

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **January 25, 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, Koretz, Krekorian, Perry, Reyes, Rosendahl, Zine and President Wesson (11); Absent: Huizar, LaBonge and Parks (3)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF JANUARY 20, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 23

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

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)
(Item Nos. 1-6)

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 15, 2012**

[11-1838](#)
CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Valleyheart Drive and Woodman Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Valleyheart Drive and Woodman Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 23, 2011 - Continue hearing and present Ordinance on February 15, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 15, 2012**

[11-1839](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Landfair Avenue and Ophir Drive Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Landfair Avenue and Ophir Drive Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 23, 2011 - Continue hearing and present Ordinance on February 15, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 15, 2012**

[11-1840](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Valleyheart Drive and Fulton Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Valleyheart Drive and Fulton Avenue Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on November 23, 2011 - Continue hearing and present Ordinance on February 15, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 15, 2012**

[11-1883](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Ensign Avenue and Cantlay Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Ensign Avenue and Cantlay 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 November 23, 2011 - Continue hearing and present Ordinance on February 15, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 15, 2012**

[11-1907](#)
CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Cantara Street and Lloyd Avenue No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Cantara Street and Lloyd Avenue 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 November 23, 2011 - Continue hearing and present Ordinance on February 15, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON FEBRUARY 15, 2012**

[11-1908](#)
CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Roxford Street and Los Olivos Road Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 23, 2011 - Continue hearing and present Ordinance on February 15, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (7) - CONTINUED TO FEBRUARY 1, 2012

Adopted to Continue, Unanimous Vote (11); Absent: Huizar, LaBonge and Parks (3)

[10-0526](#)

[11-2098](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to amending the water rate ordinance to allow increased collection for water quality improvement.

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

PRESENT and ADOPT the accompanying ORDINANCE approving the amendment of rates previously fixed by the Los Angeles Department of Water and Power of the City of Los Angeles and charged for water distributed and for service supplied by the LADWP to its customers, by amending Ordinance No. 170435 approved by Council on March 15, 1995, as amended by Ordinance Nos. 171639, 173017, 175964, 177968, and 179802.

Items for Which Public Hearings Have Been Held - Items 8-17

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

ITEM NO. (8) - ADOPTED

[12-0037](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the granting of a franchise renewal to Pacesetter, Inc., dba St. Jude Medical CRMD, to continue to operate a private line telecommunications facility in the public rights-of-way of Telfair Avenue in the City of Los Angeles.

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

1. APPROVE the application from Pacesetter, Inc., dba St. Jude Medical CRMD, for the renewal of a private line telecommunications franchise.
2. PRESENT and ADOPT the accompanying ORDINANCE renewing a franchise to Pacesetter, Inc., dba St. Jude Medical CRMD, to continue to operate a private line telecommunications facility in the public rights-of-way of Telfair Avenue in the City of Los Angeles.

Fiscal Impact Statement: The Information Technology Agency reports that the fiscal impact is negligible. Approval and implementation of this private line telecommunications franchise will generate \$2,500 in renewal fees and \$5,500 in annual franchise fees over the next ten years for a total of \$55,500 during the ten-year term of the franchise.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[12-0038](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to an application from CJUF III Barn Lofts, Inc. for the installation and maintenance of a private line telecommunications facility in the public rights-of-way of East Second Street in the City of Los Angeles.

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

1. APPROVE the application from CJUF III Barn Lofts, Inc. for a private line telecommunications franchise.
2. PRESENT and ADOPT the accompanying ORDINANCE creating a franchise to CJUF III Barn Lofts, Inc. to install a private line telecommunications facility in the public rights-of-way of East Second Street in the City of Los Angeles.

Fiscal Impact Statement: The Information Technology Agency reports that the fiscal impact is negligible. Approval and implementation of this private line telecommunications franchise will generate \$2,500 in application fees and \$200 in annual franchise fees over the next ten years for a total of \$2,000 during the ten-year term of the franchise.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)

[11-1112-S1](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a request for authority for the Los Angeles Housing Department (LAHD) to negotiate and execute a new contract with the Southern California Housing Rights Center for operation of the Citywide Fair Housing Program for the period of October 1, 2011 through March 31, 2012, and related actions.

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

1. APPROVE the results of the Request for Proposals for the Citywide Fair Housing Program, as conducted by the LAHD.
2. AUTHORIZE the General Manager, LAHD, or designee, to negotiate and execute a contract with the Southern California Housing Rights Center, a California non-profit corporation (Contractor), to provide fair housing services through the Citywide Fair Housing Program for an amount not to exceed \$385,000, as detailed in the LAHD transmittal dated November 21, 2011 (Transmittal) attached to the Council File, for six months, effective from October 1, 2011 through March 31, 2012, with two one-year renewal options, in substantial conformance with the draft contract included as Attachment Two of the Transmittal, and subject to the following: availability of future funds; contractor performance; and approval of the City Attorney as to form and legality.

3. AUTHORIZE the General Manager, LAHD, or designee, to allow the Contractor to offer subcontracts to the Fair Housing Foundation and to the Fair Housing Council of the San Fernando Valley in amounts not to exceed \$70,774 and \$102,862 respectively, for the period of October 1, 2011 through March 31, 2012, to serve the areas indicated in Attachment 1 of the LAHD's November 21, 2011 Transmittal.
4. AUTHORIZE the Controller, upon written proper demand by the General Manager, LAHD, or designee to:
 - a. Expend \$115,000 in Community Development Trust Fund No. 424/22, Account No. H207, titled Fair Housing allocated for the 37th Consolidated Plan Budget for Fiscal Year (FY) 2011-12.
 - b. Expend \$270,000 in Rent Stabilization Trust Fund No. 440/43, Account No. 43H207, titled Fair Housing in the approved City budget Rent Stabilization Trust Fund Schedule No. 23 for FY 2011-12.
5. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any technical adjustments as needed and consistent with the Mayor and Council action in this matter, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.
6. INSTRUCT the LAHD, with the assistance of the City Attorney, to report to the Mayor and Council at the time the second one-year renewal option is exercised, if applicable, relative to entering into a sole source contract with the Southern California Housing Rights Center effective April 1, 2014.

Fiscal Impact Statement: The City Administrative Officer reports that there is no impact to the General Fund. Approval of these recommendations would authorize the LAHD to negotiate and execute a contract with the Southern California Housing Rights Center, a California nonprofit corporation, for an amount not to exceed \$385,000 for the delivery of Fair Housing Program services. The recommendations of this report are in compliance with City Financial Policies in that the full cost of these services will be paid through a combination of Rent Stabilization Trust Funds and Community Development Block Grant funds approved in the 2011-12 Federal Housing and Community Development Consolidated Plan. Any subsequent contract extensions will be contingent on the identification of additional funding.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)

[11-2123](#)

CD 9

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to a report from the Los Angeles Department of Building and Safety (LADBS) and the Los Angeles Housing Department (LAHD) on the substandard rental housing property located at 443-45 West 49th Street that was issued a Certificate of Occupancy for 3 units but was allowed to grow to 40 units, including the history of inspections and permits, the steps being taken to correct conditions at this property, and related actions.

Recommendation for Council action, pursuant to Motion (Perry - Reyes):

INSTRUCT the LADBS and the LAHD to:

- a. Report on the conditions at the site of the substandard rental housing property located at 443 and 445 West 49th Street in Council District 9, including how a property that has a Certificate of Occupancy for 3 units was allowed to grow to a size of 40 units without permits, when and by whom the site was inspected, when permits were issued and for what work, and what is now being done by the City to make the owner correct the conditions at the property.
- b. Take appropriate actions to fully correct any and all violations at the above-identified site, bring the building entirely up to code to ensure safe habitability, and inspect any additional properties owned by the owner of this site in the City of Los Angeles to review all inspection history of all such properties to ensure the work that was signed off was in fact permitted and fully completed and built to code.
- c. Report back to the Housing, Community and Economic Development Committee in 30 days on a case management structure that could address these types of properties going forward and include analysis on the Clean Hands Ordinance and whether it would help prevent this type of egregious violation from occurring again.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

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

[12-0049](#)

CHIEF LEGISLATIVE ANALYST AND CITY ADMINISTRATIVE OFFICER to report, with the assistance of the Los Angeles Housing Department (LAHD), with an analysis of the implications relevant to the transfer of the housing functions of the former Community Redevelopment Agency of Los Angeles (CRA/LA) to the City, and recommendations for City Council action; RESOLUTION(S) AS PREPARED BY THE CITY ATTORNEY TO BE SUBMITTED relative to the transfer of the housing functions of the former CRA/LA to the City, if the City Council takes such action(s); and related actions.

(Pursuant to Council action of January 11, 2012.)

(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, RESOLUTION AMENDED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT and RESOLUTION relative to an analysis of the implications relevant to the transfer of the housing functions of the former Community Redevelopment Agency of Los Angeles (CRA/LA) to the City, and related actions.

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

1. **ADOPT** the accompanying RESOLUTION wherein the City elects to opt-in as the Housing Entity to carry out the former redevelopment agency's housing functions and responsibilities; identifies the Los Angeles Housing Department (LAHD) as the City's representative in carrying out the housing functions and responsibilities; and submit to the State Department of Finance and County Auditor-Controller by January 31, 2012.
2. **INSTRUCT** the LAHD, with the assistance of the City Administrative Officer (CAO) and Chief Legislative Analyst (CLA), to report to the Mayor and Council with a transition plan that details the necessary resources for short and long-term management of the former redevelopment agency's housing assets, functions and responsibilities.
3. **REQUEST** the Successor Agency or the Designated Local Authority, as applicable, and the Oversight Board to assist in effectuating the transfer of all housing assets to the City of Los Angeles in an expeditious manner.
4. **INSTRUCT** the CAO and the CLA to report back on the development of an Economic Development Department and the inclusion of these housing assets, so that when a department is established, these assets are part of the consideration; and report back on the development of a Citywide Economic Development plan.
5. **INSTRUCT** the CAO and the CLA to report back on what obligations the City has to the employees of the CRA/LA, under the CRA/LA's existing collective bargaining agreements with the employees, relative to transfer of services from the CRA/LA to the LAHD, and **REQUEST** the City Attorney to provide a legal analysis on this issue.

Fiscal Impact Statement: The CLA and CAO report that while the fiscal impact of the City becoming the Housing Entity is not entirely quantifiable at this time, the City will receive additional property tax as a result of the dissolution of the redevelopment agencies statewide; however, the exact amount is not known. In addition, as the Housing Entity, encumbered funds in the Low and Moderate Income Housing Fund (LMIHF) will transfer to the City for housing projects. Should Senate Bill 654 (Steinberg) pass, and the City opts-in as the Housing Entity, the bill provides that any unencumbered funds in the LMIHF will transfer to the Housing Entity. LAHD estimates that there is approximately \$104 million in

unencumbered funds in the LMIHF. However, if the City opts out, the legislation has identified that the Housing Authority of the City of Los Angeles is the default entity that assumes the housing assets and functions previously performed by the CRA/LA, including any funds in the LMIHF.

In addition to the LMIHF funds that will come to the City as the Housing Entity, the City may receive program income from repayment of loans transferred from the former redevelopment agency that could be used to offset the short and long-term costs associated with assuming the housing functions and responsibilities and mitigate the potential impact to the General Fund.

Community Impact Statement: None submitted.

ADOPTED AMENDING MOTION (PERRY - CARDENAS)

Recommendations for Council action:

INCLUDE the following additional recommendations to the RESOLUTION:

5. The housing assets of the CRA/LA which are being transferred to the City pursuant to AB1X26 include but are not limited to: real property acquired entirely or partially with Low and Moderate Income Housing Funds ("LMIHF") and the five percent (5%) of tax increment dedicated to the Affordable Housing Trust Fund, loans made entirely or partially with LMIHF, Bond Proceeds backed by LMIHF, contracts for businesses or services; or leases for real property, carried out with LMIHF, debt repayments to the LMIHF, or any other obligations which includes LMIHF.
6. The City shall assume housing functions previously carried out by the CRA/LA under California Redevelopment Law include but are not limited to: monitoring and enforcement of covenants and regulatory agreements, management of the loan portfolio, implementation of development projects, negotiation of development agreements (e.g. ENA, OPA, DDA, Loan Agreements), implementation of grants, management of Section 8 contracts, and all functions necessary to carry out the housing work program.

ITEM NO. (13) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)

[11-2084](#)

PERSONNEL COMMITTEE REPORT relative to a civil service re-exemption for one grant-funded Senior Project Coordinator position in the Community Development Department (CDD).

Recommendation for Council action:

RESOLVE that one Senior Project Coordinator position in the CDD, Family Source Center Operations, be RE-EXEMPTED from the Civil Service provisions of the City Charter for a third and final year, pursuant to Charter Section 1001(d)(4). The Board of Civil Service Commissioners approved the re-exemption request from the CDD on September 22, 2011.

Fiscal Impact Statement: None submitted by the CDD. 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. (14) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)

[11-0966](#)

CD 9

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to forms of economic development support of the Olympic North hotel project.

Recommendations for Council action:

1. AUTHORIZE the Chief Legislative Analyst (CLA) to execute a Memorandum of Understanding (MOU) substantially in conformance with the attached document relative to negotiation of the terms and conditions necessary to implement assistance for the development of the Olympic North Hotels project.
2. INSTRUCT the CLA, with assistance of the City Administrative Officer and City Attorney, to negotiate the definitive agreements related to the Olympic North Hotels project and submit them to City Council for approval.
3. AUTHORIZE the CLA to accept up to \$150,000 for consultant services from the Developer; REQUEST/AUTHORIZE/INSTRUCT the Controller to deposit/appropriate/expend all funds received as a result of this action in Fund 100/28, Contractual Services Account 3040; and AUTHORIZE the CLA to make any technical corrections, revisions, or clarifications to the above instructions in order to effectuate the intent of this action.
4. AUTHORIZE the CLA to issue a Request for Qualifications and select consultants as needed to conduct the analyses necessary to evaluate the economic impacts of this project.

Fiscal Impact Statement: The CLA reports that there is no impact to the General Fund associated with this action.

Community Impact Statement: None submitted.

**Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)
(Item Nos. 15-17)**

ITEM NO. (15) - ADOPTED

[11-1270-S1](#)

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed First Amendment to Contract No. DA-4448 with Oracle America, Inc. to extend the term and increase the funding authority to purchase Oracle Software Licenses, upgrades of existing licenses and software services for Los Angeles World Airports.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the First Amendment to Contract No. DA-4448 with Oracle America, Inc.
3. CONCUR with the Board's action of December 15, 2011 by Resolution No. 24646 authorizing the Executive Director to execute the First Amendment to Contract No. DA-4448 with Oracle America, Inc.

Fiscal Impact Statement: The City Administrative Officer reports that partial funding for the proposed First Amendment to Contract No. DA-4448 with Oracle America, Inc. is available in the Los Angeles World Airports (LAWA) Fiscal Year 2011-12 Operating Budget in Cost Center 1170003 - IT Infrastructure Division and in Cost Center 1300002 - LA/ONT, Commitment Item 522 - Materials and Supplies. Future years' funding will be requested as part of the annual budget process. Future years' costs may also be allocated to additional projects [and their respective WBS (work breakdown structure) elements] approved by the Board. The proposed Amendment complies with the LAWA's adopted Financial Policies. Approval of the proposed First Amendment will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 19, 2012

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 17, 2012)

ITEM NO. (16) - ADOPTED

[11-1882](#)

CD 6

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed First Amendment to Lease No. VNA-8369 with Aerolease Associates, LLC and Lease No. VNA-8368 with Aerolease West, LLC for land and buildings at the Van Nuys airport to continue the provision of storage space for aircraft.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer report dated December 2, 2011 relative to the First Amendment to Lease No. VNA-8369 with Aerolease Associates, LLC and Lease No. VNA-8368 with Aerolease West, LLC for land and buildings at the Van Nuys airport to continue the provision of storage space for aircraft inasmuch as Council took action on this matter on November 29, 2011, and no further Council action is required.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[11-2140](#)

CD 9

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Amendment for Contract No. C-115558 with Keynote Consulting, LTD for consulting services for operating the Event Business Management System software program with the Los Angeles Convention Center.

Recommendation for Council action:

AUTHORIZE the General Manager, Los Angeles Convention Center, to execute the proposed Amendment for Contract No. C-115558, subject to review by City Attorney as to form, with Keynote Consulting, LTD., to provide consulting, training and software upgrade services. The proposed Amendment shall not exceed an additional obligation of \$60,000 for a total amount not to exceed \$90,000 for a term retroactive to March 1, 2010 through June 30, 2013.

Fiscal Impact Statement: The City Administrative Officer reports that the Amendment requires an additional obligation of \$60,000 for a total amount not to exceed \$90,000 available in Fund 100/48, Contractual Services Account 3040, FY 2011-12. The proposed Amendment is in keeping with the Financial Policies of the City in that an ongoing source of funds has been identified to fund the one-time expenditure.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 20, 2012

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 17, 2012)

Items for Which Public Hearings Have Not Been Held - Items 18-27

(10 Votes Required for Consideration)

Adopted, Ayes (12); Absent: LaBonge and Parks (2)
(Item Nos. 18-19)

ITEM NO. (18) - ADOPTED

[11-0215-S1](#)

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCES OF INTENTION FIRST CONSIDERATION establishing a hearing date for the installation and maintenance of the OTTOMAN STREET (NEAR ARLETA AVENUE) LIGHTING DISTRICT - A'13-L1170048 (Assessment Project to Install 3 New Modern Streetlights).

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 21, 2011.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 28, 2012** as the hearing date for the installation of the Ottoman Street (Near Arleta Avenue) Lighting District, in accordance with Municipal Improvement Act of 1913, Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 28, 2012**, as the hearing date for the maintenance of the Ottoman Street (Near Arleta Avenue) Lighting District, in accordance with Municipal Improvement Act of 1913, Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted installation costs of \$52,380 will be assessed to the property owners. These funds will be deposited in a project fund, and used to construct the project and reimburse City departments. \$923 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of the district's street lighting system.

(Board of Public Works Hearing Date: March 21, 2012)

ITEM NO. (19) - ADOPTED

[11-0216-S1](#)

CD 3

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCES OF INTENTION FIRST CONSIDERATION establishing a hearing date for the installation and maintenance of the DELANO STREET (NEAR ETIWANDA AVENUE) LIGHTING DISTRICT - A'13-L1170047 (Assessment Project to Install 8 New Modern Streetlights).

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated November 21, 2011.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 28, 2012** as the hearing date for the installation of the Delano Street (Near Etiwanda Avenue) Lighting District, in accordance with Municipal Improvement Act of 1913, Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 28, 2012**, as the hearing date for the maintenance of the Delano Street (Near Etiwanda Avenue) Lighting District, in accordance with Municipal Improvement Act of 1913, Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted installation costs of \$143,460 will be assessed to the property owners. These funds will be deposited in a project fund, and used to construct the project and reimburse City departments. \$2,048 will be collected annually starting with tax year 2011-12 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of the district's street lighting system.

(Board of Public Works Hearing Date: March 21, 2012)

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)
(Item Nos. 20a-20q, 21-24)

ITEM NO. (20) - ADOPTED

[12-0005-S22](#)

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 January 18, 2012:

[12-0005-S22](#)

CD 2

- a. Property at 6650 West Valmont Street (Case No. 319742).
Assessor I.D. No. 2570-008-035

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 10, 2011)

[12-0005-S23](#)

CD 8

- b. Property at 3014 West 43rd Place (Case No. 312426).
Assessor I.D. No. 5023-011-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 10, 2011)

[12-0005-S24](#)

CD 8

- c. Property at 7102 South 11th Avenue (Case No. 214967).
Assessor I.D. No. 4006-031-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 8, 2009)

[12-0005-S25](#)

CD 8

- d. Property at 7102 South 11th Avenue (Case No. 229380).
Assessor I.D. No. 4006-031-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 9, 2009)

[12-0005-S26](#)

CD 8

- e. Property at 7102 South 11th Avenue (Case No. 295512).
Assessor I.D. No. 4006-031-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 7, 2011)

[12-0005-S27](#)

CD 9

- f. Property at 1617 East 47th Street (Case No. 300440).
Assessor I.D. No. 5106-014-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 14, 2010)

[12-0005-S28](#)

CD 9

- g. Property at 415 East 48th Street (Case No. 102276).
Assessor I.D. No. 5109-018-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 17, 2007)

[12-0005-S29](#)

CD 9

- h. Property at 415 East 48th Street (Case No. 226207).
Assessor I.D. No. 5109-018-012

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 28, 2009)

[12-0005-S30](#)

CD 10

- i. Property at 3618 South Ninth Avenue (Case No. 271880).
Assessor I.D. No. 5044-017-018

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 15, 2010)

[12-0005-S31](#)

CD 1

- j. Property at 1356 West Allison Avenue (Case No. 267109).
Assessor I.D. No. 5405-021-033

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

[12-0005-S32](#)

CD 5

- k. Property at 3335 South Military Avenue (Case No. 349949).
Assessor I.D. No. 4251-019-034

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 3, 2011)

[12-0005-S33](#)

CD 8

- l. Property at 2617 South Harvard Boulevard (Case No. 211658).
Assessor I.D. No. 5053-012-032

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

[12-0005-S34](#)

CD 8

- m. Property at 1499 West 35th Place (Case No. 324132).
Assessor I.D. No. 5041-009-005

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

[12-0005-S35](#)

CD 8

- n. Property at 1800 West 25th Street (Case No. 347861).
Assessor I.D. No. 5058-020-033

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

[12-0005-S36](#)

CD 9

- o. Property at 1147 West 58th Place (Case No. 168648).
Assessor I.D. No. 6003-003-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 26, 2008)

[12-0005-S37](#)

CD 9

- p. Property at 1147 West 58th Place (Case No. 323194).
Assessor I.D. No. 6003-003-026

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

[12-0005-S38](#)

CD 13

- q. Property at 244 South Alexandria Avenue (Case No. 310147).
Assessor I.D. No. 5518-014-020

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 24, 2010)

ITEM NO. (21) - ADOPTED

[11-1443](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to proposed fees for the plan review, inspection, and testing of fire hydrants, fire access, and fire-flow requirements.

Recommendations for Council action:

- 1. REQUEST the City Attorney to prepare and transmit to Council an ordinance to amend Los Angeles Municipal Code Section 57.09, Access, Hydrants and Fire Flow Requirements to include provisions to effectuate the recommended collection of the following fees:

<u>Fee</u>	<u>Proposed Fee</u>	<u>Inspector Hours</u>
Fire environmental impact report research and review fee	\$156	1
Fire hydrant plan review fee	\$156	1
Fire hydrant field inspection and/or test fee	\$312	2
Fire Department access plan review fee	\$156	1
Fire Department access field inspection fee	\$312	2
Additional plan review, inspection or re-inspection fee – (minimum 1 hour and per hour thereafter)	\$156	1

- 2. INSTRUCT the Department of Building and Safety to collect fees for plan checks and other fire hydrant and access related services through its cashiering system.
- 3. DIRECT the Los Angeles Fire Department and the City Administrative Officer (CAO) to report to Council with an analysis of the proposed fees and the time required for Department staff to perform inspections.

Fiscal Impact Statement: The CAO reports that the proposed fees are estimated to generate an additional \$409,440 per year in General Fund revenue. The above recommendations are in compliance with City financial policies inasmuch as the proposed fees are fair and fully recover the total fee-eligible cost of providing fire hydrant related services.

ITEM NO. (22) - ADOPTED

[11-1977](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to a donation of tools, an ice machine, and exercise equipment for the use by Fire Station 88.

Recommendation for Council action:

AUTHORIZE the Los Angeles Fire Department (LAFD) to accept a donation from Fireman's Fund Insurance Company of tools, an ice machine, and exercise equipment valued at \$18,329.53 for the use by Fire Station 88, and THANK the donors for this generous gift.

Fiscal Impact Statement: The LAFD reports that there is no fiscal impact to the Department's budget for the acceptance of this donation. Fire Station 88 staff will be responsible for any maintenance, repair, or replacement of donated items.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[11-2072](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to a donation to purchase supplies to build a BBQ at Fire Station 10.

Recommendation for Council action:

AUTHORIZE the Los Angeles Fire Department (LAFD) to accept a donation from Mr. Steve Needleman of supplies valued at \$6,137.66 to build a BBQ at Fire Station 10, and THANK the donor for this generous gift.

Fiscal Impact Statement: The LAFD reports that there is no fiscal impact to the Department's budget for the acceptance of this donation. Fire Station 10 staff will be responsible for any maintenance, repair, or replacement of donated items.

Community Impact Statement: None submitted.

ITEM NO. (24) - ADOPTED

[11-2073](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to a donation of a Holmatro rescue tool with accessories and a Stihl chainsaw with carrying case for use by Fire Station 7.

Recommendation for Council action:

AUTHORIZE the Los Angeles Fire Department (LAFD) to accept a donation from the Arleta Neighborhood Council and an anonymous private donor of a Holmatro rescue tool with accessories and a Stihl chainsaw with carrying case valued at \$11,700 for use by Fire Station 7, and THANK the donors for this generous gift.

Fiscal Impact Statement: The LAFD reports that there is no fiscal impact to the Department's budget for the acceptance of this donation. Department staff will provide annual maintenance, replacement parts, and service of donated items as needed.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted as Amended, Ayes (12); Absent: LaBonge and Parks (2)

[11-0002-S129](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION relative to the City's position on the Prison Rape Elimination Act of 2003.

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 of the Prison Rape Elimination Act of 2003 which would ban the placement of young people under the age of 18 in adult jails and prisons.

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

Community Impact Statement: None submitted.

(Intergovernmental Relations Committee waived consideration of the above matter)

ADOPTED

AMENDING MOTION (CARDENAS - GARCETTI)

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

RESOLVE to hereby include in 2011-12 Federal Legislative Program SUPPORT of the ~~Prison Rape Elimination Act of 2003 which would ban the placement of young people under the age of 18 in adult jails and prisons~~ National Prison Rape Elimination Commission's recommendation to the Department of Justice to ban the placement of young people under the age of 18 in adult jails and prisons.

ITEM NO. (26) - ADOPTED

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

[11-0002-S135](#)

CONSIDERATION OF RESOLUTION (KORETZ - KREKORIAN - GARCETTI) relative to the City's position on the proposed closure of Los Encinos Historical Park.

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 OPPOSITION to any legislation and/or administrative action which would implement the proposed closure of Los Encinos Historical Park.

Community Impact Statement: None submitted.

(Intergovernmental Relations Committee waived consideration of the above matter)

ITEM NO. (27) - SUBSTITUTE RESOLUTION ADOPTED IN LIEU OF ORIGINAL RESOLUTION - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Substitute Resolution Adopted, Ayes (12); Absent: LaBonge and Parks (2)

[11-0002-S138](#)

CONSIDERATION OF RESOLUTION (KREKORIAN - HUIZAR) relative to the City's position on AB 1148 (Brownley), the California DISCLOSE Act, to require full disclosure of the largest funders of all political advertising for and against ballot measures and candidates.

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 AB 1148 (Brownley), the California DISCLOSE Act, to require full disclosure, in the ads themselves, of the largest major funders of all political television, radio, print, mass mailing, and online advertising for and against ballot measures and for independent expenditures for and against candidates.

Community Impact Statement: None submitted.

(Intergovernmental Relations Committee waived consideration of the above matter)

ADOPTED

SUBSTITUTE RESOLUTION (KREKORIAN - ROSENDAHL - GARCETTI)

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

ADOPT the accompany RESOLUTION to SUPPORT AB 1148, the California DISCLOSE Act, authored by Assemblymember Julia Brownley, to require full disclosure, in the ads themselves, of the largest major funders of all political television, radio, print, mass mailing, and online advertising for and against ballot measures and for independent expenditures for and against candidates.

Item for Which Public Hearing Has Not Been Held - Item 28

(10 Votes Required for Consideration)

ITEM NO. (28) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, LaBonge and Parks (3)

[12-0051](#)

CD 1

CONTINUED CONSIDERATION OF MOTION (REYES - GARCETTI) relative to proposed Lease Agreement with Bank of America, NA (Bank of America) for office space for the Greater Echo Park Neighborhood Council located at 1572 Sunset Boulevard.

Recommendation for Council action:

APPROVE the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Greater Echo Park Neighborhood Council) and Bank of America for the lease of 1300 square feet of office space located at 1572 Sunset Boulevard for a term of one year for \$448.23 per month as detailed in the Lease Agreement, attached to the Council file.

Community Impact Statement: None submitted.

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

MOTIONS ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR WEDNESDAY, JANUARY 25, 2012, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23

ADOPTED - FORTHWITH

**Findings on Need to Act - Adopted, Ayes (10); Absent: Krekorian, LaBonge, Parks and Reyes (4)
Motion Adopted, Ayes (11); Absent: LaBonge, Parks and Reyes (3)**

[12-0010-S4](#)

MOTION (PERRY - ZINE) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person (s) responsible for the death of Min Yin on September 2, 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 Min Yin on September 2, 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.

ADOPTED - FORTHWITH

**Findings on Need to Act - Adopted, Ayes (11); Absent: LaBonge, Parks and Reyes (3)
Motion Adopted, Ayes (11); Absent: LaBonge, Parks and Reyes (3)**

12-0109-S1

CD 10

MOTION (WESSON - ALARCON) relative to funding for two existing Community Redevelopment Agency (CRA) obligations for projects within Council District 10.

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

1. **REAFFIRM / AUTHORIZE** the expenditure of AB 1290 Funds for an amount not to exceed \$100,000 for Contract No. 503523 and \$10,445.65 for Contract No. 503243-003, portions of which amounts have already been paid as further identified in the text of this Motion.
2. **ALLOCATE / TRANSFER / APPROPRIATE / MOVE / GIVE** \$54,300 in the AB 1290 Fund No. 53P, Account No. 281210 (CD 10 Redevelopment Projects - Services) to the CRA - Account No. 5313-720-WK2990-6202-7777 to pay for a balance due to KLM Associates to assist with the development activities in the Mid-City and Wilshire Center/Koreatown Redevelopment Project Areas (Contract No. 503523), as further identified in the text of this Motion.
3. **ALLOCATE / TRANSFER / APPROPRIATE / MOVE / GIVE** \$5,610.51 in the AB 1290 Fund No. 53P, Account No. 281210 (CD 10 Redevelopment Projects - Services) to the CRA - Account No. 5298-720-MD2990-6202-7777 to pay for a balance due to the Office of Community Beautification (Contract No. 503243, Work Order No. 003) for an alley closure adjacent to 1905 Western Avenue between Washington Boulevard and 20th Street.
4. **DIRECT / AUTHORIZE** the City Clerk, the CRA and the Controller or any other department or agency, as appropriate, to prepare the necessary document(s) with, and/or payment(s) to the CRA, or any other agency, organization, or entity, as appropriate, in the above amounts, for the above purposes, subject to the approval of the City Attorney, if needed, and **AUTHORIZE** the Councilmember of the District to execute any such documents on behalf of the City.
5. **AUTHORIZE** and **REQUEST** the Controller to waive any procedural and administrative requirements in this matter and to process all payments as expeditiously as possible.
6. **AUTHORIZE** the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

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

[11-0183-S2](#)

MOTION (GARCETTI - REYES) relative to closure of Griffith Park Boulevard between Sunset Boulevard and Edgecliffe Street in Council District 13.

[12-0128](#)

MOTION (ALARCON - KREKORIAN) relative to the resurfacing of road surface within the Hansen Dam Park in Council District Seven.

[11-0338-S1](#)

MOTION (GARCETTI - KREKORIAN) relative to installing street banners identifying the importance of the film industry to the local economy.

[12-0131](#)

MOTION (HUIZAR - PERRY) relative to initiating street vacation proceedings to vacate portion of Harlem Place from Fourth Street to approximately 360 feet southwesterly thereof.

[12-0121](#)

MOTION (HUIZAR - PERRY) relative to initiating street vacation proceedings to vacate various airspace, surface and subsurface areas of the Pico Boulevard and L.A. Live Way Vacation District.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004](#) - America

Garcetti - Englander for LaBonge

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

[12-0003](#) - Clyde Smyth

Englander - All Councilmembers

Steve Saggiani

Garcetti

Bert Bonnett

Krekorian

Joan Williams

Perry

Richard Kearns

Rosendahl - All Councilmembers

Howard Erle Shirley

Zine

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL