

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

Friday, **December 2, 2011**

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

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
NOVEMBER 29, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 10

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - RECEIVE AND FILE - IN AS MUCH AS THE LIEN HAS BEEN PAID

Adopted to Receive and File, Ayes (10); Absent: Huizar, Perry, Reyes and President Garcetti (4)

[11-1168](#)

CD 15

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1031 West 76th Street, APN 6019-018-019. (Lien: \$403.00)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 1031 West 76th Street, to recover the costs of annual inspection invoices, 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 \$403.00 on the above referenced property.

(Continued from Council meeting of November 1, 2011)

Items for Which Public Hearings Have Been Held - Items 2-6

ITEM NO. (2) - CONTINUED TO DECEMBER 7, 2011

Adopted to Continue, Unanimous Vote (11); Absent: Perry, Reyes and President Garcetti (3)

[09-0590](#)

AD HOC RIVER COMMITTEE REPORT relative to the proposed ordinance to establish the Los Angeles River Improvement Overlay District.

Recommendation for Council action:

NOTE and FILE the November 16, 2011 reports from the Department of City Planning relative to the proposed ordinance to establish the Los Angeles River Improvement Overlay District.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: Yes, by the Studio City Neighborhood Council.

ITEM NO. (3) - CONTINUED TO DECEMBER 7, 2011

Adopted to Continue, Unanimous Vote (11); Absent: Perry, Reyes and President Garcetti (3)

[10-0474](#)

AD HOC RIVER COMMITTEE REPORT relative to work performed to maintain the Los Angeles Department of Water and Power (LADWP) rights-of-way along the Los Angeles River.

Recommendation for Council action:

NOTE and FILE the September 13, 2011 quarterly status report from the LADWP relative to work performed to maintain the rights-of-way along the Los Angeles River.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (4) - CONTINUED TO DECEMBER 7, 2011

Adopted to Continue, Unanimous Vote (11); Absent: Perry, Reyes and President Garcetti (3)

[11-0098](#)

AD HOC RIVER COMMITTEE REPORT relative to progress on the implementation of the Los Angeles River Revitalization Master Plan and the status of Los Angeles River-related projects and activities.

Recommendation for Council action:

NOTE and FILE the progress reports from the Community Redevelopment Agency, Bureau of Engineering, and Department of City Planning relative to progress on the implementation of the Los Angeles River Revitalization Master Plan and the status of Los Angeles River-related projects and activities.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: Yes, by the Studio City Neighborhood Council.

ITEM NO. (5) - CONTINUED TO JANUARY 3, 2012

Adopted to Continue, Unanimous Vote (11); Absent: Perry, Reyes and President Garcetti (3)

08-2605

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the review of City Contract No. 58169 with Motorola that was released on December 10, 2009.

Recommendation for Council action:

NOTE and FILE the December 10, 2009, January 25, 2011, and September 6, 2011 Controller reports and November 8, 2011 Department of General Services report relative to the review of City Contract No. 58169 with Motorola that was released on December 10, 2009.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (6) - ADOPTED

Adopted, Ayes (10); Absent: Huizar, Perry, Reyes and President Garcetti (4)

10-1935

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to an audit of the Special Revenue Funds at the Los Angeles Housing Department (LAHD) that was released on December 14, 2010.

Recommendations for Council action:

1. NOTE and FILE the December 14, 2010, March 31, 2011, and November 18, 2011 Controller reports relative to an audit of the Special Revenue Funds at the LAHD that was released on December 14, 2010.
2. DIRECT the LAHD to work with the City Attorney and report back to the Audits and Governmental Efficiency Committee in 60 days in regard to the feasibility of utilizing liens and other methods as a means of collecting monies owed on delinquent accounts.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 7-11

(10 Votes Required for Consideration)

Adopted, Ayes (10); Absent: Huizar, Perry, Reyes and President Garcetti (4)
(Item Nos. 7a, 7c-7e)

ITEM NO. (7) - ADOPTED

[11-0005-S734](#)

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 23, 2011:

[11-0005-S734](#)

CD 4

- a. Property at 3802 West De Longpre Avenue (Case No. 334146).
Assessor I.D. No. 5430-026-001

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

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

[11-0005-S735](#)

CD 10

- b. Property at 4620 West Coliseum Street (Case No. 291872).
Assessor I.D. No. 5030-011-004

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 16, 2010)

[11-0005-S736](#)

CD 11

- c. Property at 668 East Westminster Avenue (Case No. 298378).
Assessor I.D. No. 4239-024-009

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

[11-0005-S737](#)

CD 11

- d. Property at 8928 South Ramsgate Avenue (Case No. 305371).
Assessor I.D. No. 4125-014-017

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

[11-0005-S738](#)

CD 15

- e. Property at 1206 East "M" Street (Case No. 277269).
Assessor I.D. No. 7425-017-032

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 26, 2010)

ITEM NO. (8) - ADOPTED

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

[11-1802](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a donation of tools, ice machine, washer, dryer, and rescue equipment for the use by the Los Angeles Fire Department's (LAFD) Fire Station No. 7.

Recommendation for Council action:

AUTHORIZE the LAFD to accept a donation of tools, ice machine, washer, dryer, and rescue equipment valued at \$5,237.68 from Fireman's Fund Insurance Company for the use by the LAFD's Fire Station No. 7, and THANK the donor for its generous gift.

Fiscal Impact Statement: The LAFD reports that this action will not impact the LAFD's budget. Fire Station No. 7 staff will be responsible for any maintenance, repair, or replacement of the donated items.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

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

[10-0475-S8](#)

CONSIDERATION OF MOTION (PERRY - ENGLANDER - GARCETTI) relative to an amendment to an existing agreement with PA Consulting to identify cost reduction options associated with the Los Angeles Department of Water and Power (LADWP) programs and rate proposals, and to conduct an independent review of the LADWP's proposed modifications to the Water Quality Adjustment Factor.

Recommendations for Council action:

1. AUTHORIZE the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to execute Amendment No. 1 to the existing agreement with PA Consulting (Contract No. C-118747) for an additional \$356,000, for a contract total of \$1,136,000, to identify cost reduction options associated with the LADWP programs and rate proposals, and to conduct an independent review of the LADWP's proposed modifications to the Water Quality Adjustment Factor.

2. AUTHORIZE the CAO and the CLA to submit the invoices for an additional \$356,000 in contract costs to the LADWP for payment upon execution of services.

Community Impact Statement: None submitted.

(Energy and Environment Committee waived consideration of the above matter)

ITEM NO. (10) - ADOPTED

Adopted, Ayes (10); Absent: Huizar, Perry, Reyes and President Garcetti (4)

[11-0726-S1](#)

CD 9

CONSIDERATION OF MOTION (PERRY - LABONGE) relative to the use of the South Plaza of City Hall East by the City Hall Farmers Market.

Recommendation for Council action:

AUTHORIZE the City Hall Farmers Market to use the South Plaza of City Hall East on Thursdays from 10 a.m. to 2 p.m. from November 3, 2011 to December 26, 2012 with the understanding that the organizer will reimburse the City for cleaning services provided after each event.

Community Impact Statement: None submitted.

(Information Technology and General Services Committee waived consideration of the above matter)

ITEM NO. (11) - ADOPTED

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

[11-1777](#)

CONTINUED CONSIDERATION OF RESOLUTION (ENGLANDER - GARCETTI) relative to declaring December 15, 2011 as A Day Without a Bag in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE December 15, 2011 as A Day Without a Bag in the City of Los Angeles.

(Continued from Council meeting of October 26, 2011)

Items for Which Public Hearing Have Been Held - Items 12-13

ITEM NO. (12) - ADOPTED

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

[11-1929](#)

CONTINUED CONSIDERATION OF BUDGET AND FINANCE COMMITTEE REPORT relative to the proposed implementation of a 2011 free holiday parking program in shopping districts located in Council District 15.

Recommendations for Council action, as initiated by Motion (LaBonge - Garcetti):

1. AUTHORIZE and INSTRUCT the Los Angeles Department of Transportation (LADOT) to take the necessary steps to implement a 2011 free holiday parking program from Saturday, December 10, 2011 through Saturday, December 31, 2011 in the San Pedro parking meter zone (#518); the City's parking lots in San Pedro (Lots #641; #647; #684; and #735) and the Wilmington parking meter zone (#534).
2. INSTRUCT the Chief Legislative Analyst (CLA), as caretaker of Council District (CD) 15, to review CD 15's discretionary funds in order to reimburse the LADOT, and specifically the Special Parking Revenue Fund, for any revenue lost due to implementation of this free holiday parking program.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

(Continued from Council meeting of November 30, 2011)

ITEM NO. (13) - ADOPTED, AS AMENDED - SEE FOLLOWING

to Adopt as Amended, Ayes (11); Absent: Perry, Reyes and President Garcetti (3)

[11-1920](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to approval of the 2012 Affordable Housing Trust Fund (AHTF) Notice of Funding Availability (NOFA), and related actions.

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

1. APPROVE the 2012 AHTF NOFA, in substantial conformance with the document attached to the Los Angeles Housing Department (LAHD) transmittal dated November 10, 2011 (Transmittal) contained in the Council File.

2. AUTHORIZE the General Manager, LAHD, or designee, to:

- a. Implement an allocation schedule for the 2012 AHTF to include up to three funding rounds to coincide with applicable funding cycles for Federal, State, and/or local affordable multi-family housing development programs.
- b. Evaluate AHTF applications submitted in the first funding round of 2012 based on the availability of the funding source identified below, to the extent that projects are eligible for this source, and return for Council and Mayor approval of final recommendations:

<u>Source</u>	<u>Fund/Account</u>	<u>Amount</u>
HOME	561/43H212	\$21,237,737

- c. Solicit AHTF applications for subsequent rounds based on availability of funds allocated for this purpose pursuant to the approval of the 2012-13 Federal Housing and Community Development Consolidated Plan and the 2012-13 City Budget process and return for Council and Mayoral approval of final recommendations.
- d. Amend the AHTF NOFA as necessary to be consistent with income or geographic targeting requirements of any applicable leveraged funding sources, which may be revised or become available during the 2012 calendar year, and also provide a summary of such changes for Council and Mayoral review in conjunction with the release of such amended AHTF NOFAs.

3. INSTRUCT the LAHD to report to Council at the time it considers this matter, relative to a recommendation for the LAHD to develop a policy to award extra points (i.e. provide a boost) for projects that incorporate a Project Labor Agreement (PLA).

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Approval of these recommendations authorize the LAHD to release the 2012 AHTF NOFA Round One in the amount of \$21.2 million based on the availability of previously approved HOME Investment Partnerships Program funds. The LAHD must report back to the Mayor and Council with recommendations for final award based on the results of the 2012 AHTF NOFA. These recommendations comply with City Financial Policies because dedicated funding sources will fully fund any resulting commitments to projects selected under the NOFA.

Community Impact Statement: None submitted.

(Continued from Council meeting of November 29, 2011)

ADOPTED

AMENDING MOTION (ALARCON - CARDENAS)

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

AMEND Recommendation No. 3 to read as follows:

INSTRUCT the LAHD to report to the Council within 90 days, relative to a recommendation for the LAHD to develop a policy to award extra points (i.e. provide a boost) for projects that incorporate a Project Labor Agreement.

ADOPTED

AMENDING MOTION (PARKS - ALARCON)

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

AMEND Amending Motion 13A to include what is included in the Project Labor Agreement.

Item for Which Public Hearing Has Not Been Held - Item 14

(10 Votes Required for Consideration)

ITEM NO. (14) - ADOPTED, *AS AMENDED - FORTHWITH - SEE FOLLOWING

to Adopt as Amended, Ayes (11); Absent: Perry, Reyes and President Garcetti (3)

[11-1931](#)

CD 14

CONTINUED CONSIDERATION OF MOTION (HUIZAR - KORETZ) relative to the issuance of a permit allowing street trenching with the installation of telephone, fire hydrant, fire service, street lighting, domestic water service and any other public improvements required on ~~San~~ ***Santa** Fe Street, between Palmetto Street and Fourth Street without the requirement of resurfacing the entire block from curb to curb.

Recommendations for Council action:

1. INSTRUCT the Bureau of Engineering (BOE), to issue permits to allow street trenching in conjunction with the installation of telephone, fire hydrant, fire service, street lighting, domestic water service and any other public improvements required on ~~San~~ ***Santa** Fe Street, between Palmetto Street and Fourth Street without the requirement of resurfacing the entire block from curb to curb as would otherwise be required under Section 62.06.D of the Los Angeles Municipal Code.
2. REQUIRE the applicant to repair and resurface the cut area in accordance with BOE requirements.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

(Continued from Council meeting of November 29, 2011)

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

[11-1130-S1](#)

MOTION (CARDENAS - KREKORIAN) relative to a storm water project along Glenoaks Boulevard from Tuxford Street to Sunland Boulevard called the Glenoaks/Sunland Stormwater Capture Project.

[11-2008](#)

MOTION (ALARCON - CARDENAS) relative to funding for installation of a sidewalk on Rinaldi Street, Mission Hills in Council District Seven.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Englander was excused from Council sessions of Tuesday, January 17, and Friday, January 20, 2012 both due to City Business.

Upon his request, and without objections, Councilmember Zine was excused from Council session of Wednesday, December 7, 2011 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[11-0004-S3](#) - Department of General Services, Fleet Services

Cárdenas - Parks - All Councilmembers

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

[11-0003-S3](#) - Angel Soto

Cárdenas

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

ASSISTANT PRESIDENT PRO TEMPORE OF THE CITY COUNCIL