Los Angeles City Council, Journal/Council Proceedings
Wednesday, April 11, 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, Garcetti, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (10); Absent: Alarcón, Cárdenas, Englander, Krekorian and Rosendahl (5)


COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 22

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 1-2

ITEM NO. (1) - CONTINUED TO APRIL 24, 2012

Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Englander and Rosendahl (4)

CONTINUED CONSIDERATION OF HEARING PROTESTS relative to Department of Building and Safety report and confirmation of lien against property located at 1068 North Villa Grove Drive, APN 4409-007-003. (Lien: $2,106.93)

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 1068 North Villa Grove Drive, plus appropriate fees and fines, as authorized by the Los Angeles Municipal Code Sections 91.103, 98.0411(a) and Sections 7.35.3 and 7.35.5 of the Los Angeles Administrative Code, as described in the Building and Safety report, attached to the Council file; and, CONFIRM said lien.

2. INSTRUCT the Department of Building and Safety to deposit to Department 08, Fund 48R, Balance Sheet Account 2200, any payment received against this lien in the amount of $2,106.93 on the above referenced property.

(Continued from Council meeting of March 21, 2012)
HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity” for alcohol sales for off-site consumption and on-site wine tasting at Trader Joe's specialty retail market located at 11755 West Olympic Boulevard.

1. DETERMINE that the issuance of a liquor license at Trader Joe's specialty retail market located at 11755 West Olympic Boulevard, Los Angeles, 90025, will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.

2. GRANT the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption and on-site wine tasting at 11755 West Olympic Boulevard.

3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Trader Joe's (Brett Engstrom, Art Rodriguez and Associates, representative)

TIME LIMIT FILE - JUNE 12, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 12, 2012)
Fiscal Impact Statement: None submitted by the 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.

ITEM NO. (4) - ADOPTED

Adopted, Ayes (14); Absent: Englander (1)

11-1786

EXEMPTION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) Sections 12.21, 12.21.1, and 12.24 to provide increased flexibility for structures used solely to support solar energy systems and to make other technical corrections.

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

1. FIND the adoption of this ordinance is exempt from the provisions of California Environmental Quality Act (CEQA) pursuant to State of California CEQA Guidelines, Article 18, Sections 15301, 15305, 15307, 15308, Classes 1, 5, 7 and 8 in that the ordinance is determined to constitute "negligible or no expansion of the use existing at the time the exemption is granted;" involves only minor alterations in land use limitations; does not have an impact on land use or density; is an action by a regulatory agency for the protection of natural resources; and is an action by a regulatory agency for the protection of the environment.

2. PRESENT and ADOPT the accompanying ORDINANCE amending LAMC Sections 12.21, 12.21.1, and 12.24 to provide increased flexibility for structures used solely to support solar energy systems and to make other technical corrections.

Fiscal Impact Statement: None submitted by the 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.

ITEM NO. (5) - CONTINUED TO APRIL 17, 2012

Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Englander and Rosendahl (4)

12-0132
CD 3

ORDINANCE SECOND CONSIDERATION, approved by the Los Angeles South Valley Area Planning Commission, effecting a zone change from R1-1 to (T)(Q)R3-1 for the proposed construction of a six-unit multiple residential building, two-story over garage, with a maximum 35 feet in height, having a floor area of 9,600 square feet, and 12 parking spaces to be provided on an approximate 7,499 square foot parcel of land for property at 7313 Milwood Avenue, subject to Conditions of Approval.
Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3)
(Item Nos. 6-7)

ITEM NO. (6) - ADOPTED

12-0154
CD 15

ARTS, PARKS, HEALTH, AND AGING COMMITTEE REPORT relative to granting the Los Angeles Department of Transportation (LADOT) an easement for the installation of an Automated Traffic Surveillance and Control (ATSAC) System hub within the Wilmington Town Square Facility located at 836 North Avalon Boulevard.

Recommendations for Council action:

1. APPROVE the granting of an easement by the Department of Recreation and Parks (RAP) to the LADOT over a portion of the RAP's Wilmington Town Square located at 836 North Avalon Boulevard, Wilmington, California 90744 for the installation of an ATSAC System hub within the facility, located at the extreme southeast corner, an area approximately 20 feet by 25 feet, as indicated in the February 1, 2012 Board of Recreation and Park Commissioners (Board) report, attached to the Council file.

2. INSTRUCT the Department of General Services and REQUEST the City Attorney to assist in the drafting, processing, and execution of all documentation necessary to grant the permanent easement to the LADOT as described in the February 1, 2012 Board report, attached to the Council file.

3. APPROVE and CONCUR with the Board’s action of February 1, 2012, Resolution No. 10333, authorizing the grant of an easement as described above in Recommendation No. 1 and the February 1, 2012 Board report, attached to the Council file.

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

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED

12-0388

ARTS, PARKS, HEALTH, AND AGING COMMITTEE REPORT relative to proposed Second Amendment to the Playa Vista Arts Program Masterplan Agreement.

Recommendation for Council action:
AUTHORIZE the General Manager, Department of Cultural Affairs (DCA), or designee, to amend the Playa Vista Arts Masterplan Agreement to include the Village phase of development as described in the March 16, 2012 DCA report, attached to the Council file.

Fiscal Impact Statement: The DCA reports that there is no impact to the General Fund 100.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED - FORTHWITH TO THE MAYOR

Adopted, Ayes (14); Absent: Englander (1)

12-0479

ARTS, PARKS, HEALTH, AND AGING COMMITTEE REPORT relative to use of unexpended Proposition K Bond funds and bond interest monies for the completion of bond project scope requirements and other program purposes in connection with the Children's Museum of Los Angeles/Environmental Awareness Center and other projects.

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

1. FIND that the program funding priorities recommended by the LA for Kids Steering Committee in order of priority below, best promotes the City's financial interest and preferred uses of the available Proposition K bond and bond interest monies, consistent with the use restrictions defined in the Proposition K Ballot Measure, the Proposition K Bond Ordinance No. 172856, and the related bond issuance documents:

   a. Fund work remaining at Hazard Park, Green Meadows and Shadow Ranch, where the scopes for bond financed project have only been partially completed.

   b. Fund Phase Two development costs for the Children's Museum of Los Angeles/Environmental Awareness Center, with recommended funds to be used for eligible capital improvements and exhibit costs.

   c. Fund project shortfalls for other active, non-bonded Proposition K projects, up to the eligible program funding limits and subject to additional approval by the Steering Committee and City Council and the public hearing process, to authorize use of bond funds on the impacted projects.

2. AUTHORIZE the retention of $639,396 in unexpended bond monies that are appropriated to project accounts established within Fund Nos. 43P and 46A, to fund remaining improvements at Hazard Park, Shadow Ranch and Green Meadows recreational facilities, as needed to fully satisfy the respective Proposition K scope requirements.

3. INSTRUCT the City Clerk to publish notice by April 16, 2012 of a public hearing to take place on MAY 1, 2012, at 10:00 AM during the regular Council meeting.

4. INSTRUCT the City Clerk to set an agenda item for public hearing on the Council agenda for MAY 1, 2012, to include the following actions:
a. Authorize adding 11 non-bonded Proposition K projects, as listed below, to the Proposition K Bond Series issued in 2000, 2001, 2002, for overall funding of $5,000,000 using $1,170,133.67 in unexpended bond and $3,829,866.33 in bond interest funds (from Funds Nos. 43P, 44S, 46A and 43N), pursuant to the Proposition K Ballot Measure, the Proposition K Bond Ordinance No. 172856 and the related bond issuance documents, in order to effectuate Recommendation Nos. 5 through 7 below:

<table>
<thead>
<tr>
<th>Project Title (Prop K ID No.)</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cypress Park Community Center, C191-7</td>
<td>480,000</td>
</tr>
<tr>
<td>Laurelgrove Park Community Center C192-7</td>
<td>350,000</td>
</tr>
<tr>
<td>De Garmo Park, C197-7</td>
<td>500,000</td>
</tr>
<tr>
<td>Harvard Recreation Center, C173-6</td>
<td>487,000</td>
</tr>
<tr>
<td>Martin Luther King Jr. Therapeutic Center Soccer Field, C199-7</td>
<td>456,022</td>
</tr>
<tr>
<td>Elysian Park, R11</td>
<td>300,000</td>
</tr>
<tr>
<td>Griffith Park, R13</td>
<td>200,000</td>
</tr>
<tr>
<td>Hansen Dam, R16</td>
<td>247,883</td>
</tr>
<tr>
<td>Los Angeles Riverfront Park, R18</td>
<td>481,156</td>
</tr>
<tr>
<td>Andreas Pico Adobe, S55</td>
<td>680,000</td>
</tr>
<tr>
<td>Sepulveda Recreation Center, S51</td>
<td>817,939</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td><strong>$5,000,000</strong></td>
</tr>
</tbody>
</table>

5. APPROVE the reprogramming of 2010-11 and 2011-12 Proposition K project allocations, as reflected in Attachment 8 of the March 30, 2012 LA for Kids Steering Committee report and attached to the Council file.

6. AUTHORIZE the reimbursement of up to $5.0 million for projects identified in Attachment 8 of the March 30, 2012 LA for Kids Steering Committee report and attached to the Council file (Revenue Code 461 F), and recognize these funds as unanticipated General Fund revenues for predevelopment and project delivery expenses incurred on eligible Proposition K projects and funded by the General Fund during prior program years, using $5,000,000 in Proposition K assessment funds for projects identified in Attachment 8 (from Funds 43K, 43L and 43M).

7. ALLOCATE and TRANSFER a new allocation of $5.0 million in General Fund monies to the project account established for the Children's Museum of Los Angeles/Environmental Awareness Center project within the Capital Improvement Expenditure Program Fund No. 100/54/54T729.

8. AUTHORIZE the allocation of $2,298,500.10 in available bond interest funds within the Proposition K Bond Fund Nos. 43P, 44S, 46A and 43N, along with any additional residual bond and bond interest monies subsequently identified by the City Administrative Officer (CAO), with said monies reserved for future use towards offsetting project funding shortfalls for active Proposition K projects, with programming of these monies to specific projects subject to additional approval by Council.

9. AUTHORIZE the Controller to transfer and appropriate approximately $7.3 million in Proposition K bond funds, matching contributions and interest accrued in Proposition K Bond Fund Nos. 43P, 44S, 46A and 43N, and $5 million in Proposition K Assessment Fund Nos. 43K, 43L and 43M, in accordance with Recommendations Nos. 4 through 8 above and pursuant to instructions to be provided by the CAO.
10. AUTHORIZE the City Engineer and the General Manager of the Department of Recreation and Parks (RAP), as applicable, to negotiate and execute the contract(s) with the Discovery Science Center to design and construct the capital improvements necessary to complete Phase Two development of the Children's Museum of Los Angeles/Environmental Awareness Center at the Hansen Dam recreational facility, including the capital improvements necessary to support the exhibits, in a total cumulative amount not to exceed $21 million for all contracts, subject to review and approval by the Board of Recreation and Park Commissioners and the City Attorney.

11. AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions detailed in the March 30, 2012 LA for Kids Steering Committee report and attached to the Council file, to implement the Mayor and Council's intentions.

Fiscal Impact Statement: The LA for Kids Steering Committee reports that the City will need to repay up to $15.8 million in public funds if the Children's Museum of Los Angeles/Environmental Awareness Center is not operated for its intended purposes for a minimum of 30 years. This liability includes $7.5 million in State grant funds that the City would be obligated to repay if the facility does not open to the public by March 2015.

Debt Impact Statement: The LA for Kids Steering Committee reports that a $4.7 million commitment of Municipal Improvement Corporation of Los Angeles (MICLA) financing is recommended for the Children's Museum of Los Angeles/Environmental Awareness Center through a separate report. The annual debt service for this amount is estimated to be $354,000 for a period of twenty years.

Community Impact Statement: None submitted.

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3) (Item Nos. 9-12)

ITEM NO. (9) - ADOPTED

12-0361

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Dreyers Grand Ice Cream, Inc.

Recommendation for Council action:

RECEIVE and FILE the Office of Finance report to record a lien for unpaid taxes in the amount of $5,950.94 against property owned by Dreyers Grand Ice Cream, Inc., inasmuch as the matter has been resolved.

Fiscal Impact Statement: Not applicable.

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. (10) - ADOPTED

12-0362

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Encore Fitness Studio I, LLC.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of $9,202.24 against property owned by Encore Fitness Studio I, LLC, 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. (11) - ADOPTED

12-0363

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Jose M. Serrato.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance (Finance) to record a lien for unpaid taxes in the amount of $16,310.27 against property owned by Jose M. Serrato, 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 (12) - ADOPTED

12-0407

BUDGET AND FINANCE COMMITTEE REPORT relative to approval to record a lien for unpaid taxes against property owned by Auto Cellular Systems, Inc.

Recommendation for Council action:
RECEIVE and FILE the Office of Finance report to record a lien for unpaid taxes in the amount of $16,140.37 against property owned by Auto Cellular Systems, Inc., inasmuch as the matter has been resolved.

Fiscal Impact Statement: Not applicable.

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. (13) - CONTINUED TO APRIL 18, 2012

Adopted to Continue, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Englander and Rosendahl (4)

10-1754

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to the Citywide Cell Phone Review Project.

Recommendation for Council action:

NOTE and FILE the joint reports from the Information Technology Agency and the Department of General Services dated March 19, 2012 and May 18, 2011 relative to the Citywide Cell Phone Review Project.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3)

(Item Nos. 14-17)

ITEM NO. (14) - ADOPTED

11-1938-S1

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Los Angeles Police Commission for the Los Angeles Police Department (LAPD), Van Nuys Area, for the period of January 1, 2001 through December 31, 2005.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Los Angeles Police Commission for the LAPD, Van Nuys Area, for the period of January 1, 2001 through December 31, 2005.
Fiscal Impact Statement: The City Clerk reports that the retention of 18 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $2.81 per month, or $33.70 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

12-0228

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Los Angeles Police Commission for the Los Angeles Police Department (LAPD), Southeast Area and Valley Traffic Divisions, for the period of January 1, 1993 through December 30, 2006.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Los Angeles Police Commission for the LAPD, Southeast Area and Valley Traffic Divisions, for the period of January 1, 1993 through December 30, 2006.

Fiscal Impact Statement: The City Clerk reports that the retention of 51 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $7.96 per month, or $95.47 per year.

[These records will be retained for a period of 60 days after the City Council's action to authorize their destruction to allow for public inspection. Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

12-0297

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the City Clerk, Election Division, for the period of April 10, 2001 through May 17, 2011.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the City Clerk, Election Division, for the period of April 10, 2001 through May 17, 2011.
Fiscal Impact Statement:  The City Clerk reports that the retention of 14 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $2.18 per month, or $26.21 per year.

[These records will be retained for a period of 60 days after the City Council’s action to authorize their destruction to allow for public inspection.  Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement:  None submitted.

ITEM NO. (17) - ADOPTED

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT and RESOLUTION relative to authorization to destroy certain obsolete records from the Port of Los Angeles, Wharfinger, for the period of 1989 through 2005.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION to authorize the destruction of certain obsolete records from the Port of Los Angeles, Wharfinger, for the period of 1989 through 2005.

Fiscal Impact Statement:  The City Clerk reports that the retention of 4,662 records boxes beyond the required retention time period, based on industry commercial standard rates, will continue to cost the City the equivalent of a minimum of $727.27 per month, or $8,727.26 per year.

[These records will be retained for a period of 60 days after the City Council’s action to authorize their destruction to allow for public inspection.  Contact the Records Management Division at (213) 473-8449 or via email at Todd.Gaydowski@lacity.org to arrange for inspection of records.]

Community Impact Statement:  None submitted.

ITEM NO. (18) - ADOPTED FORTHWITH

TRANSPORTATION COMMITTEE REPORT relative to the restructuring and re-assignment of the San Gabriel Transit, Inc., d.b.a. City Cab Franchise to LA City Cab, LLC, d.b.a. City Cab.

Recommendation for Council action:

APPROVE the restructuring and reassignment of the current franchise of San Gabriel Transit, Inc., d.b.a. City Cab, into a membership organization to be known as City Cab, LLC, d.b.a. City Cab.
Fiscal Impact Statement: Department of Transportation reports that this action will not impact the General Fund inasmuch as fees for service are set by Ordinance. The City will obtain the same revenue from franchise fees from the fleet of City Cab owned by City Cab LLC as currently paid by San Gabriel Transit, Inc. Members of the company will pay the Department $47,090 in fees for services as their taxicab membership applications are processed over the duration of a phase-in period to be concluded by the end of 2015.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Engander (3)

12-0225

PERSONNEL AND ANIMAL WELFARE and AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEES’ REPORT relative to the Audit of Fiscal Operations at the Department of Animal Services (DAS).

Recommendations for Council action:

1. NOTE and FILE the April 2, 2012 and February 15, 2012 reports from the City Controller and the March 27, 2012 report from the DAS relative to the audit of the Department’s fiscal operations.

2. INSTRUCT the DAS to report back quarterly to the Personnel and Animal Welfare Committee on the status of the Department’s implementation of the audit recommendations and to include an update on spay and neuter and adoption rates on said quarterly reports.

Fiscal Impact Statement: The DAS reports that the positive fiscal impact of reducing expenses and increasing revenues as a result of operational and fiscal improvements has not yet been determined.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 20-29
(10 Votes Required for Consideration)

ITEM NO. (20) - NOTED AND FILED

Adopted to Note and File, Ayes (14); Absent: Englander (1)

12-0414

PRESENTATION by representatives of the Neighborhood Council Budget Advocates, at the center table to the full City Council on April 11, 2012, on their budget recommendations.

(Scheduled pursuant to Council action of March 27, 2012)
ITEM NO. (21) - ADOPTED

Adopted, Ayes (14); Absent: Englander (1)
(Item Nos. 21a-21h)

12-0005-S178
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 April 4, 2012:

12-0005-S178
CD 2

a. Property at 14319 West Burbank Boulevard (Case No. 334263).
   Assessor I.D. No. 2245-010-019

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 17, 2011)

12-0005-S179
CD 5

b. Property at 815 North Beverly Glen Boulevard (Case No. 173985).
   Assessor I.D. No. 4371-021-024

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on December 18, 2008)

12-0005-S180
CD 9

c. Property at 1348 East 27th Street (Case No. 261656).
   Assessor I.D. No. 5118-014-011

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

12-0005-S181
CD 9

d. Property at 1220 West 51st Place (Case No. 201953).
   Assessor I.D. No. 5002-002-022

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

12-0005-S182
CD 9

e. Property at 1362 East 42nd Street (Case No. 356226).
   Assessor I.D. No. 5116-003-020

   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 17, 2011)
f. Property at 1636 South Sierra Bonita Avenue (Case No. 184317).
   Assessor I.D. No. 5069-026-016
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 20, 2008)

12-0005-S184
CD 15
g. Property at 103 East 118th Place (Case No. 326616).
   Assessor I.D. No. 6083-018-006
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 19, 2011)

12-0005-S185
CD 15
h. Property at 111 East N Street (Case No. 352468).
   Assessor I.D. No. 7422-005-021
   (Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 26, 2012)

ITEM NO. (22) - ADOPTED, AS ADMENDED - FORTHWITH TO THE MAYOR - SEE FOLLOWING

Adopted as Amended, Ayes (14); Absent: Englander (1)

11-1487-S3
COMMUNICATIONS FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to the Third Construction Projects Report and Addendum Report for Fiscal Year 2011-12.

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

1. TRANSFER $2,240,787 between departments and funds as specified in Attachment No. 1 of the CAO report, attached to the Council file.

2. TRANSFER $8,590,748 between funds and other financings, including Municipal Improvement Corporation of Los Angeles (MICLA), as specified in Attachment No. 2.

3. TRANSFER $3,305,036 between departments and funds from General Obligation Bond (GOB) Funds as specified in Attachment No. 3.

4. TRANSFER $4,039,188 between accounts within departments and funds as specified in Attachment No. 4.

5. AUTHORIZE the use of $4,700,300 in MICLA funds as part of a financing plan to complete Phase II development of the Children's Museum of Los Angeles/Environmental Awareness Center (CMLA/EAC).
REQUEST that the City Attorney prepare a Reimbursement Resolution so that the City will have the option of reducing the recommended commitment of $4,700,300 in MICLA funds should additional monies become available for Phase II development of the CMLA/EAC project, beyond the funding level required to complete the project.

AUTHORIZE the Controller, in accordance with Attachment Nos. 2 and 5, to transfer cash from the appropriate MICLA Funds, Proposition K and Other Special Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.

AUTHORIZE the Controller, in accordance with Attachment Nos. 3 and 5, to transfer cash from the appropriate GOB Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Bureau of Engineering Program Managers and the CAO.

AUTHORIZE the Controller to increase appropriations to the Capital Finance Administration Fund, Commercial Paper Account, totaling $236,478 for the fourth quarterly payment from the Greater Los Angeles Zoo Association for the Elephants of Asia Exhibit MICLA debt service.

AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment No. 5, in the amount of $5,128,259 for estimated project and construction management support expenses related to the Seismic Bridge Improvement Program.

AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council’s intentions.

AUTHORIZE the Controller to transfer $585,245 from Fund 16A, Account 50W309 to the General Services Department Fund 100/40 as follows:

<table>
<thead>
<tr>
<th>Account No.</th>
<th>Title</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>001014</td>
<td>Construction Salaries</td>
<td>$234,098</td>
</tr>
<tr>
<td>003180</td>
<td>Construction Materials &amp; Supplies</td>
<td>351,147</td>
</tr>
<tr>
<td></td>
<td>Total</td>
<td>$585,245</td>
</tr>
</tbody>
</table>

Fiscal Impact Statement: The CAO reports that transfers, appropriations and expenditure authority totaling $28,004,318 are recommended in this report. Of this amount, $10,422,304 is for transfers and appropriations to the General Services Department, $11,653,123 is for other City Funds and $5,928,891 is for staff cost reimbursements. All transfers and appropriations are based on existing funds, reimbursements or revenues. There is no impact from these transactions to the General Fund due to operations and maintenance (Attachment No. 6).

Further, the CAO reports in its Addendum Report that the renovations are being funded with Proposition Q Citywide Public Safety General Obligation Bond monies. There is no additional impact on the General Fund for operations and maintenance since these are existing facilities.

Debt Impact Statement: The CAO reports that MICLA financing authority in the amount of $4,700,300 is recommended for the CMLA/EAC through this report. The annual debt service for this amount is estimated to be $354,000 for a period of twenty years.

Community Impact Statement: None submitted.
ADOPTED

AMENDING MOTION (ZINE - REYES)

INCREASE the funding amount for the Lanark Park - Synthetic Soccer Field from $1,020,000 to $1,250,000, to delete all funding for the Shadow Ranch Park - Synthetic Soccer Field, and to AUTHORIZE the City Administrative Officer to make any technical adjustments to any fund transfer instructions relative to this matter in order to effectuate the intent of this Motion.

ITEM NO. (23) - ADOPTED

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3)

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sanitary sewer purposes lying on the property on the west side of Park Avenue northwest of Glendale Boulevard (Right of Way No. 36000-1888).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for sanitary sewer purposes lying on the property on the west side of Park Avenue northwest of Glendale Boulevard (Right of Way No. 36000-1888) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. AUTHORIZE the Board of Public Works to acquire the easement for sanitary sewer purposes lying on the property on the west side of Park Avenue northwest of Glendale Boulevard (Right of Way No. 36000-1888), as depicted on the Exhibit Map in the March 21, 2012 Engineer report, attached to the Council file.

3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a $3,317 fee for processing this report was paid pursuant to Sections 7.3 and 7.41.1 of the Administrative Code. No additional City Funds are needed.

ITEM NO. (24) - ADOPTED FORTHWITH

Adopted, Ayes (14); Absent: Englander (1)

CONSIDERATION OF MOTION (HUIZAR - ZINE) relative to pro bono assistance to the Mayor for an amicus brief in the matter of Doe v. Deasy, case no. BS 134604.

Recommendation for Council action:
THANK the law firm of Kirkland & Ellis, LLP, for the donation of its services and APPROVE a contract to be executed by that firm to provide pro bono assistance to the Mayor in connection with the brief and any related matters.

Community Impact Statement: None submitted.

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

ITEM NO. (25) - ADOPTED

Adopted, Ayes (14); Absent: Englander (1)

MOTION (HUIZAR - GARCETTI) relative to funding for the community beautification efforts of the Clean and Green program in Council District 14.

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

1. TRANSFER / APPROPRIATE $116,000 in the AB1290 Fund No. 53P, Account No. 281214 (CD 14 Redevelopment Projects - Services) and $67,000 in the Council District 14 portion of the Street Furniture Revenue Fund No. 43D/50 (Total: 183,000), to the Board of Public Works Fund No. 100/74, Account No. 3040 (Contractual Services) for the community beautification efforts of the Clean and Green program in Council District 14.

2. AUTHORIZE the Board of Public Works to make any technical corrections or clarification as necessary to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (26) - ADOPTED

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3)

MOTION (ENGLANDER - WESSON) relative to funding for additional support of local neighborhood programs services and needs in Council District 12.

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

1. TRANSFER / APPROPRIATE the unallocated balance in the General City Purposes Fund No. 100/56, Account No. 0869 (CD 12 Council Fee Subsidy) to the General City Purposes Fund No. 100/56, Account No. 0712 (CD 12 Community Services) for additional support of local neighborhood programs services and needs in Council District 12.

2. AUTHORIZE the City Clerk to make clarifications or technical corrections to the above fund transfer instructions as may be necessary to implement the intent of this Motion.
ITEM NO. (27) - REFERRED BACK TO ARTS, PARKS, HEALTH AND AGING COMMITTEE

Adopted to Refer, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Englander and Rosendahl (4)

MOTION (HUIZAR - ALARCÓN) relative to instructing the City Attorney to prepare and present an ordinance amending Los Angeles Municipal Code (LAMC) Section 63.44 et seq to change the hours of operation in City Hall Park.

Recommendation for Council action:

INSTRUCT the City Attorney to prepare and present an ordinance amending LAMC Section 63.44 et seq as to; a) change the hours of operation in City Hall Park to 6:00 a.m. to 7:00 p.m., b) clarify the language and definition as it relates to tents, c) prioritize city sponsored events, and d) add an enforcement mechanism for Section 63.44.

Adopted, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3)
(Item Nos. 28-29)

ITEM NO. (28) - ADOPTED

MOTION (ALARCÓN - HUIZAR) relative to changing the regularly scheduled meeting day and time of the Arts, Parks, Health and Aging Committee.

Recommendation for Council action:

CHANGE, pursuant to Section 2.2 of the Administrative Code, the regularly scheduled meeting day and time of the Arts, Parks, Health and Aging Committee from 2:00 p.m. on the 1st and 3rd Wednesday of the month, to 8:30 a.m. on the 1st and 3rd Tuesday of the month; this change to be effective immediately upon adoption of this Motion.

ITEM NO. (29) - ADOPTED

MOTION (KORETZ - LABONGE) relative to installing street banners announcing the Pick Pico Weekend on June 1-3, 2012.

Recommendations for Council action:

1. APPROVE the street banner program announcing the Pick Pico Weekend, supported by the Westside Neighborhood Council, as a City of Los Angeles Non-Event Street Banner Program for the period of June 1-3, 2012.

2. APPROVE the content of the street banners for the above specified event, attached to the Council file.
Closed Sessions - Items 30-31

ITEM NO. (30) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Adopted in Open Session, Ayes (12); Absent: Alarcón, Cárdenas and Englander (3)

11-1765

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a settlement discussion in the case entitled City of Los Angeles v. County of Los Angeles, Los Angeles Superior Court Case No. BS133918. (This matter involves Documentary Transfer Tax collections.)

(Budget and Finance Committee considered the above matter in Closed Session on April 2, 2012)

ADOPTED

MOTION (KREKORIAN - KORETZ)

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

APPROVE the recommendation of the City Attorney to dismiss the pending litigation against the County of Los Angeles in regards to the above-entitled matter.

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Rosendahl - Koretz "yes") at its meeting on April 2, 2012, in Closed Session as permitted by Government Code Section 54956.9(a).

ITEM NO. (31) - ACTION TAKEN IN CLOSED SESSION

12-0345

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a settlement discussion in the case entitled Robert Contreras v. City of Los Angeles, United States District Court Case No. CV11-01480 SVW (SHx). (This matter arises from an incident involving members of the Los Angeles Police Department which occurred on September 3, 2005.)

(Budget and Finance Committee considered the above matter in Closed Session on April 2, 2012)

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

12-0011-S7

MOTION (REYES - ROSENDAHL) relative to funding to the Central City Action Committee for graffiti abatement activities throughout Council District One.
MOTION (HUIZAR - CÁRDENAS) relative to funding for supplemental Charter Bus services in Council District 14.

MOTION (BUSCAINO - KORETZ) relative to funding to support tree removal and sidewalk repair activities in Council District 15.

MOTION (LABONGE - PARKS) relative to funding for the installation of “No Right Turn” signs along Western Avenue between Melrose Avenue and Sixth Street.

MOTION (ZINE - ROSENDAHL) relative to lease approval for the Reseda Neighborhood Council for office space at 18341 Sherman Way, Suite 102, Reseda, CA 91335.

COUNCILMEMBERS’ REQUESTS FOR EXCUSE FROM COUNCIL MEETINGS

Upon his request, and without objections, Councilmember Cárdenas was excused to from Council session of Friday, June 22, 2012 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused to leave at 12:30 p.m. from Council session of Wednesday, June 27, 2012 due to City business.

Upon his request, and without objections, Councilmember Cárdenas was excused to from Council session of Friday, June 29, 2012 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused to leave at 12:30 p.m. from Council session of Wednesday, July 11, 2012 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused to leave at 12:30 p.m. from Council session of Wednesday, July 18, 2012 due to City business.

Upon his request, and without objections, Councilmember Huizar was excused to arrive at 12:15 p.m. to Council session of Wednesday, July 25, 2012 due to City business.

Upon his request, and without objections, Councilmember Reyes was excused to leave at 12:30 p.m. from Council session of Wednesday, July 25, 2012 due to City business.

Upon his request, and without objections, Councilmember Zine was excused to from Council session of Wednesday, July 25, 2012 due to personal business.

Upon his request, and without objections, Councilmember Zine was excused to from Council session of Friday, July 27, 2012 due to personal business.

Upon his request, and without objections, Councilmember Rosendahl was excused to from Council session of Friday, August 17, 2012 due to personal business.
Upon his request, and without objections, Councilmember Rosendahl was excused to from Council session of Tuesday, August 21, 2012 due to personal business.

Upon his request, and without objections, Councilmember Rosendahl was excused to from Council session of Wednesday, August 22, 2012 due to personal business.

Upon his request, and without objections, Councilmember Rosendahl was excused to from Council session of Friday, August 24, 2012 due to personal business.

Upon his request, and without objections, Councilmember Rosendahl was excused to from Council session of Tuesday, August 28, 2012 due to personal business.

Upon his request, and without objections, Councilmember Garcetti was excused to from Council session of Tuesday, September 4, 2012 due to personal business.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

12-0004-S1 - Manuel Guzman (Rosendahl - Garcetti)
Baisakhi Day (Koretz - LaBonge)
Ellen K (Garcetti - LaBonge)
Patricia Heaton (Garcetti - LaBonge)
Scarlett Johansson (Garcetti - LaBonge)

Alarcón, Buscaino, Cárdenas, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Rosendahl, Zine and President Wesson (12); Absent: Englander, Garcetti and Reyes (3)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk PRESIDENT OF THE CITY COUNCIL