

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **August 10, 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, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Wesson and President Garcetti (10); Absent: Alarcón, Englander, Rosendahl and Zine (4)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
AUGUST 5, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 22

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PUBLIC TESTIMONY ON NON-AGENDA ITEMS AT THE CALL OF THE CHAIR -  
An opportunity for public testimony was provided.

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

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## **Items Noticed for Public Hearing - Items 1-8**

**Adopted, Ayes (12); Absent: Alarcón and Zine (2)**  
**(Item Nos. 1-2)**

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

[11-0697](#)  
CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST  
CONSIDERATION relative to the improvement and maintenance of the Hubbard Street and Fenton  
Avenue 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 20, 2011)

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

[11-0698](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Olympic Boulevard and Mateo 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).

(Public Hearing held July 20, 2011)

**ITEM NO. (3) - PUBLIC HEARING CLOSED - ASSESSMENT CONFIRMED**

**Adopted, Ayes (12); Absent: Alarcón and Zine (2)**

[10-1192](#)

CD 5

HEARING APPEALS against the annual confirmation of assessments for the maintenance of the sidewalks for Westwood Village Sidewalk Maintenance District - W.O. EXX71375.

**ITEM NO. (4) - PUBLIC HEARING CLOSED - ASSESSMENT CONFIRMED**

**Adopted, Ayes (10); Absent: Alarcón, Englander, Rosendahl and Zine (4)**

[11-1076](#)

CD 5

HEARING APPEALS against the annual confirmation of assessments for the maintenance of the sidewalks for Ventura Boulevard (Kester Avenue to Beverly Glen Boulevard) Sidewalk Maintenance District - W.O. E6000067.

**Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, Englander, Rosendahl and Zine (4)  
(Item Nos. 5-6)**

**ITEM NO. (5) - CONTINUED TO AUGUST 17, 2011**

[11-0501](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 10800 West Otsego Street, APN 2419-006-028. (Lien: \$3,134.34)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 10800 West Otsego Street, 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.
2. 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 \$3,134.34 on the above referenced property.

(Continued from Council meeting of July 26, 2011)

**ITEM NO. (6) - CONTINUED TO AUGUST 17, 2011**

[11-0540](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 10749 West Aqua Vista Street, APN 2423-029-013. (Lien: \$2,179.66)

Recommendations for Council action:

1. HEAR PROTESTS relative to non-compliance of code violation and proposed lien to recover the costs of inspection invoices, recorded against property located at 10749 West Aqua Vista Street, 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.
2. 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 \$2,179.66 on the above referenced property.

(Continued from Council meeting of July 26, 2011)

**ITEM NO. (7) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION**

**Adopted, Ayes (13); Absent: Zine (1)**

[11-1176](#)

CD 15

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 7-11 convenience market located at 1829-31 South Pacific Avenue.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at 7-11 convenience market located at 1829-31 South Pacific Avenue, San Pedro 90731, 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 1829-1831 South Pacific Avenue.
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.

Applicant: Christina Reeder, 7-Eleven, Inc. (The Katherman Company, representative)

TIME LIMIT FILE - OCTOBER 3, 2011

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 30, 2011)

**ITEM NO. (8) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION**

**Adopted, Ayes (10); Absent: Alarcón, Englander, Rosendahl and Zine (4)**

[11-1183](#)

CD 15

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 7-11 convenience market located at 1400 North Wilmington Boulevard.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at 7-11 convenience market located at 1400 North Wilmington Boulevard, San Pedro, 90731, 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 1400 North Wilmington Boulevard.
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.

Applicant: MS Partnership (The Katherman Company, representative)

TIME LIMIT FILE - OCTOBER 5, 2011

(LAST DAY FOR COUNCIL ACTION - OCTOBER 5, 2011)

## Items for Which Public Hearings Have Been Held - Items 9-14

### ITEM NO. (9) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted, Ayes (13); Absent: Zine (1)

[11-0763](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST AND CITY ADMINISTRATIVE OFFICER and ORDINANCE FIRST CONSIDERATION relative to the Community Redevelopment Agency and Assembly Bills 1x-26 and 1x-27.

(Housing, Community and Economic Development 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.)

[Council may recess to Closed Session pursuant to Government Code Section 54956.9(c) regarding possible litigation in this matter.]

### ADOPTED

**HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT, RESOLUTIONS and ORDINANCE FIRST CONSIDERATION** relative to adoption of an ordinance and approval of a remittance funding agreement authorizing participation in the State of California's Voluntary Alternative Redevelopment Program.

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

1. **PRESENT and ADOPT** the accompanying **ORDINANCE** [Attachment B of the joint City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) report dated August 5, 2011], including findings, authorizing participation in the Voluntary Alternative Redevelopment Program (VARP) pursuant to Parts 1.9 of Division 24 of the California Health and Safety Code thereby allowing the continued existence and operation of the Community Redevelopment Agency of the City of Los Angeles (CRA), including the making of the required annual remittance payments to the County Auditor-Controller [\$97.3 million for Fiscal Year (FY) 2011-12]. On August 1, 2011, the California Director of Finance calculated the City of Los Angeles' (City) remittance payment to be \$96.5 million for 2011-12. The CRA states that the additional amount will be a contingency and the funds will be released back to the respective project areas if not needed).
2. **AUTHROIZE** the Chief Executive Officer (CEO), CRA, or designee, and the CAO, or designee, with the assistance of the CLA to negotiate and execute a Remittance Funding Agreement for the transfer of funds by the CRA to the City in an amount sufficient for the City to make the required annual remittance payments to the County Auditor-Controller under the VARP and for the purpose of financing certain specified activities within the City's redevelopment area, subject to the review and approval of the City Attorney as to form and the CRA Board of Commissioners (Board).

3. **APPROVE** the:
  - a. Required \$97.3 million remittance payment for 2011-12 from the CRA to the City subject to the review and approval of the CRA Board (Attachment C of the joint CAO and CLA report).
  - b. CRA's request to waive its five percent contribution (approximately \$5.7 million) to the City's Affordable Housing Trust Fund for 2011-12 pursuant to the Amended and Restated Master Cooperation Agreement for the City's Affordable Housing Trust Funds and to use these funds as part of the \$97.3 million remittance payment for 2011-12, subject to the review and approval of the CRA Board (Council file No. 08-0689, Attachment E).
4. **INSTRUCT** the CRA to work closely with the Los Angeles Housing Department (LAHD) to ensure that projects that were previously approved and have funds leveraged by LAHD and the CRA can proceed in an expeditious manner.
5. **AUTHORIZE** the Controller to:
  - a. Establish a new fund entitled the VARP Fund to be administered by the CAO to deposit the funds from the CRA and use interest earned thereon for City costs associated with the administration of the VARP Fund. (Upon receipt of funds, separate accounts should be created in accordance with VARP. All expenditures from the VARP Fund should be consistent with existing City policy and expenditure procedure.)
  - b. Make annual remittance payments to the County Auditor-Controller pursuant to the Remittance Funding Agreement for participation in the VARP.
6. **ADOPT** the accompanying **JOINT RESOLUTION** by the Council and the CRA Board making certain findings and determinations in accordance with Assembly Bill (AB) 1x-27 and authorize the CRA to reduce its allocation to the Low and Moderate Income Housing Fund by the estimated amount of \$12.1 million during 2011-12 (Attachment D of the joint CAO and CLA report), subject to the review and approval of the CRA Board and the City Attorney as to form.
7. **INSTRUCT** the CEO, CRA, or designee, to:
  - a. Report to the Mayor and Council: a) by August 31, 2011 with revised budget schedules and an updated CRA staffing plan for the CRA's 2011-12 Proposed Budget and Work Program which reflects the reduction in funding available to the CRA based on the required annual remittance payment and b) by January 1, 2012, with a three-year CRA staffing plan (2012-15) that would address the balancing of resources required to meet the City's work program priorities in light of diminishing resources.
  - b. Report to the Council if there is a reduction in the FY 2011-12 payment as the result of an appeal to determine how the funds will be used (ie., as a contribution to the City's Affordable Housing Trust Fund or returned to the project areas).

8. **INSTRUCT** the CLA and the CAO to report on the CRA's 2011-12 Proposed Budget and Work Program and include the impacts on the CRA staff, operations, work program and future implications of the \$97.3 million required annual remittance payment to the County Auditor-Controller for 2011-12.
9. **REQUEST** the City Attorney to monitor the litigation and report to the Council once the Court acts.
10. **AUTHORIZE** an appeal of the determination of the California Director of Finance that City's remittance payment for 2011-12 is \$96.5 million.
11. **APPROVE** the following actions related to the Linda Vista Affordable Housing Project and **REQUEST** the CRA Board to:
  - a. Amend the CRA Adelante Eastside Project Area and Monterey Hills Project Area Proposed FY 2012 Budgets to authorize the transfer of \$2,740,000 of Adelante Eastside Low and Moderate Income Housing Funds and \$2,260,000 of Monterey Hills Low and Moderate Income Housing Funds into a new objective (EA1150) and authorize the expenditure of \$5,000,000 for the Linda Vista Senior Apartment project.
  - b. Authorize the CEO, or designee, to execute a Letter of Commitment with AMCAL Multi-Housing, Inc. not to exceed \$5 million for the development of Linda Vista Apartments Project.
  - c. Amend the CRA Central Industrial Redevelopment Project Area proposed FY 2012 Budget to authorize the expenditure of \$250,000 of FY 2012 Central Industrial Tax Increment funds to fund the purchase of capital equipment for the GreenBar Collective Project (CI2150).
12. **APPROVE** the following actions related to the Brownfields Cleanup Grants and **REQUEST** the CRA Board to authorize the CEO, or designee, to:
  - a. Accept federal grant funds and execute and implement two Brownfields Cleanup Grant agreements with the US Environmental Protection Agency for the remediation of environmental contamination at the Slauson/Wall Site (5867 South Los Angeles Street) and Wilmington Block 27 Site (522 McFarland Avenue).
  - b. Authorize a 20 percent match of up to \$40,000 from Council District Nine Redevelopment Project Area tax increment for the Slauson/Wall Site.
  - c. Authorize the amendment of the CRA budget and work program for the fiscal year in which the funds from the grant agreements are received, to reflect the receipt and allocation of grant proceeds up to \$400,000 for the two sites into the appropriate budget line items.
  - d. Negotiate and execute contracts and subcontracts in an amount not to exceed \$440,000 to execute the work required by the grant agreements.

13. APPROVE the following actions related to the Sylmar Court Project and REQUEST the CRA Board to:

- a. Acknowledge and Approve the CRA's implementation of the Sylmar Court Project under the Cooperation Agreement for Payment of Costs Associated with certain CRA Funded Capital Improvements, Public Improvements and Affordable Housing Projects, dated as of March 10, 2011, between the CRA and the City.
- b. Amend the CRA Pacoima/Panorama City Redevelopment Project Area proposed FY 2012 Budget to transfer \$2,100,000 of tax increment funds from budget line item Economic Development (PC 2210) to budget line item Affordable Housing (PC 1450) for development of Sylmar Court Apartments.
- c. Adopt the accompanying Finding Of Benefit Resolution (Attached to the Council file) making a finding that the expenditure of Low and Moderate Income Housing Funds and Tax Increment Funds outside of the CRA Pacoima/Panorama City Project Area for the proposed Sylmar Court project is of benefit to the project area.
- d. Authorize the CEO, CRA, or designee, to negotiate and execute Purchase and Sale Agreement and other related documents with Sylmar Court, L.P., a California limited partnership, and authorize expenditure in an amount not to exceed \$3,100,000 for all costs associated with the purchase of the sites located at 12415-12421 San Fernando Road and 14938 Astoria Street.
- e. Authorize the CEO, CRA, or designee, to negotiate and execute contracts no earlier than 30 days from the CRA Board's adoption of a Replacement Housing Plan for the site, in an amount not to exceed \$800,000 for costs associated with site management and security.

**Fiscal Impact Statement:** The CLA and CAO report that there is no City General Fund impact if the City opts to continue redevelopment activities under AB 1x-27. Due to the enactment of AB 1x-26 and 1x-27, the Community Redevelopment Association estimates the CRA's prorata share of the \$1.7 billion share to be \$97.3 million for FY 2011-12. The California Director of Finance has calculated the City's prorata share to be \$96.5 million for FY 2011-12. Starting in 2012-13, AB1x-27 requires two ongoing annual payments. Based on a four-year projection period (2012-16), preliminary estimates show the CRA's share ranges between \$25.5 million and \$28.4 million. The amount in subsequent years may be reduced as project areas expire, but could increase as new project areas are adopted or if bonds are issued in the future. There is an unknown negative fiscal impact if the City of Los Angeles is the successor agency under AB 1x-26. The City's Financial Policies are not applicable to the CRA. The CRA is only bound by the disclosure provisions of the City's Debt Management Policies.

**Community Impact Statement:** None submitted.

**(URGENCY CLAUSE - 12 VOTES REQUIRED)**



**Adopted, Ayes (10); Absent: Alarcón, Englander, Rosendahl and Zine (4)  
(Item Nos. 10-11)**

**ITEM NO. (10) - ADOPTED**

[11-1069](#)

CD 6

ORDINANCE SECOND CONSIDERATION relative to a General Plan Amendment and zone change for property at 11050, 11060 and 11064 West Arminta Street and Add Area: 11007, 11011, 11017, 11023, 11027, 11035, 11051, 11055, 11061, 11065, 11107, 11014, 11038 West Arminta Street and 7843, 7851, 7853, 7857, 7901 North Vineland Avenue.

(Mitigated Negative Declaration, Planning and Land Use Management Committee Report, Resolution and Findings of Planning Commission adopted on August 3, 2011)

**ITEM NO. (11) - ADOPTED**

[09-0632](#)

ORDINANCE SECOND CONSIDERATION amending Section 53.42 of Article 3, Chapter 5 of the Los Angeles Municipal Code to prohibit the purchase of animals on public streets or sidewalks in the City of Los Angeles.

(Public Safety Committee report adopted on August 3, 2011)

**ITEM NO. (12) - ORDINANCE "C" ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING**

**Adopted, Ayes (13); Absent: Zine (1)**

[11-1241](#)

[11-1241-S1](#)

A. ORDINANCE SECOND CONSIDERATION relating to the special primary and possible runoff election that will be held in the City of Los Angeles for the purpose of filling a prospective vacancy in the 15th Council District to suspend subsections of Los Angeles Municipal Code Section 49.7.22 concerning matching funds trigger provisions for participating candidates.

(Unanimous consent withheld on August 3, 2011, pursuant to Council Rule 39)

B. ORDINANCE SECOND CONSIDERATION suspending subsections of Los Angeles Municipal Code Section 49.7.13 and 49.7.22 concerning matching funds and spending limit provisions for the special primary and runoff election that will be held to fill a prospective vacancy in Council District 15.

(Unanimous consent withheld on August 3, 2011, pursuant to Council Rule 39)

- C. ORDINANCE SECOND CONSIDERATION relating to the special primary and possible runoff election that will be held in the City of Los Angeles for the purpose of filling a prospective vacancy in Council District 15 to suspend Los Angeles Municipal Code subsections of Sections 49.7.20 and 49.7.22 concerning matching funds provisions for participating candidates.

(Unanimous consent withheld on August 3, 2011, pursuant to Council Rule 39)

**ADOPTED**

**MOTION (GARCETTI - WESSON)**

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

**ADOPT the ORDINANCE relating to the special primary and possible runoff election that will be held in the City of Los Angeles for the purpose of filling a prospective vacancy in Council District 15 to suspend Los Angeles Municipal Code subsections of Sections 49.7.20 and 49.7.22 concerning matching funds provisions for participating candidates.**

**Adopted, Ayes (10); Absent: Alarcón, Englander, Rosendahl and Zine (4)  
(Item Nos. 13-14)**

**ITEM NO. (13) - ADOPTED**

[11-1014](#)

CONTINUED CONSIDERATION OF 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, Los Angeles Fire Department (LAFD) and City Administrative Officer (CAO) to report back in 45 days on the status of potential cost recovery for fire services currently provided to the LADWP including:
  - a. potential impact on LADWP rates, the LADWP transfer, and previously identified budget savings from the new LAFD 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 the 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.

(Continued from Council meeting of July 27, 2011)

**ITEM NO. (14) - ADOPTED**

11-1240

CONTINUED CONSIDERATION OF 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: Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

(Continued from Council meeting of July 27, 2011)

## Items for Which Public Hearings Have Not Been Held - Items 15-26

(10 Votes Required for Consideration)

### ITEM NO. (15) - CONTINUED TO AUGUST 12, 2011

**Adopted to Continue, Unanimous Vote (12); Absent: Alarcón and Zine (2)**

#### 11-1238

COMMUNICATION FROM THE MAYOR relative to the reappointment of Ms. Nancy McClelland to the Board of Civil Service Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Ms. Nancy McClelland to the Board of Civil Service Commissioners for the new term ending June 30, 2016 is APPROVED and CONFIRMED. Ms. McClelland's current term expired on June 30, 2011. Ms. McClelland resides in Council District Five. (Current Board gender composition: M=4; F=1).

Ethics Commission Review: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 28, 2011

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

(Personnel Committee waived consideration of the above matter)

**Adopted, Ayes (12); Absent: Alarcón and Zine (2)**  
**(Item Nos. 16-18)**

### ITEM NO. (16) - ADOPTED

#### 11-1258

CD 13

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 19, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 12, 2011** as the hearing date for the maintenance of the Madison Avenue and Middlebury Street Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$531.92 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 5, 2011)

**ITEM NO. (17) - ADOPTED**

[11-1259](#)

CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the La Tijera Boulevard and Thornburn Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 19, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 12, 2011** as the hearing date for the maintenance of the La Tijera Boulevard and Thornburn Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$552.64 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 5, 2011)

**ITEM NO. (18) - ADOPTED**

[11-1260](#)

CDs 6 & 12

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

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 19, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 12, 2011** as the hearing date for the maintenance of the Louise Avenue and Saticoy Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$656.46 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 5, 2011)

**ITEM NO. (19) - ADOPTED - ORDINANCE OVER TO AUGUST 17, 2011**

**Adopted, Ordinance Over One Week, Ayes (10); Absent: LaBonge, Reyes, Zine and President Garcetti (4)**

[11-1298](#)  
CD 13

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Hollywood Boulevard and Argyle Avenue (North) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 25, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 12, 2011** as the hearing date for the maintenance of the Hollywood Boulevard and Argyle Avenue (North) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$3,649.51 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 5, 2011)

**ITEM NO. (20) - ADOPTED**

**Adopted, Ayes (12); Absent: Alarcón and Zine (2)**

[11-1298-S1](#)  
CD 13

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Hollywood Boulevard and Argyle Avenue (South) Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated July 25, 2011.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **OCTOBER 12, 2011** as the hearing date for the maintenance of the Hollywood Boulevard and Argyle Avenue (South) Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$3,649.51 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: October 5, 2011)

## ITEM NO. (21) - CONTINUED TO AUGUST 17, 2011

**Adopted to Continue, Unanimous Vote (10); Absent: LaBonge, Reyes, Zine and President Garcetti (4)**

### 11-1100-S8

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, RULES AND ELECTIONS COMMITTEE and ORDINANCES FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to clarify contract bidder contribution and fundraising restrictions and related matters and amending the Los Angeles Administrative Code (LAAC) to revise the Matching Funds Trust Fund.

SUBMITS WITHOUT RECOMMENDATION the following ORDINANCES:

#### A. OPTION A

PRESENT and ADOPT the accompanying ORDINANCE amending the City's Campaign Finance Ordinance, found in LAMC Section 49.7.1, et seq., to implement Charter Sections 470(c)(12) and 609(e) regarding restricting contributions and fundraising from contract bidders and proposers and related requirements and to make other technical changes to implement Measure H approved by the voters in March 2011.

**OR**

#### B. OPTION B (Alternate definition of Prohibited Fundraising)

PRESENT and ADOPT the accompanying ORDINANCE amending the City's Campaign Finance Ordinance, LAMC Section 49.7.1 et seq. to implement Charter Sections 470(c)(12) and 609(e) regarding restricting contributions and fundraising from contract bidders and proposers and related requirements and to make other technical changes to implement Measure H approved by the voters in March 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 of this report.

Community Impact Statement: None submitted.

(Continued from Council meeting of August 3, 2011)

**Adopted, Ayes (11); Absent: Alarcón, Englander and Zine (3)  
(Item Nos. 22a-22h)**

**ITEM NO. (22)- ADOPTED**

[11-0005-S468](#)

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 August 3, 2011:

[11-0005-S468](#)

CD 9

- a. Property at 135 East 28th Street (Case No. 109367).  
Assessor I.D. No. 5128-002-035

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 12, 2007)

[11-0005-S469](#)

CD 9

- b. Property at 135 East 28th Street (Case No. 205594).  
Assessor I.D. No. 5128-002-035

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

[11-0005-S470](#)

CD 10

- c. Property at 2318 West Jefferson Boulevard (Case No. 271935).  
Assessor I.D. No. 5042-001-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 21, 2010)

[11-0005-S471](#)

CD 13

- d. Property at 3429 North Andrita Street (Case No. 320231).  
Assessor I.D. No. 5458-027-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 9, 2011)

[11-0005-S472](#)

CD 14

- e. Property at 5029 East Navarro Street (Case No. 245885).  
Assessor I.D. No. 5218-009-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 3, 2009)



[11-0005-S473](#)

CD 15

- f. Property at 1523 East 108th Street (Case No. 110457).  
Assessor I.D. No. 6065-014-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 22, 2007)

[11-0005-S474](#)

CD 15

- g. Property at 344 East 118th Place (Case No. 129113).  
Assessor I.D. No. 6083-023-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 9, 2007)

[11-0005-S475](#)

CD 15

- h. Property at 344 East 118th Place (Case No. 291642).  
Assessor I.D. No. 6083-023-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 10, 2010)

**ITEM NO. (23) - CONTINUED TO AUGUST 17, 2011**

**Adopted to Continue, Unanimous Vote (12); Absent: Alarcón and Zine (2)**

[11-0763](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) relative to temporary authority to approve administrative and operating service payments not to exceed \$70,000 per vendor.

Recommendation for Council action:

AUTHORIZE the Chief Executive Officer, or designee, to approve direct payments for CRA administrative and operating services with vendors for amounts not to exceed \$70,000 per vendor during the 90-day period in accordance with and subject to the CRA's continuing resolution budget authority approved by the City Council on July 1, 2011.

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

Community Impact Statement: None submitted.

The recommended action is not subject to California Environmental Quality Act (CEQA) under California Code of Regulations 15061 as it can be seen with certainty that there is no possibility that the proposed action herein will have a significant effect on the environment therefore it does not constitute a "project" as defined by the CEQA.

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

(Continued from Council meeting of August 2, 2011)

**ITEM NO. (24) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**to Adopt as Amended, Ayes (10); Absent: LaBonge, Reyes, Zine and President Garcetti (4)**

[11-1368](#)

CONSIDERATION OF MOTION (HUIZAR - ALARCON) relative to improving the operation of the Street Banner Program to increase revenues and expand the availability and accessibility while protecting the City's General Fund.

Recommendation for Council action:

INSTRUCT the Chief Legislative Analyst, with input from the City Attorney and the Department of Public Works, Bureau of Street Services to report within 30 days with recommendations for improving the operation of the City's Street Banner Program to increase revenues and expand the availability and accessibility of street banners to all non-profits and community groups, while protecting the City's General Fund. The report should include:

- a. Estimates on what the program could generate if the banners included some form of commercial advertising on a pilot basis.
- b. Options for modifying this program in a manner that will generate new jobs in the City.
- c. Recommendations for dedicating any incremental revenue from a modified and improved Street Banner program for restoring City programs and services, including programs within Recreation and Parks.
- d. Recommendations for using funds to sponsor street banners for community based organizations.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

**ADOPTED**

**AMENDING MOTION (ENGLANDER - HUIZAR)**

**Recommendation for Council action:**

**INSTRUCT the Chief Legislative Analyst, with input from the City Attorney and the Department of Public Works, Bureau of Street Services to report within 30 days with an analysis of, and recommendation for, the return of a percentage of Street Banner Program revenue to local communities.**

**ITEM NO. (25)- PUBLIC HEARING CLOSED - CONTINUED TO AUGUST 12, 2011**

**Adopted to Continue, Unanimous Vote (10); Absent: LaBonge, Reyes, Zine and President Garcetti (4)**

[11-1357](#)

MOTION (PARKS - KREKORIAN for GARCETTI) relative to an update on the status of revenue items, other possible revenue proposals for generating, enhancing or improving collection of City revenues and revenue collection efforts (Revenue Day).

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer and Chief Legislative Analyst to present to the City Council an update on the status of revenue items, as well as other possible revenue proposals for generating, enhancing or improving collection of City revenues, including measures that would require voter approval, and that the Office of Finance present a status of revenue collection efforts, including recommendations made in the Macias study.
2. REQUEST the Commission on Revenue Efficiency (CORE) to make a brief presentation on its efforts and recommendations regarding revenue options.

**ITEM NO. (26) - ADOPTED**

**Adopted, Ayes (11); Absent: Alarcón, Englander and Zine (3)**

[11-1356](#)

CD 3

MOTION (ZINE - PARKS) relative to funding for further support of Council District Three community services efforts.

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

1. UNENCUMBER \$62,919 in Council District Three Fiscal Year (FY) 2001 through FY 2010 GCP allocations, as further identified by the City Clerk, REVERT to the Reserve Fund, TRANSFER therefrom to the Unappropriated Balance Fund No. 100/58 and RE-APPROPRIATE therefrom to the General City Purposes Fund No. 100/56, Account No. 0703 (CD-3 Community Services) for further support of Council District Three community services efforts.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

## Closed Sessions - Items 27-28

### ITEM NO. (27) - PUBLIC HEARING CLOSED - CONTINUED TO AUGUST 16, 2011

**Adopted to Continue, Unanimous Vote (10); Absent: LaBonge, Reyes, Zine and President Garcetti (4)**

#### [11-1341](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the cases entitled Mark Willits, et al. v. City of Los Angeles, United States District Court Case No. CV10-5782; Pineda, et al. v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. BC403327; and Griffen, et al. v. City of Los Angeles, LASC Case No. BC457403. (This lawsuit arises out of allegations of violations of the Americans with Disabilities Act regarding the City's public rights-of-ways and driveway aprons.)

(Budget and Finance Committee to consider the above matter in Closed Session on August 8, 2011)

### ITEM NO. (28) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

**Adopted in Open Session, Ayes (10); Absent: LaBonge, Reyes, Zine and President Garcetti (4)**

#### [11-1358](#)

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 Community Alliance for Open Space v. City of Los Angeles, et al., Los Angeles Superior Court Case No. BS 127621. (This case seeks a writ of mandate and alleges the City improperly granted a zone variance and special privilege and violated the California Environmental Quality Act in approving the Lopez Canyon Truck Driver Training Academy.)

(Planning and Land Use Management Committee waived consideration of the above matter. Budget and Finance Committee to consider the above matter in Closed Session on August 8, 2011.)

## ADOPTED

### MOTION (PARKS - ENGLANDER)

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

- 1. COMPLY with the writ issued by the Court on June 16, 2011.**
- 2. DIRECT the City Attorney not to appeal the adverse judgment in this action.**

**This matter was approved by the Budget and Finance Committee (Parks - Englander - Rosendahl - Huizar - Koretz "yes") at this meeting on August 8, 2011, in Closed Session as permitted by Government Code Section 54956.9(a).**

**(Planning and Land Use Management Committee waived consideration of the above matter)**

**RECONSIDERED ITEM NO. 18 FROM COUNCIL MEETING OF TUESDAY, AUGUST 9, 2011, COUNCIL FILE NO. 11-0023**

**ADOPTED**

Adopted, Ayes (13); Absent: Zine (1)

**11-0023**

**AD HOC COMMITTEE ON DOWNTOWN STADIUM AND CONVENTION CENTER RENOVATION REPORT** relative to a Memorandum of Understanding (MOU) between the City of Los Angeles and Anschutz Entertainment Group, Inc. (AEG), setting forth the general terms and parameters for the development of the Event Center, parking garages, and the Los Angeles Convention Center (LACC) New Hall.

**Recommendations for Council action:**

- 1. AUTHORIZE** the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO) to execute an MOU between the City and AEG, substantially in conformance with the document accompanying the CLA, CAO, and LACC report to the Ad Hoc Committee on Downtown Stadium and Convention Center Renovation dated July 25, 2011 (attached to the Council file), setting forth the general terms and parameters for the development of the Event Center, parking garages, and LACC New Hall.
- 2. INSTRUCT** the CLA, with the assistance of the CAO, City Attorney, LACC, and other departments as appropriate, to prepare and present to Council the definitive agreements necessary to fully implement the terms of the MOU.
- 3. NOTE and FILE** report to the Ad Hoc Committee on Downtown Stadium and Convention Center Renovation from the CLA, CAO, and LACC dated August 2, 2011 (attached to the Council file), relative to information prepared in response to various issues raised during Committee meetings held July 27 and July 28, 2011.

**Fiscal Impact Statement:** The CLA reports that this action will not impact the General Fund. The proposed MOU guides the development of definitive agreements that will establish contractual obligations for the project, which will be presented at a later date.

**Community Impact Statement:** None submitted.

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

**11-1395**

MOTION (REYES - PERRY) relative to funding for services in connection with the August 2, 2011 Mayor's special reception for California Trout, Inc. in the City Hall Tom Bradley Room.

[11-1396](#)

MOTION (ROSENDAHL - WESSON) relative to authorizing the Community Development Department (CDD) to change the designation of the lead agency for the West Los Angeles Family Source Center (FSC) collaborative.

[10-1388-S1](#)

MOTION (REYES - ROSENDAHL) relative to grant funds to implement the Public Participation and Outreach Program for SurveyLA, the Los Angeles Historic Resources Survey project.

[11-0774](#)

MOTION (KORETZ - PARKS) relative to amending prior Council action of June 21, 2011 regarding approving a fourth year contract extension with the Managed Health Network (MHN).

[11-0010-S8](#)

MOTION (PERRY - REYES) relative to reinstating the reward offer in the death of Jerriell and Sulema Wilborn for an additional six months.

[11-0010-S38](#)

MOTION (PARKS- ENGLANDER) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Jason Pervis Randle on August 7, 2010.

[11-0010-S39](#)

MOTION (PERRY - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Carlos Martinez on July 22, 2011.

## **COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[11-0004](#) -S2 - Peggy Fiderio

Cárdenas for Zine - Huizar - All Councilmembers

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

[11-0003-S2](#) - Sondra Frohlich

Englander - All Councilmembers

Dr. Meda Howard Chamberlain

Parks - Perry

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL