

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **January 27, 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: Englander, Garcetti, Huizar, Koretz, Krekorian, Perry, Reyes, Rosendahl, Zine and President Wesson (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 24, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 9

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 1-3

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

Adopted Amending Motion, Ayes (12); Absent: Cárdenas and Parks (3)

[10-1947](#)

HEARING COMMENTS relative to the ten-year plan of Sewer Service Charge, Low-Strength Sewer Service Charge, Quality Surcharge Fee, Sewerage Facilities Charge, Industrial Waste Fees and Septage Disposal Fees increases.

ADOPTED

AMENDING MOTION (WESSION - KREKORIAN)

Recommendations for Council action:

1. Delete Recommendation 1(b) and revise Recommendation 1(a) to read:

Increase the Sewer Service Charge (SSC) annually by a Supplemental Charge for a period of ten years as follows: a 4.5 percent increase beginning as early as January 1, 2012, and 4.5 percent effective July 1 in each of fiscal years 2012-13 and 2013-14, and 6.5 percent effective July 1 in each of fiscal years 2014-15 through 2020-21.

2. Include the following provisions / features in any ordinance to be prepared for this purpose:

- a. **Modify the Septage Fees for full Cost recovery as specified in Table 16 of the March 24, 2011 Bureau of Sanitation report, attached to the Council file.**
- b. **Adjust the default percentage discharge for commercial customers based on Los Angeles Department of Water and Power water conservation policies as specified in Table 11 of the March 24, 2011 Bureau of Sanitation report, attached to the Council file.**
- c. **Allow Significant Industrial Users to use the Sewerage Facilities Charge credits to Offset Quality Surcharge Fee increases as requested by the City Council on October 19, 2011.**

ITEM NO. (2) - CONTINUED TO FEBRUARY 3, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)

[11-1412](#)
CD 2

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 11109 North Leolang Avenue, APN 2552-037-007. (Lien: \$2,206.02)

ITEM NO. (3) - CONTINUED TO FEBRUARY 3, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)

[11-2114](#)
CD 8

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Plaza Market grocery store located at 106 Manchester Avenue, Los Angeles, 90003.

Chan Hui Yim (Dante Charleston, representative)

TIME LIMIT FILE - MARCH 14, 2012

(LAST DAY FOR COUNCIL ACTION - MARCH 7, 2012)

(Findings and Council recommendations required relative to the above application)

Items for Which Public Hearings Have Been Held - Items 4-5

ITEM NO. (4) - RECEIVED AND FILED

Adopted to Receive and File, Unanimous Vote (12); Absent: Cárdenas and Parks (2)

[11-1866](#)

CONTINUED CONSIDERATION OF AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to procurement policies and procedures of the Harbor Department.

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

1. REQUEST the Harbor Department to report back to the Audits and Governmental Efficiency Committee on the economic impact the International Association of Ports and Harbors World Ports Conference, as detailed in the Motion and attached to the Council file, had on the local economy with said report to provide detail in regard to how much investment in dollars was a direct relation to the conference in South Korea as well as how many jobs, if any, were created.
2. REQUEST the Board of Harbor Commissioners (Board) to look at their current policy on approving marketing/public relations expenditures over \$150,000 regardless of its allocation in the Harbor Department's current budget; and further REQUEST the Board to outline a competitive bidding process for these types of expenses.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of January 4, 2012)

ITEM NO. (5) - ADOPTED

Adopted, Ayes (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)

[12-0090](#)

RULES AND ELECTIONS COMMITTEE REPORT relative to proposed changes to the Los Angeles City Election Code.

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an ordinance to make various amendments to the Los Angeles City Election Code as described in the City Clerk report dated January 13, 2012, attached to the Council file.

Fiscal Impact Statement: The City Clerk reports that approval of the revised Los Angeles City Election Code will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 6-12

(10 Votes Required for Consideration)

Adopted, Ayes (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)
(Item Nos. 6a-6e)

ITEM NO. (6) - ADOPTED

12-0005-S39

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 20, 2012:

12-0005-S39

CD 1

- a. Property at 1720 South Union Avenue (Case No. 217125).
Assessor I.D. No. 5135-025-003

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 23, 2009)

12-0005-S40

CD 9

- b. Property at 1527 East 33rd Street (Case No. 317387).
Assessor I.D. No. 5117-007-017

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

12-0005-S41

CD 10

- c. Property at 2002 South Eighth Avenue (Case No. 8654).
Assessor I.D. No. 5060-018-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 15, 2005)

12-0005-S42

CD 10

- d. Property at 2002 South Eighth Avenue (Case No. 220498).
Assessor I.D. No. 5060-018-011

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 11, 2009)

[12-0005-S43](#)

CD 13

- e. Property at 1625 West Ewing Street (Case No. 197195).
Assessor I.D. No. 5420-021-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 24, 2009)

ITEM NO. (7) - ADOPTED

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

[11-1521](#)

CD 9

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to the National Basketball Association (NBA) All Star Events claim for refund for overpayment of special event fees.

Recommendations for Council action:

1. AUTHORIZE the Bureau of Street Services and the Office of Accounting, to process the Claim for Refund over \$5,000 No. 109658, to refund The NBA the amount of \$85,602.16.
2. APPROVE the Claim for Refund over \$5,000 No. 109658, and refund the NBA in the amount of \$85,602.16.

Fiscal Impact Statement: The Board of Public Works reports that there is no impact to the General Fund. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

Adopted, Ayes (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)
(Item Nos. 8-9)

ITEM NO. (8) - ADOPTED

[11-1982](#)

CD 14

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to waiving the street improvement requirement for the portion of Marmion Way bounding the property located at 4501 North Marmion Way.

Recommendation for Council action, pursuant to Motion (Huizar - Cardenas):

INSTRUCT the Bureau of Engineering to waive the highway dedication and street improvement requirement for the portion of Marmion Way bounding the property located at 4501 North Marmion Way, including street widening, on condition that the property owner provide a 6-ft. future street dedication along Marmion Way.

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. (9) - ADOPTED

[11-2056](#)
CD 11

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to the fund transfer within the Gas Tax Fund, from the Paseo del Mar Bulkhead Project account to a new Asilomar Boulevard account, for the repair of the streets affected in the Asilomar Landslide.

Recommendations for Council action, pursuant to Motion (Rosendahl - Koretz), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the TRANSFER of \$400,156 from the Paseo del Mar Bulkhead Project to a new Asilomar Boulevard Landslide. The transfer should include \$350,000 in a new account for use by the Bureau of Engineering and \$50,156 to be transferred to the Bureau of Street Services expenditure account for repair of the street.
2. AUTHORIZE the Controller and INSTRUCT the City Engineer to TRANSFER \$400,156 within the Gas Tax Fund 206, from Account 50G209 Paseo Del Mar W/O Wentworth to a new Account to be established by the Controller, entitled Asilomar Boulevard.
3. AUTHORIZE the Controller and INSTRUCT the City Engineer to TRANSFER \$50,156 from the Gas Tax Fund 206, new Account to be established by the Controller, entitled Asilomar Boulevard to the Bureau of Street Services, Fund 100, for repair of Asilomar Boulevard, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001090	Salaries Overtime	\$ 21,909
003040	Equipment	\$ 7,498
003030	Material	\$ 13,375
006020	Transportation	<u>\$ 7,374</u>
		\$50,156

4. INSTRUCT the Bureau of Engineering to solicit task order proposals for a licensed geotechnical engineer, licensed engineering geologist consultant, and for a retaining wall design consultant for a combined amounts of up to \$350,000 to undertake the require geotechnical investigation with the approval of the Board of Public Works and to report back to the City Administrative Officer and Chief Legislative Analyst for identification of an overall project funding strategy prior to authorizing design work.
5. AUTHORIZE the Bureau of Engineering to make technical corrections or clarifications as necessary to the above fund transfer instructions in order to effectuate the intent of this Motion.

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

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

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

[12-0110](#)

CD 11

MOTION (ROSENDAHL - PERRY) relative to funding in support of seasonal community activities in Council District 11.

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

TRANSFER \$1,650 in the Council District 11 portion of the Special Events Fee Subsidy line item in the General City Purposes Fund No. 100/56 to the General City Purposes Fund No. 100/56, Account No. 000711 (CD-11 Community Services) in support of seasonal community activities.

ITEM NO. (11) - ADOPTED

Adopted, Ayes (10); Absent: Alarcón, Cárdenas, LaBonge and Parks (4)

[12-0108](#)

CD 13

MOTION (GARCETTI - REYES) relative to funding to support the Elysian Valley Street Lighting Project Phase II in Council District 13.

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

1. TRANSFER / APPROPRIATE \$150,000 in the AB 1290 Fund No. 53P, Account No. 281213 (CD 13 Redevelopment Projects - Services) to the Street Lighting Fund No. 347/50, Account No. 50HLCC (SAFETEA LU: Elysian Valley Phase II) to support the Elysian Valley Street Lighting Project Phase II.
2. AUTHORIZE the Bureau of Street Lighting to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (12) - RECEIVED AND FILED

Adopted to Receive and File, Unanimous Vote (12); Absent: Cárdenas and Parks (2)

[12-0109](#)

CD 10

MOTION (WESSON - REYES) 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

[11-0329-S3](#)

MOTION (HUIZAR - REYES) relative to funding for the Los Angeles Street Car Project.

[12-0149](#)

MOTION (LABONGE - GARCETTI) relative to funding for the Good Shepherd Center for Homeless Women & Children services to the community, including capital improvements.

[12-0150](#)

MOTION (ALARCON - KREKORIAN) relative to funding for the Sylmar Independent Baseball League.

[12-0146](#)

MOTION (ENGLANDER - GARCETTI) relative to installing street banners identifying the Granada Hills North Neighborhood Council.

[12-0148](#)

MOTION (HUIZAR - KORETZ) relative to initiating street vacation proceedings for an alley located at 10951-55 Wilshire Boulevard.

[11-0688](#)

MOTION (LABONGE - GARCETTI) relative to amending prior Council action of November 18, 2011 regarding the San Fernando Road West / Cutter Street / Street Vacation Proceeding - VAC E-1401173.

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

[11-1529-S3](#)

RESOLUTION (WESSON - REYES) relative to the City Council Committees and Committee structure.

[12-0147](#)

RESOLUTION (WESSON - GARCETTI - HUIZAR) relative to declaring February 1, 2012 as Rob Dyrdek Day in the City of Los Angeles in recognition of his hard work and dedication to the youth of the City.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

- [12-0004](#) - Georgia A. Mattera
Los Angeles Fire Department (LaBonge - Garcetti)
- Ramon R. Alatoree – Serial #21842
35 Years of Service
Los Angeles Police Department (LaBonge - Garcetti)
- Marie Northrop Lecture Series
20th Anniversary Celebration (LaBonge - Garcetti)
- Steven A. Griffith
Police Officer III+3 (Englander - Zine - All Councilmembers)
- James M. Joy
Detective II+3 (Englander - Zine - All Councilmembers)

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

- [12-0003](#) - John Combs (LaBonge)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Regular meeting recessed at 12:55 p.m.
Special meeting convened at 12:55 p.m.
Special meeting adjourned at 1:09 p.m.
Regular meeting convened at 1:09 p.m.