

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **October 25, 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, Cárdenas, Englander, Huizar, Koretz, Krekorian, Parks, Perry, Wesson and President Garcetti (10); Absent: LaBonge, Reyes, Rosendahl and Zine (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 19, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 17

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

Items Noticed for Public Hearing - Items 1-2

ITEM NO. (1) - PUBLIC HEARING CLOSED - LIEN CONFIRMED, AS AMENDED - SEE FOLLOWING

Adopted to Confirm Lien as Amended, Ayes (11); Absent: Englander, LaBonge and Zine (3)

[11-0903](#)
CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 6517 West Whitworth Drive, APN5087-008-004. (Lien: \$2,308.62)

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 6517 West Whitworth Drive, 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 Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$2,308.62 on the above referenced property.

(Continued from Council meeting of October 11, 2011)

ADOPTED

AMENDING MOTION (KORETZ - ALARCON)

Recommendation for Council action:

AMEND the Department of Building and Safety report to reduce the amount of the lien by \$330.62, accumulated interest, and proceed with a lien in the total amount of \$1,978.00.

ITEM NO. (2) - CONTINUED TO NOVEMBER 29, 2011

Adopted to Continue, Unanimous Vote (12); Absent: LaBonge and Rosendahl (2)

[11-0911](#)
CD 1

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 3117 North Amethyst Street, APN5209-007-014. (Lien: \$3,186.96)

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 3117 North Amethyst 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 Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$3,186.96 on the above referenced property.

(Continued from Council meeting of October 11, 2011)

Items for Which Public Hearings Have Been Held - Items 3-8

Adopted, Ayes (12); Absent: LaBonge and Rosendahl (2)
(Item Nos. 3-4)

ITEM NO. (3) - ADOPTED

[11-1643](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the below market value sale of a 1984 GMC truck to the Los Angeles Police Historical Society (LAPHS).

Recommendations for Council action, pursuant to Motion (Englander - Huizar):

1. FIND that the LAPHS a 501(c)(3) is eligible to purchase one 1984 GMC truck, with a rear-mounted Total Containment Vessel (TCV), at below market value (\$1.00) in accordance with Los Angeles Administrative Code Sec. 22.547 (Donation of Surplus City Equipment), as amended by the Council on November 28, 2006 (Council file No. 04-1822), inasmuch as the LAPHS is a non-profit organization located in the City of Los Angeles and was established exclusively to further the services provided by the City and its departments.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to the LAPHS.
3. INSTRUCT the City Clerk to inform the LAPHS [Glynn Martin, Executive Director, 6045 York Boulevard, Los Angeles, CA 90042, (323) 344-9445] that the surplus equipment must be claimed within 60 days from the date of Council approval of the request at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of one 1984 GMC truck, with a rear-mounted Total Containment Vessel, at below market value is consistent with the City's Financial Policies as the LAPHS is a non-profit created specifically to further the work of a City department (LAPD) and is headquartered in the City of Los Angeles. This below market sale will increase the General Fund by \$1.00.

Community Impact Statement: None submitted.

ITEM NO. (4) - ADOPTED

11-1645

BUDGET AND FINANCE COMMITTEE REPORT relative to the below market value sale of ten police vehicles to the Los Angeles School Police Department (LASPD).

Recommendations for Council action, pursuant to Motion (Zine - Englander):

1. FIND that the LASPD is eligible to purchase ten police vehicles (Equipment Nos. 04162, 04164, 04192, 84493, 85169, 85554, 85851, 86008, 86352, and 86597) at below market value (\$1.00, each) in accordance with Los Angeles Administrative Code Sec. 22.547 (Donation of Surplus City Equipment), as amended by the Council on November 28, 2006 (Council file No. 04-1822), inasmuch as the LASPD is a governmental entity located in the City of Los Angeles and was established to support services provided by the City of Los Angeles.
2. REQUEST the City Attorney to expedite preparation of the appropriate documents to effectuate the sale and transfer of the above identified surplus equipment at below market value to the LASPD.
3. INSTRUCT the City Clerk to inform the LASPD [Steven K. Zippennan, Chief of Police, 1330 West Pica Boulevard, Los Angeles, CA 90015, (213) 742-8222] that the surplus equipment must be claimed within 60 days from the date of Council approval of the request at which time it will revert to the City's surplus equipment pool for disposal by the Department of General Services.

Fiscal Impact Statement: The Chief Legislative Analyst reports that the sale of 10 surplus police vehicles at below market value is consistent with the City's Financial Policies as the LAPSD is a governmental entity located in the City of Los Angeles and was established to support services provided by the City of Los Angeles. This below market sale will increase the General Fund by \$10.00.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

to Adopt as Amended, Ayes (11); Noes: Alarcón and Reyes (2); Absent: LaBonge (1)

[11-1488](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a proposal to increase Rent Stabilization and Systematic Code Enforcement Program fees.

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

1. AUTHORIZE the increase of the:
 - a. Rent Stabilization Program (RSO) Fee to an amount of up to \$24.51 per unit annually, effective in the 2012 billing cycle and with corresponding revenues to be reflected in the 2011-12 Budget.
 - b. Systematic Code Enforcement Program (SCEP) Fee to an amount of up to \$43.32 per unit annually, effective in the 2012 billing cycle and with corresponding revenues to be reflected in the 2011-12 Budget.
2. REQUEST the City Attorney to prepare ordinances to amend:
 - a. Section 161.352 and Section 151.05 of the Los Angeles Administrative Code in order to implement the SCEP and RSO fee increases as recommended in the City Administrative Officer (CAO) report dated October 11, 2011 (contained in the Council file).
 - b. Section 5.111.7 of the Los Angeles Administrative Code in order to retain interest earned within the Rent Stabilization Trust Fund.
3. INSTRUCT the General Manager, Los Angeles Housing Department (LAHD), or designee, to prepare Controller instructions for any necessary technical adjustments consistent with the Mayor and Council actions on this matter, subject to the approval of the CAO, and AUTHORIZE the Controller to implement the instructions.
4. SUBMIT WITHOUT RECOMMENDATION: (Councilmembers Alarcón and Reyes voted yes; Councilmembers Cárdenas and Wesson voted no)

REQUEST the City Attorney, with assistance from the LAHD, to include in the SCEP ordinance language to provide for a "50/50 split" of the payment of the annual SCEP fee, which caps the percentage of this fee that may be passed on to tenants by property owners at 50 percent, with the remaining 50 percent to be paid by the property owners.

Fiscal Impact Statement: The CAO reports that the General Fund would be impacted for interest earnings redirected to the Rent Stabilization Trust Fund of approximately \$50,000. Approval of the recommendations would provide additional resources to achieve full cost recovery of special funded operations under the Rent Stabilization and Code Enforcement programs. The Rental Unit Registration and Systematic Code Enforcement Program fees would be increased to an amount of up to \$24.51 and \$43.32, respectively, to support approximately \$18 million in Rent Stabilization and \$43 million in Code Enforcement budget costs. The recommendations adhere to the Financial Policies of the City.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (PARKS - CARDENAS)

Recommendation for Council action:

APPROVE the Housing, Community and Economic Development Committee report, excluding Recommendation No. 4.

**Adopted, Ayes (12); Absent: LaBonge and Rosendahl (2)
(Item Nos. 6-8)**

ITEM NO. (6) - ADOPTED - TO THE MAYOR FORTHWITH

[11-0582-S2](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the acceptance and implementation of \$3.4 million in Workforce Investment Act - National Emergency Grant funding through the California Multi-Sector Workforce partnership for re-employment services and related activities.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
 - a. Accept on behalf of the City a sub-award of up to \$3,447,000 in National Emergency Act (NEG) funds awarded to the California Multi-Sector Workforce Partnership by the United States Department of Labor for re-employment services to dislocated workers for a grant term of 24 months, effective March 18, 2011 through March 17, 2013.
 - b. Execute grant agreements and/or amendments with the South Bay Workforce Investment Board (SBWIB) for receipt of the NEG funds to provide reemployment services to eligible dislocated workers from public and private employers.

- c. Negotiate and execute contracts and/or contract amendments with five WorkSource Center operators to provide re-employment services substantially in conformance with the scope of work of a Request for Proposals issued in August 2011 for a contract amount up to \$248,193.81 each for a total amount of \$1,240,969.05 and a contract term of nine months, retroactive to October 1,2011 through June 30,2012, subject to the review of the City Attorney as to form and legality and compliance with the City's contracting requirements and Federal grant requirements.

<u>Proposed Contractor</u>	<u>Affiliated WorkSource Center</u>	<u>Amount</u>
Arbor Education and Training, Inc. / ResCare Inc.	Canoga Park/West Hills	\$248,193.81
Managed Career Solutions, Inc.	Hollywood	\$248,193.81
Marina Del Rey/ Mar Vista	Jewish Vocational Services	\$248,193.81
Metro North Los Angeles	Goodwill Industries of Southern California	\$248,193.81
Southeast Los Angeles	United Automotive Workers- Labor Employment and Training Corporation	<u>\$248,193.81</u>
	Total	\$1,240,969.05

- d. Prepare Controller instructions and make any necessary technical adjustments consistent with Mayor and Council actions on this matter, subject to the approval of the City Administrative Officer, and instruct the Controller to implement these instructions.
2. APPROVE the allocation of \$137,885.46 for CDD grants management, program oversight and administrative costs for the Fiscal Year 2011-12.
3. AUTHORIZE the Controller to:

- a. Establish a receivable from the SBWIB within the Workforce Investment Act Fund No. 44 for \$1,378,854.51.
- b. Establish a new account and appropriate within Fund No. 44 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
22H710	WIA NEG CA Multi-Sector Workforce Partnership	\$1,240,969.05
22H122	Community Development Department	104,898.46
22H299	Related Cost	<u>32,986.00</u>
	Total	\$1,378,853.51

- c. Increase appropriations within Fund 100/22 Community Development Department as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries-General	\$83,775.00
1070	Salaries-As Needed	309.00
2120	Printing and Binding	3,000.00
2130	Travel	5,000.00
6010	Office and Administrative	6,112.46
6030	Rent and Parking	<u>6,702.00</u>
	Total:	\$104,898.46

- d. Expend funds upon presentation of documentation and proper demand of the General Manager

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no additional impact on the General Fund. The recommendations in the CAO report are in compliance with City Financial Policies and will enable the CDD to receive an initial allocation of \$1,378,854.51 up to \$3,447,500 in United States Department of Labor, Workforce Investment Act, National Emergency Grant funds for re-employment opportunities for eligible dislocated workers.

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

[11-1669](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to withdrawing from further consideration the appointment of Mr. Christopher Pearson to the Board of Airport Commissioners.

Recommendation for Council action:

RECEIVE and FILE the Mayor's appointment of Mr. Christopher Pearson to the Board of Airport Commissioners for the term ending June 30, 2015, inasmuch as the nominee has submitted his request to be withdrawn from further consideration.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 17, 2011

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

ITEM NO. (8) - ADOPTED

[11-1447](#)

CD 4

TRANSPORTATION COMMITTEE REPORT relative to installing signage that would provide two-hour parking on the southern side of Franklin Avenue from Fuller to mid-block North Vista.

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

DIRECT the Los Angeles Department of Transportation, in consultation with Council District Four, the Hollywood Hills West Neighborhood Council, surrounding neighborhood associations and any other affected parties, to install signage that would provide two hour parking, seven days a week from 9:00 a.m. to 6:00 p.m. on the southern side of Franklin Avenue from Fuller to mid-block North Vista where diagonal parking currently exists, in order to limit parking in such a manner that will ensure turnover and allow the maximum number of visitors be able to use the limited parking spaces.

Fiscal Impact Statement: Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 9-22

(10 Votes Required for Consideration)

ITEM NO. (9) - NO ACTION TAKEN

[11-0841](#)

AWARD OF THE SALE of the General Obligation Refunding Bonds, Series 2011-C, to refund a portion of the City's outstanding general obligation bonds, and approving a Preliminary Official Statement, including Appendix A, the City's offering and disclosure document in an amount not-to-exceed \$340.34 million, to the lowest responsible bidder, adoption of a RESOLUTION and other actions relating thereto.

(Scheduled pursuant to Council action of October 11, 2011)

Adopted, Ayes (12); Absent: LaBonge and Rosendahl (2)
(Item Nos. 10a-10d, 11-17)

ITEM NO. (10) - ADOPTED

[11-0005-S620](#)

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 October 18, 2011:

[11-0005-S620](#)

CD 6

- a. Property at 14607 West Gilmore Street (Case No. 307046).
Assessor I.D. No. 2236-017-021

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

[11-0005-S621](#)

CD 8

- b. Property at 934 West 84th Street (Case No. 220890).
Assessor I.D. No. 6032-012-007

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 30, 2009)

[11-0005-S622](#)

CD 9

- c. Property at 343 east 53rd Street (Case No. 324882).
Assessor I.D. No. 5109-025-029

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 14, 2011)

[11-0005-S623](#)

CD 13

- d. Property at 210 South Hoover Street (Case No. 303528).
Assessor I.D. No. 5155-007-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 27, 2011)

ITEM NO. (11) - ADOPTED

[06-0010-S22](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the payment(s) of a reward for information leading to the arrest and conviction of the persons responsible for the murder of David and Luis Marcial and Luis Cervantes, and the attempted murder of Sergio Marcial, Jr.

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

1. APPROVE reward offer payment(s) in the total amount of \$75,000 to claimant(s) for information leading to the arrest and conviction of the persons responsible for the murder of David and Larry Marcial and Luis Cervantes, and the attempted murder of Sergio Marcial, Jr., on June 30, 2006.
2. INSTRUCT the City Clerk to:
 - a. Transfer \$75,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to the Special Reward Trust Fund No. 436/14.
 - b. Transfer \$75,000 from the Special Reward Trust Fund No. 436/14, Account No. XXXXXX to the Police Department Fund No. 100/70, Secret Service Account No. 004310.

3. INSTRUCT the Los Angeles Police Department (LAPD) to make the appropriate reward payment(s).

Fiscal Impact Statement: None submitted by the LAPD. 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. (12) - ADOPTED - TO THE MAYOR FORTHWITH

[10-1166](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to budget modifications of the Fiscal Year 2010 Urban Areas Security Initiative (FY10 UASI) grant award.

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Modify the existing FY10 UASI grant budget by reallocating funds between projects as shown in Attachment 1 of the Mayor's report to Council dated September 12, 2011 (attached to the Council file).
 - b. Negotiate and execute a contract for an amount not to exceed \$250,000 from the FY10 UASI grant for the Neighborhood Emergency Preparedness project, for a term of up to 21 months within the grant performance period, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Controller to TRANSFER appropriations within the Fund 530/46 for the reallocation of FY10 UASI grant funds from the Fire Department to the Emergency Management Department as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
FROM:	53D/46	46H938	LAFD	\$250,000
TO:	53D/46	46H935	EMD	\$250,000

3. AUTHORIZE the Mayor, or designee, to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will allow for the continued expenditure of FY10 UASI grant funds. This action is in compliance with City financial policies in that grant funds are sufficient to support the grant activities.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[11-0126-S2](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the status of the Supplemental Police Account (SPA) and re-programming California Assets Forfeiture Funds.

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

1. APPROVE SPA Expenditure Plan for the period April through June, 2011.
2. APPROVE the attached Expenditure Plan for the "New and Reprogrammed" Asset Forfeiture Funds, attached to the Board of Police Commissioners report to Council dated September 22, 2011 (attached to the Council file).
3. TRANSFER \$75,570 of available cash balance in California State Asset Forfeiture Funds, Fund No. 44F to Fund 44F/70, Account No. 70H404 titled "One-time Supplies, Expenses or Equipment to Support Police Operations."
4. AUTHORIZE the Los Angeles Police Department (LAPD) to prepare Controller instructions for any technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instruction.

Fiscal Impact Statement: None submitted by the LAPD. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED - TO THE MAYOR FORTHWITH

[11-1598](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a Fiscal Year 2011 Edward Byrne Memorial Justice Assistance Program grant award (FY11 JAG).

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Accept the FY11 JAG in the amount of \$3,028,147 from the United States Department of Justice, Bureau of Justice Assistance, for the period effective from October 1, 2010, through September 30, 2014.
 - b. Negotiate and execute the grant award agreement on behalf of the City and submit all necessary documents relative to the FY11 JAG award, subject to the approval of the City Attorney as to form and legality.
2. APPROVE the FY11 JAG budget, and AUTHORIZE the Mayor's Office of Homeland Security and Public Safety to expend the grant in accordance with the approved budget.

3. APPROVE a Memorandum of Understanding (MOU) between the City of Los Angeles and the County of Los Angeles for the FY11 JAG for the period October 1, 2010, through September 30, 2014, for a total not to exceed \$3,028,147; and, AUTHORIZE the Mayor, or designee, to execute the MOU on behalf of the City, subject to the approval of the City Attorney as to form and legality.
4. AUTHORIZE the Mayor, or designee, to execute a sub-recipient agreement between the City of Los Angeles and the County of Los Angeles for the FY11 JAG for the period October 1, 2010, through September 30, 2014, for a total not to exceed \$1,453,511; and, AUTHORIZE the Mayor, or designee, to execute the sub-recipient agreement, subject to the approval of the City Attorney as to form and legality.
5. APPROVE the Professional Services Agreement between the City of Los Angeles and the County of Los Angeles for the Community Law Enforcement and Recovery (CLEAR) Program for up to 12 months during the grant performance period, for a total not to exceed \$1,148,752 upon submission of invoices and approval by the Mayor, or designee, of such invoices for JAG-related expenditures; and, AUTHORIZE the Mayor, or designee, to execute the PSA, subject to the approval of the City Attorney as to form and legality.

6. AUTHORIZE the Controller to:

- a. Create an interest-bearing Fund, titled FY11 Justice Assistance Grant Fund, establish a receivable in this new Fund in the amount of \$3,028,147, expend funds upon presentation of proper demand from the Mayor's Office, and create new appropriation accounts within the new Fund, Department 46 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
46H112	City Attorney Salaries	\$ 304,759
46H304	CLEAR Contractual Services	1,148,752
46H668	County of Los Angeles JAG Allocation	1,453,511
46H146	Operating Costs - Mayor Salaries	89,504
46H299	Related Costs - Fringe Benefits	<u>31,621</u>
	Total	\$ 3,028,147

- b. Expend funds upon presentation of proper demands from the Mayor's Office.
- c. Transfer cash from the FY11 Justice Assistance Grant Fund, Fund No. XXX/46, Account 46H112 to Fund 100/12, Account 001010 to reimburse the General Fund in an amount up to \$304,759 upon presentation of proper documentation from the City Attorney and approval from the Mayor's Office of such invoices for JAG-related expenditures.

7. REQUEST that the Controller transfer up to:

- a. \$89,504 from Fund XXX, Account 46H146 to the Mayor's General Fund No. 100/46, Account 001020 for reimbursement of grant-funded personnel salaries.
- b. \$31,621 from Fund XXX, Account 46H299 to the Mayor's General Fund No. 100/46, Revenue Source No. 4681, for the reimbursement of grant-funded fringe benefits.

8. AUTHORIZE the Mayor, or designee, to prepare Controller's instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports acceptance of the FY11 JAG grant award in the amount of \$3,028,147 will provide support for the continued implementation of nine CLEAR program sites. A General Fund obligation totaling \$101,180 is attributed to fringe benefits costs of the five Deputy City Attorney III positions (\$304,759). As this General Fund obligation is included in the Adopted Budget, no additional appropriation is necessary at this time. Accepting the grant and approving the above recommendations are in compliance with City financial policies inasmuch as budgeted General Fund monies plus grant revenues are available to support the cost of this program.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[11-1624](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the activities and status of the Disaster Assistance Trust Fund for Fiscal Year (FY) 2010-11.

Recommendation for Council action:

NOTE and FILE City Administrative Officer report dated September 22, 2011 (attached to the Council file), relative to the activities and status of the Disaster Assistance Trust Fund for FY 2010-11.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[11-1649](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the donation of two Controlled Impact Rescue Tools for use by the Los Angeles Fire Department's (LAFD) Urban Search and Rescue (USAR) Unit.

Recommendation for Council action:

ACCEPT the donation of two Controlled Impact Rescue Tools, and related items, valued at \$32,000 from the Department of Homeland Security for use by the LAFD's USAR Unit, and THANK the donor for its generous gift.

Fiscal Impact Statement: The LAFD reports that this action will not impact the General Fund. The USAR Unit, using Federal Emergency Agency equipment and training grants, will be responsible for any maintenance, repair, or replacement of these donated items.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[11-1680](#)

CD 10

COMMUNICATION FROM CHAIR and MEMBER, PUBLIC SAFETY COMMITTEE relative to renaming two Department of Animal Services shelters.

Recommendation for Council action, as initiated by Motion (Wesson - Parks):

APPROVE the renaming of the following Department of Animal Services shelters as:

- a. "Southwest Los Angeles Animal Services, Jefferson Park," at 3612 11th Avenue.
- b. "South Los Angeles Animal Services, Chesterfield Square," at 1857 W. 60th Street.

Fiscal Impact Statement: 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. (18) - ADOPTED, AS AMENDED

to Adopt as Amended, Ayes (11); Absent: Englander, LaBonge and Zine (3)

[10-1184-S1](#)

CD 9

CONSIDERATION OF MOTION (PERRY - REYES) relative to amending prior Council action of August 19, 2011, regarding authorizing the Community Development Department (CDD) to negotiate and execute agreements to implement improvements in and around the public rights-of-way at 1800 South Figureoa Street.

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

AMEND prior Council action of August 19, 2011 relative to authorizing the CDD to negotiate and execute agreements to implement improvements in and around the public rights-of-way at 1800 South Figureoa Street as follows:

1. AUTHORIZE the Controller to:

- a. Establish a new account and transfer appropriations within the Community Development Trust Fund No. 424 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	22G710	Build Your Dreams	\$185,000
To:	22H186	Public Works-Street Services	\$185,000

b. Appropriate within Fund 100/86 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$70,000
1090	Salaries, Overtime	40,000
1100	Hiring Hall Salaries	4,000
1120	Hiring Hall Benefits	2,000
3030	Construction Expense	40,000
3040	Contractual Services	15,000
6020	Operating Supplies	<u>14,000</u>
	Total:	\$185,000

2. AUTHORIZE the Bureau of Street Services to prepare Controller instructions and/or make any technical adjustments that may be required and are consistent with this action, subject to the approval of the City Administrative Officer (CAO) and AUTHORIZE the Controller to implement these instructions.

Community Impact Statement: None submitted.

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

**Adopted, Ayes (12); Absent: LaBonge and Rosendahl (2)
(Item Nos. 19-20)**

ITEM NO. (19) - ADOPTED

[11-1767](#)
CD 9

MOTION (PERRY - PARKS) relative to funding for homeless services in Council District Nine.

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

1. TRANSFER \$500,000 in the Council District Nine portion of the AB 1290 Funds No. 53P, Account No. G304 (Redevelopment Projects - Services) to the Los Angeles Housing Department Fund No. 44G/43, Account No. 43H362 (New Image) to fund homeless services.
2. AUTHORIZE the Chief Legislative Analyst to make any technical corrections for clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion and AUTHORIZE the Controller to implement these instructions.

ITEM NO. (20) - ADOPTED

[11-1529-S2](#)

MOTION (ALARCON - GARCETTI - CARDENAS) relative to changing the meeting times of the Intergovernmental Relations and Information Technology and General Services Committees.

Recommendation for Council action:

CHANGE, pursuant to Section 2.2 of the Los Angeles Administrative Code, the regularly scheduled meeting times of the Intergovernmental Relations and Information Technology and General Services Committees from 1:00 p.m. to 2:00 p.m., this change to be effective immediately upon adoption of this Motion and with the current meeting days of these Committees to remain unchanged.

ITEM NO. (21) - ADOPTED

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

[11-1770](#)

MOTION (GARCETTI - WESSON) relative to declaring October 25, 2011 the first Nonprofit Day in the City of Los Angeles history.

Recommendation for Council action:

DECLARE October 25, 2011 the first Nonprofit Day in the City of Los Angeles history, in recognition of City Nonprofits.

ITEM NO. (22) - ADOPTED

Adopted, Ayes (12); Absent: LaBonge and Rosendahl (2)

[11-1769](#)

CD 13

MOTION (GARCETTI - WESSON) relative to a Tax Equity and Fiscal Responsibility Act of 1982 (TEFRA) Hearing regarding the acquisition, construction, furnishing and equipping of a 10-story mix-use building containing classrooms and administrative office space at 5960 West Sunset Boulevard.

Recommendations for Council action:

1. INSTRUCT the City Clerk to schedule a TEFRA Hearing on the agenda for the City Council meeting to be held on **FRIDAY, NOVEMBER 4, 2011** located at 200 North Spring Street, Room 340, Los Angeles, CA 90012.
2. INSTRUCT the City Clerk to place on the Agenda for the City Council meeting to be held on **FRIDAY, NOVEMBER 4, 2011** consideration of the TEFRA hearing results and adoption of the TEFRA Resolution to follow the conduct of the public hearing.
3. AUTHORIZE Edwards Wildman Palmer, LLP, developer's bond counsel, to publish the required public hearing notice in a qualified local newspaper, on behalf of the City Council, with publication cost to be reimbursed by Emerson College.

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

09-1295-S3

MOTION (PARKS - ROSENDAHL) relative to requesting the City Attorney to report to the City Council on November 4, 2011, regarding the litigation involving the Exposition Light Rail Line Phase II Project.

11-1811

MOTION (WESSON - ROSENDAHL) relative to acquisition of two parcels of land at 1138 and 1144 St. Andrews Place for creation of a pocket park in the Country Club Park neighborhood.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Motion (Garcetti - Perry) unanimously adopted to excuse Councilmember Cárdenas to leave at 10:45 am from Council session of Friday, November 4, 2011.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

11-0004 -S3 - Krikor Satamian

Krekorian - Huizar - All Councilmembers

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL