

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **July 27, 2011**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Cárdenas, Englander, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Wesson, Zine and President Garcetti (11); Absent: Alarcón, Huizar and Rosendahl (3)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JULY 22, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 25

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 1-11

Roll Call #1 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)
(Item Nos. 1-11)

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

[11-0484](#)
CD 12

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST
CONSIDERATION relative to the improvement and maintenance of the Lurline Avenue and
Schoenborn Street Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. RESCIND prior Council action of July 6, 2011.

(Public Hearing held June 15, 2011)

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

[11-0485](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Samoa Avenue and Summitrose Street (Re-Ballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. RESCIND prior Council action of July 6, 2011.

(Public Hearing held June 15, 2011)

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

[11-0487](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Beethoven Street and Washington Boulevard Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. RESCIND prior Council action of July 6, 2011.

(Public Hearing held June 15, 2011)

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

[11-0488](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Federal Avenue and Santa Monica Boulevard Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).
3. RESCIND prior Council action of July 6, 2011.

(Public Hearing held June 15, 2011)

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

[11-0577](#)

CD 13

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Council Street and Virgil Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held July 6, 2011)

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

[11-0578](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Runnymede Street and Mason Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held July 6, 2011)

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

[11-0579](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Pico Boulevard and Corning Street (Re-Ballot) Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held July 6, 2011)

ITEM NO. (8) - PUBLIC HEARING CLOSED - ADOPTED

[11-0580](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Stern Avenue and Ventura Boulevard Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held July 6, 2011)

ITEM NO. (9) - PUBLIC HEARING CLOSED - ADOPTED

[11-0627](#)

CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Bradley Avenue and Olden Street No. 2 Lighting District.

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

1. DENY the protests and confirm the assessments.

2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held July 6, 2011)

ITEM NO. (10) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

[07-1266](#)

CD 15

HEARING PROTESTS relative to the vacation of Opp Street and Southerland Avenue Vacation District (VAC E1401054).

(Categorical exemption, Communication from the Public Works Committee and Findings adopted on June 24, 2011)

ITEM NO. (11) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED

[11-0444](#)

CD 5

HEARING PROTESTS relative to vacating the alley 545 feet northwesterly of National Boulevard between Bentley Avenue and Sepulveda Boulevard (VAC E1401157).

(Categorical exemption, Communication from the Public Works Committee and Findings adopted on June 24, 2011)

Items for Which Public Hearings Have Been Held - Items 12-31

**Roll Call #3 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)
(Item Nos. 12-14)**

ITEM NO. (12) - ADOPTED

[10-0600-S68](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to outside counsel expenditures for the Fiscal Year (FY) 2010-11 as of December 31, 2010.

Recommendations for Council action:

1. NOTE and FILE the City Attorney's report relative to outside counsel expenditures for the FY 2010-11 as of December 31, 2010.
2. APPROVE the City Attorney's request to submit the Citywide Outside Counsel Expenditures Report to the Budget and Finance Committee on a quarterly basis beginning in FY 2011-12 with the first quarterly reporting period to be July through September 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[10-0600-S103](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the status of the General Fund liability accounts as of April 30, 2011.

Recommendation for Council action:

NOTE and FILE the City Attorney's report relative to the status of the General Fund liability accounts as of April 30, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

[Council may recess to Closed Session, pursuant to Government Code Section 54956.9(a) and/or (b) to confer with its legal counsel relative to the above matter]

ITEM NO. (14) - ADOPTED

[11-0770-S1](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the results from the 2011 Tax and Revenue Anticipation Notes Sale.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer's report dated July 12, 2011 relative to the results from the 2011 Tax and Revenue Anticipation Notes Sale.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (15) - CONTINUED TO AUGUST 10, 2011

Roll Call #2 - Adopted to Continue, Unanimous Vote (12); Absent: Alarcón and Huizar (2)

[11-1014](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the potential cost recovery for fire services currently provided to the Los Angeles Department of Water and Power (LADWP).

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

1. INSTRUCT the LADWP, Fire Department and City Administrative Officer (CAO) to report back in 45 days on the status of potential cost recovery for fire services currently provided to LADWP including:
 - a. potential impact on LADWP rates, the LADWP transfer, and previously identified budget savings from the new Fire Department deployment plan
 - b. an evaluation of billing best practices for both private utilities and the Southern California Gas Company
 - c. funding source for the potential reimbursement
 - d. a potential strategy, identified by the National League of Cities, for cities to charge their public utilities for the use of paved city streets
2. REQUIRE that any revenues identified through payment of fire services by LADWP be put toward the restoration of neighborhood fire resources.

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. (16) - RECEIVE AND FILE - INASMUCH AS LIEN HAS BEEN PAID

Roll Call #4 - Adopted to Receive and File, Ayes (12); Absent: Alarcón and Huizar (2)

[11-1078](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Bulldog Realtors.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$12,799.47 against property owned by Bulldog Realtors, pursuant to Los Angeles Municipal Code Section 21.15(o).

Fiscal Impact Statement: 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.

[Council may recess into Closed Session pursuant to Government Code Section 54956.9(c) to confer with its legal counsel relative to the above matter]

ITEM NO. (17) - ADOPTED

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

[11-1092](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Archeon Group International.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$27,955.83 against property owned by Archeon Group International, pursuant to Los Angeles Municipal Code Section 21.15(o).

Fiscal Impact Statement: 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.

[Council may recess into Closed Session pursuant to Government Code Section 54956.9(c) to confer with its legal counsel relative to the above matter]

**Roll Call #4 - Adopted to Receive and File, Ayes (12); Absent: Alarcón and Huizar (2)
(Item Nos. 18-19)**

ITEM NO. (18) - RECEIVE AND FILE - INASMUCH AS LIEN HAS BEEN PAID

[11-1093](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Emma Corporation.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$154,156.18 against property owned by Emma Corporation, pursuant to Los Angeles Municipal Code Section 21.15(o).

Fiscal Impact Statement: 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.

[Council may recess into Closed Session pursuant to Government Code Section 54956.9(c) to confer with its legal counsel relative to the above matter]

ITEM NO. (19) - RECEIVE AND FILE - INASMUCH AS LIEN HAS BEEN PAID

[11-1094](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by The United Group Inc.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$28,583.87 against property owned by The United Group Inc.

Fiscal Impact Statement: 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.

[Council may recess into Closed Session pursuant to Government Code Section 54956.9(c) to confer with its legal counsel relative to the above matter]

ITEM NO. (20) - ADOPTED

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

[11-1164](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Rosen & Associates, P.C.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$28,354.77 against property owned by Rosen & Associates, P.C., pursuant to Los Angeles Municipal Code Section 21.15(o).

Fiscal Impact Statement: 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.

[Council may recess into Closed Session pursuant to Government Code Section 54956.9(c) to confer with its legal counsel relative to the above matter]

ITEM NO. (21) - CONTINUED TO AUGUST 10, 2011

Roll Call #2 - Adopted to Continue, Unanimous Vote (12); Absent: Alarcón and Huizar (2)

[11-1240](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to an update on the City's credit ratings on General Obligation Bonds, Judgment Obligation Bonds, and Lease Revenue Obligations.

Recommendations for Council action:

1. NOTE and FILE the City Administrative Officer's (CAO) report dated July 13, 2011, relative to an update on the City's credit ratings on General Obligation Bonds, Judgment Obligation Bonds, and Lease Revenue Obligations.
2. INSTRUCT the CAO to:
 - a. Emphasize the importance of continuing to increase the Reserve Fund throughout this Fiscal Year.
 - b. Facilitate public private partnerships for the Los Angeles Convention Center and Los Angeles Zoo in order to relieve the General Fund obligation for them.
 - c. Include representatives from the Commission on Revenue Enhancement at Revenue Day scheduled in Council in August 2011.
 - d. Report back on MICLA with options to shift MICLA purchasing away from perishable items (i.e. vehicles) to more structured debt.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Roll Call #3 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)
(Item Nos. 22-26)**

ITEM NO. (22) - ADOPTED

[09-0560](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to Program Year 2010-11 (April 1, 2010 to March 31, 2011) FamilySource Center annual performance evaluation results.

Recommendation for Council action:

RECEIVE and FILE the Community Development Department report dated June 22, 2011 relative to Program Year 2010-11 (April 1, 2010 to March 31, 2011) FamilySource Center annual performance evaluation results.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[10-0799](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authority to submit a substantial amendment to the US Department of Housing and Urban Development (HUD) to implement the City Neighborhood Stabilization Program 2 (NSP).

Recommendation for Council action:

AUTHORIZE the Los Angeles Housing Department (LAHD) General Manager, or designee to submit a substantial amendment and any other required documents between HUD and the City, for a technical amendment to the NSP Action Plan to: 1) include target areas with foreclosure related indexes of 15 or above and 2) add one additional census tract (Census Tract 207100) to the NSP2 - eligible target areas for grant activities under the terms of the Funding Approval and Grant Agreement Number B-09-LN-CA-0046 between the City and HUD in the amount of \$100 million.

Fiscal Impact Statement: The LAHD reports that there will be no impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

[11-0395-S1](#)

CD 6

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to authority to issue up to \$14 million in tax-exempt multi-family mortgage revenue bonds for the La Coruna Senior Apartment Project.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION [attached to the Los Angeles Housing Department (LAHD) report dated June 27, 2011] authorizing the issuance of up to \$14 million in tax-exempt multifamily housing revenue bonds for the development of the La Coruna Senior Apartments Project (La Coruna Project) located at 15301 Lanark Street, the address for which was previously referred to as 8107 Sepulveda Boulevard, in Council District Six.
2. APPROVE the related La Coruna Project loan documents, in substantial conformance with the draft documents as provided as attachments to the LAHD report dated June 15, 2011 (contained in Council file), subject to the approval of the City Attorney as to form.
3. AUTHORIZE the LAHD General Manager, or designee, to negotiate and execute the La Coruna Project loan documents, subject to the approval of the City Attorney as to form.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Funding authority for the tax-exempt multifamily housing revenue bonds (bonds) is provided by the California Debt Limit Allocation Committee. The borrowers will pay all costs associated with the issuance of the bonds, and the City bears no financial responsibility for repayment. Approval of the recommendations will enable the La Coruna Senior Apartments Project to secure funding to construct affordable housing for seniors. The City's Debt Management Policy is not applicable as there are no City funds being used to issue the bond.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

[11-1112](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authorization to release a new Request for Proposals for Citywide Fair Housing Services.

Recommendation for Council action:

AUTHORIZE the Los Angeles Housing Department (LAHD) General Manager, or designee, to:

- a. Release the Request for Proposals (RFP) for Citywide Fair Housing Services in the amount of \$385,000, for initial six month contract term of October 1, 2011 through March 31, 2012, with options to renew for a total term of 36 months, subject to satisfactory contractor performance, available funding, and community and City needs.
- b. Assess the responses and report back to the Mayor and City Council with the RFP results, recommendations for contractor selection, funding levels, and necessary Controller instructions.
- c. Make further amendments to these contracts, as needed, pursuant to the Mayor's Executive Directive 3, with review by the City Administrative Officer.

Fiscal Impact Statement: The LAHD reports that there will be no impact to the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

[11-1113](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to approval of the Proposed Fiscal Year (FY) 2010-11 and 2011-12 Budgets for the Industrial Development Authority of the City of Los Angeles.

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

1. APPROVE:

- a. The FY 2010-11 Budget for the Industrial Development Authority (IDA) of the City of Los Angeles for a total amount of \$92,000.

- b. The FY 2011-12 Budget for the IDA of the City of Los Angeles for a total amount of \$90,900.
2. AUTHORIZE the Community Development Department (CDD) General Manager, or designee, to:
- a. Use an amount not to exceed \$90,900 from the IDA Fund No. 816 for 2011-12 IDA staffing and expenses.
 - b. Prepare Controller instructions and/or make technical adjustments that are consistent with this action, subject to the approval of the City Administrative Officer (CAO) and AUTHORIZE the Controller to implement the instructions.

3. AUTHORIZE the Controller to:

- a. Decrease appropriations within Fund No. 816, Industrial Authority, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
22G122	Community Development	176,447
22G299	Related Costs	122,098

- b. Establish new accounts within Fund No. 816, Industrial Authority, and appropriate as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
22H122	Community Development	80,688
22H299	Related Costs	10,212
22H424	CDBG Reimbursement	38,900

- c. Appropriate \$80,688 to Fund No. 100/22, Community Development, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001010	Salaries General	25,928
001070	Salaries As-Needed	113
002120	Printing and Binding	1,500
002130	Travel	10,500
003040	Contractual Services	20,000
006010	Office and Administrative	20,534
006030	Rent and Parking	2,113

- d. Transfer cash in the amount of \$38,900 from Fund No. 816, Industrial Authority, Account No. 22H424, CDBG Reimbursement, to Fund No. 424, Community Development Trust Fund, Revenue Source No. 5161Z1, Reimbursement of Expenditures.

Fiscal Impact Statement: The CAO reports that there is no additional impact on the General Fund. Approval of the recommendations authorize a total of \$92,000 for FY 2010-11 and \$90,900 for FY 2011-12 IDA budgets for CDD administrative support and operating expenses. Funding is provided from IDA bond transaction fees and miscellaneous revenue in Fund No. 816, Industrial Development Fund. The recommendations are in compliance with City Financial Policies in that sufficient ongoing IDA revenues are available to support these costs.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #12 - to Adopt as Amended, Ayes (13); Absent: Huizar (1)

[11-1123](#)

CD 8

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to authority to issue up to \$5.6 million in tax-exempt multi-family mortgage revenue bonds for the Figueroa Senior Housing Project.

Recommendations for Council action:

1. ADOPT the accompanying RESOLUTION [attached to the Los Angeles Housing Department (LAHD) report dated June 22, 2011] authorizing the issuance of up to \$5.6 million in tax-exempt multifamily housing revenue bonds for the development of the Figueroa Senior Housing Project (Figueroa Project) located at 7621 South Figueroa Street in Council District Eight.
2. APPROVE the related Figueroa Project loan documents, in substantial conformance with the draft documents as provided as attachments to the LAHD report (contained in the Council file), subject to the approval of the City Attorney as to form.
3. AUTHORIZE the LAHD, General Manager, or designee, to negotiate and execute the Figueroa Project loan documents, subject to the approval of the City Attorney as to form.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Funding authority for the tax-exempt multifamily housing revenue bonds (bonds) is provided by the California Debt Limit Allocation Committee. The borrowers will pay all costs associated with the issuance of the bonds, and the City bears no financial responsibility for repayment. Approval of the recommendations will enable the Figueroa Senior Housing Project to secure funding to construct affordable housing for seniors. The City's Debt Management Policy is not applicable as there are no City funds being used to issue the bond.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (WESSON - PARKS)

Recommendation for Council action:

ADOPT the attached RESOLUTION in lieu of the Resolution attached to the Los Angeles Housing Department transmittal dated June 22, 2011.

ITEM NO. (28) - ADOPTED

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

[11-1156](#)

CD 1

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to reprogramming Community Development Block Grant funds from the 36th Program Year Consolidated Plan to pay for eligible costs for the Legendary Park Plaza Project.

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

1. REPROGRAM \$500,000 in Community Development Block Grant (CDBG) funds from the 36th Program Year Consolidated Plan from the Westlake Theatre project, to the Legendary Wilshire Park Plaza Property to pay for eligible Project costs.
2. AMEND the Consolidated Plan for the 36th Program Year, including conducting a public hearing, to implement the reprogramming.
3. AUTHORIZE the Community Development Department, General Manager, or designee, to:
 - a. Negotiate and execute a funding agreement of up to \$500,000 in CDBG funds with the Wilshire Park Plaza LLC, subject to approval of the City Attorney as to form and legality.
 - b. Prepare Controller instructions and/or make any technical adjustments that may be necessary and are consistent with these actions subject to the approval of the City Administrative Officer and AUTHORIZE the Controller to implement the instructions.
4. AUTHORIZE the Controller to:
 - a. Establish new Account No. H701, Legendary Park Plaza, and appropriate \$500,000 within the Community Development Trust Fund No. 424.
 - b. Decrease Account No. G516, Westlake Theatre, in the amount of \$500,000 within the Community Development Trust Fund No. 424.

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. (29) - ADOPTED

Roll Call #7 - Adopted, Ayes (13); Absent: Huizar (1)

11-1140

NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a proposed ordinance amending the Los Angeles Municipal Code (LAMC) to create consistent procedures for review of projects requiring multiple approvals, synchronize the expiration periods of multiple approvals granted to a single project, clarify language regarding utilization of approvals, eliminate the redundancy of extensions of time for quasi-judicial land use approvals, extend the life of previously-granted approvals following the dates specified in the state legislation SB-1185 and AB-333.

Recommendations for Council action:

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 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. 11-1140 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 Negative Declaration [ENV 2010-1496-ND] filed on June 11, 2010.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. REQUEST the City Attorney to prepare and present an ordinance amending Sections 11.5.7, 12.20.3, 12.22, 12.24, 12.25, 12.26, 12.27, 12.28, 12.32, 12.36, 14.00, 16.05, 16.50, 17.02, 17.07, 17.56, and 18.08 of the LAMC to create consistent procedures for review of projects requiring multiple approvals, synchronize the expiration periods of multiple approvals granted to a single project, clarify language regarding utilization of approvals, eliminate the redundancy of extensions of time for quasi-judicial land use approvals, extend the life of previously-granted approvals following the dates specified in the state legislation SB-1185 and AB-333, and make minor technical corrections.
4. REQUEST the City Attorney in cooperation with the Planning Department to assess the feasibility of incorporating the amendments to the ordinance as presented in committee.

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.

**Roll Call #3 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)
(Item Nos. 30-31)**

ITEM NO. (30) - ADOPTED

[11-1141](#)

NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a proposed ordinance amending the Los Angeles Municipal Code (LAMC) with development regulations that require on-site shopping cart containment systems for new stores and major remodels that provide six or more shopping carts for use to its patrons.

Recommendations for Council action:

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 Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 11-1141 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 Negative Declaration [ENV 2010-1074-ND] filed on May 18, 2010.
2. ADOPT the FINDINGS of the City Planning Commission as the Findings of the Council.
3. REQUEST the City Attorney to prepare and present an ordinance amending Section 12.21 F of the LAMC with development regulations that require on-site shopping cart containment systems for new stores and major remodels that provide six or more shopping carts for use to its patrons.

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.

ITEM NO. (31) - ADOPTED - TO THE MAYOR FORTHWITH

[10-1954](#)

PUBLIC SAFETY and BUDGET AND FINANCE COMMITTEES REPORT relative to budget modifications and the reallocation of grant funds for the Fiscal Year (FY) 2007-2008 Regional Catastrophic Preparedness Grant Program (RCPGP).

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Modify the existing FY 2007 and 2008 RCPGP budget by reallocating funds between agencies as detailed in Attachment 1 of the Mayor's report to Council dated June 9, 2011 (attached to the Council file).

- b. With the assistance of the General Manager, Emergency Management Department (EMD), negotiate and execute on behalf of the City the www.ReadyLAorg website project detailed within this report, for a term of up to three months within the applicable grant performance period for an amount not to exceed \$25,000, subject to the approval if the City Attorney as to form and legality, and subject to review by the City Administrative Officer (CAO) for consistency with the grant budget and compliance with all City contracting policies and requirements.

2. AUTHORIZE the Controller to:

- a. Transfer appropriations within FY 2007-08 RCPGP Grant Fund 51T/46 as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
From:	51T/46	F511	Partner Jurisdictions	\$ 578,490
	51T/46	F503	Contracts/Expenses	<u>125,000</u>
			Total:	\$ 703,490

To:	51T/46	G138	Fire Department	\$ 421,091
	51T/46	G135	Emergency Management Dept.	<u>282,399</u>
			Total:	\$ 703,490

- b. Transfer appropriations from FY2007-08 RCPGP Grant Fund 51T/46 to the General Fund to reimburse RCPGP related expenditures as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
From:	51T/46	G138	Fire Department	\$ 421,091
	51T/46	G135	Emergency Management Dept.	<u>282,399</u>
			Total:	\$ 703,490

To:	100/38	1012	Salaries, Sworn	\$ 421,091
	100/35	1010	Salaries, General	257,399
	100/35	1020	Salaries, As-Needed	<u>25,000</u>
			Total:	\$ 703,490

- c. Transfer cash from the FY 2007-08 RCPGP Grant Fund to reimburse the General Fund on an as-needed basis, upon presentation of proper documentation from the EMD and Fire Department, subject to the approval of the Mayor's Office of Homeland Security and Public Safety.

3. AUTHORIZE the Mayor, or designee, to prepare Controller instructions for any technical accounting adjustments consistent with this action, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The proposed reallocation of funds would increase the EMD's grant match requirement by \$57,745, for a total revised match requirement of \$544,694. However, the Mayor's Office states that changes to the FY 2007-08 RCPGP match requirement as a result of the reallocation of funds will be met through a combined in-kind match. Approval of the above recommendations will allow for the continued expenditure of the FY 2007-08 RCPGP grant. These actions are in compliance with City financial policies in that grant funds are sufficient to support grant activities.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 32-38

(10 Votes Required for Consideration)

Roll Call #5 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)
(Item Nos. 32a-32c, 33)

ITEM NO. (32) - ADOPTED

[11-0005-S447](#)

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 July 20, 2011:

[11-0005-S447](#)

CD 8

- a. Property at 6928 South Denver Avenue (Case No. 243010).
Assessor I.D. No. 6013-022-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 24, 2009)

[11-0005-S448](#)

CD 8

- b. Property at 6928 South Denver Avenue (Case No. 300165).
Assessor I.D. No. 6013-022-020

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

[11-0005-S449](#)

CD 10

- c. Property at 1513 South Hauser Boulevard (Case No. 8093).
Assessor I.D. No. 5069-028-018

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

ITEM NO. (33) - ADOPTED

[11-0600-S36](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH AND AGING COMMITTEE relative to a report from the Department on Disability with a plan and program to further utilize private sector groups and philanthropic organizations which work with the Department and the disabled community.

Recommendation for Council action:

NOTE and FILE the Fiscal Year 2011-12 Adopted Budget Recommendation relative to an instruction to the Department on Disability to report with a plan and program to further utilize private sector groups and philanthropic organizations which work with the Department and the disabled community.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (34) - ADOPTED

Roll Call #8 - Adopted, Ayes (13); Absent: Huizar (1)

[11-0841](#)

COMMUNICATION FROM CITY ADMINISTRATIVE OFFICER (CAO) relative to the results from the General Obligation Refunding Bonds, Series 2011-B.

Recommendation for Council action:

NOTE and FILE the CAO report, dated July 22, 2011, relative to the sale of General Obligation Refunding Bonds, Series 2011-B in an aggregate principal amount of \$259,660,000 on a competitive basis in which eight bidders participated in the sale, and was awarded to the best bidder J.P. Morgan Securities LLC, at a true interest cost of 2.447413 percent.

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

Community Impact Statement: None submitted

(Scheduled pursuant to Council action on June 21, 2011)

ITEM NO. (35) - ADOPTED

Roll Call #9 - Adopted, Ayes (13); Absent: Huizar (1)

[11-0939-S1](#)

CONTINUED CONSIDERATION OF MOTION (ENGLANDER - PARKS - GARCETTI - PERRY) relative to the costs incurred by the City associated with the July 16-17, 2011 weekend full freeway closure of the I-405 freeway in the Sepulveda Pass.

Recommendations for Council action:

1. DIRECT the City Administrative Officer, in consultation with the Los Angeles Police Department, Los Angeles Fire Department, Los Angeles Department of Transportation and any other affected City Department to report back to Council on the costs incurred by the City associated with the July 16-17, 2011 weekend full freeway closure of the I-405 freeway in the Sepulveda Pass, and with recommendations to pursue full recovery by the City of these costs, including a timeline for expected reimbursement.
2. REIMBURSE, to the extent feasible the affected City Departments, so they are made whole for their costs attributable to this closure, in order that they may be able to keep within their appropriated budget allotments for Fiscal Year 2011-12.

(Continued from Council meeting of July 22, 2011)

ITEM NO. (36) - ADOPTED

Roll Call #5 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)

[11-1265](#)

CD 14

MOTION (HUIZAR - PARKS) relative to funding for any aspect of the summer programming and operating costs related to community services of the Dolores Mission in Council District 14.

Recommendations for Council action:

1. UTILIZE \$10,000 in the Central Los Angeles Recycling and Transfer Station Community Amenities Trust Fund No. 47S/14, to fund any aspect of the summer programming and operating costs related to community services of the Dolores Mission.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to Dolores Mission, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed; and, AUTHORIZE the Council member of the District to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (37) - ADOPTED - FORTHWITH

Roll Call #10 - Adopted, Ayes (13); Absent: Huizar (1)

[11-1261](#)

MOTION (LABONGE - GARCETTI) relative to requesting the Department of Recreation and Parks to designate a staff member to replace the current staff member responsible for the Department's Mobile Stage, who is retiring.

Recommendations for Council action:

1. REQUEST the Department of Recreation and Parks to designate a staff member to replace the current staff member responsible for the Department's Mobile Stage, who is retiring; inasmuch as the mobile stage is heavily used by city communities for their events and they depend on this service.
2. AUTHORIZE, if necessary, the Department of Recreation and Parks to be hereby given an exemption from any hiring freeze in order to implement the intent of this Motion.

ITEM NO. (38) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Roll Call #5 - Adopted, Ayes (12); Absent: Alarcón and Huizar (2)

[11-1277](#)

CD 9

FINAL MAP OF TRACT NO. 65978 for property located at 940 East Second Street lying westerly of Santa Fe Avenue.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-119035)

(Quimby Fee: \$43,890)

(Less Dwelling Unit Construction Tax: \$5,800)

Applicants: Barn Lofts Ltd.

Karl Reimer

Closed Sessions - Items 39-41

ITEM NO. (39) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Roll Call #14 - Adopted in Open Session, Ayes (11); Absent: Cárdenas, Huizar and Reyes (3)

[11-1200](#)

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 case entitled Spencer Gogue v. City of Los Angeles, Court of Appeal, Ninth Circuit, Case No. 10-56099; United States District Court Case No. CV09-02610 DMG. (This matter arises from an incident which occurred on January 29, 2008

involving members of the Los Angeles Police Department.)

(Budget and Finance Committee considered the above matter in Closed Session on July 18, 2011)

ADOPTED

MOTION (PARKS - ENGLANDER)

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

1. **AUTHORIZE the City Attorney to expend \$450,000 in settlement of the above-entitled matter from City Attorney Fund 100/59, Account No. 9770.**
2. **AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to Law Officers of Glaser, Damone, & Schroeder and Spencer Gogue.**
3. **AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustment, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.**

**Roll Call #6 - Adopted in Open Session, Ayes (11); Noes: Rosendahl (1); Absent: Alarcón and Huizar (2)
(Item Nos. 40-41)**

ITEM NO. (40) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[11-1230](#)

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 case entitled George Matakovich v. City of Los Angeles, EAMS Nos.: ADJ6733718. (Claimant alleges he sustained personal injuries during the course and scope of his employment as a Firefighter with the Los Angeles Fire Department.)

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

ADOPTED

MOTION (PARKS - ENGLANDER)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the above-entitled matter through a Stipulated Award for 78% permanent disability in the amount of \$151,537.50, payable at a weekly rate of \$270, plus a life pension at the weekly rate of \$139.15. After taking credit for \$22,613.14 in permanent disability advances, the total new money pay-out will be \$230,225.56.**
2. **AUTHORIZE the City Attorney to execute the Stipulation Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

ITEM NO. (41) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[11-1232](#)

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 case entitled Theodore Maillet v. City of Los Angeles, EAMS No.: ADJ7420437. (Claimant alleges he sustained personal injuries during the course and scope of his employment as a Police Sergeant with the Los Angeles Police Department.)

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

ADOPTED

MOTION (PARKS - ENGLANDER)

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

1. **AUTHORIZE the City Attorney to enter into a settlement in the above-entitled case through a Stipulated Award for 90% permanent disability in the total amount of \$203,377.50, payable at a weekly rate of \$270 in permanent disability advances, the total new money pay-out will be \$252,352.53.**
2. **AUTHORIZE the City Attorney to execute the Stipulated Award with all appropriate parties for submission to the Workers' Compensation Appeals Board for its award of payment.**

Item Noticed for Public Hearing - Item 45

ITEM NO. (45) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION - SEE FOLLOWING

Roll Call #13 - Adopted to Grant Application, Ayes (13); Absent: Huizar (1)

[11-0835](#)

CD 9

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at the market located at 1139 South Hill Street, Los Angeles, 90015.

Application filed by: Bijan Yadeger (Alex Y. Woo/Genesis Consulting, Inc., Representative)

TIME LIMIT FILE - JULY 31, 2011

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

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

ADOPTED

MOTION (PERRY - ZINE)

Recommendations for Council action:

1. **DETERMINE** that the issuance of a liquor license at the market located at 1139 South Hill Street, will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.
2. **GRANT** the application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption at the market located at 1139 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.

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

[11-1324](#)

MOTION (WESSON - KORETZ) relative to funding for the Palms Neighborhood Utility Box Mural Project.

[11-0010-S36](#)

MOTION (KREKORIAN - KORETZ) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Victoria Ramirez on August 6, 2006.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Garcetti - Perry) unanimously adopted to excuse Councilmember Parks from Council session of Friday, July 29, 2011 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[11-0004](#) -S2 - Thomas M. Erb

LaBonge - Koretz - All Councilmembers

John Schwada

Rosendahl - Garcetti

Ronald “Ron” Sanchez

Englander - Zine

91311 Chatsworth Day

Englander - Garcetti

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

[11-0003-S2](#) - Rosalie Lincir

LaBonge - All Councilmembers

Elliot Handler

LaBonge - All Councilmembers

Tanvir Talukder

LaBonge - All Councilmembers

Alarcón, Englander, Koretz, Krekorian, LaBonge, Parks, Perry, Rosendahl, Wesson, Zine and President Garcetti (11); Absent: Cárdenas, Huizar and Reyes (3)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

.....

Regular meeting recessed at 10:30 a.m.
Special meeting convened at 10:30 a.m.
Special meeting adjourned at 11:54 a.m.
Regular meeting convened at 11:54 a.m.