

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **June 29, 2011**
John Ferraro Council Chamber, Room 340, City Hall - 10:15 am

- - - SPECIAL COUNCIL MEETING - - -

10:15 A.M. OR AS SOON THEREAFTER
AS COUNCIL RECESSES ITS REGULAR MEETING

ROLL CALL - Members present: Alarcón, Hahn, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Wesson, Zine and President Garcetti (12); Absent: Cárdenas, Huizar and Smith (3)

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

Items for Which Public Hearings Have Been Held - Items 37-38

ITEM NO. (37) - ADOPTED - SEE FOLLOWING

Roll Call #2 - Adopted, Ayes (12); Absent: Cárdenas, Huizar and Smith (3)

[11-0452-S3](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to establishing the Citizens Committee to appoint the Executive Director of the Office of Public Accountability for the Los Angeles Department of Water and Power pursuant to Measure I.

(Rules and Elections and Energy and Environment Committees 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

COMMUNICATION FROM CHAIRS, RULES AND ELECTIONS and ENERGY AND ENVIRONMENT COMMITTEES and ORDINANCE FIRST CONSIDERATION relative to establishing the Citizens Committee to appoint the Executive Director of the Office of Public Accountability for the Los Angeles Department of Water and Power pursuant to Measure I.

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

- 1. PRESENT and ADOPT the accompanying ORDINANCE establishing the Citizens Committee to appoint the Executive Director of the Office of Public Accountability for the**

Los Angeles Department of Water and Power pursuant to Measure I, as amended by the Rules and Elections and Energy and Environment Committees on June 29, 2011 to designate one of the Council President's appointees to be an individual representing local businesses.

2. REQUEST the appointing authorities to submit their Citizens Committee nominations by August 15, 2011.

Fiscal Impact Statement: None submitted by the City Attorney. 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. (38) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #3 - To Adopt as Amended, Ayes (11); Noes: Alarcón (1); Absent: Cárdenas, Huizar and Smith (3)

[11-0972-S1](#)

MOTION (WESSON - KORETZ - ROSENDAHL - LABONGE) relative to the City Administrative Officer (CAO), Personnel Department reporting in regard to the process by which as-needed Department of Recreation and Parks employees currently connected with the Felicia Mahood Senior Citizen Center and Robert M. Wilkinson Multipurpose Center are terminated and/or transferred into alternative positions throughout the City; steps taken to retain said employees, salary changes as a result of transferring operations from a City department to a selected partnering organization; and a tracking system to display the future of said displaced employees.

(Personnel 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

PERSONNEL COMMITTEE REPORT relative to the process by which as-needed Department of Recreation and Parks (RAP) employees currently connected with the Felicia Mahood Senior Citizen Center and Robert M. Wilkinson Multipurpose Center are terminated and/or transferred into alternative positions throughout the City.

Recommendation for Council action, as initiated by Motion (Wesson - Koretz - Rosendahl - LaBonge):

DIRECT the RAP to retain for the summer months the City employees connected with Senior Citizen programs conducted at the Felicia Mahood Senior Citizen Center and Robert M. Wilkinson Multipurpose Center that are impacted by the transfer of operations from the RAP to a selected partnering organization, pending the placement/transfer of said employees to other entities.

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

Community Impact Statement: None submitted.

(The matter has been waived by the Arts, Parks, Health and Aging Committee)

ADOPTED

AMENDING MOTION (PARKS - ZINE)

Recommendations for Council action:

1. **EXCLUDE** the classification of Delivery Driver.
2. **DIRECT** the RAP to continue working with affected individuals currently employed in the Delivery Driver classification.

Items for Which Public Hearings Have Not Been Held - Items 39-42

(10 Votes Required for Consideration)

ITEM NO. (39) - ADOPTED

Roll Call #2 - Adopted, Ayes (12); Absent: Cárdenas, Huizar and Smith (3)

[11-0328](#)

COMMUNICATION FROM CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE and ORDINANCE FIRST CONSIDERATION relative to a proposed sale of an easement to the County of Inyo to construct, operate, and maintain a water system for the town of Independence in Inyo County, California.

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

1. **CONCUR** with the Board of Water and Power Commissioners' action of March 1, 2011, Resolution No. 011-212, authorizing the sale of an easement to the County of Inyo to construct, operate, and maintain a water system for the town of Independence in Inyo County, California, as detailed in the Board of Water and Power Commissioner's March 3, 2011 report, attached to the Council file.
2. **PRESENT** and **ADOPT** the accompanying ORDINANCE approving Resolution No. 011-212 for the sale of an easement to the County of Inyo for the Independence Town Water System.

Fiscal Impact Statement Submitted: The City Administrative Officer reports that approval of Resolution No. 011-212 will result in \$5,000 of revenue for the Water Revenue Fund. Since the Los Angeles Department of Water and Power (LADWP) is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. The LADWP states that the proposed resolution and ordinance is consistent with the LADWP's Financial Policies. Approval of the proposed resolution will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

**Roll Call #1 - Adopted, Ayes (12); Absent: Cárdenas, Huizar and Smith (3)
(Item Nos. 40-41)**

ITEM NO. (40) - ADOPTED

[11-1086](#)

COMMUNICATION FROM THE CITY TREASURER relative to escheatment of \$1,174,332.41 from the Los Angeles Police Department's (LAPD) Unclaimed Monies Seized Incidental to Arrest Trust Fund to the City's General Fund.

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

1. INSTRUCT the LAPD and the City Treasurer to process the sum of \$1,174,332.41 from the Unclaimed Monies Seized Incidental to Arrest Trust Fund No. 7772.
2. TRANSFER all identified eligible monies to the General Fund, Fund No. 100/70, Revenue Source Code 4334.

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

Community Impact Statement: None submitted.

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

ITEM NO. (41) - ADOPTED

[07-4009-S1](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) AND MEMORANDUM OF UNDERSTANDING (MOU) relative to Management Attorneys Bargaining Unit (MOU 32) Amendment No. 1 and Letter of Agreement for Fiscal Year (FY) 2011-12.

Recommendation for Council action:

ADOPT MOU 32 Amendment No. 1, attached to the Council file, subject to the approval as to form by the City Attorney.

Fiscal Impact Statement: The CAO reports that no additional appropriation of funds is required, because the recommendations contained in the June 27, 2011 CAO report, attached to the Council file, are cost neutral for FY 2011-12.

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (42) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #1 - To Adopt as Amended, Ayes (12); Absent: Cárdenas, Huizar and Smith (3)

[11-1118](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) AND MEMORANDUM OF UNDERSTANDING (MOU) relative to City Attorneys Bargaining Unit (MOU 29) MOU Amendment No. 2 and Letter of Agreement for Fiscal Years (FY) 2011-12 and 2012-13.

Recommendation for Council action:

ADOPT the 2007-12 MOU 29 Amendment No. 2 and Letter of Agreement, attached to the Council file, subject to the approval as to form by the City Attorney.

Fiscal Impact Statement Submitted: The CAO reports that no additional appropriation of funds is required for FY 2011-12. Any savings deferred to FY 2012-13 that will not occur in FY 2011-12 will be absorbed within budgeted funds for the City Attorney's 2011-12 Budget.

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

ADOPTED

AMENDING MOTION (KORETZ - PARKS)

Recommendation for Council action:

ADOPT the 2007-12 MOU 29 Amendment No. 2 and Letter of Agreement, attached to the Council file, subject to the approval as to form by the City Attorney, and subject to implementation upon ratification of MOU 29 membership.

Alarcón, Hahn, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Wesson, Zine and President Garcetti (12); Absent: Cárdenas, Huizar and Smith (3)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL