Los Angeles City Council, Journal/Council Proceedings
Wednesday, January 18, 2012
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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


COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 12

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

Items for Which Public Hearings Have Been Held - Items 1-5

Adopted, Ayes (10); Absent: Koretz, Parks, Reyes and Rosendahl (4)
(Item Nos. 1a-1hh)

ITEM NO. (1) - ADOPTED

11-1700-S1
et al.
ORDINANCES SECOND CONSIDERATION relative to authorizing the employment of personnel, pursuant to the 2011-12 Budget.

11-1700-S1
a. Aging

11-1700-S2
b. Animal Services

11-1700-S3
c. Building and Safety

11-1700-S4
d. City Administrative Officer
11-1700-S5 e. City Attorney
11-1700-S6 f. City Clerk
11-1700-S7 g. Community Development
11-1700-S8 h. Controller
11-1700-S9 i. Convention Center
11-1700-S10 j. Council
11-1700-S11 k. Cultural Affairs
11-1700-S12 l. Disability
11-1700-S13 m. El Pueblo de Los Angeles Historical Monument Authority
11-1700-S14 n. Emergency Management
11-1700-S15 o. Employee Relations Board
11-1700-S16 p. Ethics
11-1700-S17 q. Finance
11-1700-S18 r. Fire
11-1700-S19 s. General Services
11-1700-S20 t. Housing
11-1700-S21
   u. Information Technology Agency

11-1700-S22
   v. Mayor

11-1700-S23
   w. Neighborhood Empowerment

11-1700-S24
   x. Personnel

11-1700-S25
   y. Planning

11-1700-S26
   z. Police

11-1700-S27
   aa. Public Works - Board Office

11-1700-S28
   bb. Public Works - Bureau of Contract Administration

11-1700-S29
   cc. Public Works - Bureau of Engineering

11-1700-S30
   dd. Public Works - Bureau of Sanitation

11-1700-S31
   ee. Public Works - Bureau of Street Lighting

11-1700-S32
   ff. Public Works - Bureau of Street Services

11-1700-S33
   gg. Transportation

11-1700-S34
   hh. Zoo

   (Communications from The City Administrative Officer and City Attorney adopted on January 11, 2012)
ITEM NO. (2) - ADOPTED

Adopted, Ayes (11); Absent: Garcetti, Parks, Reyes (3)

11-0349  

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency of Los Angeles (CRA/LA) Fiscal Year (FY) 2010-11 Fourth Quarter AB 1290 Status Report.

Recommendation for Council action:

NOTE and FILE the CRA/LA FY 2010-11 Fourth Quarter AB 1290 Status Report dated December 1, 2011, inasmuch the report is submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, Ayes (10); Absent: Koretz, Parks, Reyes and Rosendahl (4)

(Item Nos. 3-4)

ITEM NO. (3) - ADOPTED

11-1605  

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the Community Redevelopment Agency of Los Angeles (CRA/LA) quarterly status report on CRA/LA investments as of September 30, 2011.

Recommendation for Council action:

NOTE and FILE the communication from the CRA/LA relative to a quarterly status report on CRA/LA investments as of September 30, 2011, inasmuch as the report was submitted for information only and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (4) - ADOPTED

11-2120  

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authority to a request for approval of funding recommendations and authority to execute corresponding contracts pursuant to the 2011 Housing Opportunities for Persons with AIDS (HOPWA) Request for Proposals (RFP), authorization to execute various HOPWA contracts and amendments, and approval of revisions to the By-Laws of the Los Angeles Countywide HOPWA Advisory Committee.
Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MAYOR:

1. APPROVE the HOPWA Supportive Services funding recommendations in the six program categories identified in the Proposed Funding Recommendations Matrix [Attachment A of the Los Angeles Housing Department (LAHD) transmittal dated November 29, 2011 contained in the Council file].

2. AUTHORIZE the General Manager, LAHD, or designee to:
   a. Retroactively execute contracts, substantially similar to Attachment B of the LAHD transmittal dated November 29, 2011, between the City and the 25 proposed HOPWA service providers as identified in Attachment A of the LAHD transmittal dated November 29 2011, subject to the review of the City Attorney as to form and compliance with City contracting standards, for the period October 1, 2011 through March 31, 2012, with an option to renew for two one-year terms and one six-month term, not to exceed a total of 36 months and in the initial funding amounts included in Attachment A, subject to satisfactory contractor performance as determined by LAHD, available funding and ongoing need.
   b. Retroactively execute contracts, substantially similar to Attachment B of the LAHD transmittal dated November 29, 2011, between the City and four public housing authorities (Housing Authority of the City of Los Angeles, Housing Authority of the County of Los Angeles, Housing Authority of Long Beach and Pasadena Community Development Commission) to provide Long Term Rental Assistance in accordance with the Attachment C of the LAHD transmittal dated November 29 2011, subject to the review of the City Attorney as to form and compliance with City contracting standards, for the six-month period of October 1, 2011 through March 31, 2012, with an option to renew for two one-year terms and one six-month term, not to exceed a total of 36 months and in the initial funding amounts included in Attachment C, subject to satisfactory contractor performance as determined by LAHD, available funding and ongoing need.
   c. Amend contract with the Housing Authority of the City of Los Angeles, Contract No. 115923, to extend the time of performance for 12 months retroactively from November 1, 2011 to October 31, 2012, for a total term of 48 months, to provide rental payments already encumbered under the Connections Tenant-Based Rental program, in accordance with Attachment E of the LAHD transmittal dated November 29, 2011, subject to the review of the City Attorney as to form and compliance with City contracting standards.
   d. Execute the fourth amendment to the contract of Shelter Partnership, a HOPWA technical assistance provider, Contract No. 116287, for an additional six-month period ending March 31, 2012, as indicated in Attachment D of the LAHD transmittal dated November 29, 2011, subject to the review of the City Attorney as to form and compliance with City contracting standards.

3. AUTHORIZE the Controller to:
a. Expend funds for the contracts between the City of Los Angeles and the agencies listed in Attachments A and C of the LAHD transmittal dated November 29, 2011 from Fund 569 not to exceed the amounts listed in Attachment A of LAHD’s November 29, 2011 transmittal upon proper demand of the General Manager, LAHD, or designee.

b. Transfer appropriations within HOPWA Fund No. 569/43, in the amount of $40,000 as follows:

<table>
<thead>
<tr>
<th>From: Account</th>
<th>Title</th>
<th>Amount</th>
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<tbody>
<tr>
<td>43H326</td>
<td>HOPWA Subsidy Assistance</td>
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<td>HOPWA Supportive Services</td>
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<td>43H315</td>
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<td>$40,000</td>
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</table>

c. Establish a new account within HOPWA Fund No. 569/43, funded from the three percent of LAHD General Administration in the amount $102,900 as follows:

<table>
<thead>
<tr>
<th>From: Account</th>
<th>Title</th>
<th>Amount</th>
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<tbody>
<tr>
<td>43G314</td>
<td>HOPWA Technical Assistance</td>
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<tr>
<td>43G414</td>
<td>HOPWA Technical Assistance</td>
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</table>

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<th>To: Account</th>
<th>Title</th>
<th>Amount</th>
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</thead>
<tbody>
<tr>
<td>43G643</td>
<td>Consultant Fee</td>
<td>$102,900</td>
</tr>
</tbody>
</table>

d. Expend funds upon presentation of proper demand from the General Manager, LAHD, or designee in the total amount of $102,900 from HOPWA Fund 569, Department 43, as follows:

<table>
<thead>
<tr>
<th>From: Account</th>
<th>Title</th>
<th>Amount</th>
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<tr>
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<tr>
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<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>43G643</td>
<td>Consultant Fee</td>
<td>$102,900</td>
</tr>
</tbody>
</table>

4. APPROVE the revisions to the Los Angeles Countywide. HOPWA Advisory Committee Bylaws, approved by LACHAC in November 2011 and included as Attachment F to LAHD’s November 29, 2011 transmittal, subject to the approval of the City Attorney as to form and legality.
5. AUTHORIZE the General Manager, LAHD, or designee, to amend the HOPWA Budget as needed to reflect the revised HOPWA entitlement amount of $12,627,562, an increase of $111,735 from the amount approved in the Program Year 37 Consolidated Plan.

6. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any technical adjustments consistent with the Mayor and Council action on this matter, 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 there is no impact on the City's General Fund. Approval of these recommendations will authorize the LAHD to execute contracts with vendors consistent with the outcome of the RFP for the HOPWA Program, execute contract amendments with two existing HOPWA Program service providers to extend the time of performance, approve changes to advisory committee bylaws and transfer appropriations within HOPWA consistent with these actions. The fund source is previously-approved federal HOPWA funds. All of these recommendations comply with the City's Financial Policies in that the full cost of these services will be paid through special fund sources.

Community Impact Statement: None submitted.

ITEM NO. (5) - CONTINUED TO JANUARY 20, 2012 - SEE FOLLOWING

Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Reyes and Rosendahl (4)

11-0763-S1
CONTINUED CONSIDERATION OF HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to amending the Fiscal Year 2011-12 Community Redevelopment Agency of Los Angeles (CRA/LA) budget for additional carryover resources of $212.4 million, and related action.

Recommendations for Council action:

1. AMEND the CRA/LA Fiscal Year 2011-12 Budget and Work Program by $212,385,624 which consists of $85,660,825 in prior year carryover resources plus $126,724,799 in encumbrances.

2. UNENCUMBER $2,743,900 in funds set aside for the Voluntary Alternative Redevelopment Program payments to the State of California and reprogram the funds as General Revenue reserves.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact on the City General Fund. Approval of the proposed actions will increase the CRA/LA Fiscal Year 2011-12 Adopted Budget and Work Program by $212.4 million, for a total amended Budget of $671.4 million, unencumber $2.7 million in funds set aside for the Voluntary Alternative Redevelopment Program payments to the State of California and reprogram the funds as Agency General Revenue reserves. The proposed changes involve Agency General Revenues, Tax Increment, Low and Moderate Income Housing Funds and Taxable Bond Proceeds. The use of these funds is in compliance with the CRA/LA's Financial Policies in that the recommended actions are consistent with the CRA/LA 2011-12 Budget and Work Program. The City's Financial Policies are not applicable to the CRA/LA. The CRA/LA is bound only by the disclosure provisions of the City's Debt Management Policies.
COMMENDED

AMENDING MOTION (PERRY - LABONGE)

Recommendations for Council action:

1. APPROVE the use of $197,695 in CRA/LA carryover resources from the Beacon Street Project Area to be used for the San Pedro Arts, Culture and Entertainment District (ACE) project pursuant to a Memorandum of Understanding (MOU) with the San Pedro Peninsula Chamber of Commerce for this purpose (ACE MOU).

2. AMEND the FY 2012 Budget and Work Program for the Beacon Street Project Area to recognize $197,695 in carryover resources be used for the ACE MOU.

3. INSTRUCT/AUTHORIZE the CAO to take any actions and to make any technical adjustments as necessary to implement the above instructions.

Items for Which Public Hearings Have Not Been Held - Items 6-9
(10 Votes Required for Consideration)

ITEM NO. (6) - ADOPTED

Adopted, Ayes (11); Absent: Koretz, Parks and Reyes (3)

11-2132

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Li’l Isoko Furumoto to the Human Relations Commission.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Ms. Li’l Isoko Furumoto to the Human Relations Commission for the term ending June 30, 2012 is APPROVED and CONFIRMED. Ms. Furumoto resides in Council District Seven. (Current Board gender composition: M = 3; F = 7; Vacant = 1)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.
ITEM NO. (7) - ADOPTED

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

12-0077
CD 4

MOTION (LABONGE - PERRY) relative to funding for services in connection with the January 24, 2012 Council District Four special reception for the Trust for Public Land in the City Hall Tom Bradley Room.

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

APPROPRIATE $348 from the Unappropriated Balance Fund No. 100/58 to the General Services Fund No. 100/40, as follows: $174 to Account No. 1090 (Salaries - Overtime) and $174 to Account No. 1070 (Salaries - As Needed), for services in connection with the January 24, 2012 Council District Four special reception for the Trust for Public Land in the City Hall Tom Bradley Room - said funds to be reimbursed to the General Fund by the Trust for Public Land.

ITEM NO. (8) - ADOPTED

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

11-0010-S35

MOTION (PERRY for PARKS - HUIZAR) relative to reinstating the reward offer in the death of Clint Smith for an additional six months.

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

1. REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Clint Smith (Council action of June 28, 2011, Council file No. 11-0010-S35) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of $50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

2. DIRECT the City Clerk to publish the reward notice in the “Our Weekly” and “LA Watts Times,” in addition to the regular publication used by the City Clerk for reward notices, to ensure adequate community notice.
ITEM NO. (9) - ADOPTED

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

12-0010-S2

MOTION (ZINE - REYES) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Deverrin Jackson on November 10, 2011.

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

1. PROVIDE an offer of reward in the amount of $50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of Deverrin Jackson on November 10, 2011.

2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.

3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

Item Noticed for Public Hearing - Item 10

ITEM NO. (10) - CONTINUED TO FEBRUARY 28, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Koretz, Parks, Perry and Rosendahl (4)

11-1595
CD 8

CONTINUED CONSIDERATION OF HEARING APPEALS OR OBJECTIONS to Department of Building and Safety report and confirmation of lien to cover the cost of barricading of all openings, cleaning and fencing of the lot at 5356 South West Boulevard. (Lien: $19,204.56)
RECONSIDERATION OF ITEM NO. 4 (COUNCIL FILE NO. 11-0931) FROM COUNCIL MEETING OF TUESDAY, JANUARY 17, 2012

Adopted to Reconsider, Ayes (11); Absent: Garcetti, Parks and Reyes (3)

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

CONTINUED TO FEBRUARY 8, 2012

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to condemnation proceedings under California Code of Civil Procedure for 5601-27 Sepulveda Boulevard (APN Nos. 2243-002-012 and 2243-002-008) for use by the Sepulveda Boulevard at Burbank Boulevard Intersection Improvement Project.

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

1. FIND that the condemnation Ordinance, as attached to the Council file, is exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Section 1.a. (20) of the Los Angeles City CEQA Guidelines; FIND that said Ordinance is exempt from additional environmental review under CEQA and State CEQA Guidelines 15162, for the reasons set forth in the May 31, 2011 City Attorney report and attached to the Council file; and DIRECT that the Bureau of Engineering or other appropriate City entity file the Notice of Exemption, included as Exhibit D of the May 31, 2011 City Attorney report and attached to the Council file.

2. REQUEST the City Attorney and DIRECT the Bureau of Engineering’s Real Estate Division to take all actions necessary to authorize payment for these Acquisitions, as described in the May 31, 2011 City Attorney report and attached to the Council file, from Fund 655, Account No. 747, Department 94.

3. AUTHORIZE the City Attorney to make the necessary deposit of probable just compensation in the amount of $349,000 and seek orders from the Court to obtain possession of the Subject Property located at 5601-27 Sepulveda Boulevard (APN Nos. 2243-002-012 and 2243-002-008) prior to trial.

4. AUTHORIZE the Bureau of Engineering’s Real Estate Division to continue to attempt to acquire the property and all interests in the property, as described in the May 31, 2011 City Attorney report and attached to the Council file, via negotiated purchases, and if successful, to execute all documents necessary to accomplish the transfer of those interests to the City.
5. PRESENT and ADOPT the accompanying ORDINANCE authorizing the acquisition of easement interests located at 5601-27 Sepulveda Boulevard (APN Nos. 2243-002-012 and 2243-002-008) in connection with the Sepulveda Boulevard and Burbank Boulevard Widening Project (Work Order No. E6000868; Right of Way No. 33499) by condemnation.

**Fiscal Impact Statement Submitted:** Neither the City Administrative Officer or the Chief Legislative Analyst has completed a financial analysis of this report.

**Community Impact Statement:** None submitted.

(Public Works Committee waived consideration of the above matter)

**COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:**

12-0004 - Los Angeles Jewish Home (Zine - LaBonge)

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

12-0003 - Dennis M. O'Sullivan (Cárdenas - All Councilmembers)

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

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL