

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **March 20, 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: Buscaino, Cárdenas, Englander, Garcetti, Krekorian, LaBonge, Parks, Reyes, Rosendahl and Zine (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MARCH 7, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 34

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 1-14

ITEM NO. (1) - PUBLIC HEARING CLOSED - ADOPTED

Adopted, Ayes (12); Absent: Garcetti, Krekorian and Perry (3)

[10-0084](#)
CD 15

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to levying the Wilmington Commercial Business Improvement District (District) special assessment for the District's seventeenth fiscal year (operating year) beginning January 1, 2012 through December 31, 2012.

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

1. HEAR PROTESTS against the proposed levying of the special assessment for the District's 2012 fiscal year, pursuant to Section 36524 of the California Streets and Highways Code.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the special assessment for the District's 2012 fiscal year, if a majority protest, as defined by Section 36525 of the California Streets and Highways Code is found not to exist.
3. APPROVE the Wilmington Commercial Business Improvement District Advisory Board for the District's 2012 fiscal year.

4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and administer a contract between the City and the Wilmington Chamber of Commerce, the nonprofit service provider for administration of the District.

Fiscal Impact Statement: The City Clerk reports that direct costs for Department administration of the District program for its 2012 fiscal year will be recovered from the assessments collected. The amount of recoverable City costs to be charged to the District will be \$2,670, representing five percent of the District's anticipated assessment revenue for its 2012 fiscal year, plus an additional one percent for departmental costs associated with the direct billing of District stakeholders. There are no assessments to be paid for City-owned properties located within the boundaries of the District. Therefore, there is no impact on the General Fund.

(Pursuant to Council adoption of Ordinance No. 182060 on February 22, 2012.)

ITEM NO. (2) - PUBLIC HEARING CLOSED - ADOPTED

Adopted, Ayes (12); Absent: Alarcón, Huizar and Perry (3)

[10-1958](#)

CD 9

HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to levying the Little Tokyo Business Improvement District (District) special assessment for the District's ninth fiscal year (operating year) beginning January 1, 2012 through December 31, 2012.

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

1. HEAR PROTESTS against the proposed levying of the special assessment for the District's 2012 fiscal year, pursuant to Section 36524 of the California Streets and Highways Code.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the special assessment for the District's 2012 fiscal year, if a majority protest, as defined by Section 36525 of the California Streets and Highways Code is found not to exist.
3. APPROVE the Little Tokyo Business Improvement District Advisory Board for the District's 2012 fiscal year.
4. AUTHORIZE the City Clerk, subject to City Attorney approval, to prepare, execute and administer a contract between the City and the L'il Tokyo Businessmen's Association, the nonprofit service provider for administration of the District.

Fiscal Impact Statement: There are no assessments to be paid for City-owned properties located within the boundaries of the District. Therefore, there is no impact to the General Fund.

(Pursuant to Council adoption of Ordinance No. 182059 on February 22, 2012.)

ITEM NO. (3) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: Garcetti, Krekorian and Perry (3)

[11-0952](#)

CD 4

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of asbestos monitoring and removal, demolition and fencing of the lot at 4521 West Melbourne Avenue. (Lien: \$15,719.12)

ITEM NO. (4) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: Garcetti, Krekorian and Perry (3)

[11-2058](#)

CD 8

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning of the lot at 10024 South Western Avenue. (Lien: \$300.00)

ITEM NO. (5) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: Garcetti, Krekorian and Perry (3)

[11-2059](#)

CD 5

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning of the lot at 4000 North Stansbury Avenue. (Lien: \$1,932.00)

ITEM NO. (6) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: Garcetti, Krekorian and Perry (3)

[11-2060](#)

CD 12

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning and fencing of the lot at 17536 West Strathern Street. (Lien: \$4,984.56)

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

Adopted to Confirm Lien, Ayes (12); Absent: Garcetti, Krekorian and Perry (3)

[11-2061](#)

CD 9

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading of all openings, cleaning and fencing of the lot at 5900 South Hoover Street (front two story apartment), includes 714 West 59th Street (rear SFD).

(Lien: \$16,886.88)

ITEM NO. (8) - RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[11-2062](#)

CD 13

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading of all openings and fencing of the lot at 3107 West Council Street.

(Lien: \$4,699.93)

ITEM NO. (9) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: Garcetti and Perry (2)

[11-2063](#)

CD 2

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of cleaning of the lot at 4748 North Burnet Avenue.

(Lien: \$1,932.00)

ITEM NO. (10) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: Garcetti and Perry (2)

[11-2077](#)

CD 15

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading of all openings, cleaning of the lot and graffiti abatement at 1644 East 109th Street.

(Lien: \$3,303.04)

ITEM NO. (11) - RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[11-2078](#)

CD 8

HEARING APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien to cover the cost of barricading of all openings of the lot at 152 West 90th Street, 150-152 1/2 West 90th Street. (Lien: \$908.25)

ITEM NO. (12) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: Garcetti and Perry (2)

[11-1422](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1482 North Murchison Street, APN 5202-012-002. (Lien: \$4,430.52)

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 1482 North Murchison Street, 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 \$4,430.52 on the above referenced property.

(Continued from Council meeting of February 14, 2012)

ITEM NO. (13) - RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[11-1913](#)

CD 4

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 11038 West Blix Street, APN 2353-031-007. (Lien: \$603.00)

Recommendations for Council action:

1. HEAR PROTESTS relative to a proposed lien recorded against property located at 11038 West Blix Street, to recover the costs of annual inspection invoices, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a), and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.
2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of \$603.00 on the above referenced property.

(Continued from Council meeting of March 7, 2012)

ITEM NO. (14) - PUBLIC HEARING CLOSED - ADOPTED

Adopted, Ayes (12); Absent: Englander, Garcetti and Perry (3)

[12-0088-S1](#)

CD 11

CONSIDERATION OF APPEAL filed by Timothy G. Dallinger from the Los Angeles Department of Transportation (LADOT) General Manager's determination in sustaining the supplemental traffic assessment report dated November 30, 2011 for the proposed New West Charter Middle School located at 1905-1915 Armacost Avenue.

Recommendation for Council action:

CONCUR with the LADOT General Manager's determination, and THEREBY SUSTAIN the supplemental traffic assessment report dated November 30, 2011 for the proposed New West Charter Middle School located at 1905-1915 Armacost Avenue.

Applicant: New West Charter Middle School

Representative: Craig Lawson and Company, LLC

WLA11-040

Fiscal Impact Statement: None submitted.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 14, 2012

(LAST DAY FOR COUNCIL ACTION - APRIL 13, 2012)

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

Items for Which Public Hearings Have Been Held - Items 15-36

ITEM NO. (15) - ADOPTED - SEE FOLLOWING

Adopted, Ayes (13); Absent: Huizar and Perry (2)

[12-0195](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Andrew Walter to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Andrew Walter to the Los Angeles Convention and Exhibition Center Authority for the term ending January 16, 2015 is APPROVED and CONFIRMED. (Current commission gender composition: M=6; F=4)

Ethics Commission Review: Complete.

Background Check Review: Complete.

Community Impact Statement: None submitted.

(Trade, Commerce and Tourism 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

TRADE, COMMERCE AND TOURISM COMMITTEE REPORT relative to the appointment of Mr. Andrew Walter to the Los Angeles Convention and Exhibition Center Authority.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Andrew Walter to the Los Angeles Convention and Exhibition Center Authority for the term ending January 16, 2015, to fill the vacancy created by Justin Farar, is **APPROVED** and **CONFIRMED**. Mr. Walter resides in Council District Five. (Current Board composition: M=6; F=4.)

Ethics Commission Review: Complete.

Background Check Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 22, 2012

(LAST DAY FOR COUNCIL ACTION - MARCH 21, 2012)

ITEM NO. (16) - ADOPTED

Adopted, Ayes (12); Absent: Alarcón, Huizar and Perry (3)

[11-0285](#)

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code to update common findings for conditional uses, adjustments and other quasi-judicial land use approvals.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 11-0285 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Negative Declaration [ENV-2010-1573-ND] filed on August 2, 2010.
2. ADOPT the FINDINGS of the City Planning Commission, including the Environmental Findings, as the Findings of Council.
3. PRESENT and ADOPT the accompanying Ordinance amending Los Angeles Municipal Code Sections 11.01, 12.03, 12.24, 12.28, 13.03, 14.3.1, and 16.05 to update common findings for conditional uses, adjustments, and other quasi-judicial land use approvals to provide a better framework for analyzing the merits of proposed development projects and eliminate redundancy in case processing.

Fiscal Impact Statement: None submitted by the Planning Department and City Attorney. 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, Huizar, Koretz, Perry and President Wesson (5)
(Item Nos. 17-26)**

ITEM NO. (17) - ADOPTED

[10-0474](#)

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

Recommendation for Council action:

NOTE and FILE the February 8, 2012 quarterly status report from the LADWP relative to work performed to maintain the rights-of-way along the Los Angeles River.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED

[11-0098](#)

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

Recommendation for Council action:

NOTE and FILE the progress reports from the 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: None submitted.

ITEM NO. (19) - ADOPTED

[12-0129](#)

ARTS, PARKS, HEALTH, AND AGING COMMITTEE REPORT relative to naming the Los Angeles Zoo's bird show the "Angela Collier World of Birds Theater" in consideration of a donation of \$700,000 to the Greater Los Angeles Zoo Association (GLAZA).

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

APPROVE the naming opportunity of the "Angela Collier World of Birds Theater" in consideration of a donation to GLAZA in the amount of \$700,000 for the benefit of the Los Angeles Zoo, as detailed in the January 6, 2012 Los Angeles Zoo report, attached to the Council file.

Fiscal Impact Statement: The Los Angeles Zoo reports that approval of the naming opportunity, as detailed in the January 6, 2012 Los Angeles Zoo report, attached to the Council file, will benefit the Zoo by providing visitor amenity improvements. There is no fiscal impact as there will be no additional costs to operate or maintain this approved amenity.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

[11-1702](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a Blueprint for a Transition to Performance-based Budgeting for the City of Los Angeles.

Recommendation for Council action:

NOTE and FILE the Controller report dated October 5, 2011 relative to a Blueprint for a Transition to Performance-based Budgeting for the City of Los Angeles.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[11-1702-S1](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to phasing in a performance-based budget process in the City of Los Angeles.

Recommendations for Council action, pursuant to Motion (Englander – Parks, et al.):

1. REQUEST the Mayor's Office to work with the City Administrative Officer (CAO), the Chief Legislative Analyst (CLA) and the Office of the Controller to begin phasing in a performance-based budget process starting with two departments, the Department of City Planning and the Public Works Bureau of Street Lighting for inclusion in their Fiscal Year 2012-13 Proposed Budget.
2. DIRECT the CAO to report back in each subsequent Financial Status Report on the progress of the aforementioned departments in implementing and tracking their performance metrics.
3. DIRECT all remaining City Departments and Bureaus to engage in strategic planning including the establishment of measurable goals and performance metrics for those goals for inclusion in the 2013-14 budget process.
4. DIRECT the CAO and CLA to report back to the Budget and Finance Committee on the feasibility of activating the performance-based budgeting module in the Financial Management System (FMS) within the next two years.

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

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED

[12-0021](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to delinquent accounts receivables \$5,000 and over per account from the Los Angeles Fire Department (LAFD).

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

APPROVE the Board of Review (Board) recommendation to authorize the LAFD to remove from its active accounts receivables five invoices totaling \$49,620.45.

Fiscal Impact Statement: The Board reports that the proposed action will decrease the City's receivable base by \$49,620.45.

Community Impact Statement: None submitted.

ITEM NO. (23) - ADOPTED

[12-0244](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Transtar Metals Corp.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of \$147,992.27 against property owned by Transtar Metals Corp., pursuant to Los Angeles Municipal Code Section 21.15(o).

Fiscal Impact Statement: None submitted by Finance. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

[Council may recess into Closed Session pursuant to Government Code Section 54956.9(c) to confer with its legal counsel relative to the above matter]

ITEM NO. (24) - ADOPTED

[10-1140-S3](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authorization to take various actions within the Lead Grant Fund for the continued operation of the Lead Hazard Reduction Demonstration Grant and Lead Hazard Control Grant through Fiscal Year 2011-12.

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

1. AUTHORIZE the Controller to:

- a. Establish new accounts within Lead Grant Funds, Fund No. 49E/43, as follows:

<u>Account</u>	<u>Title</u>
43H702	Lead Hazard Reduction Direct - LG VII
43H802	Lead Hazard Reduction Direct - LG VIII

- b. Transfer appropriations within Lead Grant Funds, Fund No. 49E/43, for Lead Grant (LG) 7 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	43G844	Technical Services - LG VII and LG VIII	\$86,404.00
	43G143	LAHD Admin	\$93,138.31
	43G799	Related Cost - LG VIII	\$892.20
	43H844	Technical Services	<u>\$60,000.00</u>
		Total:	\$240,434.51

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	43H702	Lead Hazard Reduction Direct	\$240,434.51

- c. Transfer appropriations within Lead Grant Funds, Fund No. 49E/43, for LG8 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	43E804	Administrative Reserve(2 year) - LG VIII	\$86,140.30
	43E844	Technical Services - LG VII and LG VIII	\$115,322.09
	43G844	Technical Services - LG VII and LG VIII	\$61,482.00
	43G143	LAHD Admin	<u>\$13,500.00</u>
		Total:	\$276,444.39

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	43H802	Lead Hazard Reduction Direct	\$276,444.39

- d. Transfer appropriations within Lead Grant Funds, Fund No. 49E/43, for LG7 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	43G799	Related Cost - LG VII	\$17,727.00

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	43H799	Related Cost - LG VII	\$17,727.00

- e. Transfer appropriations within Lead Grant Funds, Fund No. 49E/43, for LG8 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	43G143	LAHD Admin	\$33,141.44
	43G799	Related Cost - LG VII	<u>\$220.25</u>
		Total:	\$33,361.69

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	43H899	Related Cost - LG VIII	\$33,361.69

f. Expend funds from the accounts identified above for a total amount not to exceed \$567,967.59 from Lead Grant Funds, Fund No. 49E/43, upon proper written demand from the General Manager, Los Angeles Housing Department (LAHD), or designee.

g. Transfer appropriations within Lead Grant Funds, Fund No. 49E/43, for LG7 as follows:

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	43E844	Technical Services - LG VII and LG VIII	\$60,965.47

	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	43H143	Housing	\$60,965.47

h. Increase appropriations in Fund 100/43 for the Lead Grant Program as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$60,965.47

i. Expend funds appropriated in Recommendation 1(h) above for a total amount not to exceed \$60,965.47, upon proper written demand from the General Manager, LAHD, or designee.

2. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any necessary technical adjustment consistent with the Mayor and Council action on this request, 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 General Fund. Approval of these recommendations will allow for the appropriation of funds into specific expenditure accounts totaling \$628,933.06, which are necessary to support Los Angeles Housing Department staffing costs and other program expenses for the 2011-12 Lead Hazard Remediation (LHR) Program. The recommendations are in compliance with City Financial Policies in that the full cost of the LHR Program will be paid from previously approved Lead Grant funds.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

[11-0600-S25](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to eliminating all General Fund support to the Community Development Department (CDD).

Recommendation for Council action:

NOTE and FILE the CDD Report dated December 1, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

[11-0600-S26](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to an instruction to the Community Development Department (CDD) to ensure reductions to funding result in a balance between program costs and personnel costs.

Recommendation for Council action:

NOTE and FILE the CDD Report dated December 6, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED

Adopted, Ayes (13); Absent: Garcetti and Perry (2)

[11-0600-S49](#)

CD 15

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the status of the Jordan Downs development project located at 9800 Grape Street, Los Angeles.

Recommendation for Council action:

NOTE and FILE the Housing Authority of the City of Los Angeles Report dated December 1, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (28) - ADOPTED

Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[11-0600-S125](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the total amount of money dedicated to the Summer Youth Program.

Recommendation for Council action:

NOTE and FILE the Community Development Department Report dated December 1, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (29) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL REPORT - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Substitute Motion Adopted, Ayes (13); Absent: Garcetti and Perry (2)

[11-1920](#)

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to approval to issue Letters of Commitment for Round 1 of the 2012 Affordable Housing Trust Fund (AHTF), and other actions related to the AHTF.

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

1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
 - a. Issue Letters of Commitment in the amounts identified in Tables 1 through 3 from the Affordable Housing Trust Fund, subject to the following conditions: that the project sponsors (except those whose projects are otherwise fully funded) apply to the proposed leveraging source in the next available funding round; and, that disbursement take place after sponsors receive the full amount requested therein.

TABLE 1-RECOMMENDED HOMELESS HOUSING PROJECTS

	<u>Project Name</u>	<u>Type</u>	<u>Units</u>	<u>C.D.</u>	<u>AHTF Amount</u>	<u>PBVs Awarded</u>
1	Day Street Apartments	Special Needs	46	2	\$1,745,082	21
2	New Pershing Apartments	Special Needs	69	9	\$3,500,000	52
3	Rosslyn Hotel	Special Needs	<u>264</u>	9	<u>\$8,138,435</u>	<u>93</u>
	Total:		379		\$13,383,517	166

TABLE 2 - RECOMMENDED AT-RISK HOUSING PROJECTS

	<u>Project Name</u>	<u>Type</u>	<u>Units</u>	<u>CD</u>	<u>AHTF Amount</u>
1	Banning Villa	At-Risk	90	15	\$1,500,000

TABLE 3 - RECOMMENDED AFFORDABLE HOUSING PROJECTS

	<u>Project Name</u>	<u>Type</u>	<u>Units</u>	<u>CD</u>	<u>AHTF Amount</u>
1	Rio Vista	Family	87	1	\$2,542,354
2	Riverwalk at Reseda	Family	77	3	\$301,059
3	Sage Park	Family	<u>90</u>	15	<u>\$3,473,070</u>
	Total:		254		\$6,316,483

TABLE 4 - COMBINED TOTAL - ALL PROJECTS

<u>Projects</u>	<u>Units</u>	<u>AHTF Amount</u>	<u>PBV Amount</u>
7	723	\$21,200,000	166

- b. Negotiate and execute an acquisition/predevelopment /construction/permanent loan agreement for each project identified in Tables 1 through 3 that receives a funding award from its respective leveraging source (if applicable), subject to the satisfaction of all conditions and criteria stated in the AHTF application, this transmittal, and the LAHD's Letter of Commitment; subject to approval by the City Attorney as to form.
- c. Execute subordination agreements for each of the aforementioned projects wherein the City loan and regulatory agreements are subordinated to their respective conventional construction and permanent loans.
- d. Execute agreements allowing the transfer to and/or execution of the City loans by a limited partnership, to enable admittance of tax credit investors.
- e. Participate as a co-grantee with McCormack Baron Salazar (MBS) of State of California Housing and Community Development (HCD) Infill Infrastructure Grant (IIG) funds awarded June 30, 2009.
- f. Enter into negotiations with HCD, if necessary, in order to finalize the IIG budget, proposed accomplishments, or other related details for the grant agreement.
- g. Execute a grant agreement, any amendments thereto, and any other documents necessary between HCD and the City of Los Angeles for the disbursement of the IIG funds.
- h. Negotiate and execute IIG pre-development/construction/permanent loan agreements, separately or as part of the AHTF loan agreements, with MBS for each of the five phases of the Taylor Yard Transit Village development, including the Taylor Yard Apartments (Phase I) and the Rio Vista Apartments (Phase II), subject to approval of the City Attorney as to form.
- i. Accept the grant and receive deposits and/or reimbursements from the IIG Program up to \$15,094,990, and deposit the funds into the fund and account identified in Recommendation 2C below.
- j. Amend the AHTF Loan Agreements for the Las Margaritas, Normandie Terrace, and Vendome Palms projects, to include funds committed by the Los Angeles Department of Water and Power (LADWP) in the amount of \$200,000 per project.
- k. Amend the AHTF commitment for the Tobias Terrace project to include funds committed by the LADWP in the amount of \$200,000.
- l. Prepare Controller's Instructions and any necessary technical adjustment(s), consistent with Mayor and Council actions, subject to the approval of the City Administrative Officer (CAO), and authorize the Controller to implement the instructions.

- m. Use uncommitted funds from prior years' accounts within Fund No. 561 first, before current year funds and accounts, as needed, to close out old accounts for projects related to this report.

2. AUTHORIZE the Controller to:

- a. Allocate and expend funds from the following funds and accounts for the following 2012 Round 1 projects:

<u>Project</u>	<u>Fund</u>	<u>Acct</u>	<u>Title</u>	<u>Amount</u>
Banning Villa Apts.	561	43H212	AHTF	\$1,500,000.00
Day Street Apts.	561	43H212	AHTF	\$1,745,082.00
New Pershing Apts.	561	43H212	AHTF	\$3,500,000.00
Rio Vista Apts.	561	43H212	AHTF	\$2,542,354.00
Riverwalk at Reseda	561	43H212	AHTF	\$301,059.00
Rosslyn Hotel	561	43H212	AHTF	\$8,138,435.00
Sage Park	561	43H212	AHTF	<u>\$3,473,070.00</u>
Total:				\$21,200,000.00

- b. Establish a new interest bearing fund entitled State HCD-IIG Program for the receipts and disbursements of the IIG in the amount of \$15,094,990.00.
- c. Appropriate funds within the new Fund No. XXX (number to be assigned by the City Controller upon Mayor and Council approval of this recommendation), Department 43, for fiscal year 2011-12 as follows:

<u>Fund</u>	<u>Acct</u>	<u>Title</u>	<u>Amount</u>
XXX	43H854	HCD IIG-Taylor Yard	\$15,094,990.00

- d. Expend funds in an amount not to exceed \$15,094,990.00, from the above Fund and Account, Department 43, upon proper written demand from the General Manager, LAHD, or designee.
- e. Allocate and expend funds from the following funds and accounts for the LADWP-approved projects below, upon proper written demand from the General Manager, LAHD, or designee:

<u>Project</u>	<u>Fund</u>	<u>Acct</u>	<u>Title</u>	<u>Amount</u>
Las Margaritas	44G	43T215	LADWP	\$200,000.00
Normandie Terrace	44G	43T215	LADWP	\$200,000.00
Tobias Terrace	44G	43G215	LADWP	\$200,000.00
Vendome Palms	44G	43T215	LADWP	<u>\$200,000.00</u>
Total:				\$800,000.00

Fiscal Impact Statement: The LAHD reports that the proposed actions will allocate a total of \$21,200,000 in HOME funds for the development of seven 2012 Round 1 projects consisting of 723 affordable housing units. The seven projects will create approximately 1,420 jobs. There is no impact on the General Fund.

Community Impact Statement: None submitted.

ADOPTED

SUBSTITUTE MOTION (CARDENAS - WESSON)

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

ADOPT the recommendations contained within the CAO report dated March 20, 2012 in lieu of those contained in the Committee report as follows:

That the Mayor and Council:

1. **AUTHORIZE** the General Manager, Los Angeles Housing Department (LAHD), or designee, to:
 - A. Issue Letters of Commitment for the seven projects detailed below that were selected through Round 1 of the 2012 Affordable Housing Trust Fund (AHTF) Notice of Funding Availability (NOFA), subject to the condition that the project sponsors (except those projects which are otherwise fully funded) apply to the proposed leveraging source in the next available funding round and receive the full amount requested therein:

	Project Name	Type	Units	C.D.	AHTF Amount	PBVs Awarded
<i>Homeless Housing Projects</i>						
1	Day Street Apartments	Special Needs	46	2	\$1,745,082	21
2	New Pershing Apartments	Special Needs	69	9	3,500,000	52
3	Rosslyn Hotel	Special Needs	264	9	8,138,435	93
	Subtotal:		379		\$13,383,517	166
<i>At-Risk Projects</i>						
1	Banning Villa	At-Risk	90	15	\$1,500,000	N/A
<i>Affordable Housing Projects</i>						
1	Rio Vista	Family	87	1	\$2,542,354	N/A
2	Riverwalk at Reseda	Family	77	3	301,059	
3	Sage Park	Family	90	15	3,473,070	
	Subtotal:		254		\$13,383,435	
	TOTAL		723		\$21,200,000	166

- B. Negotiate and execute an acquisition/predevelopment/construction/permanent loan agreement for each project identified in Recommendations 1A above that receives a funding award from their respective leveraging source (if applicable), subject to the satisfaction of all conditions and criteria stated in the AHTF application, the LAHD transmittal dated February 21, 2012 (Council file No. 11-1920) and LAHD's Letter of Commitment, subject to approval by the City Attorney as to form.

- C. **Execute subordination agreements for the projects identified in Recommendation 1A above wherein the City loan and regulatory agreements are subordinated to their respective conventional construction and permanent loans, subject to approval by the City Attorney as to form.**
- D. **Execute agreements allowing the transfer to and/or execution of the City loans by a limited partnership, to enable admittance of tax credit investors, subject to approval by the City Attorney as to form.**
- E. **Amend the AHTF Loan Agreements for the Las Margaritas (Council file No. 08-2855), Normandie Terrace (09-2841), and Vendome Palms (07-3466-S1) projects to include funds committed by the Los Angeles Department of Water and Power (LADWP) for Sustainable Design and Economic Development in the amount of \$200,000 per project.**
- F. **Amend the AHTF commitment for the Tobias Terrace project (Council file No. 10-1869) to include funds committed by LADWP for Sustainable Design and Economic Development in the amount of \$200,000 per project.**
- G. **Participate as a co-grantee with McCormack Baron Salazar (MBS) of State of California Housing and Community Development (HCD) Infill Infrastructure Grant (IIG) funds awarded June 30, 2009.**
- H. **Enter into negotiations with HCD, if necessary, in order to finalize the IIG budget, proposed accomplishments, or other related details for the grant agreement.**
- I. **Accept the IIG and receive deposits and/or reimbursements from the IIG Program up to \$15,094,990, and deposit the funds into the Fund and Account identified in Recommendation 2C below.**
- J. **Execute a grant agreement, any amendments thereto, and any other documents necessary between HCD and the City of Los Angeles for the disbursement of the IIG funds.**
- K. **Negotiate and execute IIG pre-development/construction/permanent loan agreements, separately or as part of the AHTF loan agreements, with MBS for each of the five phases of the Taylor Yard Transit Village development, including the Taylor Yard Apartments (Phase I) (Council file No. 10-1869) and the Rio Vista Apartments (Phase II) (Council file No. 11-1920), subject to approval of the City Attorney as to form.**

2. AUTHORIZE the Controller to:

- A. **Allocate and expend funds from the following funds and accounts for the 2012 Round 1 AHTF NOFA projects:**

<u>Project</u>	<u>Fund</u>	<u>Account</u>	<u>Account Name</u>	<u>Amount</u>
Banning Villa Apts.	561	43H212	AHTF	\$1,500,000
Day Street Apts.	561	43H212	AHTF	\$1,745,082
New Pershing Apts.	561	43H212	AHTF	\$3,500,000
Rio Vista Apts.	561	43H212	AHTF	\$2,542,354
Riverwalk at Reseda	561	43H212	AHTF	\$301,059
Rosslyn Hotel	561	43H212	AHTF	\$8,138,435
Sage Park	561	43H212	AHTF	\$3,473,070
TOTAL				\$21,200,000

- B. Establish a new interest bearing fund entitled "State HCD-IIG program" for the receipt and disbursement of the IIG in the amount of \$15,094,990.
- C. Appropriate funds within the new Fund No. XXX (number to be assigned by the Controller upon Mayor and Council approval of this recommendation), Department 43, for fiscal year 2011-12 as follows:

<u>Fund</u>	<u>Account</u>	<u>Account Name</u>	<u>Amount</u>
XXX	43H854	HCD IIG-Taylor Yard	\$15,094,990

- D. Expend funds in an amount not to exceed \$15,094,990, from the above Fund and Account, Department 43, upon proper written demand from the General Manager, LAHD, or designee.
- E. Allocate and expend funds from the following funds and accounts for the LADWP-approved projects below, upon proper written demand from the General Manager, LAHD, or designee:

<u>Project</u>	<u>Fund</u>	<u>Account</u>	<u>Account Name</u>	<u>Amount</u>
Las Margaritas	44G	43T215	LADWP	\$200,000
Normandie Terrace	44G	43T215	LADWP	\$200,000
Tobias Terrace	44G	43G215	LADWP	\$200,000
Vendome Palms	44G	43T215	LADWP	\$200,000
TOTAL:				\$800,000

- F. Use uncommitted funds from prior years' accounts within HOME Fund 561 first, before current year funds and accounts, as needed, to close out old accounts for projects related to the AHTF.
3. AUTHORIZE the LAHD General Manager, or designee, to prepare Controller instructions and make any necessary technical adjustments consistent with the Mayor and Council actions on these matters, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

**Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)
(Item Nos. 30-35)**

ITEM NO. (30) - ADOPTED

[11-1874](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to Amendment No. 1 to the 2011-14 Memorandum of Understanding (MOU) for the Fire Chief Officers Representation Unit to provide specific compensation to three members who were, or may be, reassigned from Fire Deputy Chief to Fire Assistant Chief.

Recommendation for Council action:

APPROVE Amendment No. 1 to the 2011-14 MOU between the City and the Los Angeles Fire Department (LAFD) Chief Officers Association to provide specific salaries to three reassigned members of the LAFD and to specify the additional compensation to be earned by these specific employees for additional work.

Fiscal Impact Statement: The City Administrative Officer reports that the General Fund cost to the LAFD of implementing the terms of Amendment No. 1 to MOU 22 is approximately \$36,000 in Fiscal Year (FY) 2011-12, \$145,730 in FY 2012-13, and \$127,000 in FY 2013-14.

Community Impact Statement: None submitted.

ITEM NO. (31) - ADOPTED

[12-0135](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to Amendment No. 3 to the current Operating, Maintenance and Service Unit Memorandum of Understanding (MOU) to increase the salary for the classification of Protective Coating Worker (PCW) to the same level as the Painter B classification.

Recommendation for Council action:

APPROVE Amendment No. 3 to the current Operating, Maintenance and Service Unit MOU and the salary for PCWs represented by the International Brotherhood of Electrical Workers, Local 18.

Fiscal Impact Statement: The Los Angeles Department of Water and Power (LADWP) reports that there are currently ten PCWs in the LADWP. The current difference in salary at the fifth step between the PCW and the Painter classification is \$2,150.64 a year. The fiscal impact to the LADWP budget for the 2011-12 year is approximately \$21,506.40.

Community Impact Statement: None submitted.

ITEM NO. (32) - ADOPTED

[12-0230](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to consolidated reasonable accommodations for employees with temporary and permanent work restrictions as a result of industrial or non-industrial injuries or illnesses for the first quarter of Fiscal Year (FY) 2011-12.

Recommendation for Council action:

NOTE and FILE the January 17, 2012 Personnel Department report relative to consolidated reasonable accommodations for employees with temporary and permanent work restrictions as a result of industrial or non-industrial injuries or illnesses for the first quarter of FY 2011-12.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (33) - ADOPTED

[12-0246](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the exemption of two Senior Project Coordinator I positions for the Department on Disability from the Civil Service provisions of the City Charter.

Recommendation for Council action:

APPROVE the exemption of two Senior Project Coordinator I positions for the Department on Disability from the Civil Service provisions of the City Charter, pursuant to Charter Section 1001(b)(1).

Fiscal Impact Statement: None submitted by the Mayor. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 21, 2012

(LAST DAY FOR COUNCIL ACTION - MARCH 21, 2012)

ITEM NO. (34) - ADOPTED

[08-2620](#)

CDs 1, 8 & 9

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the development of a University of Southern California University Park Campus Specific Plan.

Recommendations for Council action:

1. NOTE and FILE the Department of City Planning and Los Angeles Housing Department reports and Nexus Study, in response to Motion (Parks - Perry), relative to the development of a University of Southern California University Park Campus Specific Plan.
2. INSTRUCT the Department of City Planning to continue to provide status updates and to continue to coordinate with Council Districts One, Eight, and Nine and to include any other City departments that are involved with the impacts.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (35) - ADOPTED

[12-0074](#)

CD 4

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal for property at 664 South Rimpau Boulevard and 4661 West Wilshire Boulevard.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 12-0074 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2008-2726-MND] filed on September 117, 2008.
2. ADOPT the FINDINGS of the Central Los Angeles Area City Planning Commission (CLAACPC), including the Environmental Findings, as the Findings of the Council.
3. RESOLVE TO DENY THE APPEAL filed by Nancy and John Reinisch and the Rimpau Neighborhood Coalition (Rob Glushon and Steve Kaplan, Luna and Glushon, Representative) from the entire decision of the CLAACPC, and THEREBY APPROVE the Vesting Tentative Tract No. 70608-CN-1A for the proposed construction of a 12-unit residential condominium with 30 parking spaces for property at 664 South Rimpau Boulevard and 4661 West Wilshire Boulevard, subject to Conditions of Approval, inasmuch as the appellants withdrew their appeal in a letter dated February 28, 2012.

Applicant: Chung Hyuk Pak and Soon Pak
Representative: Joe Pink, ARC Pac Inc.

VTT-70608-CN-1A

Fiscal Impact Statement: The CLAACPC reports that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 20, 2012

(LAST DAY FOR COUNCIL ACTION - MARCH 20, 2012)

ITEM NO. (36) - ADOPTED, AS AMENDED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted as Amended, Ayes (10); Absent: Cárdenas, Englander, Garcetti, Perry and President Wesson (5)

[12-0088](#)

CD 11

MITIGATED NEGATIVE DECLARATION and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to Conditional Use appeals for property at 1905, 1911 and 1915 South Armacost Avenue.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council file No. 12-0088 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2011-1924-MND] filed on October 14, 2011.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission (LACPC) as modified by the Planning and Land Use Management (PLUM) Committee, including the Environmental Findings, as the Findings of the Council.
3. RESOLVE TO GRANT IN PART / DENY IN PART THE APPEALS filed by: 1) Suzanne Fisher; 2) Tina Michele Gruen; 3) Mark Susuki; 4) Brian Tadashi Maeda; 5) Timothy Dallinger; and 6) Charles Sims from the entire determination of the LACPC, THEREBY APPROVING a Conditional Use to operate a charter school in the M2-1 Zone for the proposed conversion of an existing one-story, 49,885 square-foot warehouse structure into a school with 28 classrooms, a library, music room, faculty space, administrative offices, student common areas, and ancillary space for property at 1905, 1911 and 1915 South Armacost Avenue, subject to Conditions of Approval, as modified by the PLUM Committee and attached to Council file No. 12-0088.

Applicant: New West Charter Middle School

CPC-2011-1923-CU-SPR

Representative: Jessica Pakdaman, Craig Lawson and Company, LLC

4. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
5. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

Fiscal Impact Statement: The LACPC reports that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 28, 2012

(LAST DAY FOR COUNCIL ACTION - MARCH 28, 2012)

ADOPTED

AMENDING MOTION (ROSENDAHL - ZINE)

Recommendations for Council action, SUBJECT TO THE APPROVAL OF THE MA YOR:

SUBSTITUTE the following conditions:

1. **2c. 2014-15 and years following: maximum of 750**
2. **4e. If at any time the parking provided on-site is inadequate, as determined by the applicant or the Department of City Planning at the time of Plan Approval review pursuant to Condition No. 11, or at any time if requested by the Councilmember for Council District 11, then arrangements shall be made for off-site, off-street parking providing the additional parking spaces necessary. Such parking arrangements shall be reviewed by Los Angeles Department of Transportation and the Department of City Planning, pursuant to Conditions Nos. 11 and 15.**
3. **5a. An after-school program for up to 20 percent (175 at maximum enrollment) of the enrolled students shall be allowed until 6:00 p.m. subject to applicant then being in compliance with Condition 15f.**

Items for Which Public Hearings Have Not Been Held - Items 37-52

(10 Votes Required for Consideration)

ITEM NO. (37) - ADOPTED

Adopted, Ayes (13); Absent: Garcetti and Perry (2)

[12-0257](#)

COMMUNICATION FROM CHAIR, ARTS, PARKS, HEALTH, AND AGING COMMITTEE relative to the 2012 Los Angeles Marathon.

Recommendation for Council action:

NOTE and FILE the February 24, 2012 report of the Los Angeles Marathon Ad Hoc Committee relative to the 2012 Los Angeles Marathon.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (38) - ADOPTED

Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[12-0218](#)

CD 11

COMMUNICATION FROM CHAIR, INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE relative to a proposed direct sale of a City-owned property located at 8131 Delgany Avenue in Playa Del Rey, California, to Jay Sedrish and Laura Frank Sedrish, the current tenants.

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

1. DECLARE the property located at 8131 Delgany Avenue, Playa del Rey, CA 90293 as surplus.
2. DIRECT the Department of General Services (GSD), Real Estate Division, to conduct a Class A appraisal of the real property located at 8131 Delgany Avenue, Playa del Rey, CA 90293 to determine the fair market value.
3. DIRECT the GSD to initiate the surplus property process, negotiate the terms and conditions of the sale, and prepare and present any necessary documents including, but not limited to, the following: notices, purchase and sale agreement, and draft ordinance.
4. DIRECT the City Administrative Officer (CAO) to review the proposed direct sale of the property located at 8131 Delgany Avenue in Playa del Rey to the current tenants and report to the Council with its findings and recommendations.
5. REQUEST the City Attorney, with the assistance of the GSD, to prepare and present the necessary ordinances to effectuate the direct sale of the property located at 8131 Delgany Avenue, Playa del Rey, CA 90293.

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

Community Impact Statement: None submitted.

ITEM NO. (39) - CONTINUED TO MARCH 21, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[11-0187-S5](#)

MOTION (PERRY - PARKS) relative to requesting that the Council establish a framework for comprehensive, objective and fair hearings in its deliberations on redistricting.

Recommendation for Council action:

REQUEST that the Council establish a framework for comprehensive, objective and fair hearings in its deliberations on redistricting, including the following components:

- a. Guaranteed public hearing time periods for the people of each Council District.
- b. Reasonable advance notification to each Council Office so that members can be able to arrange their schedules for this purpose.
- c. A comprehensive racially polarized voting analysis.
- d. A clear method of tracking public input about this map.
- e. A set of mapping guidelines to make the goals of this redistricting clear.

**Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)
(Item Nos. 40-42)**

ITEM NO. (40) - ADOPTED

[12-0333](#)
CD 3

MOTION (ZINE - GARCETTI) relative to funding to provide essential public safety equipment for three Police Department divisions that serve Council District Three.

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

1. TRANSFER / APPROPRIATE \$200,000 in the AB 1290 Fund No. 53P, Account No. 281203 (CD 3 Redevelopment Projects - Services) to the Police Fund No. 100/70, Account No. 3090 (Field Equipment Expense) to provide essential public safety equipment for three Police Department divisions that serve Council District Three, and in the following proportions: \$80,000 to be expended for the Topanga Division; \$80,000 to be expended for the West Valley Division; and \$40,000 to be expended for the Valley Traffic Division.
2. AUTHORIZE the Los Angeles Police Department to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (41) - ADOPTED

[12-0335](#)
CD 9

MOTION (PERRY - KREKORIAN) relative to funding for costs associated with the use of the mobile stage by the Midnight Mission for their Easter Event on April 8, 2012.

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

APPROPRIATE \$696 from the Unappropriated Balance Fund No. 100/58 to the General Services Department 40 Fund No. 100/40, Account No. 1090 (Overtime Account) for Fleet Services, for costs associated with the use of the mobile stage, to be reimbursed by the Midnight Mission for their Easter Event on April 8, 2012.

ITEM NO. (42) - ADOPTED

[12-0336](#)

CD 9

MOTION (PERRY - LABONGE) relative to funding for costs associated with the use of the mobile stage by the Midnight Mission for their LMU Day of Service on March 24, 2012.

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

APPROPRIATE \$696 from the Unappropriated Balance Fund No. 100/58 to the General Services Department 40 Fund No. 100/40, Account No. 1090 (Overtime Account) for Fleet Services, for costs associated with the use of the mobile stage, to be reimbursed by the Midnight Mission for their LMU Day of Service on March 24, 2012.

ITEM NO. (43) - ADOPTED - FORTHWITH

Adopted, Ayes (13); Absent: Garcetti and Perry (2)

[12-0338](#)

CD 8

MOTION (PARKS - PERRY) relative to Council appointing Councilmembers of the Fifth and Eleventh Districts as the City's regular representatives on the Board of the Exposition Metro Line Construction Authority.

Recommendations for Council action:

1. APPOINT the Councilmembers of the Fifth and Eleventh Council Districts as the City's regular representatives on the Board of the Exposition Metro Line Construction Authority, pursuant to Section 132615 of the California Public Utilities Code, in lieu of the Councilmembers of the Eighth and Ninth Council Districts, inasmuch as Phase I of the Exposition Light Rail Line has been completed.
2. APPOINT the Councilmembers of the Eighth and Ninth Council Districts as the alternate representatives, respectively, for the Councilmembers of the Fifth and Eleventh Council Districts on the above named Board.

ITEM NO. (44) - ADOPTED

Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[11-0010-S39](#)

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

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Carlos Martinez (Council action of August 17, 2011, Council file No. 11-0010-S39) 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.

ITEM NO. (45) - ADOPTED

Adopted, Ayes (13); Absent: Garcetti and Perry (2)

[12-0332](#)

CD 9

MOTION (PERRY - PARKS) relative to installing street banners announcing the 25th Anniversary of the Nickelodeon Kid's Choice Awards on March 31, 2012.

Recommendations for Council action:

1. APPROVE the street banner program announcing the 25th Anniversary of the Nickelodeon Kid's Choice Awards, hosted by LA INC., as a City of Los Angeles Event Street Banner Program for the period of March 15, through April 2, 2012.
2. APPROVE the content of the street banners, attached to the Council file.

**Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)
(Item Nos. 46-49)**

ITEM NO. (46) - ADOPTED

[12-0334](#)

CD 9

MOTION (PERRY - LABONGE) relative to installing street banners in celebration and recognition of the Little Tokyo Historic District.

Recommendations for Council action:

1. APPROVE the street banner program, conducted by Council District Nine in support of the Little Tokyo Historic District, as a City of Los Angeles Non-Event Street Banner Program for the period of April 1, 2012 through June 30, 2013.
2. APPROVE the content of the street banners, attached to the Council file.

ITEM NO. (47) - ADOPTED

[12-0054-S1](#)

CD 9

MOTION (PERRY - KREKORIAN) relative to installing street banners announcing the U.S. Travel Association's International Pow Wow 2012 at the Los Angeles Convention Center on April 21-25, 2012.

Recommendations for Council action:

1. APPROVE the street banner program, in support of LA INC.'s hosting the International Pow Wow 2012 at the Los Angeles Convention Center, as a City of Los Angeles Event Street Banner Program.
2. APPROVE the content of the street banners, attached to the Council file.

ITEM NO. (48) - ADOPTED

[12-0337](#)

CD 9

MOTION (PERRY - KREKORIAN) relative to installing street banners announcing the Herbalife 2012 President's Summit at the Los Angeles Convention Center on March 21-24, 2012.

Recommendations for Council action:

1. APPROVE the street banner program, in support of LA INC.'s hosting of the Herbalife 2012 President's Summit at the Los Angeles Convention Center, as a City of Los Angeles Event Street Banner Program.
2. APPROVE the content of the street banners, attached to the Council file.

ITEM NO. (49) - ADOPTED

[12-0339](#)

CD 7

MOTION (ALARCON - WESSON) relative to funding to provide additional support to arts and music programs in Council District Seven.

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

1. TRANSFER / APPROPRIATE \$25,000 in the AB 1290 Fund No. 53P, Account No. 281207 (CD 7 Redevelopment Projects - Services) to the Cultural Affairs Fund No. 100/30, Account 9699 (Council Civic Fund), to provide additional support to arts and music programs in Council District Seven, including specifically, grants to choirs in the Seventh District.
2. AUTHORIZE the Cultural Affairs Department to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (50) - CONTINUED TO MARCH 21, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[12-0342](#)

RESOLUTION (PERRY - PARKS - WESSON) relative to Council urging KFI 640 AM's station management and Clear Channel Media Holdings to ensure their on-air hosts do not use and promote racist and sexist slurs over public airwaves in the City of Los Angeles.

Recommendations for Council action:

1. RESOLVE to URGE KFI 640 AM's station management and Clear Channel Media Holdings do everything in their power to ensure that their on-air hosts do not use and promote racist and sexist slurs over public airwaves in the City of Los Angeles.
2. RESOLVE that the derogatory language used by some radio personnel has no place on public airwaves in the Great City of Los Angeles or anywhere in America.
3. RESOLVE that a truly diverse work environment must include the hiring of a work force that reflects the diversity of Los Angeles which includes women, African Americans, Latinos, and Asians.

ITEM NO. (51) - ADOPTED

Adopted, Ayes (13); Absent: Garcetti and Perry (2)

[12-0343](#)

RESOLUTION (REYES - LABONGE - PERRY - PARKS) relative to declaring April 11, 2012 as Jackie Robinson Day in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE April 11, 2012 as Jackie Robinson Day in the City of Los Angeles.

ITEM NO. (52) - MAP APPROVED - CITY ENGINEER REPORT ADOPTED

Adopted, Ayes (10); Absent: Alarcón, Huizar, Koretz, Perry and President Wesson (5)

[12-0346](#)

CD 5

FINAL MAP OF TRACT NO. 70986 for property located at 8612 West Burton Way lying westerly of Sherbourne Drive.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)

(ADOPT City Engineer Report)

(ADOPT Bond No. C-119852)

(Quimby Fee: \$46,959)

Applicants: Burton Way California, LLC
Robert Kameoka

Closed Session - Item 53

ITEM NO. (53) - ACTION TAKEN IN CLOSED SESSION

[11-1589](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled Barry Bowman v. Tommie Wyatt, Jr., Los Angeles Superior Court Case No. BC329390. (This matter involves an accident that occurred on October 13, 2004. Plaintiff Bowman was injured when the motorcycle he was riding collided with a dump truck owned and driven by defendant Wyatt. Wyatt was under contract with the City of Los Angeles, Bureau of Street Services, to deliver asphalt to City worksites on an as-needed basis.)

(Budget and Finance Committee to consider the above matter in Closed Session on March 19, 2012)

Item for Which Public Hearing Has Not Been Held - Item 54

(10 Votes Required for Consideration)

ITEM NO. (54) - ADOPTED

Adopted, Ayes (12); Absent: Krekorian, Perry and President Wesson (3)

[12-0386](#)

MOTION (GARCETTI - LABONGE) relative to borrowing funds from the California Community Foundation to purchase the Hanmi Loan in order to preserve affordable homes for 40 families and to protect City of Los Angeles assets.

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

1. BORROW \$3.7 million from the California Community Foundation to purchase the Hanmi Loan in order to preserve affordable homes for 40 families and to protect City of Los Angeles assets.
2. AUTHORIZE the Los Angeles Housing Department to negotiate the transaction and document such transaction through Loan documents approved by the City Attorney, in order to effectuate the intent of this motion.

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

08-0010-S20

MOTION (PARKS for PERRY - ENGLANDER) relative to reinstating the reward offer in the death of Clifton Hibbert, Jr. and Kenneth Patterson for an additional six months.

12-0414

MOTION (KERKORIAN - PARKS - BUSCAINO) relative to representatives of the Neighborhood Council Budget Advocates making a formal presentation to the City Council on April 11, 2012.

11-0010-S38

MOTION (PARKS - LABONGE) relative to reinstating the reward offer in the death of Jason Pervis Randle for an additional six months.

12-0401

MOTION (BUSCAINO - CARDENAS) relative to initiating street vacation proceedings to vacate Elkgrove Circle from Elkgrove Avenue to its easterly terminus.

11-0379-S1

MOTION (GARCETTI - REYES) relative to approval for the Rampart Village Neighborhood Council to lease office space and additional meeting room space at 155 North Occidental Boulevard, Room 236, Los Angeles, CA 90026.

COUNCILMEMBERS' REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Zine was excused to leave at 12:00 p.m. from Council Session of Wednesday, March 21, 2012.

Upon his request, and without objections, Councilmember Garcetti was excused to leave at 1:00 p.m. from Council Session of Wednesday, March 21, 2012, and to leave at 11:45 a.m. from Council Session of Tuesday, March 27, 2012.

Upon his request, and without objections, Councilmember Englander was excused to leave at 11:45 a.m. from Council Session of Friday, March 23, 2012.

Upon his request, and without objections, Councilmember LaBonge was excused to arrive at 12:00 p.m. to Council Session of Tuesday, March 27, 2012.

Upon her request, and without objections, Councilmember Perry was excused to leave at 11:30 a.m. from Council Session of Tuesday, April 10, 2012, and was excused from Council Sessions of Tuesday, May 1, 2012, Friday, May 4, 2012 and Friday, June 1, 2012 all due to City Business.

Upon his request, and without objections, Councilmember Alarcón was excused from Council Session of Friday, May 4, 2012 due to City Business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004](#) - Timothy J. Landrum

Zine - Reyes - All Councilmembers

Karen Jackson

Zine - Reyes - All Councilmembers

Lieutenant II Andrew Simon

LaBonge - Zine - All Councilmembers

Max Webb Day

Koretz - LaBonge - All Councilmembers

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

[12-0003](#) - Josefina Bonilla-Gomez

Reyes - All Councilmembers

Jesus Javier

Alarcón - All Councilmembers

Charles Henry Jr.

Wesson - All Councilmembers

**Alarcón, Buscaino, Huizar, Koretz, Krekorian, LaBonge, Parks, Reyes, Rosendahl and Zine (10);
Absent: Cárdenas, Englander, Garcetti, Perry and President Wesson (5)**

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL