

Los Angeles City Council, **Journal/Council Proceedings**  
Wednesday, **November 16, 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, Huizar, Koretz, Krekorian, LaBonge, Parks, Reyes, Rosendahl, Wesson, Zine and President Garcetti (11); Absent: Cárdenas, Englander and Perry (3)**

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
NOVEMBER 4, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 33

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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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## **Items Noticed for Public Hearing - Items 1-7**

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

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

[10-0469](#)  
CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Westgate Avenue and Dorothy Street (Reballot) 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 October 19, 2011)

**Adopted, Ayes (12); Absent: Cárdenas and Perry (2)**  
**(Item Nos. 2-4)**

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

[11-1351](#)

CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Riverside Drive and Van Nuys Boulevard Lighting District.

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

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

(Public Hearing held October 19, 2011)

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

[11-1352](#)

CD 12

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Roscoe Boulevard and Lindley Avenue No. 1 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 October 19, 2011)

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

[11-1381](#)

CD 9

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Central Avenue and 46th 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 October 19, 2011)

#### **ITEM NO. (5) - RECEIVE AND FILE PER BUREAU OF STREET LIGHTING**

**Adopted to Receive and File, Unanimous Vote (11); Absent: Cárdenas, Englander and Perry (3)**

[11-1543](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the I-405 Sepulveda Pass Widening Project Segment 2 - Areas 4 & 4A Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the I-405 Sepulveda Pass Widening Project Segment 2 - Areas 4 & 4A Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on September 14, 2011 - Continue hearing and present Ordinance on December 7, 2011 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

#### **ITEM NO. (6) - CONTINUED TO NOVEMBER 30, 2011**

**Adopted to Continue, Unanimous Vote (11); Absent: Cárdenas, Englander and Perry (3)**

[05-2637](#)

CD 1

HEARING PROTESTS relative to vacating Magnolia Avenue from Olympic Boulevard to Approximately 130 Feet Southerly Thereof (E1400974).

(Categorical Exemption, Public Works Committee Report and Findings adopted on October 14, 2011)

#### **ITEM NO. (7) - PUBLIC HEARING CLOSED - CITY ENGINEER INSTRUCTED TO PROCEED**

**Adopted, Ayes (11); Absent: Cárdenas, Englander and Perry (3)**

[11-0688](#)

CD 4

HEARING PROTESTS relative to vacating a portion of the easterly side of San Fernando Road West at Cutter Street in excess of a 60 foot right-of-way (E1401173).

(Categorical Exemption, Public Works Committee Report and Findings adopted on October 14, 2011)

## Items for Which Public Hearings Have Been Held - Items 8-31

**Adopted, Ayes (12); Absent: Cárdenas and LaBonge (2)**  
**(Items Nos. 8-9)**

### **ITEM NO. (8) - ADOPTED - SEE FOLLOWING**

#### 10-2400

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Dwayne Gathers to the Community Redevelopment Agency Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Dwayne Gathers to the Community Redevelopment Agency Board of Commissioners for the term ending November 14, 2015 is APPROVED and CONFIRMED. Mr. Gathers resides in Council District Four. (Current Board gender composition: M = 3; F = 3; Vacant = 1)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

(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.)

### **ADOPTED**

**COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE** relative to the reappointment of Mr. Dwayne Gathers to the Community Redevelopment Agency Board of Commissioners.

Recommendation for Council action:

**RESOLVE** that the Mayor's reappointment of Mr. Dwayne Gathers to the Community Redevelopment Agency Board of Commissioners for the term ending November 4, 2015 is **APPROVED** and **CONFIRMED**. Mr. Gathers resides in Council District Four. (Current commission gender composition: M = 3; F = 3; Vacant = 1)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

**ITEM NO. (9) - ADOPTED - SEE FOLLOWING**

[11-0179](#)

COMMUNICATION FROM THE MAYOR relative to the reappointment of Mr. Victor Narro to the Community Redevelopment Agency Board of Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Victor Narro to the Community Redevelopment Agency Board of Commissioners for the term ending November 14, 2015 is APPROVED and CONFIRMED. Mr. Narro resides in Council District Five. (Current Board gender composition: M = 3; F = 3; Vacant = 1)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

(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.)

**ADOPTED**

**COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE** relative to the reappointment of Mr. Victor Narro to the Community Redevelopment Agency Board of Commissioners.

Recommendation for Council action:

**RESOLVE** that the Mayor's reappointment of Mr. Victor Narro to the Community Redevelopment Agency Board of Commissioners for the term ending November 4, 2015 is **APPROVED** and **CONFIRMED**. Mr. Narro resides in Council District Five. (Current commission gender composition: M = 3; F = 3; Vacant = 1)

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

**ITEM NO. (10) - CONTINUED TO DECEMBER 13, 2011**

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

[11-1131](#)

CD 11

GENERAL EXEMPTION, ARTS, PARKS, AND NEIGHBORHOODS COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending Los Angeles Municipal Code (LAMC) Section 42.15 to regulate vending and excessive noise at the Venice Beach Boardwalk.

Recommendations for Council action, as initiated by Motion (Rosendahl - Koretz), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. FIND that this action is exempt from the California Environmental Quality Act (CEQA) pursuant to Article II, Section 1 and Article III, Sections 1.a and 1e of the Los Angeles City CEQA Guidelines and State Guidelines Sections 15301 and 15323.
2. PRESENT and ADOPT the accompanying ORDINANCE amending LAMC Section 42.15 to restrict vending, regulate performing, and prohibit generating excessive noise on beaches or upon immediately adjacent boardwalks, sidewalks, and public ways.
3. INSTRUCT the Department of Recreation and Parks (RAP), upon Council's approval of the Ordinance, to post signs providing notice of the existence of rules for the allocation and use of the Designated Spaces, Recreation Area and Boardwalk areas outside the Designated Spaces pursuant to the Ordinance, as described above in Recommendation No. 1 and in the July 12, 2011 City Attorney report, attached to the Council file.
4. INSTRUCT the RAP to make available a complete copy of LAMC Section 42.15 for inspection and copying at the Venice Police Substation or Recreation Office.

Fiscal Impact Statement: The Board of Recreation and Parks Commissioners reports that the proposed Ordinance to amend LAMC Section 42.15 has no impact to the RAP's General Fund. The one-time posting of the signs will be done by existing staff and enforcement of the ordinance will be the responsibility of the Los Angeles Police Department.

Community Impact Statement: None submitted.

## ITEM NO. (11) - ADOPTED

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

[10-2297](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to adding paragraph (x) to Section 21.49(c)3 of Chapter II of Article 1 of the Los Angeles Municipal Code (LAMC), regarding the business tax exemption of certain mutual funds.

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

PRESENT and ADOPT the accompanying ORDINANCE adding paragraph (x) to Section 21.49(c)3 of Chapter II of Article 1 of the LAMC, regarding the business tax exemption of certain mutual funds.

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.

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

**Adopted, Ayes (12); Absent: Cárdenas and Perry (2)  
(Item Nos. 12-20)**

**ITEM NO. (12) - ADOPTED**

[09-0670](#)

TRANSPORTATION COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to granting to Wespac Pipelines-LAX, LLC, a common carrier pipeline franchise to install, retain, operate, and maintain pipelines and their adjunct communication lines within the City of Los Angeles.

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

1. PRESENT and ADOPT the accompanying ORDINANCE granting to Wespac Pipelines-LAX, LLC, a common carrier pipeline franchise to install, retain, operate, and maintain pipelines and their adjunct communication lines within the City of Los Angeles, subject to terms and conditions specified in said Ordinance and which may be approved by Council or by the Board of Transportation Commissioners.
2. INSTRUCT the Los Angeles Department of Transportation (LADOT) to refund the \$600 good faith deposit to Wespac Pipelines-LAX, LLC, upon approval of the faithful performance bond by the LADOT and the City Attorney, and upon publication of the Ordinance.
3. REQUIRE that Wespac Pipelines-LAX, LLC, file a faithful performance bond in duplicate with the City Clerk within five days after the award of the pipeline franchise, pursuant to Los Angeles Administrative Code Section 13.30.

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 Submitted: Yes  
Against Proposal: Harbor Gateway North Neighborhood Council

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

[10-0225-S2](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Accounts Receivable Quarterly Report for the Fourth Quarter Fiscal Year (FY) 2010-11.

Recommendations for Council action:

1. NOTE and FILE the Accounts Receivable Quarterly Report for the Fourth Quarter FY 2010-11 transmitted by the Office of Finance (Finance) on October 19, 2011.
2. INSTRUCT City Administrative Officer (CAO) to work with Finance to improve departments' reporting of timely and accurate accounts receivable, perhaps by adding a compliance checklist for each department in either Finance's Accounts Receivable Quarterly Reports or in CAO's Financial Status Reports (FSR), with specific emphasis on emergency ambulance billings and parking citations.

3. REQUEST the Mayor's Office to continue to emphasize compliance with Executive Directive No. 5 to all General Managers and Department Heads.
4. INSTRUCT Finance to ensure that March 2012 remains the target date for the Request For Proposal for secondary and primary collection efforts to prevent any lapses between current and future contracts.
5. INSTRUCT Finance to ensure that the Centralized Accounts Receivable Reporting project is in place and functional at the appropriate time.
6. INSTRUCT CAO to continue reporting on the progress and status of Finance's tax lien program in future FSRs.
7. INSTRUCT Finance and REQUEST the City Attorney to provide a briefing to the Public Safety Committee relative to HIPAA (Health Insurance Portability and Accountability Act) requirements and the collection of emergency ambulance billings.
8. INSTRUCT CAO and Finance to provide a status report relative to a request made during Council's Revenue Day to subject all revenue sources to an outside audit.
9. INSTRUCT CAO and Finance to provide a briefing to the Budget and Finance and Public Safety Committees relative to the current status of the automated emergency ambulance billing system.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

##### [11-0809-S8](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Investment Report for the month ending September 30, 2011.

Recommendation for Council action:

NOTE and FILE the Investment Reports submitted by the Office of Finance for the month ending September 30, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

#### **ITEM NO. (15) - ADOPTED**

##### [11-1755](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the annual status reports for the Volunteer Trust Fund for Fiscal Year (FY) 2009-10 and FY 2010-11.

Recommendation for Council action:



NOTE and FILE the City Clerk's annual status reports for the Volunteer Trust Fund for FY 2009-10 and FY 2010-11.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

## ITEM NO. (16) - ADOPTED

### [09-0846-S4](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a request to reprogram and modify Community Development Block Grant (CDBG) American Recovery and Reinvestment Act of 2009 (ARRA) (CDBG-R) savings from the Homeless Prevention and Rapid Re-Housing Program (HPRP) and West Angeles Food and Transportation Program to the Human Relations Commission and FamilySource programs.

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

1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:
  - a. Amend the appropriate Consolidated Plan(s) in conformance with the recommendations of this report, prepare and post Substantial Change Amendments, submit a revised summary of CDBG-R funded activities to the U. S. Department of Housing and Urban Development (HUD) and address all HUD requirements including the citizen participation process.
  - b. Reprogram a total of \$424,129.42 in CDBG-R funding from the Homeless Prevention and Rapid Re-Housing Program, West Angeles Food and Transportation Program and City Administrative Officer (CAO)/Controller Administration and Planning Line Items.
  - c. Reprogram \$265,729.42 in CDBG-R funding for CDD costs related to the Human Relations Commission.
  - d. Reprogram \$158,401 in CDBG-R savings for costs related to the Pacoima Public Infrastructure Improvement Project and authorize CDD to prepare relevant documents to reimburse the General Fund.
  - e. Exchange of a total of \$3,027,500 between CDBG-R and CDBG funding sources:
    - 1) Delete the District Square Retail (District Square) and Lanzit Industrial Park (Lanzit) Projects and the respective funding amounts of \$1,947,500 and \$1,080,000 from the CDBG-R Program and add the Los Angeles BusinessSource Program (LABSP) and Gang Reduction and Youth Development Summer Nights Program (GRYD) Projects and the respective funding amounts of \$1,500,000 and \$1,527,500, contingent on approval from HUD
    - 2) Approve the use of a total of \$3,027,500 in Program Year 37 CDBG funds: \$1,947,500 for District Square and \$1,080,000 for Lanzit.

- f. Negotiate and execute amendments to agreements with the following contractors to effectuate the changes in the source of funding and any related terms and condition actions approved in Recommendation No. 1d, subject to the review and approval of the City Attorney, as to form and legality and compliance with the City's contracting requirements:

<u>Contract</u>	<u>Project</u>	<u>Contractor</u>	<u>Amount</u>	<u>Funding Source</u>
C-118738 (Second Amendment)	District Square	Metropolitan Square, LLC	\$1,947,500	CDBG
C-118797 (First Amendment)	Lanzit	Global Link and Associates, LLC	\$1,080,000	CDBG
New	LABSP	Pacific Asian Consortium in Employment	\$ 250,000	CDBG-R
New	LABSP	Barrio Planners, Inc.	\$ 250,000	CDBG-R
New	LABSP	Vermont Slauson Economic Development Corporation	\$ 250,000	CDBG-R
New	LABSP	Initiating Change in Our Neighborhoods Community Development Corporation	\$ 250,000	CDBG-R
New	LABSP	Valley Economic Development Center, Inc.	\$ 250,000	CDBG-R
New	LABSP	Managed Career Solutions, Inc.	\$ 250,000	CDBG-R

2. AUTHORIZE the Mayor's Office of Gang Reduction and Youth Development (GRYD), or designee, to negotiate and execute a First Amendment to Contract No. C-119163 between the City and Los Angeles Conservation Corps, in an amount of \$1,527,500 from CDBG-R to effectuate the changes in the source of funding and any related terms and condition actions approved in Recommendation No. 1d, subject to the review and approval of the City Attorney, as to form and legality and compliance with the City's contracting requirement.

3. AUTHORIZE the Controller to:

- a. Establish new accounts and appropriate within the CDBG-R, Fund 51 N/22 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
22H122	Community Development	\$ 200,091.00
22H299	Related Costs	\$ 65,638.42
	Total	\$ 265,729.42

- b. Decrease appropriations within the CDBG-R Fund 51N/22 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
00F225	HPRP Strategy	\$379,485.00
00F208	West LA Food Transportation	\$ 74.42
00G310	CAO Admin. and Planning	\$ 44,571.00
	Total	\$ 424,130.42

c. Appropriate \$200,091 within Fund 100/22, Community Development as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001010	Salaries, General	\$182,503.00
001070	Salaries - As Needed	\$ 793.00
006010	Office and Administration	\$ 3,385.00
006030	Leasing	<u>\$ 13,410.00</u>
	Total	\$ 200,091.00

d. Increase appropriations in the amount of \$158,401 in Account 22F227 Pacoima Public Improvement and reimburse the General/Reserve Fund upon the receipt of invoice from Public Works, Bureau of Street Services and proper demand of the General Manager, CDD, or designee.

e. Establish new accounts and appropriate as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
424	22H635	District Square Swap	\$1,947,500.00
424	22H636	Lanzit Industrial Swap	<u>\$1,080,000.00</u>
		Total	\$3,027,500.00
51N	22H637	GRYD Summer Night Lights Swap	\$1,527,500.00
51N	22H638	LA BusinessSource Swap	<u>\$1,500,000.00</u>
		Total	\$3,027,500.00

f. Transfer actual expenditures incurred but not to exceed amounts as listed below:

	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	51N	22F230	District Square	\$1,947,500.00
To:	424	22H635	District Square Swap	\$1,947,500.00
From:	51N	22F212	Lanzit Industrial Park	\$1,080,000.00
To:	424	22H636	Lanzit Swap	\$1,080,000.00
From:	424	22H50K	GRYD Summer Night Lights	\$1,527,500.00
To:	51N	22H637	GRYD Summer Lights Swap	\$1,527,500.00
From:	424	22H243	LA BusinessSource	\$ 939,141.00
	424	22H622	LA BusinessSource - Reprogramming	\$ 560,859.00
To:	51N	22H638	LA BusinessSource Swap	\$1,500,000.00

g. Decrease appropriations within Fund 424 and Fund 51N as follows:

<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
51N	22F230	District Square Swap	\$1,947,500.00
51N	22F212	Lanzit Industrial Swap	<u>\$1,080,000.00</u>
		Total	\$3,027,500.00

424	22H243	LA BusinesSource	\$ 939,141.00
424	22H622	LA BusinesSource Reprogramming	\$ 560,859.00
424	22H50K	GRYD Summer Night Lights	<u>\$1,527,500.00</u>
		Total	\$3,027,500.00

4. AUTHORIZE the CDD 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 CAO and AUTHORIZE the Controller to implement these instructions.
5. INSTRUCT the CDD and the CAO, at the time the Council considers this matter, to:
  - a. Provide an explanation of the difficulty in allocating the Homeless Prevention Rapid Re-Housing Funds.
  - b. Inform the Council of any additional resources that can be identified for reprogramming to assist agencies seeking housing solutions for the homeless.

Fiscal Impact Statement: The CAO reports that there is an additional impact on the General Fund. The General Fund will receive \$158,401 in reimbursements for front-funding implementation costs for the Pacoima Public Infrastructure Improvement Project. The recommendations in this report will authorize the CDD to modify the CDBG ARRA Implementation Plan and take other actions to implement grant activities to meet the grant deadline of September 30, 2012. The recommendations comply with City Financial Policies in that the full cost for the proposed services is available from Federal grant sources.

Community Impact Statement: None submitted.

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

[09-0854](#)  
CD 3

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an amendment to the Disposition and Development Agreement (DDA) with the Child Development Institute (CDI) to increase funding from \$715,000 to \$857,000 for additional structural and electrical upgrades for the rehabilitation of the former Canoga Park Library at 7260 Owensmouth Avenue.

Recommendations for Council action:

1. AUTHORIZE the Chief Executive Officer, Community Redevelopment Agency of Los Angeles (CRA/LA), to negotiate and execute an amended DDA by and between the CRA/LA and CDI to increase funding by \$142,000 of Reseda-Canoga Park Tax Increment in budget line item Community Facilities and Programs from \$715,000 to \$857,000, towards additional costs associated with structural and electrical upgrades required by the Los Angeles Department of Building and Safety (LADBS) identified during the rehabilitation of the former Canoga Park Library building located at 7260 Owensmouth Avenue in the Disaster Assistance Project for Portions of Council District Three. Actions of the City Council to approve this funding are subject to the conditions of the California Supreme Court's (Court) stay and the provisions of Assembly Bills (AB) xl-26 that are not subject to the stay.

2. RECOGNIZE and AUTHORIZE, pending resolution of the litigation at the Court, expenditures of \$142,000 of Fiscal Year 2011-12 Reseda-Canoga Park taxable Bond proceeds towards additional costs related to structural and electrical updates by the Los Angeles Department of Building and Safety. Actions of the City Council to approve this funding are subject to the conditions of the Court's stay and the provisions of AB x1-26 that are not subject to the stay.
3. ACKNOWLEDGE and UNDERSTAND that the Court, in the case entitled California Redevelopment Association v. Matosantos, stayed certain portions of AB xl-26 and all of AB xl-27. The CRA/LA may not, with the exception of existing enforceable obligations, take any action to incur new debt, transfer any assets or undertake any new obligations, unless and until the CRA/LA is legally authorized to act, subject to the conditions of the California Supreme Court's stay and the provisions of AB xl-26 that are not subject to the stay. The Court has indicated that it will issue a ruling by January 15, 2012.

Fiscal Impact Statement: The Chief Legislative Analyst reports that there is no impact to the General Fund, as funding will be derived by Reseda-Canoga Park Taxable Bond Proceeds.

Community Impact Statement: None submitted.

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

### 10-1093

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a request for authority for the Los Angeles Department of Transportation (LADOT) to execute an Exclusive Negotiation Agreement (ENA) with Forest City Residential West, Inc. and to delegate joint project management and negotiating powers to the Community Redevelopment Agency of Los Angeles (CRA/LA) and the Chief Legislative Analyst (CLA) for the Blossom Plaza Project in Chinatown, and related actions.

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

1. APPROVE and AUTHORIZE the General Manager, LADOT, to execute an ENA to develop the Blossom Plaza mixed-use development and inter-modal transportation facilities located at 900 N. Broadway, Los Angeles, leading to the execution of a Disposition Development Agreement (DDA) with the selected developer, Forest City Enterprises.
2. APPROVE the delegation of joint project management and negotiating powers to the LADOT, CRA/LA, and the Office of the CLA.
3. APPROVE and AUTHORIZE the General Manager, LADOT, to receive \$100,000 from Forest City Residential West, Inc., and to be deposited to a designated account solely for the purpose as contained in the ENA, as a good faith and consultant cost reimbursement deposit, to ensure that the developer will proceed diligently and in good faith to negotiate and perform all of the developer's obligations under the ENA.
4. APPROVE and AUTHORIZE the re-appropriation of \$100,000 to pay for costs and expenses associated with negotiating and preparing the DDA and complying with planning and environmental review.

5. AUTHORIZE the General Manager, LADOT, or designee, to prepare Controller instructions and make any necessary technical adjustments consistent with Mayor and Council actions on this matter, subject to approval by the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CLA reports that there is no General Fund impact as a result of this action.

Community Impact Statement: None submitted.

## ITEM NO. (19) - ADOPTED \*AS AMENDED - SEE FOLLOWING

### [11-0984-S2](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to selection of Gang Reduction and Youth Development (GRYD) service providers in the Ramona Gardens/Hollenbeck and 77th II GRYD Zones, and renewal of the contract with Advancement Project for operation of the Los Angeles Violence Intervention Training Academy (LAVITA).

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

1. APPROVE the GRYD Zone name change from Ramona Gardens/Hollenbeck GRYD Zone to North Hollenbeck GRYD Zone to reflect the various communities served in this designated service area and will be utilized in all documentation going forward.
2. APPROVE the results of a Request for Proposals (RFP) issued on July 15, 2011 for gang prevention services and the selection of Barrio Action Youth and Family **Services, \*Center (Huizar - Reyes)** as the gang prevention services provider in the North Hollenbeck GRYD Zone.
3. AUTHORIZE the Mayor, or designee, to negotiate and execute a contract with Barrio Action Youth and Family **Services, \*Center (Huizar - Reyes)** in an amount not to exceed \$675,000 from the Mayor's 2011-12 Adopted Budget, to provide gang prevention services for the North Hollenbeck GRYD Zone that are substantially similar to the specifications of the RFP issued on July 15, 2011 and the proposed services listed in Attachment A of the City Administrative Officer (CAO) report dated November 1, 2011 contained in the Council File, for a performance period of nine months, retroactive from October 1, 2011 through June 30, 2012, with an option to renew for three additional one-year terms, subject to the review and approval of the City Attorney as to form and legality, funding availability, and compliance with the City's contracting requirements.
4. APPROVE the results of a RFP issued on July 15, 2011 for gang intervention services and the selection of Soledad Enrichment Action, Inc, as the gang intervention services provider in the 77th II GRYD Zone.
5. AUTHORIZE the Mayor, or designee, to negotiate and execute a contract with Soledad Enrichment Action, Inc., in an amount not to exceed \$375,000 from the Mayor's 2011-12 Adopted Budget, to provide gang intervention services for the 77th II GRYD Zone that are substantially similar to the specifications of the RFP issued on July 15, 2011 and the proposed services listed in Attachment B of the CAO report dated November 1, 2011 contained in the Council File, for a performance period of nine months, retroactive from October 1, 2011 through June 30, 2012, with an option to renew for three additional one-year terms, subject to the review

and approval of the City Attorney as to form and legality, funding availability, and compliance with the City's contracting requirements.

6. AUTHORIZE the Mayor, or designee, to negotiate and execute a Second Amendment with the Advancement Project (C-116646) for the implementation coordination of the LAVITA in an amount not to exceed \$200,000, for a period of 12 months, effective from January 1, 2012 through December 31, 2012, in substantial conformance with the pro forma amendment attached to the CAO report dated November 1, 2011 contained in the Council File, subject to the approval of the City Attorney as to form and legality, funding availability, and compliance with the City's contracting requirements.
7. AUTHORIZE the Mayor, or designee, to prepare Controller instructions and/or make any technical adjustments that may be required to implement the actions approved by the Mayor and Council on these matters, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that there is no additional impact on the General Fund. Funding for the proposed contracts and contract amendment is available in the Mayor's 2011-12 Adopted Budget. The recommendations in this report comply with City Financial Policies in that sufficient monies are available in the General Fund to support the proposed expenditures.

Community Impact Statement: None submitted.

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

[09-2588](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the viability of placing hand sanitizing equipment outside of City building elevators, in hallways, and in the lobbies of large offices.

Recommendation for Council action:

NOTE and FILE Motion (Koretz - Hahn) relative to the viability of placing hand sanitizing equipment outside of City building elevators, in hallways, and in the lobbies of large offices.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

#### **ITEM NO. (21) - ADOPTED**

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

[10-2425](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to an update on the 3-1-1 program.

Recommendation for Council action:

NOTE and FILE Motion (Hahn - Cárdenas) directing the Information Technology Agency to report with a comprehensive update on the 3-1-1 program, how the department has adjusted to the budget reductions, and how this has affected customer service.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Adopted, Ayes (12); Absent: Cárdenas and Perry (2)  
(Item Nos. 22-26)**

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

[11-0180](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the Financial Management System (FMS) and associated 2010-11 fiscal year-end deadline for the processing of accounting transactions.

Recommendation for Council action:

NOTE and FILE the Controller report dated January 31, 2011 relative to the FMS and associated 2010-11 fiscal year-end deadline for the processing of accounting transactions.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (23) - ADOPTED**

[11-1738](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the first amendments to a contract with Verizon California, Inc. and with L Tech Network Services, Inc. for occasional and temporary communications and network services.

Recommendations for Council action:

1. AUTHORIZE the General Manager, Information Technology Agency (ITA) to execute Amendment No. 1 to the contract with Verizon California, Inc., for occasional and temporary communications and network services, to extend the term of the contract by two years until October 5, 2013, subject to the approval of the City Attorney.
2. AUTHORIZE the General Manager, ITA to execute Amendment No. 1 to the contract with L Tech Network Services, Inc., for occasional and temporary communications and network services, to extend the term of the contract by two years until October 5, 2013, subject to the approval of the City Attorney.



Fiscal Impact Statement: The City Administrative Officer reports that no specific projects will be initiated as a result of the amendments to this contract. Projects will only be pursued under these amendments if funding is first authorized. It is projected that the cumulative annual expenditure on these two contracts will be \$2.15 million. Funding will be provided by a variety of budgeted and available sources. Approving the recommendations in this report is in compliance with the City's Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - DECEMBER 12, 2011

(LAST DAY FOR COUNCIL ACTION - DECEMBER 9, 2011)

**ITEM NO. (24) - ADOPTED**

[11-0410](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the City Employees' Retirement System for the period of November 2010 through April 2011.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the City Employees' Retirement System for the period of November 2010 through April 2011.

Fiscal Impact Statement: The City Clerk reports that the retention of 30 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$4.68 per month, or \$56.16 per year.

[Approval is sought to destroy these documents prior to the expiration of their full retention time period. These records have been imaged pursuant to the conditions of Los Angeles Administrative Code Section 12.4, and the image files will be maintained in two different file locations for the balance of their required retention time period. Dispensation with the usual 60-day hold from the date of Council approval is also requested because the image copies are as readily available as the paper documents. Contact the Records Management Division at (213) 473-8449 or via email at [Todd.Gaydowski@lacity.org](mailto:Todd.Gaydowski@lacity.org) to arrange for inspection of records.]

Community Impact Statement: None submitted.

**ITEM NO. (25) - ADOPTED**

[11-1742](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Board of Public Works, Office of Accounting, for the period of January 1977 through December 1987.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Board of Public Works, Office of Accounting, for the period of January 1977 through December 1987.

Fiscal Impact Statement: The City Clerk reports that the retention of 233 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$36.35 per month, or \$436.18 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at [Todd.Gaydowski@lacity.org](mailto:Todd.Gaydowski@lacity.org) to arrange for inspection of records.]

Community Impact Statement: None submitted.

## ITEM NO. (26) - ADOPTED

[11-1780](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTIONS relative to authorization to destroy certain obsolete records from the Los Angeles World Airports (LAWA) for various divisions and dates.

Recommendation for Council action:

ADOPT the accompanying RESOLUTIONS to authorize the destruction of certain obsolete records from the LAWA for various divisions and dates.

Fiscal Impact Statement: The City Clerk reports that the retention of 1,851 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of \$312.24 per month, or \$3,747.00 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at [Todd.Gaydowski@lacity.org](mailto:Todd.Gaydowski@lacity.org) to arrange for inspection of records.]

Community Impact Statement: None submitted.

## ITEM NO. (27) - ADOPTED - FORTHWITH - SEE FOLLOWING

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

[11-1877](#)

CD 14

MOTION (HUIZAR - KORETZ) relative to the sell of approximately five acres of contiguous property for the purpose of open space in the El Sereno Community commonly known as Elephant Hill, and related actions.

(Information Technology and General Services 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**

**COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE** relative to the sale of approximately five acres of contiguous property for the purpose of open space in the El Sereno Community commonly known as Elephant Hill, and related actions.

Recommendations for Council action, as initiated by Motion (Huizar - Koretz):

1. **DECLARE** as surplus the five acres of contiguous City-owned property at Elephant Hill and **DIRECT** the Department of General Services (GSD) to initiate the surplus property process in order to sell the property to the Mountains Recreation and Conservation Authority (MRCA).
2. **EXPRESS** its support for the proposed Elephant Hill Open Space Restoration and Public Access Project and MRCA's application for State Proposition 84 Urban Greening funding.
3. **DIRECT** the GSD to base their sale price on the value of this land as open space, as presented in its completed 2011 Class A appraisal estimate for these parcels.
4. **AUTHORIZE** the GSD to enter into a covenant with the buyer to permanently preserve these lands as open space.
5. **AUTHORIZE** the GSD to make clarifications or technical corrections to the above instructions as may be necessary to implement the intent of the Motion.

**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. (28) - ADOPTED - AS AMENDED - SEE FOLLOWING**

**to Adopt as Amended, Ayes (11); Absent: Cárdenas, LaBonge and Reyes (3)**

**09-1914-S9**

**JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT** relative to extending the business tax holiday for new businesses for an additional three years.

Recommendation for Council action, pursuant to Motion (Englander - Garcetti - LaBonge):

**REQUEST** the City Attorney to prepare and present an ordinance to extend the business tax holiday for new businesses for an additional three years.

**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.

**ADOPTED**

**AMENDING MOTION (PARKS - KORETZ)**

**Recommendations for Council action:**

- 1. INSTRUCT the Office of Finance to report relative to:**
  - a. How many new businesses registered and took advantage of the tax holiday during the first three years.**
  - b. How much business tax was waived during the first three years.**
  - c. How much new money was generated in other fees/taxes from new businesses.**
- 2. INSTRUCT the City Administrative Officer and the Office of Finance to prepare a financial analysis of the first three years and to determine if there was a net gain to the City.**

**Adopted, Ayes (12); Absent: Cárdenas and Perry (2)  
(Item Nos. 29-30)**

**ITEM NO. (29) - ADOPTED - SEE FOLLOWING**

[09-1481](#)

CD 2

COMMUNICATION FROM THE DIRECTOR OF PLANNING relative to appeals filed by LA International Golf Club Inc./Angeles National Golf Club (Tom Stemnock, Planning Associates, Representative); and California Department of Fish and Game (Mary Meyer, Staff Environmental Scientist, Representative), from part of the decision of the Director of Planning (acting behalf of the City Planning Commission), in conditionally approving a Plan Approval subject to modification of Conditions Nos. 25 and 28 of the Conditions of Approval for City Planning Case No. 96-0243-CU, to postpone the final construction, improvement and dedication of trails for an additional two years from the effective date of this approval, or prior to the issuance of a Final Certificate of Occupancy for the Golf Club building; and to allow the modification of the timing for the Water Quality Monitoring program from monthly reporting and testing of surface and ground water to quarterly, as required by the California Regional Water Quality Control Board for property at 9401 Foothill Boulevard.

CPC 1996-0243-CU-PA2

Applicant: LA International Golf Club Inc./Angeles National Golf Club  
Representative: Tom Stemnock, Planning Associates

(The Environmental Impact Report and related documents for this use were adopted by Council on 4-28-98.)

TIME LIMIT FILE - NOVEMBER 16, 2011

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

(Planning and Land Use Management 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**

**PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals for property at 9401 Foothill Boulevard.**

**Recommendations for Council action:**

- 1. ADOPT the FINDINGS of the Director of Planning and the additional environmental findings of the Planning and Land Use Management (PLUM) Committee as the Findings of the Council.**
- 2. RESOLVE TO DENY THE APPEALS filed by LA International Golf Club Inc./Angeles National Golf Club (Tom Stemnock, Planning Associates, Representative); and California Department of Fish and Game (Mary Meyer, Staff Environmental Scientist, Representative), from part of the decision of the Director of Planning and THEREBY SUSTAIN the Director's actions to conditionally approve a Plan Approval subject to modification of Conditions Nos. 25 and 28 of the Conditions of Approval for City Planning Case No. 96-0243-CU-PA2, to postpone the final construction, improvement and dedication of trails for an additional two years from the effective date of this approval, or prior to the issuance of a Final Certificate of Occupancy for the Golf Club building; and to allow the modification of the timing for the Water Quality Monitoring program from monthly reporting and testing of surface and ground water to quarterly, as required by the California Regional Water Quality Control Board, for property located at 9401 Foothill Boulevard, subject to the modified Conditions of Approval as approved by the PLUM Committee and attached to the Council file.**

**Applicant: LA International Golf Club Inc./Angeles National Golf Club  
Representative: Tom Stemnock, Planning Associates**

**CPC-1996-0243-CU-PA2-A1**

**(The Environmental Impact Report and related documents for this use were adopted by Council on April 28, 1998.)**

**Fiscal Impact Statement: The Planning Department reports that there is no General Fund impact as administrative costs are recovered through fees.**

**Community Impact Statement: None submitted.**

**TIME LIMIT FILE - NOVEMBER 16, 2011**

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

**ITEM NO. (30) - ADOPTED**

[11-1606](#)

CD 5

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to a Variance appeal for property at 822-24 North Sycamore Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 11-1606 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2009-2938-MND] filed on March 19, 2010.
2. ADOPT the FINDINGS of the Central Area Planning Commission (CAPC) as the Findings of Council.
3. RESOLVE TO DENY THE APPEAL filed by: Jim McQuiston, from the decision of the CAPC in overturning the Zoning Administrator's decision, and THEREBY APPROVING a Variance to permit three dwelling units in lieu of the maximum two units that are permitted in the R2 Zone for property at 822-24 North Sycamore Avenue, subject to the Conditions of Approval.

Applicant: Charles Shahnaian (Christopher Murray, Representative) ZA-2009-2937-ZV-ZAA-1A

Fiscal Impact Statement: The CAPC reports that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - NOVEMBER 28, 2011

(LAST DAY FOR COUNCIL ACTION - NOVEMBER 23, 2011)

**ITEM NO. (31) - CONTINUED TO NOVEMBER 22, 2011**

**Adopted to Continue, Unanimous Vote (12) Absent: Cárdenas and Perry (2)**

[09-1714-S2](#)

CONTINUED CONSIDERATION OF MOTION (ZINE - PARKS) relative to a status report to Council in Closed Session on the efforts by Computer Science Services and Google, Inc. towards meeting all Los Angeles Police Department (LAPD) security requirements.

Recommendation for Council action:

INSTRUCT the Information Technology Agency, Chief Administrative Officer, Chief Legislative Analyst, Los Angeles Police Department and REQUEST the City Attorney to provide a status report to Council on the efforts by Computer Science Services, and Google, Inc. toward meeting all LAPD Security requirements.

[City Council may recess to closed session in order to confer with legal counsel, pursuant to Government Code Section 54956.9(c), regarding the initiation of litigation, and/or Government Code Section 54956.9(b)(3)(B), regarding a significant exposure to litigation in relation to the City's contract with Computer Science Services Corporation and its subcontractor, Google, Inc., for an E-Mail and Collaboration Solution.]

(Public Hearing closed on November 2, 2011)

(Continued from Council meeting of November 2, 2011)

## **Items for Which Public Hearings Have Not Been Held - Items 32-40**

(10 Votes Required for Consideration)

**Adopted, Ayes (13); Absent: Cárdenas (1)**  
**(Items Nos. 32a-32o)**

### **ITEM NO. (32) - ADOPTED**

#### [11-0005-S674](#)

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 November 2, 2011:

#### [11-0005-S674](#)

CD 1

- a. Property at 412 South Lake Street (Case No. 91902).  
Assessor I.D. No. 5154-030-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 7, 2007)

#### [11-0005-S675](#)

CD 1

- b. Property at 1823 North Johnston Street (Case No. 254037).  
Assessor I.D. No. 5210-016-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 4, 2010)

[11-0005-S676](#)

CD 1

- c. Property at 2740 West James M Wood Boulevard (Case No. 320929).  
Assessor I.D. No. 5077-028-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 26, 2011)

[11-0005-S677](#)

CD 1

- d. Property at 2222 South Juliet Street (Case No. 54322).  
Assessor I.D. No. 5054-022-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 6, 2005)

[11-0005-S678](#)

CD 3

- e. Property at 7918 North Reseda Boulevard (Case No. 340109).  
Assessor I.D. No. 2102-015-002

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

[11-0005-S679](#)

CD 4

- f. Property at 4539 West Second Street (Case No. 120788).  
Assessor I.D. No. 5516-017-027

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 10, 2007)

[11-0005-S680](#)

CD 5

- g. Property at 2717 South Robertson Boulevard (Case No. 263312).  
Assessor I.D. No. 4301-005-023

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 4, 2010)

[11-0005-S681](#)

CD 6

- h. Property at 14767 West Delano Street (Case No. 330922).  
Assessor I.D. No. 2241-016-027

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 12, 2011)

[11-0005-S682](#)

CD 8

- i. Property at 315 West 91st Place (Case No. 226682).  
Assessor I.D. No. 6040-032-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 7, 2009)



[11-0005-S683](#)

CD 8

- j. Property at 914 West 80th Street (Case No. 81435).  
Assessor I.D. No. 6032-004-004

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

[11-0005-S684](#)

CD 8

- k. Property at 335 West 88th Street (Case No. 278559).  
Assessor I.D. No. 6040-019-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 17, 2010)

[11-0005-S685](#)

CD 8

- l. Property at 6542 South Victoria Avenue (Case No. 289050).  
Assessor I.D. No. 4006-018-016

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 5, 2010)

[11-0005-S686](#)

CD 9

- m. Property at 5881 South Inskip Avenue (Case No. 53496).  
Assessor I.D. No. 6005-009-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 14, 2006)

[11-0005-S687](#)

CD 9

- n. Property at 326 East 64th Street (Case No. 259826).  
Assessor I.D. No. 6006-017-009

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 25, 2010)

[11-0005-S688](#)

CD 9

- o. Property at 924 West 41st Drive (Case No. 258606).  
Assessor I.D. No. 5020-033-028

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

**ITEM NO. (33) - ADOPTED**

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

[10-0002-S71](#)

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on SB 933 (Oropeza), which prohibits retailers from imposing a surcharge for the use of a debit card or prepaid card.

Recommendation for Council action:

NOTE and FILE Resolution (Alarcón - Cárdenas) relative to the City's position on SB 933 (Oropeza), which prohibits retailers from imposing a surcharge for the use of a debit card or prepaid card, inasmuch as this legislation is no longer active.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**Adopted, Ayes (12); Absent: Cárdenas and Perry (2)  
(Item Nos. 34-36)**

**ITEM NO. (34) - ADOPTED**

[10-0002-S86](#)

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE relative to the City's position on a Once-Through Cooling compliance plan for the Los Angeles Department of Water and Power's Generating Stations.

Recommendation for Council action:

NOTE and FILE Resolution (Perry - Smith) relative to the City's position on legislation/regulatory policies that provide the City with a fair and equitable Once-Through Cooling compliance plan for the Los Angeles Department of Water and Power's Generating Stations, inasmuch as this legislation is no longer active.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (35) - ADOPTED**

[11-0002-S13](#)

COMMUNICATION FROM CHAIR, INTERGOVERNMENTAL RELATIONS COMMITTEE and RESOLUTION relative to the City's position on the funding of the Workforce Investment Act (WIA).

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

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 Federal Legislative Program, SUPPORT for full funding of the WIA during fiscal year 2012.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

**ITEM NO. (36) - ADOPTED**

08-0901

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to extending the program term of the 2008 Urban Areas Security Initiative (UASI) grant award, contracts with partner jurisdictions, and modifying project budgets.

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

1. AUTHORIZE the Mayor, or designee, to:
  - a. Approve the time extension of the 2008 UASI grant award, extending the grant performance to November 30, 2011, and to May 31, 2012, for the Los Angeles Regional Interoperable Communications System (LA-RICS) project.
  - b. Modify the 2008 UASI grant budget (previously adopted) by reallocating funds between projects as described in City Administrative Officer (CAO) report to the Mayor and Council dated October 26, 2011 (attached to the Communication from the Chair, Public Safety Committee); and, as listed in the summary of budget modifications as detailed in Attachments 3, 4, and 5 of the Mayor's report to Council dated September 22, 2011 (attached to the Council file).
  - c. Execute contract amendments with the Cities of Beverly Hills, Glendale, Long Beach, Monterey Park, Santa Monica, South Pasadena, and the County of Los Angeles to increase their total 2008 UASI contract amount per Attachment 6 of the Mayor's report to Council dated September 22, 2011, subject to the approval of the City Attorney as to form and legality.
  - d. Execute contract amendments with the Cities of Alhambra, Burbank, El Segundo, and Vernon to decrease their total 2008 UASI contract amount per Attachment 6 of the Mayor's report to Council dated September 22, 2011, subject to the approval of the City Attorney as to form and legality.
2. APPROVE Recommendation No. 2 of the CAO report to Mayor and Council relative to authorizing the Controller to complete various transfers of funds in support of the proposed 2008 budget modification, as amended to reflect the following technical to Recommendation No. 2d:

Transfer 2008 UASI grant funds from Fund 50X/46 upon presentation of proper documentation from the Emergency Management, Fire, and Police Departments for the reimbursement of 2008 UASI projects as follows:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	50X/46	46H735	EMD Contractual	\$ 100,000
	50X/46	46E501	LAPD	128,000
	50X/46	46E503	LAFD	<u>1,603,248</u>
			Total	\$ 1,831,248
	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	392/34	342120	Printing and Binding	\$ 100,000

100/70	001092	Sworn - Overtime	128,000
100/38	001098	Sworn - Overtime, Variable Staffing	353,895
335/38	38901H	FY08 UASI Projects	<u>1,249,353</u>
		Total	\$ 1,831,248

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

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will allow for the continued expenditure of the 2008 UASI grant. These recommendations are in compliance with City financial policies in that grant funds are sufficient to support the grant activities.

Community Impact Statement: None submitted.

**ITEM NO. (37) - ADOPTED**

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

[10-0455-S6](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to budget modifications and financial transactions needed to close out the Fiscal Year 2007 Urban Areas Security Initiative (2007 UASI) grant award.

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

1. AUTHORIZE the Mayor, or designee, to accept, on behalf of the City of Los Angeles and the Los Angeles/Long Beach Urban Area, the time extension of the 2007 UASI grant award, extending the grant performance period through July 29, 2011.
2. APPROVE Recommendation No. 2 of the CAO report to Mayor and Council dated November 2, 2011 (attached to the Communication from the Chair, Public Safety Committee), relative to authorizing the Controller to complete various transfers of funds and appropriations needed to close out the 2007 UASI grant award.
3. AUTHORIZE the Mayor, or designee, to prepare Controller instructions for any technical adjustments consistent with this action, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that approval of the above recommendations will result in the completion of the 2007 UASI grant. This action is in compliance with City financial policies, inasmuch as grant expenditures have already been fully reimbursed by grant funds, and the requested financial authorities will allow for the transfer of grant funds to reimburse the General Fund and grant award sub-recipients as appropriate.

Community Impact Statement: None submitted.

**ITEM NO. (38) - ADOPTED**

**Adopted, Ayes (12); Absent: Cárdenas and Perry (2)**

11-1801

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a grant award for the City Attorney's Joint Powers Verification Unit for the processing of compensation claims made by victims of crime.

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

1. AUTHORIZE the Controller to:

- a. Establish a receivable from the County of Los Angeles in the amount of \$689,354.
- b. Establish the following appropriation accounts within Fund 368/12:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
12H501	Personal Services	\$614,055
12H503	Operating Expenses	\$ 75,299

2. TRANSFER \$461,002 from Fund 368/12, Account 12H501 to Fund 100/12, Account 001020, Salaries Grant Reimbursed.

3. TRANSFER, upon receipt of grant funds, the following amount from Fund 368/12 as reimbursement to the General Fund for related costs:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
12H501	Personal Services	\$222,203

4. AUTHORIZE the City Attorney 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 the total cost of the 2011-12 Joint Powers of Verification Unit is \$745,643 of which \$689,354 will be reimbursed by the County of Los Angeles for salaries, fringe benefits, expenses and partial overhead. The General Fund impact will be \$56,289 for City overhead which is not eligible for reimbursement. The maximum overhead reimbursement is limited to fifteen percent per grant guidelines. No additional appropriation is required as these are continuing positions and the overhead is already funded in the 2011-12 Adopted Budget. The acceptance and use of the grant funds is consistent with City financial policies in that one-time costs will be supported by one-time revenue.

Community Impact Statement: None submitted.

**ITEM NO. (39) - ADOPTED**

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

11-0002-S132

CONSIDERATION OF RESOLUTION (ALARCON - KORETZ) relative to the City's position to protect Medicare and Medicaid.

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

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 State Legislative Program SUPPORT to protect Medicare and Medicaid in order to ensure quality healthcare in our community and stand for the principle that every patient matters, that protecting benefits for seniors, children and vulnerable populations is integral to the City's mission, that healthcare jobs and the people who hold them are important to our community's well-being, and that it is vitally important to maintain adequate funding for the healthcare industry in order to ensure job creation and contribute to our economic recovery.

Community Impact Statement: None submitted.

(Intergovernmental Relations Committee waived consideration of the above matter)

**Adopted, Ayes (12 ); Absent: Cárdenas and Perry (2)  
(Item Nos. 40a-40b)**

**ITEM NO. (40) - MAPS AND BOND APPROVED - CITY ENGINEER REPORTS ADOPTED**

11-1905

et al. FINAL MAPS in the various Council Districts.

Recommendation for Council action:

APPROVE the Final Maps and ADOPT the City Engineer Reports as detailed in the various listed Council files, including bonds, agreements, contracts and other related issues as specified:

11-1905

CD 3

- a. PARCEL MAP L.A. NO. AA-2010-0148-PMLA for property located at 7428 North Wilbur Avenue lying along the easterly side of Wilbur Avenue and northerly of Valerio Street.  
(Bond No. C-119049)  
(Quimby Fee: \$2,008)  
Applicants: APA Vinton Investment  
Richard Garcia

11-1906

CD 12

- b. PARCEL MAP L.A. NO. 2011-0564 for property located at 19800 West Plummer Street lying easterly of Oakdale Avenue.  
Applicants: Funding Investment Corporation  
Robert K. Kameoka

## Closed Sessions - Items 41-44

### ITEM NO. (41) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

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

[11-0464](#)

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 Los Angeles Unified School District v. City of Los Angeles, United States District Court Case No. CV11-00245-RGK. (This case arises from an environmental claim involving a Los Angeles Unified School District school site at 2050 San Fernando Road that was allegedly contaminated by material released from an adjacent City site.)

(Budget and Finance Committee to consider the above matter in Closed Session on November 14, 2011)

#### ADOPTED

#### MOTION (PARKS - ENGLANDER)

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

1. **APPROVE** settlement of plaintiff's claims.
2. **AUTHORIZE** the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement of the above entitled matter.
3. **AUTHORIZE** and **DIRECT** the Department of Public Works, Office of Accounting, without further instruction, to draw the necessary demand in the amount of \$2,500,000 payable to the Los Angeles Unified School District from the Sewer Operations and Maintenance Fund No. 760 Account 50GO82, Object 653.
4. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

### ITEM NO. (42) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

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

[11-1749](#)

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 Lorena Arceo v. City of Los Angeles, Los Angeles Superior Court Case No.: BC 439649. (This matter involves an alleged personal injury as a result of a traffic collision with an on-duty Los Angeles Police Department patrol vehicle on June 19, 2008.)

(Budget and Finance Committee considered the above matter in Closed Session on October 31, 2011.)

**ADOPTED**

**MOTION (PARKS - ENGLANDER)**

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

1. **AUTHORIZE** the City Attorney to expend a total of \$575,000 in settlement after trial of the above-entitled matter from City Attorney Fund 100, Department 59, Account No. 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to Law Offices Hamed Yazdanpanah and Lorena Arceo.
3. **AUTHORIZE** the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and **AUTHORIZE** the Controller to implement the instructions.

**ITEM NO. (43) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING**

**Adopted in Open Session, Ayes (12); Absent: Cárdenas and Perry (2)**

[11-1750](#)

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 Pamela M. Burrus v. City of Los Angeles, Los Angeles Superior Court Case No.: YC 063384. (This case arises from an alleged personal injury as a result of a vehicle-pedestrian traffic collision on September 2, 2009, in the north-east crosswalk of Century and Sepulveda in the City of Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on October 31, 2011.)

**ADOPTED**

**MOTION (PARKS - ENGLANDER)**

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

**ADOPT** the following recommendation of the City Attorney regarding the case entitled Pamela M. Burrus v. City of Los Angeles, Los Angeles Superior Court Case No.: YC 063384

**REJECT** the Plaintiff's offer of settlement.



**ITEM NO. (44) - NO ACTION TAKEN**

[11-1911](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to litigation status in the case entitled City Los Angeles v. AMBAC Financial Group, Inc., et. al, United States District Court Case No.CV 08-5554 CAS (CWx). (This matter involves current litigation by the City against bond insurance companies that sold insurance to the City and other public entities.)

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

[10-2436-S1](#)

MOTION (PERRY - PARKS) relative to funding for costs associated with the use of the mobile stage by the Midnight Mission for their Thanksgiving Event on November 24, 2011.

[11-1936](#)

MOTION (KREKORIAN - KORETZ) relative to installing street banners identifying the Studio City Neighborhood Council.

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

[11-1916](#)

RESOLUTION (HUIZAR - ALARCON) relative to declaring November 23, 2011 as Variety Boys and Girls Club Day in the City of Los Angeles.

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

[11-0004](#) -S3 - Police Litigation Unit  
City Attorney's Office

(Englander - Zine)

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

[11-0003-S3](#) - Senator Teresa Hughes

(Perry - All Councilmembers)

Winston Doby

(Wesson - All Councilmembers)

Henriette Lyles

(Parks - Perry)

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL