

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **February 15, 2011**  
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, Koretz, Krekorian, LaBonge, Perry, Reyes, Rosendahl, Smith, Zine and President Garcetti (10); Absent: Alarcón, Hahn, Huizar, Parks and Wesson (5)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
FEBRUARY 9, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 9

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

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

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

**ITEM NO. (1) - CONTINUED TO FEBRUARY 22, 2011**

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

[10-1958](#)  
CD 9

HEARING PROTESTS and COMMENTS relative to the proposed levy of assessment of the Little Tokyo Business Improvement District, pursuant to the provisions of Section 54954.6 of the Government Code and Section 36500 et seq. of the Streets and Highways Code.

(Final Hearing scheduled for March 22, 2011, pursuant to adoption of Ordinance of Intention No. 181536 by the City Council on January 26, 2011)

## **Items for Which Public Hearings Have Not Been Held - Items 2-8**

(10 Votes Required for Consideration)

**Roll Call #2 - Adopted, Ayes (11); Absent: Alarcón, Hahn, Huizar and Parks (4)**  
**(Item Nos. 2a-2b)**

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

[11-0005-S106](#)

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 February 8, 2011:

[11-0005-S106](#)

CD 9

- a. Property at 1031 East 55th Street (Case No. 8167).  
Assessor I.D. No. 5103-020-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 14, 2005)

[11-0005-S107](#)

CD 9

- b. Property at 1031 East 55th Street (Case No. 5576).  
Assessor I.D. No. 5103-020-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 10, 2002)

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

**Roll Call #4 - Adopted, Ayes (12); Absent: Huizar, Parks and Perry (3)**

[10-0773-S5](#)

CONSIDERATION OF MOTION (GARCETTI - LABONGE) relative to removal of the four Barnsdall Art Park facilities from the Request for Proposals to transition various City-controlled cultural art facilities to public-private partnerships.

Recommendations for Council action:

1. INSTRUCT the Cultural Affairs Department to remove the four Barnsdall Art Park facilities from the Request for Proposals to transition various City-controlled cultural art facilities to public-private partnerships.
2. INSTRUCT the City Administrative Officer to report on the funding required to continue to operate the four Barnsdall Art facilities as City-operated facilities.

Community Impact Statement: None submitted.

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

**Roll Call #2 - Adopted, Ayes (11); Absent: Alarcón, Hahn, Huizar and Parks (4)  
(Item Nos. 4-8)**

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

[11-0011-S4](#)

CD 5

MOTION (KORETZ - HUIZAR) relative to funding for improving and beautifying Pico Boulevard as a pedestrian and transit friendly boulevard in Council District Five.

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

1. AUTHORIZE the Board and Department of Public Works, Public Works Office of Accounting and the Controller to TRANSFER and APPROPRIATE funds in the amount of \$5,100 from the Street Furniture Revenue Funds account of Council District Five to Fund 44B/47 Revenue Source 4512, and AUTHORIZE the Controller to appropriate/transfer the funds to Fund 44B/47 Account 1008 (Westside Neighborhood Council).
2. AUTHORIZE the Bureau of Street Services as well as the Department of Public Works Office of Accounting to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this motion.

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

[11-0210](#)

CD 9

MOTION (PERRY - GARCETTI) relative to funding for costs associated with the use of the mobile stage by the Midnight Mission for their Homeless Spring Barbecue on February 19, 2011.

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

APPROPRIATE \$666 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, Account No. 1090 (Overtime Account) for Fleet Services, for costs associated with the use of the mobile stage to be reimbursed by the Midnight Mission for their Homeless Spring Barbecue on February 19, 2011.

**ITEM NO. (6) - ADOPTED**

[11-0211](#)

CD 11

MOTION (ROSENDAHL - KORETZ) relative to a personal services contract with Civic Enterprise Associates, LLC to provide services to the Eleventh Council District.

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

1. APPROVE the personal services contract with Civic Enterprise Associates, LLC to provide services to the Eleventh Council District from February 15, 2011 to September 14, 2011 in an amount not to exceed \$23,190 from funds available in the Council Office Budget.

2. AUTHORIZE the Councilmember of the Eleventh Council District to execute said contract on behalf of the City.
3. TRANSFER \$23,190 in the Department of Transportation West Los Angeles Transportation Improvement and Mitigation Specific Plan Fund No. 681 to the Council Fund No. 100/28, Account No. 3040 (Contractual Services) for the above purpose.
4. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2010-11.

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

11-0010-S10

MOTION (REYES - ROSENDAHL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Jonathan Val on April 28, 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 Jonathan Val on April 28, 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.

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

11-0010-S9

MOTION (REYES - ROSENDAHL) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of an unidentified woman found at the LA Recycling Center on September 10, 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 an unidentified woman found at the LA Recycling Center on September 10, 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.

# Item for Which Public Hearing Has Been Held - Item 9

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

Roll Call #5 - to Adopt as Amended, Ayes (12); Absent: Huizar, Parks and Perry (3)

[09-1876](#)

CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to grant funds from the Medicare Improvements for Patients and Providers Act (MIPPA) for beneficiary outreach and assistance.

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

1. AUTHORIZE the General Manager, Los Angeles Department of Aging (LADOA), or designee, to:
  - a. Execute Standard Agreement Amendment MI-0910-25 for FY 2009-10 and FY 2010-11 MIPPA Contract Amendment No. 1.
  - b. Roll over prior year funding in FY 2009-10 into current FY 2010-11 funds.
  - c. Accept an additional \$1,870 of grant funds for the purpose of expanding outreach to low-income Medicare beneficiaries.
2. AUTHORIZE the Controller to:
  - a. Transfer the unexpended balance of \$36,817 for FY 2009-10 MIPPA in Account F102 to FY 2010-11 in Account G102 in Fund No. 100/02:

|       | <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|-------|----------------|--------------|---------------|
| From: | F102           | Aging        | \$36,817      |
| To:   | G102           | Aging        | \$36,817      |

- b. Increase the appropriations within Fund No. 100/02, Account G102 by \$1,870:

|       | <u>Account</u> | <u>Title</u> | <u>Amount</u> |
|-------|----------------|--------------|---------------|
| From: | G102           | Aging        | \$75,086      |
| To:   | G102           | Aging        | \$79,956      |

- c. Transfer funds within the Fund No. 100/02, Account G102:

|       | <u>Fund</u> | <u>Account</u> | <u>Title</u>         | <u>Amount</u>   |
|-------|-------------|----------------|----------------------|-----------------|
| From: | 100/02      | 1010           | Salaries - General   | \$ 6,124        |
|       | 100/02      | 1070           | Salaries - As Needed | \$32,577        |
|       | 100/02      | 2120           | Printing & Binding   | \$13,193        |
|       | 100/02      | 2130           | Travel               | \$ 1,800        |
|       | 100/02      | 6010           | Office & Admin. Exp. | <u>\$23,262</u> |
|       |             |                | Total                | \$76,956        |

|     | <u>Fund</u> | <u>Account</u> | <u>Title</u>         | <u>Amount</u>   |
|-----|-------------|----------------|----------------------|-----------------|
| To: | 100/02      | 1010           | Salaries - General   | \$38,701        |
|     | 100/02      | 2120           | Printing & Binding   | \$13,193        |
|     | 100/02      | 6010           | Office & Admin. Exp. | <u>\$25,062</u> |
|     |             |                | Total                | \$76,956        |

Fiscal Impact Statement: The LADOA reports the MIPPA Program grant is entirely funded through the Centers for Medicare and Medicaid services. No City General Funds will be allocated to this project. There is no local match requirement.

Community Impact Statement: None submitted.

(Continued from Council meeting of February 11, 2011)

**ADOPTED**

**AMENDING MOTION (LABONGE - KREKORIAN)**

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

**1. DELETE Recommendation No. 2 and replace with the following new Recommendation:**

**“2. AUTHORIZE the Controller to:**

**a. Adjust the appropriations within the Health Insurance Counseling and Advocacy Program Fund Number 47Y as follows:**

| <u>Account</u> | <u>Title</u> | <u>Amount</u>   |
|----------------|--------------|-----------------|
| F102           | Aging        | \$(40,127)      |
| G102           | Aging        | 41,338          |
| F300           | MIPPA        | <u>659</u>      |
|                | <b>TOTAL</b> | <b>\$ 1,870</b> |

**b. Increase the appropriations within Fund Number 100/02 and transfer funds on an as needed basis as follows:**

|       | <u>Fund</u> | <u>Account</u> | <u>Title</u>         | <u>Amount</u>   |
|-------|-------------|----------------|----------------------|-----------------|
| From: | 47Y         | G102           | Aging                | \$41,338        |
| To:   | 100/02      | 1010           | Salaries - General   | \$ 1,644        |
|       | 100/02      | 1070           | Salaries - As Needed | 21,219          |
|       | 100/02      | 2120           | Printing & Binding   | 7,824           |
|       | 100/02      | 2130           | Travel               | 900             |
|       | 100/02      | 6010           | Office & Admin Exp   | <u>9,751</u>    |
|       |             |                | <b>TOTAL</b>         | <b>\$41,338</b> |

**2. APPROVE the following new Recommendation:**

- “3. AUTHORIZE the General Manager, LADOA, to prepare Controller instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.”**

**Items for Which Public Hearings Have Not Been Held - Items 10-11**

(10 Votes Required for Consideration)

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

**Roll Call #6 - Adopted, Ayes (13); Absent: Huizar and Parks (2)**

[10-0849-S1](#)

CD 10

MOTION (WESSON - HAHN) relative to authorizing grant funding for the District Square Retail Project located at 3650 Rodeo Road, 3650-70 Crenshaw Boulevard and 3562-70 Rodeo Place in Council District 10.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to negotiate and execute the funding agreement and all relevant documents with Metropolitan Square Inc. (Sub-grant Recipient) for funding of up to \$1,447,500 Community Development Block Grant - Recovery / American Recovery and Reinvestment Act funds (previously approved on March 5, 2010, Council file No. 09-2665), subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the CDD to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement these instructions.

**ITEM NO. (11) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Roll Call #7 - to Adopt Substitute Motion, As Amended, Ayes (13); Absent: Huizar and Parks (2)**

[11-0227](#)

CD 12

MOTION (PERRY for SMITH - LABONGE) relative to funding for the Los Angeles Police Department (LAPD) to eliminate furloughs for civilian Detention Officers and Senior Detention Officers at the new LAPD Metropolitan facility for the rest of the current fiscal year.

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

1. TRANSFER \$718,675 in the Sunshine Canyon Community Amenities Trust Fund No. 699 to the Police Department Fund No. 100/79, Account No. 1010 (Salaries - General) as a loan to eliminate furloughs for the rest of the current fiscal year for civilian Detention Officers and Senior Detention Officers assigned to the new LAPD Metropolitan Detention facility. The loan will be interest-free, with said funds to be repaid from the General Fund over the next two fiscal years with extension by the approval of the Councilmember of the 12th District, and subject to the approval of the City Attorney as to legality.
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.

**ADOPTED**

**SUBSTITUTE MOTION (SMITH - LABONGE)**

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

1. TRANSFER \$639,706 in the Sunshine Canyon Community Amenities Trust Fund No. 699 to the Police Department Fund No. 100/70, Account No. 1010 (Salaries - General) as a loan to eliminate furloughs for the rest of the current fiscal year for civilian Detention Officers, Senior Detention Officers, and Principal Detention Officers assigned to the Los Angeles Police Department Jail Division. The loan will be interest-free, with said funds to be repaid from the General Fund over the next two fiscal years with extension by the approval of the Councilmember of the 12th District, and subject to the approval of the City Attorney as to legality.
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.

**ADOPTED**

**AMENDING MOTION (ZINE - KREKORIAN)**

**Recommendation for Council action:**

**INSTRUCT the City Administrative Officer to report back in 60 days on other types of Trust Funds/Special Funds (e.g. Pipeline Franchise, Street Furniture Revenue) that could be utilized for loan purposes and to include any restrictions in place regarding the utilization of those funds for loan/expenditure purposes and further clarify the difference between borrowing versus granting of these funds.**

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

**[11-0011-S6](#)**

**MOTION (REYES - ZINE) relative to funding for street, alleyway, and stairway improvements in Council District One.**



[11-0254](#)

MOTION (ROSENDAHL - SMITH) relative to the Office of the Treasurer requesting an increase in appropriations to its Bank Service Fees Account.

[09-3064-S1](#)

MOTION (PERRY for PARKS - SMITH) relative to amending prior Council action of February 9, 2011, regarding funding for regional public improvements in Council District Eight.

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

Upon his request, and without objections, Councilmember Huizar was excused to leave at 11:00 a.m. from Council Session of Friday, February 25, 2011, due to City Business.

## **COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[11-0004](#) Police Officer III+I Kathy Bennett

Smith - All Councilmembers

William A. Robertson

Krekorian - All Councilmembers

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

[11-0003](#) Karla Denise Smith

Wesson

**Alarcón, Cárdenas, Hahn, Koretz, Krekorian, LaBonge, Perry, Reyes, Rosendahl, Smith, Wesson, Zine and President Garcetti (13); Absent: Huizar and Parks (2)**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL