

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **September 9, 2011**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
SEPTEMBER 6, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 7

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 - SEE FOLLOWING

Adopted, Ayes (10); Absent: Cárdenas, LaBonge, Perry and Reyes (4)

[11-1325](#)
CD 4

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to amendment No. Two to Contract No. C-110039 with the Portico Group for the Los Angeles Zoo: Living Amphibians, Invertebrates, and Reptiles exhibit.

TIME LIMIT FILE - SEPTEMBER 26, 2011

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 16, 2011)

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

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

ADOPTED

ARTS, PARKS, HEALTH AND AGING COMMITTEE REPORT relative to a proposed contract amendment with The Portico Group (Portico) for architectural and engineering design services for the Los Angeles Zoo Living Amphibians Invertebrates and Reptiles (LAIR) Exhibit.

Recommendation for Council action:

APPROVE and AUTHORIZE the President of the Board of Public Works to execute amendment No. 2 to Contract No. C-110039 between the City and Portico to increase the total contract ceiling amount by \$23,000 from \$1,152,300 to \$1,175,300 and extend the contract term by five months from July 30, 2011 to December 31, 2011, subject to the approval of the City Attorney.

Fiscal Impact Statement: The City Administrative Officer reports that there are no further impacts on the City General Fund as a result of the execution of Amendment No. 2 to increase the contract amount by \$23,000 and extend the contract term by five months between the City and Portico for the LAIR Exhibit. The current total General Fund and MICLA contribution for this exhibit is \$4,702,300.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 26, 2011

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 16, 2011)

Items for Which Public Hearings Have Not Been Held - Items 2-3

(10 Votes Required for Consideration)

ITEM NO. (2) - ADOPTED - ORDINANCE OVER TO SEPTEMBER 16, 2011

Adopted, Ordinance Over One Week, Ayes (11); Absent: LaBonge, Perry and Reyes (3)

[09-1064](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending Sections 53.11, 53.13, 53.15, 53.15.3, 53.15.4, 53.27, 53.53, and 53.54 and deleting Section 53.16 of Article 3, Chapter 5 of the Los Angeles Municipal Code (LAMC) to streamline the dog licensing process of the Department of Animal Services including the online licensing of dogs and related changes.

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

PRESENT and ADOPT the accompanying ORDINANCE to amend Sections 53.11, 53.13, 53.15, 53.15.3, 53.15.4, 53.27, 53.53, and 53.54 and deleting Section 53.16 of Article 3, Chapter 5 of the LAMC to streamline the dog licensing process of the Department of Animal Services including the online licensing of dogs and related changes.

Financial 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.

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (3) - ADOPTED (3b-3j) - CONTINUED TO SEPTEMBER 13, 2011 (3a)

[11-0005-S522](#)

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 September 2, 2011.

Adopt to Continue, Ayes (11); Absent: LaBonge, Perry and Reyes (3)

[11-0005-S522](#)

CD 1

- a. Property at 309 South Westlake Avenue (Case No. 215110).
Assessor I.D. No. 5154-028-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 11, 2008)

Adopted, Ayes (11); Absent: LaBonge, Perry and Reyes (3)

[11-0005-S523](#)

CD 1

- b. Property at 923 South Park View Street (Case No. 299165).
Assessor I.D. No. 5136-002-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 7, 2010)

[11-0005-S524](#)

CD 4

- c. Property at 3830 West Evans Street (Case No. 335380).
Assessor I.D. No. 5433-023-028

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 23, 2011)

[11-0005-S525](#)

CD 5

- d. Property at 1064 South Holt Avenue (Case No. 86344).
Assessor I.D. No. 4332-025-021

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

[11-0005-S526](#)

CD 13

- e. Property at 1113 North Mohawk Street (Case No. 336475).
Assessor I.D. No. 5402-031-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 7, 2011)

[11-0005-S527](#)

CD 14

- f. Property at 601 North St. Louis Street (Case No. 315251).
Assessor I.D. No. 5175-027-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 13, 2011)

[11-0005-S528](#)

CD 15

- g. Property at 468 West 13th Street (Case No. 99181).
Assessor I.D. No. 7456-008-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 1, 2007)

[11-0005-S529](#)

CD 15

- h. Property at 468 West 13th Street (Case No. 241487).
Assessor I.D. No. 7456-008-019

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

[11-0005-S530](#)

CD 15

- i. Property at 468 West 13th Street (Case No. 316023).
Assessor I.D. No. 7456-008-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 24, 2011)

[11-0005-S531](#)

CD 15

- j. Property at 709 East 108th Street (Case No. 317152).
Assessor I.D. No. 6051-023-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 19, 2011)

Item for Which Public Hearing Has Not Been Held - Item 4

(10 Votes Required for Consideration)

ITEM NO. (4) - ADOPTED

Adopted, Ayes (11); Absent: LaBonge, Perry, Reyes (3)

[11-1474](#)

CD 10

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, COMMUNICATION FROM THE COMMUNITY REDEVELOPMENT AGENCY (CRA) and RESOLUTION relative to findings and authorization to expend up to \$540,000 for improvements to the Nate Holden Performing Arts Center (NHPAC).

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

1. FIND that the recommended action is categorically exempt from provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15301 (a) and (e) of the CRA and State CEQA guidelines.
2. HOLD a public hearing pursuant to Section 33679 of the California Health and Safety Code.
3. ADOPT the accompanying JOINT RESOLUTION making findings in accordance with Health and Safety Code Sections 33445 and 33679 to fund NHPAC site improvements to the raw auxiliary performance space located on the ground floor and that the provision of \$490,000 of Mid-City Tax Increment, General Revenue, and Cultural Trust Funds, is of benefit to the Mid-City Recovery Redevelopment Project Area.
4. RECOGNIZE and AUTHORIZE a budget transfer and expenditures of \$490,000 of Fiscal Year 2012 Mid-City fund as follows: \$300,000 of CRA General Revenue from budget line item Housing, \$79,600 of Mid-City Tax Increment, and \$110,400 of Mid-City Cultural/Art Trust from budget line item Economic Development, all into budget line item Public Facilities and Improvements.
5. AUTHORIZE a transfer to the Department of General Services for the purchase, installation and construction of the public improvements in an amount not to exceed \$490,000.
6. ACKNOWLEDGE and APPROVE CRA's implementation of the NHPAC site improvements under the Cooperation Agreement for Payment of Costs Associated with certain CRA funded Capital Improvements, Public Improvements and Housing projects, dated as of March 10, 2011 between the CRA and the City of Los Angeles.
7. ACKNOWLEDGE and UNDERSTAND that the Supreme Court in the case entitled California Redevelopment Association v. Matosantos stayed certain portions of Assembly Bill x1-26 and all of Assembly Bill x1-27. Given the Court's stay and the uncertain status of such legislation, although the CRA is, and the City Council may be, approving certain actions as described herein, to the extent that such actions are stayed then the CRA shall not execute agreements or take such actions, notwithstanding their approval hereof, until the Supreme Court has decided the case on the merits or the action is no longer stayed.

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.

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

(Continued from Council meeting of September 7, 2011)

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

11-1015-S2

MOTION (PARKS - ENGLANDER) relative to amending prior Council action of July 27, 2011 regarding the termination of the Photo Red Light Program.

11-1556

MOTION (KORETZ - HUIZAR) relative to asserting jurisdiction over the August 23, 2011 (August 30, 2011 Letter of Determination) Central Los Angeles Area Planning Commission action.

11-0011-S20

MOTION (GARCETTI - ZINE) relative to funding for the purchase and placement of safety signs at the Elysian Valley pedestrian and biking path along the LA River.

11-0010-S1

MOTION (ALARCON for CARDENAS - HUIZAR) relative to reinstating the reward offer in the death of Rahmir Williams for an additional six months.

11-0010-S43

MOTION (ZINE - 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 James Dominguez on May 18, 2011.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Reyes was excused from Council session of Wednesday, September 28, 2011 due to City Business.

Motion (Englander - Alarcón) unanimously adopted to excuse Council President Garcetti to leave at 12:00 p.m. from Council session of Tuesday, September 13, 2011, due to City Business.

Motion (Wesson - Huizar) unanimously adopted to excuse Councilmember Alarcón to arrive at 11:00 a.m. to Council session of Wednesday, September 14, 2011, due to City Business.

Motion (Garcetti - Rosendahl) unanimously adopted to excuse Councilmember Koretz from Council session of Friday, September 30, 2011, due to Personal Business.

Regular meeting recessed at 11:35 a.m.
Special meeting convened at 11:35 a.m.
Special meeting adjourned at 11:42 a.m.
Regular meeting convened at 11:42 a.m.