the City Attorney to expend funding in order to effect settlement in the case entitled Michael Romero v. City of Los Angeles, Los Angeles Superior Court Case No. BC 402853.

Recommendation for Council action:

AMEND prior Council action of October 8, 2010, (Council file No. 10-2437), relative to authorizing the City Attorney to expend \$3,500,000 in order to effect settlement in the case entitled Michael Romero v. City of Los Angeles, Los Angeles Superior Court Case No. BC 402853, pursuant to the request of the plaintiff's party, to AUTHORIZE the City Attorney to draw demands as listed below - this action does not change the total amount of the settlement approved in the original Council action:

- a. \$921,286 payable to Symetra Assigned Benefits Service Company (Tax ID 91-1246870) due upon approval.
- b. \$1,078,714 to the Law Offices of Daniel Dunbar and Michael Romero due upon approval.
- c. \$1,500,000 payable to the Law Offices of Daniel Dunbar and Michael Romero due on July 15, 2011.



**ITEM NO. (61) - ADOPTED**

[10-1829](#)

CD 10

MOTION (WESSON - KORETZ) relative to funding for services in connection with the construction and repair of curbs, sidewalks, driveway reconstruction and disabled access ramps at various locations in Council District 10.

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

1. TRANSFER/APPROPRIATE/ALLOCATE from the Council District 10 Real Property Trust Fund No. 692 to the below listed accounts in the Street Services Fund No. 100/86, and in the amounts specified, for services in connection with the construction and repair of curbs, sidewalks, driveway reconstruction and disabled access ramps at various locations in Council District 10, as further identified in the text of this Motion.

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$115,000
1100	Hiring Hall Salaries	4,000
3030	Construction Expense	67,000
3040	Contractual Services	29,000
6020	Operating Supplies & Expense	<u>15,000</u>
	Total	\$230,000

2. AUTHORIZE the Bureau of Street Services to make any technical corrections, adjustments or clarifications to the above instructions in order to effectuate the intent of this Motion.

**ITEM NO. (62) - ADOPTED**

[10-1830](#)

CD 15

MOTION (HAHN - LABONGE) relative to implementing a 2010 free holiday parking program by the Los Angeles Department of Transportation (LADOT) in Council District 15.

Recommendation for Council action:

INSTRUCT the LADOT to take the necessary steps to implement a 2010 free holiday parking program from Saturday, December 11, 2010 through Friday, January 1, 2011, in the San Pedro parking meter zone ( No. 518), the City's parking lots in San Pedro (Lots No. 641, No. 647, No. 684 and No. 735) and the Wilmington parking meter zone (No. 534).

**ITEM NO. (63) - ADOPTED - TO THE MAYOR FORTHWITH**

**Roll Call #7 - Adopted, Ayes (11); Absent: Alarcón, Krekorian, Parks and Smith (4)**

[10-0010-S46](#)

MOTION (CARDENAS - KERKORIAN) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Vartan Avatyan on October 17, 2010.

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 Vartan Avatyan on October 17, 2010.
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.

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

### [09-0879-S1](#)

MOTION (WESSON - LABONGE) relative to funding to purchase and install security cameras and related safety equipment for the Wilshire Boulevard park project (now known as Robert F. Kennedy Inspiration Park) in Council District 10.

### [10-1837](#)

MOTION (WESSON - KORETZ) relative to reprogramming Community Development Block Grant funds from Neighborhood Facility Improvements to the Mercy Jefferson Housing Project.

### [10-1838](#)

MOTION (WESSON - KORETZ) relative to reprogramming Community Development Block Grant funds from Neighborhood Facility Improvements to Project SAVE.

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

Upon his request, and without objections, Councilmember LaBonge was excused to leave at 11:45 a.m. from Council session of Tuesday, December 14, 2010 and to leave at 12:45 p.m. from Council session of Wednesday, December 15, 2010 both due to City Business.

Upon his request, and without objections, Councilmember Cárdenas was excused from Council session of Friday, January 21, 2011 due to City Business.

Upon his request, and without objections, Councilmember LaBonge was excused to leave at 12:30 p.m. from Council session of Tuesday, February 22, 2011 and to leave at 12:00 p.m. from Council session of Wednesday, February 23, 2011 and excused from Council sessions of Tuesday, February 15, 2011; Tuesday, March 1, 2011, Wednesday, March 2, 2011, Friday, March 4, 2011, and Tuesday, March 8, 2011 all due to City Business.

**Cárdenas, Hahn, Huizar, Koretz, LaBonge, Parks, Perry, Rosendahl and Zine (9); Absent: Alarcón, Krekorian, Reyes, Smith, Wesson and President Garcetti (6)**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL