

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **January 26, 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: Alarcón, Cárdenas, Huizar, Koretz, LaBonge, Perry, Reyes, Smith, Wesson, Zine and President Garcetti (11); Absent: Hahn, Krekorian, Parks and Rosendahl (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 21, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 31

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 Noticed for Public Hearing - Items 1-4

Roll Call #2 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)
(Item Nos. 1-2)

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
FEBRUARY 16, 2011**

[10-1737](#)
CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Debby Street and Sunnyslope Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Debby Street and Sunnyslope Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 24, 2010 - Continue hearing and present Ordinance on FEBRUARY 16, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
FEBRUARY 16, 2011**

[10-1738](#)
CD 4

HEARING PROTESTS against the proposed improvement and maintenance of the Bennett Drive and Cahuenga Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Bennett Drive and Cahuenga Boulevard Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 24, 2010 - Continue hearing and present Ordinance on FEBRUARY 16, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - CONTINUED TO FEBRUARY 2, 2011

Roll Call #26 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[10-1959](#)
CD 2

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at CVS Pharmacy retail drug store located at 5601 and 5615 Van Nuys Boulevard, Van Nuys, 91411.

Application filed by: Dan Shultz, MileStone Management

TIME LIMIT FILE - JANUARY 31, 2011

(LAST DAY FOR COUNCIL ACTION - JANUARY 28, 2011)

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

ITEM NO. (4) - CONTINUED TO JANUARY 28, 2011

Roll Call #1 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[10-1960](#)
CD 7

HEARING COMMENTS relative to an Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at Roha Investments, Inc., convenience market.

Recommendations for Council action:

1. DETERMINE that the “Public Convenience or Necessity” WILL NOT be served by the sale of alcoholic beverages for off-site consumption at Roha Investments, Inc., convenience market located at 12737 Glenoaks Boulevard, Units 9 and 10, Sylmar, 91342, inasmuch as the site is located in a census tract with an undue concentration of alcoholic beverage sales licenses.
2. DENY the application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption at 12737 Glenoaks Boulevard, Units 9 and 10, based upon the above finding and the negative influence associated with the sale of alcohol in the concerned community.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Roha Investments, Inc. (Sherrie Olson, representative)

TIME LIMIT FILE - JANUARY 31, 2011

(LAST DAY FOR COUNCIL ACTION - JANUARY 28, 2011)

Items for Which Public Hearings Have Been Held - Items 5-11

**Roll Call #5 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)
(Item Nos. 5-7)**

ITEM NO. (5) - ADOPTED

[10-1855](#)
CD 3

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property at 7627 North Etiwanda Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 10-1855 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-2787-MND] filed on February 22, 2008.
2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the SVAPC, effecting a zone change from RA-1 to (T)(Q)RD3-1 over the entire lot for the proposed demolition of existing single-family dwelling unit for the construction of five detached single-family homes in a small lot subdivision approved under Vesting Tentative Tract No. VTT-69181 for property at 7627 North Etiwanda Avenue, subject to Conditions of Approval.

Applicant: Emanuel Jones (Representative: Armin Gharai)

APCSV-2007-2824-ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 28, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 25, 2011)

ITEM NO. (6) - ADOPTED

[11-0021](#)

CD 11

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change for property located at 11600, 11650, 11660, and 11674 West Santa Monica Boulevard; 1551 and 1601 South Barry Avenue; and 1560 West Barrington Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the lead agency in the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 11-0021 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV 2007-0553-MND] filed on May 21, 2010.

2. ADOPT the FINDINGS of the City Planning Commission (CPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the CPC, effecting a zone change from R3-1VL, P-1VL, and C2-1VL to (T)(Q)C2-1VL for the demolition of an existing Vons supermarket and adjacent retail shops with a floor area of approximately 62,266 square feet and the construction of a new approximately 58,000 square foot Vons/Pavilions supermarket for property located at 11600, 11650, 11660, and 11674 West Santa Monica Boulevard; 1551 and 1601 South Barry Avenue; and 1560 West Barrington Avenue, subject to Conditions of Approval.

Applicant: Sam Shink, Safeway Inc. and David Zylstra, Vons

Representative: Gaines & Stacey, LLP, Fred Gaines and Kimberly Rible

CPC-2007-552-ZC-CUB-CU

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 4, 2011

(LAST DAY FOR COUNCIL ACTION - APRIL 1, 2011)

ITEM NO. (7) - ADOPTED

[08-1647-S2](#)

CD 7

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to accepting funds for the purchase and installation of security cameras in and around the Council District Seven Redevelopment Project Area.

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

1. AUTHORIZE the Los Angeles Police Department (LAPD) to accept funds from the Community Redevelopment Agency (CRA) from July 1, 2010 through June 30, 2011 in an amount not to exceed \$360,000 for the purchase and installation of security cameras in and around the Council District Seven Redevelopment Project Area.
2. AUTHORIZE the Controller to accept funds in an amount not to exceed \$360,000 from the CRA, deposit the funds into LAPD Fund No. 100/70, Revenue Source No. 3743, entitled Revenue from Other Agencies, and appropriate such amount in LAPD Fund No. 100/70, Account No. 3040 - Contractual Services.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

Roll Call #13 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)

[10-1899](#)
CD 4

CATEGORICAL EXEMPTION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal of conditions imposed to mitigate the adverse impacts on the surrounding community caused by the operation of Tangier Restaurant (formerly known as the Prima Vera Restaurant) at 2138 Hillhurst Avenue.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act of pursuant to Article VII, Section 1, Class 21(2) of the City's Environmental Guidelines.
2. ADOPT the FINDINGS of the Zoning Administrator as the Findings of the Council.
3. RESOLVE TO GRANT IN PART/DENY IN PART THE APPEAL filed by Vicki Yerman, on behalf of herself and the Avocado Townhomes Homeowners Association, (Richard Anderson, representative), from the entire determination of the Zoning Administrator, and THEREBY IMPOSE conditions on the operation of the Tangier Restaurant at 2138 Hillhurst Avenue, inasmuch as the business was found to be a nuisance and required modification of its operation to mitigate adverse impacts to the surrounding area, subject to modified conditions and findings.

Applicant: City of Los Angeles (Office of Zoning Administration) DIR-98-0963(RV)(PA4)

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 - JANUARY 29, 2011

(LAST DAY FOR COUNCIL ACTION - JANUARY 28, 2011)

ITEM NO. (9) - ADOPTED - FORTHWITH

Roll Call #5 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)

[11-0017](#)

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Replacement Terminal Facilities Lease Agreement with Continental Airlines, Inc. (Continental Airlines) covering facilities located in Terminal 6 at Los Angeles International Airport (LAX).

Recommendations for Council action:

1. FIND that this action, as described in the January 4, 2011 Board of Airport Commissioners (Board) report, attached to the Council file, 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 Replacement Terminal Facilities Lease Agreement with Continental Airlines covering facilities located in Terminal 6 at LAX.
3. CONCUR with the Board's action of January 4, 2011 by Board Order No. AO-5294 authorizing the Executive Director to execute the Replacement Terminal Facilities Lease Agreement with Continental Airlines.

Fiscal Impact Statement: None submitted by the Board. 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 - FEBRUARY 3, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 2, 2011)

ITEM NO. (10) - CONTINUED TO FEBRUARY 2, 2011

Roll Call #3 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[11-0020](#)

CD 9

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to the private management Request for Proposals (RFP) for the Los Angeles Convention Center (LACC).

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

DIRECT the City Administrative Officer (CAO) and the LACC, along with the LA Inc., to report to the Trade, Commerce and Tourism Committee with an update on the private management RFP and how it may be impacted by plans for a new Downtown stadium.

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

Community Impact Statement: None submitted.

ITEM NO. (11) - CONTINUED TO FEBRUARY 2, 2011

Roll Call #4 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[11-0023](#)

CD 9

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to AEG's proposal to build a stadium at the Los Angeles Convention Center (LACC) in Downtown Los Angeles and bring a National Football League (NFL) team to Los Angeles.

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

1. INSTRUCT the Chief Legislative Analyst (CLA) to form a working group consisting of the CLA, City Administrative Officer (CAO), Mayor, Controller, LACC and any other relevant entity and engage AEG in formal discussions concerning AEG's proposal to building a stadium at the LACC in Downtown Los Angeles and to bring an NFL team to the City.
2. INSTRUCT the working group, as detailed above in Recommendation No. 1, to immediately begin to review all information in connection with AEG's proposal once it is submitted.
3. INSTRUCT the CLA to provide the Trade, Commerce, and Tourism Committee with quarterly reports in regard to the status of the AEG's proposal and related matters and conduct public hearings.
4. INSTRUCT the CLA to retain an independent outside entity to conduct a financial and economic analysis of all stages of AEG's proposal and its associated impacts with focus on the Guarantee Agreement.
5. REQUEST AEG to submit its Environmental Impact Report to the City at the earliest possible date to ensure that the City has an opportunity to review and understand all potential impacts associated with this project.

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

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 12-27

(10 Votes Required for Consideration)

ITEM NO. (12) - ADOPTED

Roll Call #21 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)

[11-0028](#)

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Avenida Oriente and Etiwanda Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 5, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MARCH 30, 2011 as the hearing date for the maintenance of the Avenida Oriente and Etiwanda Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$755.01 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 23, 2011)

Roll Call #7 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)
(Item Nos. 13-17)

ITEM NO. (13) - ADOPTED

[11-0069](#)

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Ventura Boulevard and Oakdale Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 12, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MARCH 30, 2011 as the hearing date for the maintenance of the Ventura Boulevard and Oakdale Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,198.86 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 23, 2011)

ITEM NO. (14) - ADOPTED

[11-0056](#)

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the I-405 Sepulveda Pass Widening Project - Segment 1 - Area 1 Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 7, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MARCH 30, 2011 as the hearing date for the maintenance of the I-405 Sepulveda Pass Widening Project - Segment 1 - Area 1 Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$239.72 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 23, 2011)

ITEM NO. (15) - ADOPTED

[11-0057](#)

CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the I-405 Sepulveda Pass Widening Project - Segment 3 - Area 7 Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated January 7, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of MARCH 30, 2011 as the hearing date for the maintenance of the I-405 Sepulveda Pass Widening Project - Segment 3 - Area 7 Lighting District, in accordance with Proposition 218, Articles XIIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$452.15 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: March 23, 2011)

ITEM NO. (16) - ADOPTED

11-0005-S46

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 January 19, 2011:

11-0005-S46

CD 9

- a. Property at 4355 South Avalon Boulevard (Case No. 257639).
Assessor I.D. No. 5113-014-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 22, 2009)

11-0005-S47

CD 9

- b. Property at 525 West Vernon Avenue a.k.a. 527 West Vernon Avenue [Case No. 54158 (HRS 8130)].
Assessor I.D. No. 5019-010-010

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

11-0005-S48

CD 9

- c. Property at 1410 East 23rd Street a.k.a. 1410 1/2 East 23rd Street (Case No. 243416).
Assessor I.D. No. 5119-024-004

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

11-0005-S49

CD 2

- d. Property at 14350 West Addison Street (Case No. 301423).
Assessor I.D. No. 2248-007-142

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 14, 2010)

ITEM NO. (17) - ADOPTED

[11-0005-S50](#)

CD 4

RESOLUTION relative to the termination of the rent reductions for property at 6701 South Broadway a.k.a. 308 67th Street Unit(s) 2 and 3.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION for the termination of rent reductions, for property at 6701 South Broadway a.k.a. 308 67th Street Units 2 and 3 (Case No. 208964). The Los Angeles Housing Department (LAHD) Code Enforcement Unit has confirmed that the habitability violations have been corrected and only minor violations remain at the property, as contained in the LAHD's report of January 19, 2011, Assessor I.D. No. 6012-006-046.

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 25, 2010)

ITEM NO. (18) - CONTINUED TO JANUARY 28, 2011

Roll Call #15 - Adopted to Continue, Unanimous Vote (11); Absent: Hahn, Parks, Rosendahl and President Garcetti (4)

[11-0070](#)

COMMUNICATION FROM VICE-CHAIR, PERSONNEL COMMITTEE relative to Amendment No. 4 to the 2007-14 Management Employees Unit Memorandum of Understanding (MOU) 36.

Recommendation for Council action:

APPROVE Amendment No. 4 to the 2007-14 Management Employees Unit MOU 36.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the General Fund. The proposed salary note will enable the Controller to assign up to four premium level bonuses among three positions, as opposed to assigning four premium level bonuses to one position.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

Roll Call #16 - Adopted, Ayes (11); Absent: Hahn, Parks, Rosendahl and President Garcetti (4)

[10-1397](#)

COMMUNICATION FROM VICE-CHAIR, PERSONNEL COMMITTEE and VICE-CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE relative to a proposal to establish a personnel pool of 90-day hires to address a resource shortage of accounting and financial reporting personnel.

Recommendation for Council action:

NOTE and FILE the joint report from the City Administrative Officer and the Controller dated January 5, 2011, relative to a proposal to establish a personnel pool of 90-day hires to address a resource shortage of accounting and financial reporting personnel.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

Roll Call #17 - Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)

[10-1627](#)

COMMUNICATION FROM VICE-CHAIR, PERSONNEL COMMITTEE and VICE-CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE relative to changes to the health care plans offered through the Civilian Modified Flexible Benefits (FLEX) Program.

Recommendations for Council action:

1. APPROVE the modifications to the civilian FLEX Program adopted by the Joint Labor Management Benefits Committee (JLMBC) on January 13, 2011, attached to the Personnel and Budget and Finance Committees' Communication, with an implementation date of July 1, 2011.
2. NOTE and FILE the joint report from the City Administrative Officer (CAO) and the Personnel Department dated October 15, 2010, inasmuch as the January 13, 2011 JLMBC action supersedes said report.

Fiscal Impact Statement: The CAO reports that the estimated annual savings to the City for a 12-month period is approximately \$14.3 million. There will be additional costs to conduct another open enrollment including consulting, printing, and staff costs. The Personnel Department will report back with an estimate of these costs, and the need for any additional funds, in the third Financial Status Report.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

Roll Call #18 - Adopted, Ayes (10); Absent: Hahn, Huizar, Parks, Rosendahl and President Garcetti (5)

[10-1932](#)

CD 11

ADMINISTRATIVE EXEMPTION and COMMUNICATION FROM MEMBER, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to proposed Second Amendment to Contract No. DA-4260 with AECOM Technical Services, Inc. (AECOM) for program management services for the Los Angeles World Airports Capital Improvement Program.

Recommendations for Council action:

1. FIND that this action, as described in the December 13, 2010 Board of Airport Commissioners (Board) report, attached to the Council file, 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 Second Amendment to Contract No. DA-4260 with AECOM to increase the contract amount from \$100,000,000 to \$162,720,000 for program management services for the LAWA Capital Improvement Program.
3. CONCUR with the Board's action of December 6, 2010 by Resolution No. 24300 authorizing the Executive Director to execute the Second Amendment to Contract No. DA-4260 with AECOM.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 11, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 11, 2011)

ITEM NO. (22) - ADOPTED

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

[10-1256](#)

CD 9

COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTION relative to various actions and approval of first amendment to the Parking Facility and Museum Development Agreement with Broad Collection to increase CRA investment to an amount not to exceed \$52 million towards the development of a museum, an expanded parking facility, and a public plaza as part of the mixed-use Grand Avenue Project on and adjacent to the CRA-owned Parcel L (221 South Grand Avenue) in the Bunker Hill Redevelopment Project Area.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION making certain findings in accordance with Health & Safety Code Sections 33421.1 and 33445 in support of the use of CRA funds for public improvements for the Project.
2. AUTHORIZE the CRA Chief Executive Officer, or designee, to:
 - a. Negotiate and execute the First Amendment to the Parking Facility and Museum Development Agreement and ancillary documents between the CRA and the Broad Collection to establish the terms and conditions for: the development and construction of a public plaza in the right of way over General Thaddeus Kosciuszko Way, installation of sidewalk improvements on Grand Avenue, and development, construction, and future repurchase of an expanded, completed parking facility by CRA for the lesser of (i) the certified construction costs of the plaza and the parking facility plus interest, or (ii) a stream of payments in an amount not to exceed \$52 million (inclusive of interest).

- b. Negotiate and enter into a Reciprocal Easement Agreement with respect to access to and maintenance of the public plaza, and to commit future parking facility revenue above cost, excluding debt service, to fund maintenance of the public plaza.
3. AMEND the FY11 Bunker Hill Budget to transfer \$4,090,000 in budget line item Housing (BH1050 and BH1100), \$7,806,000 in budget line item Public Improvement (BH3090 and BH3300), \$352,000 in budget line item Economic Development (BH6100); and recognize receipt of \$1,752,000 from the cash trap release for a total of \$14,000,000 of Bunker Hill Tax Increment to be placed into budgeted line item Community Facilities/Programs (BH3400) for the development of the Broad Museum.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund as a result of this action.

Community Impact Statement: None submitted.

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

**Roll Call #7 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)
(Item Nos. 23-25)**

ITEM NO. (23) - ADOPTED

10-1933

CD 11

ADMINISTRATIVE EXEMPTION and COMMUNICATIONS FROM THE BOARD OF AIRPORT COMMISSIONERS and CITY ADMINISTRATIVE OFFICER relative to proposed First Amendment to Contract No. DA-4275 with Hatch Mott Macdonald, LLC to continue engineering, planning, architectural and design services for the Los Angeles World Airports (LAWA).

Recommendations for Council action:

1. FIND that this action, as described in the December 13, 2010 Board of Airport Commissioners (Board) report, attached to the Council file, 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-4275 with Hatch Mott Macdonald, LLC to extend the term for three years, expiring on May 30, 2014, and add funds not to exceed \$2,000,000 to continue engineering, planning, architectural and design services for the LAWA.
3. CONCUR with the Board's action of December 6, 2010 by Resolution No. 24299 authorizing the Executive Director to execute the First Amendment to Contract No. DA-4275 with Hatch Mott Macdonald, LLC.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed First Amendment to Contract No. DA-4275 will have no impact on the General Fund. Funding for the First Amendment to Contract DA-4275 with Hatch Mott MacDonald, LLC is available in the FY 2010-11 Los Angeles World Airports Capital Improvements Budget. Future funding, if needed, will require another amendment to the contract authorized by the Board and the City Council. At this time, the LAWA does not anticipate any future funding requests beyond the \$2,000,000 being requested in the proposed First Amendment. 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 - FEBRUARY 11, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 11, 2011)

(Trade, Commerce, and Tourism Committee waived consideration of the above matter)

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

[10-0915-S1](#)

CD 6

CONSIDERATION OF MOTION (CARDENAS - KREKORIAN) relative to reprogramming \$485,900 for tenant improvements and other eligible cost for the Phoenix Building project located at 6842 Van Nuys Boulevard.

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

AUTHORIZE the Community Development Department to:

- a. Reprogram \$485,900 from the following: \$115,945 from F301 HSDS, \$279,945 from F303 HSDS and \$90,010 from F304 HSDS/CBDO for tenant improvements and other eligible cost for the Phoenix project located at 6842 Van Nuys Boulevard and work with any pertinent City department in the disbursement of stated funds.
- b. 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 the instructions.

Community Impact Statement: None submitted.

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

ITEM NO. (25) - ADOPTED

[11-0092](#)

CONSIDERATION OF MOTION (LABONGE - WESSON) relative to modifying the Consolidated Plan 36th Year to authorize the Department on Disability to execute professional services agreements for HIV counseling and testing services.

Recommendation for Council action:

APPROVE City Administrative Officer file 0150-09169-0001 and modify the CONPLAN 36th Year to AUTHORIZE the Executive Officer, Department on Disability, to execute professional services agreements with The Saban Free Clinic, not to exceed \$80,000, and with Planned Parenthood Los Angeles, not to exceed \$80,000, for HIV counseling and testing services, retroactive to August 1, 2010 through March 31, 2011.

Community Impact Statement: None submitted.

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

ITEM NO. (26) - CONTINUED TO FEBRUARY 18, 2011

Roll Call #6 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[03-0010-S62](#)

MOTION (KREKORIAN - LABONGE) relative to reinstating the reward offer in the deaths of Michael Tardio and Christopher Monson for an additional 60 days.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the deaths of Michael Tardio and Christopher Monson (Council action of December 8, 2003, Council file No. 03-0010-S62) for an additional period of 60 days from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$75,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (27) - ADOPTED

Roll Call #19 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)

[09-0451-S2](#)

CD 1

MOTION (REYES - WESSON) relative to a Joint Development Agreement (JDA) between McCormack Baron Salazar (MBS), the Los Angeles Housing Department (LAHD) and Los Angeles Department of Transportation (LADOT) for the development of a transit-oriented mixed-income, mixed-use development in Highland Park.

Recommendations for Council action:

1. APPROVE the terms and conditions, attached to the Council file, dated January 20, 2010, negotiated between MBS, the LAHD and LADOT for a JDA, which entails the lease of four City-owned public parking lots, (Lot No. 635, 636, 637, and 695) and the development of a transit-oriented mixed-income, mixed-use development including affordable housing and the replacement of the existing 221 public parking spaces.
2. AUTHORIZE the General Managers, LAHD and LADOT, or designees, to:
 - a. Execute the final JDA with MBS.
 - b. Proceed with the necessary entitlement applications required for the proposed development.
 - c. Make any necessary technical adjustments consistent with the Mayor and Council actions, subject to the approval of the City Administrative Officer.

Closed Session - Item 28

ITEM NO. (28) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Roll Call #24 - Adopted in Open Session, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)

[10-1919](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the cases entitled City of Los Angeles v. Janzen Johnston & Rockwell Corp., Los Angeles Superior Court (LASC) Case No. BC 386472 and City of Los Angeles v. Janzen Johnston & Rockwell Emergency Medical Management, LASC Case No. BC 386471. (This matter involves uncollected business taxes pursuant to Los Angeles Municipal Code Section 21.00, et seq.)

(Budget and Finance Committee to consider the above matter in Closed Session on January 24, 2011)

ADOPTED

MOTION (SMITH - KORETZ)

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

1. APPROVE settlement of the above entitled cases in the amount of \$541,666.
2. APPROVE an offer in compromise in the above-entitled cases concerning the tax liability of the related entities, Janzen Johnston & Rockwell Corp. (JJ&R) and Janzen Johnston & Rockwell Emergency Medical Management (EMG), in which JJ&R and EMG agree to pay to the City the sum of \$541,666, with an initial payment of \$125,000, and the balance in 18 equal monthly installments. In exchange, the City agrees to dismiss, with prejudice its Complaints.

This matter was approved by the Budget and Finance Committee (Parks - Smith - Huizar - Koretz "yes") at its meeting of January 24, 2011, in Closed Session as permitted by Government Code Section 54956.9(a).

Items for Which Public Hearings Have Been Held - Items 29-37

Roll Call #9 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)
(Item Nos. 29-36)

ITEM NO. (29) - ADOPTED - TO THE MAYOR FORTHWITH

[10-1958](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the reconfirmation of the Little Tokyo Merchant-Based Business Improvement District (BID).

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

1. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to confirm the Annual Report for the Little Tokyo BID and to levy a special assessment upon businesses located within the BID for the BID's tenth operating year beginning January 1, 2011 to December 31, 2011.
2. DIRECT the City Clerk to schedule, prepare, publish, and mail the public hearing notice, as required by the provisions of Section 36500 et seq. of the California Streets and Highways Code.
3. INSTRUCT the City Clerk, subject to approval by the City Attorney as to form and legality, to prepare an enabling Ordinance levying the special assessment for the Little Tokyo BID's eighth operating period beginning January 1, 2011 to December 31, 2011.
4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute, and administer a contract between the City and the Li'l Tokyo Businessmen's Association to administer the Little Tokyo BID, if the Ordinance reconfirming the BID is adopted.
5. AUTHORIZE the Controller to provide, if necessary and available, an advance against the Little Tokyo BID 2011 assessment revenue in the amount of \$60,442 representing 25 percent of the anticipated BID revenue receipts, to the Li'l Tokyo Businessmen's Association, if the Ordinance reconfirming the BID is adopted.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

ITEM NO. (30) - ADOPTED

[10-1920](#)

CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed amendment to Contract No. 2934 between the Department of Recreation and Parks and Frank R. Webb Architects, Inc. for as-needed architectural design services.

Recommendation for Council action:

APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute Amendment No. 2 to Contract No. 2934 with Frank R. Webb Architects, Inc. to extend the term by three years through February 16, 2014, and increase the compensation amount by \$300,000 to an amount not to exceed \$1.5 million, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that funding for the fees paid under the terms of the contract is provided within each project budget. There is no additional impact on the General Fund. This recommendation is in compliance with the City Financial Policies in that one-time revenues will be used to fund one-time expenditures.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 7, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 4, 2011)

ITEM NO. (31) - ADOPTED

[10-1921](#)

CDs 1 & 10

CONTINUED CONSIDERATION OF ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed amendment to an agreement with the Heart of Los Angeles Youth, Inc.

Recommendation for Council action:

APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute the proposed amendment to the Memorandum of Agreement with the Heart of Los Angeles Youth, Inc. relative to Lafayette Park, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that the Heart of Los Angeles Youth, Inc., will install the Los Angeles Lakers logo at the center court of the Lafayette Park Multi-Purpose Center at no cost to the City. There is no impact on the General Fund. Therefore, the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 7, 2011

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 4, 2011)

ITEM NO. (32) - ADOPTED

[09-0125](#)

CDs 1, 8 & 9

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the Figueroa Corridor (Property-Based) Business Improvement District's (BID) 2011 Fiscal Year Annual Planning Report.

Recommendations for Council action:

1. FIND that the Annual Planning Report for the Figueroa Corridor BID's 2011 Fiscal Year, attached to the Council File, complies with the requirements of the State Law.
2. ADOPT the Annual Planning Report for the Figueroa Corridor BID's 2011 Fiscal Year, attached to the Council File, pursuant to the State Law.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

ITEM NO. (33) - ADOPTED

[09-0356](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the recommendations proposed by the Los Angeles Economy and Jobs Committee to reform the City's relationship with the entertainment industry.

Recommendation for Council action, pursuant to Motion (Greuel - Garcetti):

RECEIVE and FILE Motion (Greuel - Garcetti) relative to the recommendations proposed by the Los Angeles Economy and Jobs Committee to reform the City's relationship with the entertainment industry.

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. (34) - ADOPTED

[10-1472](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the review of existing food service contracts to determine how food service costs for film productions can be reduced at City facilities and develop policies and contractual guidelines for future food service contracts.

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

1. INSTRUCT the City Administrative Office (CAO), and the Chief Legislative Analyst (CLA), with the support of the City Attorney, Department of Recreation and Parks (including the Griffith Observatory), Los Angeles Convention Center, Los Angeles Zoo, Department of Airports, and other departments as appropriate, to review existing food service contracts to determine how food service costs for film productions can be reduced at City facilities and develop policies and contractual guidelines for future food service contracts to ensure that productions filming at City facilities have options related to food service providers.
2. INSTRUCT the CLA to report back to the Jobs, Business Development Committee in 45 days on the status of the ongoing review of the existing food service contracts.

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

Community Impact Statement: None submitted.

ITEM NO. (35) - ADOPTED

[10-0605-S1](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the disestablishment of the Chatsworth Merchant-Based Business Improvement District (BID).

Recommendations for Council action:

1. RECEIVE and FILE the City Clerk's report dated September 20, 2010 and its draft Ordinance of Intention to disestablish the Chatsworth BID.
2. AUTHORIZE the Chatsworth BID to continue operations for the current capital Fiscal Year of June 1, 2010 to May 31, 2011.
3. INSTRUCT the City Clerk to initiate district suspension if written protests representing 50 percent of the assessments are received during future renewal procedures of the Chatsworth BID.

Fiscal Impact Statement: The City Clerk reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

ITEM NO. (36) - ADOPTED

[10-1805](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the efforts in reducing gang violence and improving the communities quality of life when filming occurs in Gang Reduction and Youth Development -designated neighborhoods.

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

RECEIVE and FILE Motion (Krekorian - LaBonge) relative to the efforts in reducing gang violence and improving the communities quality of life when filming occurs in Gang Reduction and Youth Development -designated neighborhoods.

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. (37) - CONTINUED TO FEBRUARY 9, 2011

Roll Call #8 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[08-2518](#)

CD 14

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION and PUBLIC WORKS COMMITTEE REPORT relative to the vacation of the alley northerly of 12th Street between Birch Street and Hemlock Street (VAC E1401104).

Recommendations for Council action:

1. FIND that the vacation of the alley northerly of 12th Street between Birch Street and Hemlock Street is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.
2. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the October 21, 2008 City Engineer report, attached to the Council file:

Alley Southeasterly of Hemlock Street from 12th Street to approximately 274 feet northeasterly thereof.

3. FIND that there is a public benefit to this vacation and that upon vacation of the street, the City is relieved of its ongoing obligation to maintain the right-of-way and that the City is relieved of any potential liability that might result from continued ownership of the involved street easement as detailed in the October 21, 2008 City Engineer report, attached to the Council file.
4. ADOPT the FINDINGS of the City Engineer October 21, 2008, as the Findings of the Council.
5. ADOPT the accompanying City Engineer report dated October 21, 2008 to approve the vacation.
6. INSTRUCT the City Clerk to set a public hearing date for FEBRUARY 23, 2011.

Fiscal Impact Statement: The City Engineer reports that to date, the petitioner has paid a fee of \$6,420 for the investigation of this request pursuant to Section 7.42 of the Administrative Code. Any deficit fee to recover the cost pursuant to Section 7.44 of the Administrative Code may be required of the petitioner.

(Continued from Council meeting of January 18, 2011)

Items for Which Public Hearings Have Not Been Held - Items 38-44

(10 Votes Required for Consideration)

**Roll Call #25 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)
(Item Nos. 38a-38f)**

ITEM NO. (38) - ADOPTED

11-0005-S40

et al. CONTINUED CONSIDERATION OF 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 January 18, 2011:

11-0005-S40

CD 9

- a. Property at 1009 West 53rd Street aka 5227 South Vermont Boulevard (Case No. 12459).
Assessor I.D. No. 5002-027-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 22, 2006)

11-0005-S41

CD 8

- b. Property at 1344 West 39th Street aka 1342 West 39th Street (Case No. 293882).
Assessor I.D. No. 5036-018-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 30, 2010)

11-0005-S42

CD 13

- c. Property at 326 North Robinson Street aka 328 North Robinson Street (Case No. 223465).
Assessor I.D. No. 5156-007-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 26, 2009)

11-0005-S43

CD 13

- d. Property at 326 North Robinson Street aka 328 North Robinson Street (Case No. 144447).
Assessor I.D. No. 5156-007-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 20, 2007)

[11-0005-S44](#)

CD 13

- e. Property at 326 North Robinson Street aka 328 North Robinson Street (Case No. 154833). Assessor I.D. No. 5156-007-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 21, 2008)

[11-0005-S45](#)

CD 8

- f. Property at 4915 South Second Avenue (Case No. 208784). Assessor I.D. No. 5015-039-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 16, 2009)

ITEM NO. (39) - ADOPTED

Roll Call #11 - Adopted, Ayes (11); Absent: Hahn, Parks, Rosendahl and Wesson (4)

[10-0147](#)

[10-0147-S1](#)

[10-0147-S2](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to the audits at the Department of Public Works and the Department of Transportation on their use of American Recovery and Reinvestment Act (ARRA) grants.

Recommendations for Council action:

1. NOTE and FILE the October 8, 2010 report from the Controller's Office relative to audits at the Department of Public Works and Department of Transportation on their use of ARRA grants, inasmuch as the report is submitted for information only and no Council action is necessary.
2. INSTRUCT the Department of Public Works, Bureau of Street Services (BSS) and the City Administrative Officer (CAO) to report back in 30 days regarding exploring further grants for street repair and potential grants for alley repairs.
3. INSTRUCT the BSS and the CAO to report back in 30 days with a breakdown of all outstanding projects that have received funding, including:
 - a. Current expenditures.
 - b. Current job creation and retention rates.
 - c. Projected expenditure rates.
 - d. Projected completion dates.
 - e. Projected job creation and retention rates.

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

Community Impact Statement: None submitted.

ITEM NO. (40) - CONTINUED TO FEBRUARY 9, 2011

Roll Call #10 - Adopted to Continue, Unanimous Vote (12); Absent: Hahn, Parks and Rosendahl (3)

[11-0086](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTION relative to a cooperative agreement with the City of Los Angeles for payment of approximately \$930,000,000 for costs associated with certain CRA funded capital improvement, public improvement and affordable housing projects located within the currently designated 31 redevelopment project areas.

Recommendations for Council action:

1. AUTHORIZE the CRA Chief Executive Officer (CEO), or designee, to negotiate and enter into a cooperation agreement (Agreement) in an amount up to \$930,000,000 with the City of Los Angeles (the City) for the implementation of capital and public improvements, affordable housing and other redevelopment projects (including program delivery costs) in the currently designated CRA redevelopment project areas, subject to the review and approval of the City Attorney.
2. ADOPT the accompanying RESOLUTION finding that the use of CRA funds to pay for the construction of certain capital and public improvements are of benefit to the affected project areas by eliminating blight within the project area and that the construction of the improvements is consistent with the Redevelopment Plan and the Five-Year Implementation Plan for each project area and effectuates the relevant Redevelopment Plan.
3. INSTRUCT the CRA CEO, or designee, to increase the amount of the available funds under the Agreement by five percent (\$45 million) or \$930,000,000 in order to ensure that the work program of all regions and corresponding project areas are reflected in the list of projects (Attachment A of the CRA report dated January 14, 2011).
4. INSTRUCT the CEO to negotiate within the cooperation agreement the designation of a Successor Entity to implement the work program on behalf of the City upon the conclusion of CRA's statutory authority; and that such entity be either a non-profit organization or development corporation approved by the City Council and managed by the CEO, with support from designated members of the management team and staff.

Fiscal Impact Statement: The CRA reports that there is no fiscal impact to the City's General Fund as a result of this action.

Community Impact Statement: None submitted.

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

(Continued from Council meeting of January 18, 2011)

**Roll Call #11 - Adopted, Ayes (11); Absent: Hahn, Parks, Rosendahl and Wesson (4)
(Item Nos. 41-42)**

ITEM NO. (41) - ADOPTED

[11-0087](#)

CONTINUED CONSIDERATION OF MOTION (LABONGE - ROSENDAHL) relative to authorizing the Department on Disability to transfer \$50,000 for the AIDS Policy Development Project.

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

AUTHORIZE the Department on Disability to TRANSFER intra-departmentally \$50,000 from General Fund 100/65, Account 9800 to General Fund 100/65, Account 3040 for the purpose of funding an upcoming AIDS research contract under the Department's AIDS Policy Development Project.

Community Impact Statement: None submitted.

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

ITEM NO. (42) - ADOPTED

[09-2665-S4](#)

CD 9

CONTINUED CONSIDERATION OF MOTION (PERRY - PARKS) relative to a contract amendment and funding for the conduct of environmental assessments for the Slauson/Wall Green Space and Affordable Housing Project.

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

1. AMEND the allocation to the Slauson/Wall Green Space and Affordable Housing project in the 36th PY Consolidated Plan as follows:
 - a. Allocate up to \$200,000 of the \$2,716,936 identified for the project to the Community Development Department (CDD) to carry out required environmental assessments for the project.
 - b. Allocate all remaining funds in the amount of \$2,516,936 plus any funds not used for the environmental assessments to Figueroa Corridor CLT and/or its wholly-owned subsidiary Slauson & Wall Park, LLC for acquisition of real property to establish a park.

2. AUTHORIZE the General Manager, CDD, or designee, to amend existing Agreement No. 115414 with Jones and Stokes Associates, Inc. to:
 - a. Add up to \$200,000 in 36th PY Community Development Block Grant funds and expand the scope of work to include California Environmental Quality Act and other required environmental assessments for the Slauson/Wall Green Space and Affordable Housing project.
 - b. Extend the term of the contract for six months to September 30, 2011.
3. AMEND the PY 36 Consolidated Plan to reflect the changes and prepare and submit required amendments to the US Department of Housing and Urban Development in accordance with the City's Citizen Participation Plan.
4. AUTHORIZE the Controller to:
 - a. Establish new Account No. G728 Slauson/Wall Green Environmental and appropriate \$200,000 within the Community Development Trust Fund No. 424.
 - b. Decrease Account No. G716 Slauson Wall Green Space in the amount of \$200,000 within the Community Development Trust Fund No. 424
5. AUTHORIZE the General Manager, CDD, or designee, to prepare Controller instructions and/or make technical adjustments that are consistent with this action, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

Community Impact Statement: None submitted.

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

ITEM NO. (43) - ADOPTED

Roll Call #23 - Adopted, Ayes (12); Absent: Hahn, Parks and Rosendahl (3)

[10-1288-S3](#)

CD 14

CONTINUED CONSIDERATION OF MOTION (HUIZAR - CARDENAS) relative to the installation of safety fencing along the portions of the Fourth Street and Lorena Bridge in Boyle Heights.

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

1. AUTHORIZE the Controller to TRANSFER and APPROPRIATE \$78,000 from the Seismic Bond Reimbursement Fund No. 608/50, Account No. S676 - Fourth St-0331 to the Department of Public Works, Office of Community Beautification (OCB), Fund No. 100/74, Account 3040 - Board of Public Works Contractual Services Account as follows, to provide for the installation of safety fencing along the portions of the Fourth Street and Lorena Bridge.

2. AUTHORIZE the Director, OCB, or designee, to prepare Controller instructions and/or make any technical adjustments as necessary to implement the above recommendations and AUTHORIZE the Controller to implement the instructions.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (44) - ADOPTED

Roll Call #11 - Adopted, Ayes (11); Absent: Hahn, Parks, Rosendahl and Wesson (4)

[10-1288-S2](#)

CD 14

CONTINUED CONSIDERATION OF MOTION (HUIZAR - ROSENDAHL) relative to the implementation of the activated pedestrian warning device at Fourth and Concord Streets.

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

1. DIRECT the Los Angeles Department of Transportation (LADOT) to issue a non-participating construction change order to ongoing Automated Traffic Surveillance and Control implementation contracts for the implementation of the activated pedestrian warning device at Fourth and Concord Streets.
2. TRANSFER \$73,000 from Seismic Bond Fund 608, Project Account No. S676, titled "Fourth St-0331" to LADOT's Fund 655, Account A278 for the execution of the change order.
3. TRANSFER \$7,000 from Seismic Bond Fund 608, Project Account No. S676, titled "Fourth St-0331" to LADOT's Fund 100/94, Traffic Signal Equipment Account 3360 to supply the traffic signal controller for this project.
4. DIRECT the LADOT to expend these funds directly from Fund 655 on an as-needed basis for the construction of the activated pedestrian warning device.
5. AUTHORIZE the City Administrative Officer (CAO) to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this action.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

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

11-0121

MOTION (PERRY - GARCETTI) relative to funding for support of Council District Nine community services efforts.

10-0010-S6

MOTION (PERRY for PARKS - GARCETTI) relative to reinstating the reward offer in the death of Cesar Garcia for an additional six months.

11-0010-S8

MOTION (PERRY - SMITH) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Jerriell Wilborn and Sulema Wilborn on August 4, 2010.

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

11-0123

RESOLUTION (GARCETTI - PERRY) relative to declaring the month of February 2011 as Teen Dating Violence Awareness and Prevention Month in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Wesson was excused to leave at 12:00 p.m. from Council Session of Tuesday, February 15, 2011, due to Personal Business.

Upon his request, and without objections, President Garcetti was excused from Council Session of Friday, February 25, 2011, due to Personal Business.

Upon his request, and without objections, Councilmember Reyes was excused from Council Sessions of Tuesday, March 8, 2011 and Wednesday, March 9, 2011, both due to City Business.

Upon his request, and without objections, Councilmember Alarcón was excused to leave at 11:00 a.m. from Council Session of Tuesday, April 5, 2011, due to City Business.

Upon his request, and without objections, Councilmember Zine was excused from Council Session of Friday, April 29, 2011, due to City Business and excused from Council Sessions of Tuesday, June 14, 2011, Wednesday, June 15, 2011 and Friday, June 17, 2011, all due to Personal Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

11-0004	John Langley	Garcetti - LaBonge
	Adam Sandler	Garcetti - LaBonge
	Jack Salvatore	LaBonge - Garcetti
	Sergeant Shawn McCarthy	Zine - All Councilmembers

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

11-0003	Carl S. Miller	Garcetti - All Councilmembers
	Pauline "Dimples" Murillo	Cárdenas - Wesson - Alarcón
	Robert Edward Leary	LaBonge
	Jack LaLanne	LaBonge
	Bernd Eichinger	LaBonge
	Owen and Marie Brennan	Zine
	Robert Sommers	Zine
	Moscow's Domodedovo Airport Bombing	LaBonge
	Robert Sargent Shriver	Alarcón
	Ceasar Calderon	Perry
	Shari Gamson	Koretz - Krekorian - Alarcón

Alarcón, Cárdenas, Huizar, Koretz, Krekorian, LaBonge, Perry, Reyes, Wesson, Zine and President Garcetti (11); Absent: Hahn, Parks, Rosendahl and Smith (4)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL