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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF APRIL 19, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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 1-9

ITEM NO. (1) - PUBLIC HEARING CLOSED - BALLOT TABULATION ON APRIL 27, 2011

Roll Call #14 - Adopted to Continue for Ballot Tabulation Results, Ayes (6); Noes: Cárdenas, Hahn, Huizar, Koretz, Krekorian and LaBonge (6); Absent: Perry, Wesson and President Garcetti (3)

11-0238 CD 5

HEARING PROTESTS relative to the establishment of the Westwood Business Improvement District, pursuant to Section 53753 of the California Government Code, Section 36600 et seq. of the California Streets and Highways Code and Article XIII D of the California Constitution.

(Pursuant to Council adoption of Ordinance No. 181601 on March 1, 2011. Public announcement of tabulation of ballots is on Wednesday, April 27, 2011.)

Roll Call #5 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3) (Item Nos. 2-7)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED

10-0600-S63

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to establishing a fee for the processing of applications by the Bureau of Engineering for an exemption from work or obstruction during peak hours.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 62.61 of Article 2, Chapter 6 of the Los Angeles Municipal Code to establish a fee for the processing of applications by the Bureau of Engineering for an exemption from work or obstruction during peak hours.

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

Community Impact Statement: None submitted.

ITEM NO. (3) - PUBLIC HEARING CLOSED - ADOPTED

10-0600-S64

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to establishing a fee for the review by the Bureau of Engineering of erosion control plans, and related amendments.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 61.02 of Article 1, Chapter 6 of the Los Angeles Municipal Code to establish a fee for the review by the Bureau of Engineering of erosion control plans, and related amendments.

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

Community Impact Statement: None submitted.

ITEM NO. (4) - PUBLIC HEARING CLOSED - ADOPTED

10-0600-S65

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to establishing a fee for requests processed by the Bureau of Engineering to issue or change an official address.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 63.112 of Article 3, Chapter 6 of the Los Angeles Municipal Code to establish a fee for requests processed by the Bureau of Engineering to issue or change an official address.

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

Community Impact Statement: None submitted.

ITEM NO. (5) - PUBLIC HEARING CLOSED - ADOPTED

10-0600-S66

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to establishing a fee for Bureau of Engineering services required to process appeals of highway improvement requirements for building permits, and related amendments.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Subsections F and I of Section 12.37 of Article 2, Chapter 1 of the Los Angeles Municipal Code to establish a fee for Bureau of Engineering services required to process appeals of highway improvement requirements for building permits, and related amendments to clarify the City Council's authority to determine fees for City services.

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

Community Impact Statement: None submitted.

ITEM NO. (6) - PUBLIC HEARING CLOSED - ADOPTED

10-0600-S67

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to authorizing a fee for processing street name change petitions.

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

PRESENT and ADOPT the accompanying ORDINANCE adding Section 19.6.1 to Article 2, Chapter 1, Division 19 of the Los Angeles Administrative Code to authorize a fee for processing street name change petitions.

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

Community Impact Statement: None submitted.

ITEM NO. (7) - PUBLIC HEARING CLOSED - ADOPTED

09-1953

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION updating the civil parking penalties applicable to parking violations.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 89.60, Chapter VIII, Division W of the Los Angeles Municipal Code to update the civil parking penalties applicable to parking violations in the city of Los Angeles by an additional \$3.00 to off-set the surcharge imposed by the State resulting from the passage of State Senate Bill 857.

<u>Fiscal Impact Statement</u>: 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)

ITEM NO. (8) - RECEIVED AND FILED

Roll Call #13 - Adopted to Receive and File, Ayes (13); Absent: Perry and President Garcetti (2)

11-0176 CD 8

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1751 West 64th Street aka 6326 South Western Avenue, APN 6002-030-029 (Lien: \$1,715.87)

Recommendations for Council action:

- HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the
 costs of inspection invoices, recorded against property located at 1751 West 64th Street aka
 6326 South Western Avenue, plus appropriate fees and fines, as authorized by the Los Angeles
 Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles
 Administrative Code, as described in the Building and Safety report, attached to the Council file;
 and, CONFIRM said lien.
- INSTRUCT the Department of Building and Safety to deposit to Fund 48R/08, Balance Sheet Account 2200, any payment received against this lien in the amount of \$1,715.87 on the above referenced property.

(Continued from Council meeting of April 19, 2011)

ITEM NO. (9) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION - SEE FOLLOWING

Roll Call #23 - Adopted to Grant Application Ayes (11); Absent: Perry, Rosendahl, Wesson and President Garcetti (4)

11-0278 CD 14

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at the liquor store located at 722 South Hill Street, Los Angeles, 90014.

Application filed by: Kassa, Kassa Tessema, Meherteab Tessema, and Tessema Lealem Kassa (Stanley Szeto, representative)

TIME LIMIT FILE - MAY 19, 2011

(LAST DAY FOR COUNCIL ACTION - MAY 18, 2011)

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

(Continued from Council meeting of April 12, 2011)

ADOPTED

MOTION (HUIZAR - KREKORIAN)

- 1. DETERMINE that the issuance of a liquor license at the liquor store at 722 South Hill Street, Los Angeles, 90014, will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem with the addition of the following CONDITIONS:
 - a. A reduction in the amount of floor area dedicated to alcohol sales to 30% (168 sq. ft.), and
 - b. Reduced hours of operation (open 8am and close 10pm)
- 2. GRANT the application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 722 South Hill Street.
- 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.

Items for Which Public Hearings Have Been Held - Items 10-28

ITEM NO. (10) - CONTINUED TO MAY 3, 2011

Roll Call #1 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and President Garcetti, (3)

11-0509

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Juan Ramos to the El Pueblo de Los Angeles Historical Monument Authority Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Juan Ramos to the El Pueblo de Los Angeles Historical Monument Authority Commission for the term ending June 30, 2013 is APPROVED and CONFIRMED. Mr. Ramos resides in Council District Nine. (Current Board gender composition: M = 4; F = 4; Vacant = 1)

Ethics Commission Review: Pending.

Background Check Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 8, 2011

(LAST DAY FOR COUNCIL ACTION - MAY 6, 2011)

(Arts, Parks, Health and Aging Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to http://cityclerk.lacity.org/lacityclerkconnect/index.cfm for background documents.)

ADOPTED

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to the appointment of Mr. Juan Ramos to the El Pueblo de Los Angeles Historical Monument Authority Commission.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Juan Ramos to the El Pueblo de Los Angeles Historical Monument Authority Commission for the term ending June 30, 2013 is APPROVED and CONFIRMED. Mr. Ramos resides in Council District Nine. (Current Commission gender composition: M=4; F=4; Vacant=1)

Ethics Commission Review: Complete.

Background Check Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 8, 2011

LAST DAY FOR COUNCIL ACTION - MAY 6, 2011

ITEM NO. (11) - REFERRED BACK TO PUBLIC SAFETY COMMITTEE

Roll Call #20 - Adopted to Refer, Unanimous Vote (10); Absent: Perry, Rosendahl, Wesson, Zine and President Garcetti (5)

10-2468

PUBLIC SAFETY COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to revising the Very High Fire Severity Zone Map.

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

PRESENT and ADOPT the accompanying ORDINANCE amending Subsection A of Section 57.25.01 and Section 57.25.25 of the Los Angeles Municipal Code to revise the Very High Fire Severity Zone Map.

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

<u>Community Impact Statement</u>: None submitted.

Roll Call #8 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3) (Item Nos. 12-13)

ITEM NO. (12) - ADOPTED - TO THE MAYOR FORTHWITH

10-0605 CD 12

ORDINANCE SECOND CONSIDERATION confirming the Chatsworth Business Improvement District's Annual Report and levying an annual assessment for the Chatsworth Business Improvement District's tenth operating year from June 1, 2011 to May 31, 2012.

(Jobs and Business Development Committee Report adopted on April 19, 2011)

ITEM NO. (13) - ADOPTED

11-0512

ORDINANCE SECOND CONSIDERATION amending Sections 80.77.1, 80.77.3, and 80.77.4 of Division "O" of Chapter VIII of the Los Angeles Municipal Code to require Official Police Garage operators to remit vehicle release fees, vehicle forfeiture proceeds, and gross receipts fees on the 15th day and last day of each calendar month; and, to establish a uniform penalty in the amount of 25 percent for late payment of the required fees.

(Public Safety Committee Report adopted on April 19, 2011)

ITEM NO. (14) - ADOPTED

Roll Call #15 - Adopted, Ayes (12); Absent: Perry, Wesson and President Garcetti (3)

11-0113

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to legal options to address the viewing of pornography on public computers at the City's neighborhood libraries while being cognizant of the First Amendment rights of all citizens.

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

INSTRUCT the Library Department and REQUEST the City Attorney to investigate the Chinatown Library incident and report to Council with the City's legal options to address the viewing of pornography on public computers at the City's neighborhood libraries while being cognizant of the First Amendment rights of all citizens.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

Roll Call #8 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0508

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to acceptance of a grant award from the California Arts Council (CAC) for the Music LA Program.

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

- 1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to accept a grant award from the CAC in the amount of \$15,000 for the period of October 1, 2010 through December 31, 2011.
- AUTHORIZE the General Manager, DCA, or designee, to negotiate and execute the grant award and agreement on behalf of the City and submit a grant agreement with the CAC, subject to City Attorney approval as to form and content.
- 3. AUTHORIZE the General Manager, DCA, or designee, to receive and expend CAC grant funds for all eligible activities and expenses, for the period of October 1, 2010 through December 31, 2011.
- 4. AUTHORIZE the DCA to expend \$15,000 from the following sources for the purposes of a 1:1 match for all anticipated CAC funds:

<u>Fiscal Year</u>	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
2010-11	100	9836	Music LA	\$15,000

5. AUTHORIZE the Controller to:

- a. ESTABLISH a new appropriation account within Fund 337, Cultural Affairs Grants, to be labeled Music LA 10/11.
- APPROPRIATE \$15,000 received from the CAC into the newly established Fund 337, Music LA 10/11.
- 6. AUTHORIZE the General Manager, DCA, or designee, to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or to make necessary technical adjustments, subject to review by the City Administrative Officer, and further, AUTHORIZE the Controller to implement these instructions

<u>Fiscal Impact Statement</u>: The DCA reports that there is no impact to the General Fund.

Community Impact Statement: None submitted.

Roll Call #19 - Adopted, Ayes (11); Absent: Perry, Rosendahl, Wesson and President Garcetti (4) (Item Nos. 16-17)

ITEM NO. (16) - ADOPTED

09-0406-S20

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment and Cash Management Report for the month ending November 30, 2010.

Recommendation for Council action:

NOTE and FILE the City Treasurer's Investment and Cash Management Report for the month ending November 30, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

09-0406-S21

BUDGET AND FINANCE COMMITTEE REPORT relative to the City Treasurer's Investment and Cash Management Report for the month ending December 31, 2010.

NOTE and FILE the City Treasurer's Investment and Cash Management Report for the month ending December 31, 2010.

<u>Fiscal Impact Statement</u>: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (18) - CONTINUED TO APRIL 27, 2011

Roll Call #21 - Adopted to Continue, Unanimous Vote (10); Absent: Perry, Rosendahl, Wesson, Zine and President Garcetti (5)

10-1763

BUDGET AND FINANCE COMMITTEE REPORT relative to evaluation criteria for underwriting services for the City's bond programs.

Recommendations for Council action:

NOTE and FILE the City Administrative Officer's report dated March 21, 2011, relative to evaluation criteria for the Request for Qualifications for underwriting services for the City's bond programs.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

Roll Call #8 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0593

BUDGET AND FINANCE COMMITTEE REPORT relative to authority to amend and increase funding for two Attorney Conflicts Panel contracts.

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

- 1. AUTHORIZE the City Administrative Officer (CAO) to execute amendments and encumber funds totaling \$175,000 within the Attorney Conflicts Panel Fund No. 46T/10, for the following Attorney Conflicts Panel firms, subject to the review and approval by the City Attorney:
 - a. \$100,000 for Amendment No. 2 to Contract No. 116291 for the firm Ferguson, Praet & Sherman for the case Rukhsana Chaudhry v. City of Los Angeles.
 - b. \$75,000 for Amendment No. 3 to Contract No. 115475 for the firm The Zappia Law Firm for the case Robert Chavez v. City of Los Angeles.
- 2. AUTHORIZE the CAO to make any technical adjustments needed to implement the intent of the Mayor and Council action, and AUTHORIZE the Controller to implement these instructions.

<u>Fiscal Impact Statement</u>: The CAO reports that the above recommendations will have no additional impact on the General Fund. The proposed amendments are in compliance with City Financial Policies in that budgeted funds will be used to support this program. Funding in the amount of \$175,000 is provided in the Adopted Budget for 2010-11 for the Attorney Conflicts Panel under Fund No. 46T.

Community Impact Statement: None submitted.

ITEM NO. (20) - CONTINUED TO APRIL 27, 2011

Roll Call #7 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0538 CD 7

CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to adoption of resolution and minutes of the public hearing pursuant to the Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) for the proposed Oakridge Family Homes Project located at 15455 Glenoaks Boulevard, Sylmar, CA 91342.

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

ADOPT the accompanying RESOLUTION and minutes as required pursuant to the TEFRA of 1982.

<u>Fiscal Impact Statement</u>: The Los Angeles Housing Department reports that there will be no impact on the City's General Fund related to the issuance of the bonds.

Community Impact Statement: None submitted.

(Continued from Council meeting of April 8, 2011)

ITEM NO. (21) - CONTINUED TO MAY 4, 2011

Roll Call #2 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and President Garcetti (3)

09-1219

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the establishment of a Banking Development District Task Force to report on a variety of issues relating to the creation of Banking Development Districts.

- ESTABLISH a Banking Development District (BDD) Task Force.
- 2. DESIGNATE the City Treasurer as the Chair of the BDD Task Force.

- 3. INSTRUCT the City Treasurer to convene the BDD Task Force initially comprised of the Chairperson of the Jobs and Business Development Committee, representatives from the Mayor's Office, Bank on Los Angeles, City Administrative Officer (CAO), and Chief Legislative Analyst (CLA) by April 2011.
- 4. INSTRUCT the BDD Task Force to report back on Phase I activities by July 31, 2011.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of April 20, 2011)

Roll Call #8 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3) (Item Nos. 22-24)

ITEM NO. (22) - ADOPTED

10-0892

PUBLIC SAFETY COMMITTEE REPORT relative to the 2010-11 Law Enforcement Specialized Units Program (LESUP) grant award for use by the Los Angeles Police Department (LAPD).

Recommendation for Council action:

APPROVE the recommendations of the City Administrative Officer (CAO) in the April 14, 2011 (attached to the Public Safety Committee Report) relative to authorizing the Chief of Police to accept the 2010-11 LESUP grant award in the amount of \$180,209 from the California Emergency Management Agency for use by the LAPD for the period January 1, 2011, to December 31, 2011; and, related actions.

<u>Fiscal Impact Statement</u>: The CAO reports that this action will not impact the General Fund. A \$60,070 in-kind match is required for this grant which is provided in the form of original officers' salaries. The cost of officers' salaries is included in the 2010-11 Adopted Budget since these positions are filled with existing LAPD personnel. Acceptance of the grant is in compliance with City financial policies as one-time revenue is used for one-time expenses.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

10-0893

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

NOTE and FILE the Board of Police Commissioners report to Council dated February 22, 2011 (attached to the Council file), relative to the status and activities of the LAPD's Supplemental Police Account for the period October through December, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

10-0900

PUBLIC SAFETY COMMITTEE REPORT relative to the 2010-11 Project Safe Neighborhoods grant award for use by the Los Angeles Police Department (LAPD).

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

- 1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Retroactively apply for and accept the 2010-11 Project Safe Neighborhood Program in the amount of \$42,000 from the State of California Emergency Management Agency via the United States Attorney's Office for the period October 1, 2010, through September 30, 2011.
 - b. Execute the 2010-11 Project Safe Neighborhoods Award Agreement on behalf of the City and submit all necessary documents relative to the grant award and to negotiate, execute, and submit any other necessary agreements and documents relative to the grant, subject to the approval of the City Attorney as to form and legality.
 - c. Execute a Memorandum of Understanding with Aztecs Rising, El Centro del Pueblo, People Assisting the Homeless, Walden House, and Dream Center/Catholic Charities, for the period of October 1, 2010 through September 30, 2011, which outlines a cooperative effort to assist parolees in re-entry into the community and provide gang intervention, subject to the approval of the City Attorney as to form and legality.
- 2. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in the LAPD Grant Trust Fund No. 339/70.
- 3. AUTHORIZE the Controller to:
 - a. Establish a grant receivable in Fund 339 in the amount of \$42,000 and establish an appropriation account, account number to be determined, within Fund 339/70 for the receipt and disbursement of grant funds.
 - b. Increase appropriations on an as-needed basis as follows:

	Fund/Dept	<u>Account</u>	<u>l itle</u>	<u>Amount</u>
From:	339/70	GXXX	2010-11 PSN Grant	\$20,152
	Fund/Dept	Account	Title	Amount

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

<u>Fiscal Impact Statement</u>: The CAO reports that this action will not impact the General Fund. Acceptance of the grant is in compliance with City financial policies as one-time revenue is used for one-time expenses.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

Roll Call #17 - Adopted, Ayes (9); Noes: Koretz, Reyes and Rosendahl (3); Absent: Perry, Wesson and President Garcetti (3)

11-0554

CONTINUED CONSIDERATION OF PUBLIC SAFETY COMMITTEE REPORT relative to extending the term of the contract with American Traffic Solutions, Inc. (ATS), for the Photo Red Light Program.

Recommendation for Council action:

AUTHORIZE the Chief of Police, Los Angeles Police Department (LAPD), to execute Fourth Amendment to the contract with ATS for the Photo Red Light Program, extending the contract term on a month-to-month basis starting May 1, 2011, for a total period of time not to exceed 90 days, subject to the approval of the City Attorney as to form and legality.

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

Community Impact Statement: None submitted.

(Continued from Council Meeting of April 19, 2011)

ITEM NO. (26) - ADOPTED

Roll Call #22 - Adopted, Ayes (10); Absent: Perry, Rosendahl, Wesson, Zine and President Garcetti (5)

11-0511

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Sublease Agreement with from Delta Airlines, Inc. (Delta Airlines) for premises in Terminal 5 at the Los Angeles International Airport (LAX).

- 1. FIND that this action, as described in the March 24, 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.
- APPROVE the Sublease Agreement with Delta Airlines for premises at Terminal 5 at LAX for a term of 14 years.
- 3. CONCUR with the Board's action of February 22, 2011 by Resolution No. 24388 authorizing the Executive Director to execute the Sublease Agreement with Delta Airlines.

<u>Fiscal Impact Statement</u>: The City Administrative Officer reports that approval of the proposed Sublease Agreement with Delta Airlines will result in reduced annual revenue to the Los Angeles Department of World Airports (LAWA) of \$176,843 from a combination of lost lease revenue (\$129,677) and LAWA's payment of Delta's debt service (\$47,166) on a Regional Airports Improvement Corporation bond. However, the LAWA will obtain \$359,000 from an increase in annual concession revenues generated from the subleased space. The net benefit to the Department of the sublease agreement is approximately \$182,000 annually. Since the LAWA is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed Sublease Agreement will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 27, 2011

(LAST DAY FOR COUNCIL ACTION - APRIL 27, 2011)

ITEM NO. (27) - ADOPTED

Roll Call #8 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0547

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed ten-year Lease with Raytheon Company (Raytheon) for land and hanger space located at 6150 West Century Boulevard at the Los Angeles International Airport (LAX).

- 1. FIND that this action, as described in the April 1, 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 Lease with Raytheon for land and hanger space located at 6150 West Century Boulevard at LAX for a term of ten years.
- 3. CONCUR with the Board's action of March 7, 2011 by Resolution No. 24400 authorizing the Executive Director to execute the Lease Agreement with Raytheon.

<u>Fiscal Impact Statement</u>: The City Administrative Officer reports that approval of the proposed ten-year lease agreement with Raytheon will generate \$785,073 in gross revenue to the Los Angeles World Airports (LAWA) during the first year and approximately \$7,850,730 over the 10-year term exclusive of annual and periodic rental adjustments. In addition to the annual lease payments, the Raytheon will invest \$4.5 million in tenant improvements. Since the LAWA is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed lease agreement will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 4, 2011

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

ITEM NO. (28) - CONTINUED TO MAY 3, 2011

Roll Call #3 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and President Garcetti (3)

10-0225

BUDGET AND FINANCE AND AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEES' REPORT relative to the Office of Finance Accounts Receivable Citywide Improvement Initiatives.

Recommendations for Council action:

- 1. INSTRUCT the Office of Finance (Finance) to continue regular quarterly reporting on progress to the City Council of proposed and ongoing initiatives being undertaken by Finance as described in Exhibit i of the Finance report, attached to the Council file, or as otherwise authorized by the City Council.
- 2. INSTRUCT City departments to prepare and submit responses, as coordinated by Finance, to City Council within 60 days on the directives contained in Exhibit ii of the Finance report including status and timeline for report-back.
- INSTRUCT Finance, with the assistance of the Office of the City Attorney, to develop a Request for Proposals for sale of uncollectible accounts receivable and submit to City Council for authorization within 45 days.
- DISTRIBUTE the Finance' report entitled Accounts Receivable Citywide Improvement Initiatives
 to the Neighborhood Council Budget Advocates and the Ad Hoc Commission on Revenue
 Efficiency.

<u>Fiscal Impact Statement</u>: None submitted by Finance. Neither the City Administrative Officer 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 29-40

(10 Votes Required for Consideration)

ITEM NO. (29) - ADOPTED

Roll Call #10 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3) (Item Nos. 29-32)

11-0327

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to authorizing the approval of the Mohave 2011 Fiscal Year Budget and settlement payments in connection with Mohave Generating Station.

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

- CONCUR with the Board of Water and Power Commissioners' (Board) action of March 1, 2011, Resolution No. 011-208, approving the Mohave 2011 Fiscal Year Budget of \$4.5 million as the Los Angeles Department of Water and Power's (LADWP) proportionate share of expenses as co-owner of Mohave Generating Station as detailed in the March 3, 2011 Board report, attached to the Council file.
- 2. PRESENT and ADOPT the accompanying ORDINANCE approving the LADWP's allocation and expenditure of \$3.5 million for operating costs and emergent work identified within the Mohave Generating Station Budget for 2011, on file with the Secretary of the Board of Water and Power Commissioners, and the allocation and expenditure of \$1.0 million for settlement payments related to the Mohave Generating Station in the matter of The Navajo Nation, et al. v. Peabody Holding Company, et al., U.S. District Court for the District of Columbia, Civil Action No. CA-99-0469-EGS.

<u>Fiscal Impact Statement Submitted</u>: The City Administrative Officer reports that approval of authorizing the approval of the Mohave 2011 Fiscal Year Budget and settlement payments in connection with Mohave Generating Station will result in a total not to exceed expenditure of \$4,500,000 from the Power Revenue Fund. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of authorizing the approval of the Mohave 2011 Fiscal Year Budget and settlement payments in connection with Mohave Generating Station will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 1, 2011

(LAST DAY FOR COUNCIL ACTION - APRIL 29, 2011)

ITEM NO. (30) - ADOPTED

11-0005-S236

et al. RESOLUTIONS relative to removing various properties from the Rent Escrow Account Program.

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 April 19, 2011:

11-0005-S236

CD8

a. Property at 1636 West 59th Place (Case No. 287278).
 Assessor I.D. No. 6002-014-006

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

11-0005-S237

CD8

b. Property at 4079 South Leimert Boulevard (Case No. 321254).
 Assessor I.D. No. 5023-003-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 10, 2011)

11-0005-S238

CD 9

c. Property at 146 East 35th Street (Case No. 261768). Assessor I.D. No. 5120-008-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 18, 2010)

11-0005-S239

CD 9

d. Property at 365 East 53rd Street (Case No. 13083).
 Assessor I.D. No. 5109-025-035

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 22, 2005)

11-0005-S240

CD 10

e. Property at 2500 South Bronson Avenue (Case No. 224310). Assessor I.D. No. 5059-005-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 28, 2009)

11-0005-S241

CD 10

f. Property at 2500 South Bronson Avenue (Case No. 264698). Assessor I.D. No. 5059-005-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 15, 2009)

11-0005-S242

CD 10

g. Property at 3613 South Hughes Avenue (Case No. 263123). Assessor I.D. No. 4313-008-003

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

11-0005-S243

CD 13

h. Property at 2710 West Bellevue Avenue (Case No. 313852). Assessor I.D. No. 5402-008-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 27, 2011)

11-0005-S244

CD 15

Property at 1556 East 105th Street (Case No. 8548).
 Assessor I.D. No. 6065-016-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 28, 2005)

ITEM NO. (31) - ADOPTED

09-3066

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to Water Integrated Resources Plan (IRP) Annual Reports for 2009-10.

Recommendation for Council action:

NOTE and FILE the December 18, 2009 and December 3, 2010 Board of Public Works (Board) annual reports, as attached to the Council file, relative to the Water IRP for 2009-10.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (32) - ADOPTED

10-0611-S4

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to proposed Second Amendment to Agreement No. 47730-8 with Malcolm Pirnie, Inc. (MPI) to complete design of the Los Angeles Aqueduct Filtration Plant Ultraviolet Treatment Plant (LAAFP).

CONCUR with the Board of Water and Power Commissioners' (Board) action of April 5, 2011, Resolution No. 011-239, authorizing a the Second Amendment to Agreement No. 47730-8 with MPI to complete design of the LAAFP as detailed in the April 11, 2011 Board report, attached to the Council file.

<u>Fiscal Impact Statement</u>: The City Administrative Officer reports that approval of the proposed Second Amendment to Agreement No. 47730-8 with MPI will increase the authorized expenditure amount by \$3,000,000 for a total spending authority of \$11,000,000 from the Los Angeles Department of Water and Power (LADWP) Water Revenue Fund. The LADWP states that any funds remaining unallocated at the conclusion of the Agreement will become available for other purposes within the Water Revenue Fund. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed Second Amendment will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 11, 2011

(LAST DAY FOR COUNCIL ACTION - JUNE 10, 2011)

ITEM NO. (33) - CONTINUED TO APRIL 27, 2011

Roll Call #9 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0606

COMMUNICATION FROM CHAIR, ENERGY AND ENVIRONMENT COMMITTEE relative to the sale of excess City-owned property located at 14030 Hartland Avenue.

Recommendation for Council action:

SUBMIT WITHOUT RECOMMENDATION the following recommendation as contained in Resolution No. 011-228 and approved by the Board of Water and Power Commissioners (Board) on April 5, 2011:

CONCUR with the Board of Water and Power Commissioners' action of April 5, 2011, Resolution No. 011-228, approving the sale of excess City-owned property located at 14030 Hartland Avenue.

<u>Fiscal Impact Statement</u>: The City Administrative reports that approval of the proposed sale of excess City-owned property located at 14030 Hartland Avenue will result in revenue for the Power Revenue Fund of no less than \$100,000, which is the amount of the minimum starting bid and total appraised liquidated value of the property. Since the Los Angeles Department of Water and Power is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed sale will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

Roll Call #10 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3) (Item Nos. 34-36)

ITEM NO. (34) - ADOPTED

09-2275

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the 2010-11 Memorandum of Understanding (MOU) between the Department of Recreation and Parks and the Los Angeles County Probation Department for the After-School Enrichment and Supervision Program.

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

- AUTHORIZE the Department of Recreation and Parks to accept Juvenile Justice and Crime Prevention Act grant funds in the amount of \$480,793 from the Los Angeles County Probation Department.
- APPROVE and AUTHORIZE the President and Secretary of the Board of Recreation and Park Commissioners to execute, the proposed MOU with the Los Angeles County Probation Department for the acceptance of the grant funds in Recommendation No. 1 above for the After-School Enrichment and Supervision Program for the term beginning July 1, 2010 through June 30, 2011, subject to the approval of the City Attorney.

<u>Fiscal Impact Statement</u>: The CAO reports that funding in the amount of \$480,793 in Juvenile Justice and Crime Prevention Act grant funds will be provided by the Los Angeles County Probation Department for the After-School Enrichment and Supervision Program through June 30, 2011. There is no impact on the General Fund. The recommendation above is in compliance with the City Financial Policies in that one-time funding will be used to support one- time expenditures.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 14, 2011

(LAST DAY FOR COUNCIL ACTION - JUNE 14, 2011)

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

ITEM NO. (35) - ADOPTED

11-0463

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to a professional services agreement between the Department on Disability and The Regents of the University of California.

APPROVE and AUTHORIZE the Executive Director of the Department on Disability to execute a professional services agreement with The Regents of the University of California, for a not to exceed contract amount of \$50,000 to conduct a study of the behaviors and risks among gay and bisexual male users of mobile-based social networking/hookup sites, retroactive to October 1, 2010 through June 30, 2011, subject to the review and approval of the City Attorney as to form.

<u>Fiscal Impact Statement</u>: The CAO reports that funding in the amount of \$50,000 for the proposed agreement is provided in the Consolidated Plan or Community Development Block Grant funds in Fund 473. There is no additional impact on the General Fund. The above recommendation complies with the Financial Policies of the City in that one-time funding will be used to support this program.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 21, 2011

(LAST DAY FOR COUNCIL ACTION - MAY 20, 2011)

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

ITEM NO. (36) - ADOPTED

11-0637 CD 11

CONSIDERATION OF MOTION (ROSENDAHL - KORETZ) relative to a proposed installation of speed humps on Burlingame Drive between Hanover Street and Evanston Street.

Recommendations for Council action:

- 1. INSTALL five Type 1 speed humps along Burlingame Drive between Hanover Street and Evanston Street with the understanding that the residents on Burlingame Drive between Sunset Boulevard and San Vicente Boulevard shall be responsible for the full costs of installation.
- 2. DIRECT the Los Angeles Department of Transportation to furnish to the residents on Burlingame Drive between Hanover Street and Evanston Street, the necessary construction drawing, standards, and specifications for the speed humps.
- 3. AUTHORIZE the Bureau of Engineering to issue the appropriate permit(s) to allow for the installation of five speed humps and the related traffic control devices, contingent upon the permit applicant meeting all applicable City's requirements and standards.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (37) - ADOPTED

Roll Call #18 - Adopted, Ayes (11); Absent: Perry, Rosendahl, Wesson and President Garcetti (4)

11-0002-S55

CONSIDERATION OF RESOLUTION (ZINE - SMITH) relative to the City's position to support Assembly Bill (AB) 829 which would expand the rights afforded retired reserve law enforcement officers, if amended, to provide those rights after 20 years of service.

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

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 State Legislative Program SUPPORT of AB 829 which would expand the rights afforded retired reserve law enforcement officers, if amended, to provide those rights after 20 years of service.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

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

Roll Call #10 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0002-S57

CONSIDERATION OF RESOLUTION (ROSENDAHL - REYES) relative to the City's position to support Assembly Bill (AB) 579 which would grant local jurisdictions with manufactured home rent stabilization ordinances, or who are required to enforce state statutes protecting manufactured homeowners, a "level playing field" in the event of litigation.

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

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 State Legislative Program SUPPORT of AB 579 which would grant local jurisdictions with manufactured home rent stabilization ordinances, or who are required to enforce state statutes protecting manufactured homeowners, a "level playing field" in the event of litigation, filed by manufactured park owners, challenging the local jurisdictions' enforcement of such laws in the courts of California.

Community Impact Statement: None submitted.

(Information Technology and Government Affairs Committee waived consideration of the above matter)

ITEM NO. (39) - CONTINUED TO MAY 3, 2011

Roll Call #4 - Adopted to Continue, Unanimous Vote (12); Absent: Cárdenas, Perry and President Garcetti (3)

09-2560-S3

CONTINUED CONSIDERATION OF MOTION (GARCETTI - KORETZ - PARKS - ZINE) relative to requesting the Commission on Revenue Efficiency (CORE) to present to the City Council its report and recommendations from the "Blueprint for Reform of City Collections."

Recommendations for Council action:

- 1. REQUEST the CORE to present to the City Council its report and recommendations from the "Blueprint for Reform of City Collections."
- 2. REQUEST that CORE's report be presented in conjunction with the Office of Finance's report "Accounts Receivable Citywide Improvement Initiatives." which details Finance's efforts to improve City's collections practices and account receivable management, and details the status of implementing CORE's recommendations.
- 3. REQUEST that CORE be extended by a term of 90 days to continue monitoring recommendations from CORE's report, the progress by Office of Finance and City departments to address and implement these recommendations, and additional revenue topics CORE is exploring.

(Continued from Council meeting of April 20, 2011)

ITEM NO. (40) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #10 - Adopted, Ayes (12); Absent: Cárdenas, Perry and President Garcetti (3)

11-0649

CD 12

FINAL MAP OF TRACT NO. 68781 for property located at 11541 North Blucher Avenue lying northerly of Rinaldi Street.

(Approve Subdivision Improvement Agreement and Contract with attached security documents) (ADOPT City Engineer Report)

(ADOPT Bond No. C-118613)

(Quimby Fee: \$146,952 less the recreation area credit of \$14,653)

Applicants: **IMT Capital LLC**

Ferrer & Associates

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

11-0450-S1

MOTION (LABONGE - ROSENDAHL) relative to amending prior Council action of April 5, 2011, regarding enacting an ordinance to establish regulations for the parking on certain City streets or public lands of vehicle containing a "For Sale" sign or placard advertising the private sale of that vehicle.

11-0010-S23

MOTION (PARKS - SMITH) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Commodore Lenoir on March 7, 2011.

11-0688

MOTION (HUIZAR - LABONGE) relative to initiating street vacation proceedings to vacate a portion of the easterly side of San Fernando Road West at Cutter Street.

<u>11-0696</u>

MOTION (ZINE - REYES) relative to approval to lease office space for the Reseda Neighborhood Council at 18341 Sherman Way, Suite 102, Reseda, CA 91335.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request and without objections, Council President Garcetti was excused to arrive at 10:30 a.m. to Council session of Wednesday, April 27, 2011 due to City Business and was excused from Council sessions of Tuesday, June 7, Wednesday, June 8 and Friday, June 10, 2011 all due to Personal Business.

Upon his request and without objections, Councilmember Zine was excused to leave at 11:30 a.m. from Council session of Wednesday, June 1, 2011 due to City Business.

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

Ву

Council Clerk

PRESIDENT OF THE CITY COUNCIL