

Los Angeles City Council, **Journal/Council Proceedings**

Friday, **August 5, 2011**

Van Nuys City Hall, 14410 Sylvan Street, Van Nuys, CA 91401 - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

ROLL CALL - Members present: Alarcón, Cárdenas, Englander, Huizar, Koretz, Krekorian, Parks, Rosendahl, Wesson and Zine (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
AUGUST 2, 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

Item for Which Public Hearing Has Been Held - Item 1

ITEM NO. (1) - ADOPTED

Roll Call #1 - Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

[11-1244](#)

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a nine-month extension of the Proposition K Agreement No. C-115606 with the Children's Institute, Inc. for completion of design and construction of the Temple Street Campus Urban Greening Project.

Recommendations for Council action:

1. APPROVE the Children's Institute, Inc.'s request to extend the deadline under Proposition K Grant Agreement No. C-115606 for design and construction of the Temple Street Campus Urban Greening Project from June 26, 2011, to March 31, 2012.
2. AUTHORIZE the City Engineer to negotiate and execute an Amendment to Proposition K Grant Agreement No. C-115606 with the Children's Institute, Inc. to effectuate the extension of the deadline for completing design and construction.

Fiscal Impact Statement: The L.A. for Kids Steering Committee reports there is no fiscal impact to the City's General Fund as a result of the recommended actions.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 2-7

(10 Votes Required for Consideration)

ITEM NO. (2) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #2 - to Adopt as Amended, Ayes (11); Absent: LaBonge, Reyes and President Garcetti (3)

[09-2729](#)

COMMUNICATION FROM THE PROJECT OVERSIGHT COMMITTEE (POC) relative to the status of the Financial Management System (FMS) Project and the development of the interface between FMS and the Supply Management System (SMS).

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

1. AUTHORIZE the General Manager, Information Technology Agency (ITA), or designee, to execute Contract Amendment No.5 with CGI Technologies and Solutions, Inc., to Contract No. 114340 to reduce the amount by \$71,925 and delete SMS Deliverables 59.3 through 59.8, change the value of SMS Deliverables 59.1 and 59.2, and change the value of post-implementation support Deliverables 110.0 through 114.0, subject to the contractor's compliance with all applicable contracting requirements, and subject to the approval of the City Attorney.
2. TRANSFER \$9,753,205 from the General City Purposes, Fund No.100/56, from the account for the Fiscal Year 2011-12 FMS Project Budget (Line No. 25) to the following departments and accounts:

<u>Fund/Dept/Acct</u>	<u>Amount</u>	<u>Purpose</u>
100/32/1010	\$1,079,241	ITA Salaries
100/26/1010	2,013,394	Controller Salaries
100/10/1010	114,176	CAO Salaries
100/32/1090	43,152	ITA Overtime
100/26/1090	15,000	Controller Overtime
100/32/2120	20,000	Printing & Binding
100/32/3040	5,600,840	Contractual Services
100/32/3040	400,000	Contractual Services, Contingency
100/32/3040	99,200	Contractual Services, CARR
100/32/6010	20,000	Ofc & Adm
100/32/7300	150,000	Equipment
100/40/6030	<u>198,202</u>	Leasing
Total	<u>\$9,753,205</u>	

Fiscal Impact Statement: The POC reports that there is no additional impact to the General Fund with the approval of the above actions. Approval of these recommendations will enable the use of \$9,753,205 that was included in the 2011-12 Budget for the FMS Project for this purpose. As such, they comply with the City's Financial Policies in that funding is identified to support the proposed appropriations and contract commitments.

Community Impact Statement: None submitted.

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

ADOPTED

AMENDING MOTION (PARKS - ENGLANDER)

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

- 3. INSTRUCT the Project Oversight Committee to provide a status report to the Budget and Finance Committee in 30 days relative to the FMS Accounts Receivable Element and the integration of the FMS with the SMS.**

ITEM NO. (3) - ADOPTED

Roll Call #3 - Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

[11-1318](#)

COMMUNICATION FROM THE MAYOR relative to extending the temporary appointment of Nazario Saucedo as an Interim Director of the Bureau of Street Services for an additional six months.

Recommendation for Council action:

RESOLVE that the Mayor's extension of the appointment of Mr. Nazario Saucedo as the interim Director of the Bureau of Street Services for an additional six months, pursuant to Charter Section 508 (c), is APPROVED and CONFIRMED.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 29, 2011

(LAST DAY FOR COUNCIL ACTION - AUGUST 19, 2011)

(Public Works Committee waived consideration of the above matter)

ITEM NO. (4) - ADOPTED - TO THE MAYOR FORTHWITH

Roll Call #4 - Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

[11-1800-S1](#)

MOTION (GARCETTI - PARKS) relative to funding for the Special Election to fill the vacancy in the Office of Councilmember, Council District 15.

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

1. AUTHORIZE the Controller to:

TRANSFER \$1,500,000 from the Reserve Fund to the Unappropriated Balance and appropriate therefrom to Fund 100/14, the Office of the City Clerk as follows:

<u>Account</u>	<u>Amount</u>
1010 (Salaries General)	\$100,000
1070 (Salaries As-Needed)	\$775,000
1090 (Salaries Overtime)	\$100,000
4170 (Election Expense)	\$525,000

2. AUTHORIZE the Controller, City Administrative Officer or City Clerk to make any technical corrections to effectuate the intent of this motion.

ITEM NO. (5) - ADOPTED

Roll Call #5 - Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

[11-0011-S19](#)

CD 4

MOTION (LABONGE - GARCETTI) relative to funding for the planning, design, and construction management of the sidewalk/median at the intersection of West Silver Lake Drive and Angus Street.

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

1. TRANSFER \$25,000 in the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50 to the Bureau of Engineering Fund No. 682/50 and Revenue Source Code 4610, for the planning, design and construction management of the sidewalk/median at the intersection of West Silver Lake Drive and Angus Street.
2. AUTHORIZE the Bureau of Street Services to make any technical corrections for clarifications as necessary to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (6) - ADOPTED, AS AMENDED - SEE FOLLOWING

Roll Call #6 - to Adopt as Amended, Ayes (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

[10-1365-S1](#)

MOTION (PARKS - GARCETTI) relative to the City Council scheduling in Closed Session on August 12, 2011 recommendations for City Council action in the matter of Ardon v. City of Los Angeles.

Recommendations for Council action:

1. SCHEDULE in Closed Session on August 12, 2011 discussions with, and advice from, legal counsel regarding recommendations for City Council action in the matter of Ardon v. City of Los Angeles. At this meeting, the City Attorney should provide the City Council with a detailed explanation of the recent California Supreme Court ruling in this case, the City's current legal strategy, potential financial exposure, options for Council action, and the anticipated timing of these legal proceedings.
2. INSTRUCT the City Administrative Officer to report to the City Council on or before August 12, 2011 on measures to be taken to mitigate the impact on the City budget of this case.

ADOPTED

MOTION (PARKS - ENGLANDER)

Recommendation for Council action:

INSTRUCT the City Administrative Officer to include in its August 12, 2011 report back to Council an overview of potential payment strategies should the City be found liable in the subject case.

ITEM NO. (7) - ADOPTED

Roll Call #7 - Adopted, Ayes (10); Absent: LaBonge, Perry, Reyes and President Garcetti (4)

[11-1337](#)

CD 9

MOTION (HUIZAR - PERRY) relative to initiating street vacation proceedings to vacate 21st Street between Grand Avenue and Olive Street.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division 9, Part 3, Public Streets, Highways and Service Easements Vacation Law to vacate the 21st Street between Grand Avenue and Olive Street.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.

3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

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

08-0010-S16

MOTION (KORETZ - ROSENDAHL) relative to reinstating the reward offer in the death of Katan Khaimov for an additional six months.

11-0010-S37

MOTION (PERRY - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the assault of a 68-year old woman on July 24, 2011.

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

11-1367

RESOLUTION (ROSENDAHL - WESSON) relative to declaring August 12, 2011 as John Schwada Day in the City of Los Angeles.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Cárdenas was excused from Council sessions of Tuesday, September 6, 2011, Wednesday, September 7, 2011, Tuesday, September 13, 2011, Wednesday, September 14, 2011, Friday, September 16, 2011, Tuesday, September 27, 2011, Wednesday, September 28, 2011 and Friday, September 30, 2011 all due to Personal Business.

Upon his request, and without objections, Councilmember Huizar was excused from Council session of Tuesday, September 13, 2011 due to City Business.

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

<u>11-0003-S2</u> - Sister Andrea Cortez Baeza	Alarcón
Kristen Samantha Wong	Parks
Charles Aaron Smith	Parks
Anthony David Camacho	Rosendahl

Tisha Bedrosian

Rosendahl

Rev. Madison T. Shockley

Wesson - All Councilmembers

Milton Jay Davidson

Zine

**Alarcón, Cárdenas, Englander, Huizar, Koretz, Krekorian, Parks, Rosendahl, Wesson and Zine (10);
Absent: LaBonge, Perry, Reyes and President Garcetti (4)**

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

ASSISTANT PRESIDENT PRO TEMPORE
OF THE CITY COUNCIL