

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **December 7, 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, Huizar, LaBonge, Parks, Perry, Reyes, Rosendahl, Wesson, Zine and President Garcetti (11); Absent: Englander, Koretz and Krekorian (3)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
DECEMBER 2, 2011

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 21

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 1-8

ITEM NO. (1) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

to Adopt as Amended, Ayes (13); Absent: Englander (1)

[11-1626](#)
CD 12

HEARING COMMENTS relative to Application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for on-site consumption at Bishop's Lounge located at 8300 Tampa Avenue, Suites A, L, and M.

Recommendations for Council action:

1. DETERMINE that the "Public Convenience or Necessity" WILL NOT be served by the sale of alcoholic beverages for on-site consumption at Bishop's Lounge located at 8300 Tampa Avenue, Suites A, L, and M, Northridge, 91324, inasmuch as the site is located in a high crime reporting district.
2. DENY the application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for on-site consumption at Bishop's Lounge located at 8300 Tampa Avenue, Suites A, L, and M, based upon the above finding and the negative influence associated with the sale of alcohol in the concerned community.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Bishop's Lounge, Inc. (Amlex - Sherrie Olson., representative)

TIME LIMIT FILE - DECEMBER 21, 2011

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

ADOPTED

AMENDING MOTION (ZINE for ENGLANDER - GARCETTI)

Recommendations for Council action:

ADOPT the following additional findings as presented by the Police Department:

1. **“The area around this location has had a history of problems surrounding the sale of alcoholic beverages for on-site consumption which have required an inordinate amount of police resources to correct. In particular was a business at 8333 Tampa Avenue. This business at this location was previously operated as Captain Dos and became the subject of a Citywide Nuisance Abatement Project (CNAP).”**
2. **“Multiple calls for police services involving assaults, batteries and shootings were generated at the location. Arrests made at the location included: illegal solicitation of alcoholic beverages, the service of alcoholic beverages to obviously intoxicated patrons, possession of slot machines and public drunkenness.”**
3. **“Of great concern are the crime statistics for the area. The average number of offenses per district citywide is 235 and 120 percent of the average is 282. The total number of offenses within the district that this location falls into is 326, making this a high crime area.”**
4. **“An additional basis for concern is the amount of alcohol related arrests made in the immediate area. Within the last six months, 14 of 19 arrests made in this area were related to alcoholic beverages. Most of which were drinking in public violations.”**

**Adopted, Ayes (12); Absent: Englander and Koretz (2)
(Item Nos. 2-7)**

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED
JANUARY 4, 2012**

[11-1565](#)
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Kiowa and Granville Avenues No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Kiowa and Granville Avenues No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 5, 2011 - Continue hearing and present Ordinance on January 4, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED
JANUARY 4, 2012**

[11-1566](#)

CD 1

HEARING PROTESTS against the proposed improvement and maintenance of the St. Paul Avenue and Sixth Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the St. Paul Avenue and Sixth Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 5, 2011 - Continue hearing and present Ordinance on January 4, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED
JANUARY 4, 2012**

[11-1567](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Hyans Street and Occidental Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Hyans Street and Occidental Boulevard Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 5, 2011 - Continue hearing and present Ordinance on January 4, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED
JANUARY 4, 2012**

[11-1570](#)
CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Gorham and Amherst Avenues Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Gorham and Amherst Avenues Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 5, 2011 - Continue hearing and present Ordinance on January 4, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUED HEARING AND ORDINANCE TO BE PRESENTED
JANUARY 4, 2012**

[11-1571](#)
CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Gloaming Way and Cherokee Lane Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Gloaming Way and Cherokee Lane Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 5, 2011 - Continue hearing and present Ordinance on January 4, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

[11-1315](#)
CD 8

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 4267 South Crenshaw Boulevard, APN 5024-007-003. (Lien: \$2,320.06)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 4267 South Crenshaw Boulevard, 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 \$2,320.06 on the above referenced property.

(Continued from Council meeting of November 15, 2011)

ITEM NO. (8) - CONTINUED TO DECEMBER 13, 2011

Adopted to Continue, Unanimous Vote (12); Absent: Englander and Koretz (2)

[11-1309](#)

CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 5231 West Imperial Highway (Unit A & B), APN 4129-038-010. (Lien: \$3,299.23)

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 5231 West Imperial Highway (Unit A & B), plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a), 98.0402(e) 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 \$3,299.23 on the above referenced property.

(Continued from Council meeting of November 15, 2011)

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

**Adopted, Ayes (13); Absent: Englander (1)
(Item Nos. 9-11)**

ITEM NO. (9) - ADOPTED

[09-0590](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of December 2, 2011)

ITEM NO. (10) - ADOPTED

[10-0474](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of December 2, 2011)

ITEM NO. (11) - ADOPTED

[11-0098](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of December 2, 2011)

ITEM NO. (12) - ADOPTED - SEE FOLLOWING

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

[10-1763-S3](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the selection of an underwriting team for the anticipated MICLA Lease Revenue Bond Financing of approximately \$125 million.

(Budget and Finance 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

BUDGET AND FINANCE COMMITTEE REPORT relative to the selection of an underwriter team for anticipated Municipal Improvement Corporation of Los Angeles (MICLA) Lease Revenue Bond financing.

Recommendations for Council action:

1. **APPROVE** the City Administrative Officer's (CAO) selection of the following firms to serve as the underwriting team for the anticipated MICLA Lease Revenue Bond financing of \$125 million of fixed rate tax-exempt Lease Revenue Bonds: Loop Capital Markets LLC as senior manager, Siebert Brandford Shank & Co. LLC as senior manager and William Blair & Company.
2. **INSTRUCT** the CAO to include additional details and identify the specific items (i.e. capital equipment, etc.) that will be refinanced in this transaction.

Fiscal Impact Statement: The CAO reports that there is no fiscal impact to the City's General Fund from this report.

Debt Impact Statement: The CAO reports that there is no debt impact to the City's General Fund from this report.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

Adopted, Ayes (12); Absent: Englander and Koretz (2)

[11-0690](#)

[11-0690-S1](#)

[11-0690-S2](#)

[11-0690-S3](#)

[11-0690-S4](#)

PERSONNEL COMMITTEE REPORT relative to the status of the Los Angeles Department of Water and Power (LADWP) employee health and dental plans renewal efforts.

Recommendation for Council action:

NOTE and FILE the September 7, 2011 first quarterly report from the LADWP relative to the status of the LADWP employee health and dental plans renewal efforts.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

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

[11-1701](#)

TRANSPORTATION AND PUBLIC WORKS COMMITTEES REPORT relative to the status of the City's street and transportation capital projects.

Recommendations for Council action:

1. REQUEST that the Street and Transportation Projects Oversight Committee report to the Transportation and Public Works Committees in four months, and on a quarterly basis thereafter, with updates and project completion timelines of the City's street and transportation capital projects.
2. RECEIVE and FILE report from the Street and Transportation Projects Oversight Committee to the Mayor and Council dated October 3, 2011 (attached to the Council file), relative to the status of the City's street and transportation capital projects.

Fiscal Impact Statement: The Street and Transportation Projects Oversight Committee reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 15-23

(10 Votes Required for Consideration)

ITEM NO. (15) - ADOPTED

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

[10-0555](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to the Los Angeles Police Department's (LAPD) DNA Quarterly Report for the Third Quarter of 2011.

Recommendation for Council action:

NOTE and FILE the November 1, 2011 Board of Police Commissioners report relative to the LAPD's DNA Quarterly Report for the Third Quarter of 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Continued from Council meeting of November 29, 2011)

**Adopted to Continue, Unanimous Vote (13); Absent: Englander (1)
(Item Nos. 16-17)**

ITEM NO. (16) - CONTINUED TO DECEMBER 14, 2011

[10-0251](#)

COMMUNICATION FROM THE DEPARTMENT OF CULTURAL AFFAIRS relative to acceptance of a grant from the National Endowment for the Arts (NEA) for the Local Arts Agencies - Access to Artistic Excellence Program.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to accept a grant award from the NEA in the amount of \$70,000 for the period of August 1, 2011 through October 31, 2012.
2. AUTHORIZE the General Manager, DCA, or designee, to negotiate and execute the grant award and agreement on behalf of the City and submit the required reporting relative to the grant, subject to the City Attorney as to form and legality.
3. AUTHORIZE the DCA to receive and expend NEA grant funds for activities for all eligible purposes for the period of August 1, 2011 through October 31, 2012.
4. AUTHORIZE the General Manager, DCA, or designee, to execute a contract with the Los Angeles Stage Alliance, as per the attached draft contract, subject to the City Attorney as to form and legality.
5. AUTHORIZE the Controller to:
 - a. Establish a new appropriation account within Fund No. 337, Cultural Affairs Grants, to be titled "LA Dance Advance."
 - b. Appropriate \$70,000 in grant funds received from the NEA into the newly established Fund No. 337, "LA Dance Advance."
6. AUTHORIZE the General Manager, DCA, or designee to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or make any technical adjustment, subject to review by the City Administrative Officer and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports there is no impact to the General Fund as funding for the program is included in DCA's Fiscal Year 2011-12 budget appropriation.

Community Impact Statement: None submitted.

(Arts, Parks and Neighborhoods Committee waived consideration of the above matter)

ITEM NO. (17) - CONTINUED TO DECEMBER 14, 2011

[11-0644](#)

COMMUNICATION FROM THE DEPARTMENT OF CULTURAL AFFAIRS relative to acceptance of a grant from the National Endowment for the Arts (NEA) for the Our Town initiative.

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

1. AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to accept a grant award from the NEA in the amount of \$250,000 for the period of December 11, 2011 through December 31, 2012.
2. AUTHORIZE the General Manager, DCA, or designee, to negotiate and execute the grant award and agreement on behalf of the City and submit the required reporting relative to the grant, subject to the City Attorney as to form and legality.
3. AUTHORIZE the General Manager, DCA, to receive and expend NEA grant funds for all eligible purposes activities for the period December 11, 2011 through December 31, 2012.
4. AUTHORIZE the General Manager, DCA, or designee, to:
 - a. Execute a contract with Watts Labor Community Action Committee, as per the attached draft contract, subject to the City Attorney as to form and legality.
 - b. Execute a contract with Katherine Spitz Associates, as per the attached draft contract, subject to the City Attorney as to form and legality.
 - c. To release Request for Proposals (RFP), as per the draft RFPs, and enter into a contract with the selected bidder to provide artistic planning services, subject to the City Attorney as to form and legality.
5. AUTHORIZE the Controller to:
 - a. Establish a new appropriation account within Fund No. 337, Cultural Affairs Grants, to be titled "Watts Our Town."
 - b. Appropriate \$250,000 in grant funds received from the NEA into the newly established Fund No. 337, "Watts Our Town."

6. AUTHORIZE the General Manager, DCA, or designee to prepare any Controller instructions needed to implement actions approved by the Council and Mayor on matters presented in or deriving from the transmittal, and/or make any technical adjustment, subject to review by the City Administrative Officer and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The DCA reports there is no impact to the General Fund.

Community Impact Statement: None submitted.

(Arts, Parks and Neighborhoods Committee waived consideration of the above matter)

ITEM NO. (18) - ADOPTED

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

[11-1917](#)

COMMUNICATION FROM THE BOARD OF DEFERRED COMPENSATION ADMINISTRATION (Board) relative to a six-month extension of a contract with Mercer Investment Consulting, Inc. (Mercer) to continue to provide consulting services for the Deferred Compensation Plan (Plan).

Recommendation for Council action:

AUTHORIZE the Board to extend the City's current contract with Mercer for six-months, from January 1, 2012 through June 30, 2012, to continue to provide consulting services for the Plan.

Fiscal Impact Statement: The Board reports that there is no impact to the General Fund. All Deferred Compensation Plan expenses, including those for contracted services, are paid for fully and exclusively by Plan participants.

Community Impact Statement: None submitted.

(Personnel Committee waived consideration of the above matter)

ITEM NO. (19) - ADOPTED

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

[10-0123-S1](#)

CD 3

CONSIDERATION OF MOTION (ZINE - KREKORIAN) relative to transfer of funds to allow for the completion of the Westhills Park/Adam Bischoff Soccer Field parking lot Project.

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

1. AUTHORIZE the Controller to TRANSFER and APPROPRIATE \$130,000 from Sites and Facilities Fund No. 209, Account 88A206 to Los Angeles Department of Transportation (LADOT) Fund No. 655, Account C280 to install a traffic signal and crosswalk, including wheelchair ramps which comply with the Americans with Disabilities Act, for the Westhills Park/Adam Bischoff Soccer Field parking lot.

2. DIRECT the LADOT to install traffic signal and crosswalk, including wheelchair ramps which comply with the Americans with Disabilities Act, by issuing non-participating construction change orders to ongoing Automated Traffic Surveillance and Control implementation contracts.
3. AUTHORIZE the City Administrative Officer to prepare any additional Controller instructions that may be necessary and make any technical corrections and/or changes that may be required to effectuate the intent of this Motion and AUTHORIZE the Controller to implement these instructions.

Community Impact Statement: None submitted.

(Arts, Parks and Neighborhoods Committee waived consideration of the above matter)

ITEM NO. (20) - ADOPTED

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

[11-0023-S8](#)

CD 9

CONSIDERATION OF MOTION (PERRY - REYES - PARKS) relative to actions to recover the cost of planning and processing the Convention Center Modernization and Event Center Project.

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

1. AUTHORIZE the Planning Department to enter into a supplemental fee agreement with the developer, Anschutz Entertainment Group, Inc., for the processing of any land use discretionary actions for a multi-use enterprise consisting of exhibit space, events center, parking facilities, and ancillary retail, restaurants, office space, and signage programs, within the Master Planned Area.
2. AUTHORIZE the Controller to accept deposits and payments from Anschutz Entertainment Group, Inc. and place any funds into Fund No. 52D, Planning Case Processing Fund, Balance Sheet Account No. 2200.
3. AUTHORIZE the Director of Planning, or designee, to reimburse the Office of the City Attorney, Public Works - Bureau of Engineering, Los Angeles Department of Transportation, Los Angeles City Convention Center, Cultural Affairs Department, and any other City departments as needed, for billable costs incurred on this project.
4. RESOLVE that position authorities for one City Planner, one City Planning Associate, and one Accountant II, in the Planning Department for this project are APPROVED and AUTHORIZE the Planning Department to backfill the City Planning Associate and/or Planning Assistant positions, and exempt these new and backfill positions from managed hiring.

Community Impact Statement: None submitted.

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

Adopted, Ayes (13); Absent: Englander (1)
(Item Nos. 21-23)

ITEM NO. (21) - ADOPTED

[11-1999](#)

CD 9

MOTION (HUIZAR - PERRY) relative to initiating street vacation proceedings to vacate Mignonette Street westerly of Fremont Avenue between Temple Street and Diamond Street.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division Nine, Part Three, Public Streets, Highways and Service Easements Vacation Law to vacate Mignonette Street westerly of Fremont Avenue between Temple Street and Diamond Street.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (22) - ADOPTED

[11-2000](#)

CD 9

MOTION (HUIZAR - PERRY) relative to initiating street vacation proceedings to vacate the north-south alley westerly of Central Avenue between 42nd Street and 42nd Place.

Recommendations for Council action:

1. INITIATE street vacation proceedings, pursuant to California Streets and Highways Code, Division Nine, Part Three, Public Streets, Highways and Service Easements Vacation Law to vacate the north-south alley westerly of Central Avenue between 42nd Street and 42nd Place.
2. DIRECT the Bureau of Engineering to investigate the feasibility of this vacation request.
3. DIRECT the Bureau of Engineering to present its report regarding the feasibility of vacating the requested areas to the Public Works Committee.
4. DIRECT the City Clerk to schedule this request for the City Council's consideration at the appropriate time under the City's Street Vacation procedures.

ITEM NO. (23) - ADOPTED

[11-2001](#)

MOTION (PERRY - ROSENDAHL) relative to installing street banners announcing the Fifth Annual International Olympic Committee (IOC) Conference on Women in Sport.

Recommendations for Council action:

1. APPROVE the street banner program identifying the IOC Conference on Women in Sport, as a City of Los Angeles Event Street Banner Program the week of February 13, 2012.
2. APPROVE the content of the street banners for the above specified event, as attached.

Closed Sessions - Items 24-27

ITEM NO. (24) - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted in Open Session, Ayes (13); Absent: Englander (1)

[11-1832](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Eric Slimko v. City of Los Angeles, Los Angeles Superior Court Case No. EC 044348; Court of Appeal Case No. B217314. (This action arises from a personal injury incident which occurred on January 6, 2006.)

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

ADOPTED

MOTION (PARKS - CARDENAS)

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

1. AUTHORIZE the City Attorney to expend a total of \$300,000 in settlement of the above-entitled matter from City Attorney Fund 100/59, Account No. 009770.
2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to The Kane Law Firm Attorney Trust Account and Eric Slimko.
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. (25) - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted in Open Session, Ayes (13); Absent: Englander (1)

[11-1949](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled City of Los Angeles v. Monterey Hills Development Corporation, Consolidated with Juoquin Guevara, et al. v. Conteco Inc., et al., Los Angeles Superior Court Case No. BC 401760. (This case arises from damage to a City street where the City is seeking to recover the cost of properly restoring lateral support to the street.)

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

ADOPTED

MOTION (PARKS - CARDENAS)

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

- 1. APPROVE the proposed settlement in the above-entitled matter.**
- 2. AUTHORIZE the City Attorney to execute a settlement agreement in the amount of \$275,000 and all other documents necessary to implement the settlement.**
- 3. DIRECT the Bureau of Engineering to oversee construction of a bulkhead to support Jennings Drive, and TRANSFER \$271,751.91 of the settlement proceeds to Fund No. 682/50 for use in constructing the bulkhead, and AUTHORIZE the Department of Public Works, Bureau of Accounting to create a new account within Fund No. 682/50, entitled Jennings Drive Bulkhead Repair.**
- 4. APPROVE that the Los Angeles Department of Water and Power will receive \$3,248.09 of the settlement proceeds.**

ITEM NO. (26) - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted in Open Session, Ayes (13); Absent: Englander (1)

[11-1961](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a recommendation for posting of undertaking to stay enforcement of judgment and orders against the City in the case entitled Mohammad and Rukhsana Chaudhry v. City of Los Angeles, Ninth Circuit Court of Appeal Case Nos. 11-55820, 11-55906 and 11-55907; United States District Court Case No. 09-CV-01592-RGK. (This action arises from a police shooting that occurred on March 25, 2008.)

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

ADOPTED

MOTION (PARKS - CARDENAS)

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

1. **AUTHORIZE** the City Attorney to post \$785,823.95 relative to the above-entitled matter from City Attorney Fund 100/59, Account No. 009770.
2. **AUTHORIZE** the City Attorney to draw a demand thereon in said amount payable to the Clerk of the United States District Court - Central District of California. (This is the posting of the Judgment and post-trial orders pending appeal from that Judgment and orders.)

ITEM NO. (27) - MOTION ADOPTED IN OPEN SESSION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted in Open Session, Ayes (13); Absent: Englander (1)

[11-1962](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to settlement in the case entitled Maxim Krumer and Alla Krumer v. City of Los Angeles, Los Angeles Superior Court Case No. BC 434267. (This case arises from an inverse condemnation action involving flood damage to a residence in Sherman Oaks.)

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

ADOPTED

MOTION (PARKS - CARDENAS)

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

1. **APPROVE** the proposed settlement of Plaintiffs' claims by payment of \$215,000 in the above-entitled matter.
2. **AUTHORIZE** the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.
3. **AUTHORIZE** the City Attorney, without further instruction, to draw the necessary demand from the Liability Claims Fund 100/59, Account 009770 in the amount of \$215,000 payable to the Law Offices of Heimanson and Wolf LLP, the James L. Pocrass Law Corporation, Maxim Krumer and Alla Krumer.

Items for Which Public Hearings Have Been Held - Items 28-32

ITEM NO. (28) - ADOPTED, AS AMENDED - SEE FOLLOWING

to Adopt as Amended, Ayes (13); Absent: Englander (1)

[09-1914-S11](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to eliminating gross receipts tax for car dealerships that sell new cars in the City.

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

1. REQUEST the City Attorney to prepare and present an ordinance to eliminate the gross receipts tax for car dealership that sell new cars in the City.
2. INSTRUCT the Chief Administrative Officer (CAO) and the Office of Finance to report back on the fiscal impact of eliminating the gross receipt tax for car dealerships that sell new cars in the City.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ROSENDAHL - GARCETTI)

Recommendations for Council action:

AMEND Recommendation No. 2 of the Jobs and Business Development Committee Report, relative to eliminating gross receipts tax for car dealerships that sell new cars in the City, to read as follows:

2. **INSTRUCT the City Administrative Officer (CAO), the Office of Finance, and the Mayor's Office to report back on:**
 - a. **The fiscal impact of eliminating the gross receipt tax for car dealerships that sell new cars in the City.**
 - b. **The number of dealerships that have expressed an interest in moving into the City and how quickly this can happen.**
 - c. **The immediate financial implications (positive or negative) for this current year's budget.**
 - d. **The amount of time anticipated that the increased sales tax revenue will fully offset the loss of gross receipts tax revenue.**

Adopted, Ayes (13); Absent: Englander (1)
(Item Nos. 29-32)

ITEM NO. (29) - ADOPTED

[11-1952](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the Los Angeles Department of Transportation's (LADOT) review of its parking enforcement operations in Film Zones.

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

INSTRUCT the LADOT to:

- a. Make efforts to ensure that properly permitted production vehicles are not ticketed.
- b. Review its parking ticket operations with regard to entertainment productions, including procedures for verifying which vehicles are associated with a production, time used to resolve ticket disputes, and training for parking enforcement operators.
- c. Report in 30 days on the status of the program and actions to improve practices and reduce conflicts related to the parking of production vehicles.

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. (30) - ADOPTED

[11-1953](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to the status of the Citywide Film Task Force and opportunities related to filming at various locations in order to encourage filming in Los Angeles.

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

INSTRUCT the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA) to report on the status of the Citywide Film Task Force and opportunities to invite the County of Los Angeles and other agencies to participate on the Task Force to address issues related to filming at local beaches, craft services, and more, in order to encourage filming in Los Angeles.

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

Community Impact Statement: None submitted.

ITEM NO. (31) - ADOPTED

[11-1954](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to film permitting services, options to enhance services and producing informational material related to facts about disruptions to permitted film productions for distribution.

Recommendations for Council action, pursuant to Motion (Garcetti - Krekorian):

1. INSTRUCT the Los Angeles Police Department to evaluate staffing requirements related to film permitting services and field responses to film-related issues and recommend options that may help to enhance services.
2. REQUEST FilmLA to produce a flyer or other information materials that productions could distribute related to the facts about disruptions to permitted film productions.

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. (32) - ADOPTED

[11-1955](#)

CONTINUED CONSIDERATION OF JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to a pricing structure for film power nodes that have been installed at the Old Zoo, the Los Angeles Department of Water and Power's (LADWP) John Ferraro Building, and City Hall, with emphasis in providing simple, efficient approach that provides power in reasonable, affordable rates.

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

INSTRUCT the LADWP, General Services Department, and City Administrative Officer (CAO) to recommend within 30 days a pricing structure for the film power nodes that have been installed at the Old Zoo in Griffith Park, the LADWP's John Ferraro Building, and City Hall, with an emphasis on providing a simple, efficient approach that provides power at reasonable, affordable rates.

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

Community Impact Statement: None submitted.

MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, DECEMBER 7, 2011, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED, AS AMENDED - FORTHWITH

**Findings on Need to Act - Adopted, Ayes (13); Absent: Englander (1)
Adopted as Amended, Ayes (13); Absent: Englander (1)**

11-2028

RESOLUTION (PARKS - PERRY) relative to the City's position on the current efforts to transfer operations, maintenance and future re-development decisions of both the Coliseum and the Sports Arena to the University of Southern California.

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

ADOPT the accompanying RESOLUTION to hereby OPPOSE the current efforts to transfer operations, maintenance and future re-development decisions of both the Coliseum and the Sports Arena to the University of Southern California until such a proposal has been thoroughly vetted through and approved by the governing bodies of the three governmental entities which currently are represented on the Coliseum Commission.

ADOPTED

AMENDING MOTION (WESSON - ROSENDAHL)

Recommendation for Council action:

ADOPT the following substitute language, thereby replacing the final paragraph of Resolution (Parks - Perry) as follows:

ADOPT the accompanying RESOLUTION to hereby request the Coliseum Commission to take no action today on its December 7, 2011 agenda item relative to the transfer of operations, maintenance and future re-development decisions of both the Coliseum and the Sports Arena to the University of Southern California until such a proposal has been thoroughly vetted through and approved by the City of Los Angeles as one of the governing bodies of the three governmental entities which currently are represented on the Coliseum Commission.

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

11-2033

MOTION (REYES - HUIZAR) relative to appointing Councilmember Ed P. Reyes as the voting member for the City of Los Angeles to the governing body board of the Metro Gold Line Foothill Extension Construction Authority.

11-2031

MOTION (CARDENAS - HUIZAR) and RESOLUTION relative to approving the Minutes and Resolution of the December 1, 2011 TEFRA Public Hearing for the Fickett Towers Apartments located at 14801 Sherman Way in Council District Six.

[11-2032](#)

MOTION (ROSENDAHL - KORETZ) relative to a contract amendment with HIV&AIDS Legal Services Alliance, Inc. (HALSA) to extend Contract No. 112913 for three months.

[10-0010-S45](#)

MOTION (REYES - HUIZAR) relative to reinstating the reward offer in the deaths of Samuel Martinez and Jose Martinez for an additional six months.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[11-0004](#) -S3 - Shirley Russell

LaBonge - Garcetti

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

[11-0003-S3](#) - Kirk F. Basore

LaBonge - All Councilmembers

Michael O. Graham

Parks

Wilma Iona Brown

Parks - Perry

Walter "Walt" Hazzard, Jr.

Wesson

Kenneth Davis

Wesson

Alarcón, Cárdenas, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Wesson and Zine (12); Absent: Englander and President Garcetti (2)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL