

Los Angeles City Council, **Journal/Council Proceedings**  
Tuesday, **April 17, 2012**  
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

**(For communications referred by the President see Referral Memorandum)**

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF  
APRIL 11, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

---

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

---

## **Item Noticed for Public Hearing - Item 1**

### **ITEM NO. (1) - SEE BELOW**

[11-1039](#)  
et al.

CONTINUED CONSIDERATION OF HEARING PROTEST, APPEALS OR OBJECTIONS HEARING PROTEST, APPEALS OR OBJECTIONS to Building and Safety Department report and confirmation of lien for nuisance abatement costs and/or non-compliance enforcement fees pursuant to Los Angeles Municipal Code (LAMC) and/or Los Angeles Administrative Code (LAAC) violations.

Recommendation for Council action:

HEAR PROTEST, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance enforcement fees violations provided for under the LAMC and the LAAC and CONFIRM said lien for the following properties:

**CONTINUED TO MAY 18, 2012,**

**Adopted to Continue, Unanimous Vote (11); Absent: Garcetti, LaBonge, Parks and Reyes (4)**

[11-1039](#)  
CD 7

- a. 15508 West Vincennes Street. (Lien: 2,290.53)

**CONTINUED TO MAY 1, 2012**

**Adopted to Continue, Unanimous Vote (12); Absent: LaBonge, Parks and Reyes (3)**

[12-0023](#)

CD 15

- b. 10516 South Kalmia Street. (Lien: 20,506.51)

## **Items for Which Public Hearings Have Been Held - Items 2-17**

**ITEM NO. (2) - CONTINUED TO MAY 18, 2012**

**Adopted to Continue, Unanimous Vote (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (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.

(Mitigated Negative Declaration, Planning and Land Use Committee Report and Findings adopted on April 4, 2012)

(Continued from Council meeting of April 11, 2012)

**ITEM NO. (3) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[11-0600-S155](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Fourth Financial Status Report (FSR) for Fiscal Year (FY) 2011-12.

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

1. APPROVE the recommendations of the City Administrative Officer (CAO) contained in the Fourth FSR, dated April 5, 2012, attached to the Council file.
2. APPROVE corrected Attachment 3 of the Fourth FSR submitted by the CAO for a technical correction to a fund name, attached to the Committee report.
3. INSTRUCT the Emergency Management Department to report to the Council relative to policy issues, including the proposed scope of work, in regards to the contract for the City Disaster Planning Study.

4. REAPPROPRIATE \$5,000 from FY 2010-11, Department of Neighborhood Empowerment Fund No. 100/44B, Account Number 471046 South Robertson Neighborhood Council to FY 2011-12, Department of Neighborhood Empowerment Fund No. 100/44B Account Number 471046 South Robertson Neighborhood Council to ensure that funds are available to pay an outstanding Demand Warrant to SORO, Inc for the rail project.

Fiscal Impact Statement: In the Fourth FSR, the CAO reports that as reported in the Mid-Year Financial Status Report, the Citywide deficit has been addressed with the implementation of Department Operational Plans and the identification of surpluses in funds and accounts. Transfers, appropriations and other adjustments totaling approximately \$49.9 million are recommended in this report to allow departments to continue operations through the end of May.

Debt Impact Statement: The CAO reports that with the authorization to spend \$383,000 in Municipal Improvement Corporation of Los Angeles funds for systems equipment as recommended in the Fourth FSR, it is estimated that the City will need to borrow \$430,875 at a five percent interest rate. The total interest cost will be \$127,125. The estimated annual debt service will be \$55,800 over 10 years.

Community Impact Statement: None submitted.

#### **ITEM NO. (4) - ADOPTED - SEE FOLLOWING**

**Adopted, Ayes (14); Absent: LaBonge (1)**

#### [11-0600-S157](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to a Four-Year Budget Outlook and Update to the Three-Year Plan to Fiscal Sustainability.

(Budget and Finance 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**

**BUDGET AND FINANCE COMMITTEE REPORT** relative to the City Administrative Officer's (CAO) Four-Year Budget Outlook and Update to the Three-Year Plan to Fiscal Sustainability.

**Recommendations for Council action:**

1. **REAFFIRM** the City's commitment to budget a Reserve Fund that is at least 5 percent of the General Fund in compliance with the City's Financial Policies (Recommendation A1 of the Adhere to Responsible Management and Fiscal Practices Guiding Principle of the CAO report dated April 6, 2012, attached to the Council file).

2. **BUILD** a Budget Stabilization Fund to address liabilities from adverse decisions from existing lawsuits and/or unforeseen circumstances (Recommendation A2 of the Adhere to Responsible Management and Fiscal Practices Guiding Principle of the CAO report).
3. **PRIORITIZE** and **FUND** deferred maintenance needs and critical capital improvements in the City in compliance with a redefined Capital Improvement and Expenditure Program policy that accounts for all investments in infrastructure including those funded from voter and non-voter approved debt (Recommendation B1 of the Adhere to Responsible Management and Fiscal Practices Guiding Principle of the CAO report).
4. **FUND** and **IMPLEMENT** best practices in risk management including training and improved tracking of costs to lower the City's liabilities (Recommendation B2 of the Adhere to Responsible Management and Fiscal Practices Guiding Principle of the CAO report).
5. **INITIATE** the transition to a performance-based budgeting process beginning with the development of departmental performance metrics to be integrated into the City's budget document, which will be organized to reflect an outcome-centered organizational approach (Recommendation A1 of the Focus on Core Services Guiding Principle of the CAO report).
6. **FACILITATE** the development of desired outcomes for every service provided by the City, the cost associated with achieving those outcomes, and identifying metrics that will demonstrate progress towards the outcomes is being made (Recommendation A2 of the Focus on Core Services Guiding Principle of the CAO report).
7. **DIRECT** all departments to develop a five year strategic plan that re-establishes the mission and vision of the department as well as goals and base level service targets for their department. (Recommendation B3 of the Focus on Core Services Guiding Principle of the CAO report).
8. **HOLD** General Managers across all departments accountable for risk management liabilities from failed management decisions and repeated mistakes (Amended Recommendation B3 of the Adhere to Responsible Management and Fiscal Practices Guiding Principle of the CAO report).
9. **FUND** and **IMPLEMENT** citywide system upgrades in the most-cost effective manner based on a strategic plan for Information Technology Infrastructure that prioritizes the needs of the City (Recommendation B4 of the Adhere to Responsible Management and Fiscal Practices Guiding Principle of the CAO report).
10. **INSTRUCT** the CAO, Chief Legislative Analyst (CLA), and all other related departments to report back during the course of the upcoming budget hearings on all remaining recommendations contained in the CAO report that are not noted in the recommendations above.

11. **INSTRUCT the CAO to report back relative to factors impacting bond ratings including reserve fund balances and quantify the costs due to a downgrade in bond rating. Include a comparison of reserve fund balances for the same 10 cities listed in the CAO's powerpoint chart entitled Ratings of 10 Largest U.S. Cities.**
12. **INSTRUCT the Department of General Services to report back with an inventory of the City's assets.**

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

**Community Impact Statement:** None submitted.

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)  
(Item Nos. 5-6)**

**ITEM NO. (5) - ADOPTED**

[12-0384](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a contract to re-institute the Use Tax Revenue Enhancement Program with Municipal Revenue Advisors.

Recommendations for Council action:

1. AUTHORIZE the Director of Finance to execute the three-year contract (attached to the Council file), with two one-year extension options, for the Use Tax Revenue Enhancement Program with Municipal Revenue Advisors.
2. INSTRUCT the Office of Finance (Finance) to report back in one year to the Budget and Finance Committee with recommendations submitted by the Contractor on ways to maximize the City's recovery of use tax.

**Fiscal Impact Statement:** The City Administrative Officer reports that the funding for the proposed contract will be on a contingency fee basis. As a result of this contract, the General Fund is expected to have a net increase in revenue. Therefore, the proposed contract complies with the City's Financial Policies. According to Finance, over the five year term of the previous contract, the contractor recovered approximately \$495,000 in additional revenue for the City and received compensation totaling \$74,170.

**Community Impact Statement:** None submitted.

**ITEM NO. (6) - ADOPTED**

[12-0385](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a contract to re-institute the Sales and Use Tax Allocation Review Services Program with MuniServices, LLC.

Recommendation for Council action:

AUTHORIZE the Director of Finance to execute the three-year contract (attached to the Council file), with two one-year extension options, for the Sales and Use Tax Allocation Review Services Program with MuniServices, LLC.

Fiscal Impact Statement: The City Administrative Officer reports that the funding for the proposed contract will be on a contingency fee basis. As a result of this contract, the General Fund is expected to have a net increase in revenue. Therefore, the proposed contract complies with the City's Financial Policies. According to Finance, over the seven year term of the previous contract, the contractor recovered approximately \$10,559,000 in additional revenue for the City and received compensation totaling \$1,530,000.

Community Impact Statement: None submitted.

#### **ITEM NO. (7) - CONTINUED TO APRIL 24, 2012**

**Adopted to Continue, Unanimous Vote (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[12-0475](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the preliminary Fiscal Year (FY) 2012-13 Los Angeles Department of Water and Power proposed budget.

Recommendation for Council action:

NOTE and FILE the March 29, 2012 Board of Water and Power Commissioners report relative to the preliminary FY 2012-13 Los Angeles Department of Water and Power proposed budget.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

#### **ITEM NO. (8) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[12-0347](#)

INFORMATION TECHNOLOGY AND GENERAL SERVICES COMMITTEE REPORT relative to an assignment of the lease from Sabazali Khan and Yasmin Khan (Assignors) to Yong Kak Chon and Kyung Sim Chon (Assignees), doing business as Express News, 155-A South Main Street at the Police Administration Building.

Recommendations for Council action:

1. APPROVE the assignment of the lease under the terms and conditions substantially as outlined in the February 23, 2012 report from the Department of General Services (GSD), attached to the Council file.
2. DIRECT the City Attorney to prepare the necessary documents to be executed between the respective owners and the GSD.

Fiscal Impact Statement: The GSD reports that there is no fiscal impact to the General Fund associated with the assignment of the lease. The City will continue to receive revenue at a base monthly rent of \$1,080.

Community Impact Statement: None submitted.

## ITEM NO. (9) - ADOPTED

**Adopted, Ayes (11); Noes: Rosendahl (1); Absent: LaBonge, Parks and Reyes (3)**

[11-0754](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to retail pet sales and commercial breeding regulations within the City of Los Angeles.

Recommendations for Council action:

1. REQUEST the City Attorney, with the assistance of the Department of Animal Services, to draft an ordinance to prohibit sales of live dogs, cats and rabbits in retail businesses (pet shops), commencing six months after the effective date of the ordinance. Such ordinance to expire three years from implementation date. Exception will be provided to businesses that show proof of obtaining animals from shelters, humane societies, and registered rescue organizations. Violators could be subject to a misdemeanor and lose their permit to operate a pet shop.
2. INSTRUCT the Department of Animal Services to:
  - a. Monitor, during the three year implementation time of the ordinance, the relationship between implementation of this ordinance and patterns of impounding and euthanasia rates at City shelters, as well as the economic impact of the action on the affected businesses, including the impact on City revenues.
  - b. Report back to the Council no later than 90 days before the expiration of this ordinance to make recommendations on making the regulations permanent.
  - c. Amend existing requirements for obtaining a permit to operate a pet-related retail business to include regulations pertaining to the restrictions in Recommendation No. 1 above and conduct annual inspections to ensure compliance.
  - d. Establish a method to publicly identify pet shops and pet supply stores that comply with those restrictions, or which do not engage in any live animal sales. For instance, consider issuing two types of seals/decals: one only to businesses that have completely eliminated the sale of live animals other than those obtained from shelters, humane societies, and registered rescue organizations; and a different seal/decals to those businesses that have eliminated the sale of live dogs, cats and rabbits but still sale other pets like fish and gerbils.
  - e. Report back one year after enactment of the Ordinance with an update on the effectiveness of enforcement.

- f. Report back at a future date to discuss more aggressive regulations to enforce against illegal breeding operators in the City of Los Angeles.

Fiscal Impact Statement: The Department reports that initial implementation of the proposed regulations will not require additional personnel. However, the Department may seek additional staff to increase enforcement efforts in better future fiscal circumstances. The Department also reports that increased dog licensing resulting from increased regulations could result in additional revenue.

Community Impact Statement: None submitted.

## **ITEM NO. (10) - ADOPTED**

**Adopted, Ayes (13); Absent: LaBonge and Reyes (2)**

### [12-0240](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the capabilities of the technology platforms currently being used by the Los Angeles Fire Department (LAFD) and an analysis of the solutions that would be necessary to meet the operational objectives of the Department.

Recommendation for Council action, as initiated by Motion (Englander - Buscaino - et al.):

DIRECT the LAFD to report in 60 days relative to the capabilities of the technology platforms currently being used by the Department, an analysis of the solutions that would be necessary to meet the operational objectives of the Department in the context of a COMPSTAT-style management system, heretofore to be known as LAFIRESTATLA, an operational plan for frequent management meetings, and a time line for implementation.

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

Community Impact Statement: None submitted.

**Adopted as Amended, Ayes (10); Noes: Buscaino, Englander and Zine (3); Absent: LaBonge and Reyes (2)**  
**(Item Nos. 11-12)**

## **ITEM NO. (11) - ADOPTED, AS AMENDED - SEE FOLLOWING**

### [12-0395-S1](#)

PUBLIC SAFETY COMMITTEE REPORT relative to seeking an independent third party review and analysis of the Los Angeles Fire Department's (LAFD) emergency response time statistics.

Recommendations for Council action, as initiated by Motion (Perry - Englander):

1. INSTRUCT the LAFD to seek an independent third party review and analysis of the Department's emergency response time statistics.



2. DIRECT the Chief Legislative Analyst (CLA) to report with an estimate of the cost to use a consulting firm already under contract with the City of Los Angeles to conduct the proposed independent review.

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

Community Impact Statement: None submitted.

## **ADOPTED**

### **MOTION (PERRY - GARCETTI)**

**Recommendation for Council action:**

**CONSOLIDATE and APPROVE Motion (Parks for Perry - Englander) relative to instructing the Los Angeles Fire Department's emergency response time statistics.**

## **ITEM NO. (12) - ADOPTED, AS AMENDED - SEE FOLLOWING**

### [12-0395-S2](#)

PUBLIC SAFETY COMMITTEE REPORT relative to directing the City Administrative Officer (CAO) and the Chief Legislative Analyst (CLA) to contract with an appropriate third-party to analyze past and current Los Angeles Fire Department (LAFD) response times.

Recommendation for Council action:

RECEIVE and FILE Motion (Garcetti - Englander) directing the CAO and CLA to contract with an appropriate third-party to analyze past and current LAFD response times.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

## **ADOPTED**

### **MOTION (GARCETTI - ENGLANDER)**

**Recommendation for Council action:**

**DIRECT the City Administrative Officer and the Chief Legislative Analyst to contract with an appropriate third-party to analyze past and current LAFD response times, including full deployment, modified coverage, and the current deployment plan.**

**ITEM NO. (13) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Adopted as Amended, Ayes (13); Absent: LaBonge and Reyes (2)**

[12-0404](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the technology issues leading to the dispatch problems experienced recently by the Los Angeles Fire Department (LAFD).

Recommendation for Council action, as initiated by Motion (Buscaino - Englander):

DIRECT the LAFD and the Information Technology Agency to report with a comprehensive review of the technology issues leading to the dispatch problems experienced recently by the LAFD, and to provide recommendations to remedy the notification deficiencies.

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

Community Impact Statement: None submitted.

**ADOPTED**

**AMENDING MOTION (ALARCON - HUIZAR)**

**Recommendation for Council action:**

**DIRECT the LAFD to provide a full report on the proposed plan for the Dispatch Center before or as part of the budget discussions.**

**ITEM NO. (14) - ADOPTED**

**Adopted, Ayes (13); Absent: LaBonge and Reyes (2)**

[12-0418](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the potential implementation of Automatic Vehicle Location (AVL) technology for all fire and emergency resources.

Recommendation for Council action, as initiated by Motion (Englander - Wesson):

INSTRUCT the Los Angeles Fire Department to report on the potential implementation of AVL for all fire and emergency resources, including an assessment of the system's costs, how the system would be overseen and managed by Fire personnel, and how the system would be used to enhance emergency operations.

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

Community Impact Statement: None submitted.

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**  
**(Item Nos. 15-17)**

**ITEM NO. (15) - ADOPTED**

[12-0299](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Second Amendment to Agreement for Exchange of Real Property Interests regarding water well sites between the City of Los Angeles and the City of Ontario at LA/Ontario International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Section 5(4) and (28) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Agreement between the City of Los Angeles and City of Ontario.
3. CONCUR with the Board's action of January 23, 2012 by Resolution No. 24683 authorizing the Executive Director to execute the Second Amendment to Agreement between the City of Los Angeles and City of Ontario.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Second Amendment will have no impact on the General Fund; neither will it result in additional revenue for or costs to the Los Angeles World Airports. Execution of the proposed Amendment complies with the Department of Airports adopted Financial Policies.

Community Impact Statement: None submitted.

**ITEM NO. (16) - ADOPTED**

[12-0318](#)

CDs 6 & 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Second Amendment to Operating Agreement No. LAA-8399 with New South Parking to continue management and operation of public and employee parking facilities at Los Angeles International and Van Nuys Airports.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Section 1(3) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Operating Agreement No.LAA-8399 between the City of Los Angeles and New South Parking.

3. CONCUR with the Board's action of February 13, 2012 by Resolution No. 24708 authorizing the Executive Director to execute the Second Amendment to Operating Agreement No.LAA-8399 between the City of Los Angeles and New South Parking.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Second Amendment to Contract LAA-8399 with New South Parking will increase the total authorized project budget by a not-to-exceed \$48.5 million (if the additional one-year extension option is exercised), which is available in the Fiscal Year (FY) 2011-12 Los Angeles World Airports Operating Budget in various Location Cost Centers under 1240005 - Landside Business Management, Commitment Item 520 - Contractual Services. Funding for the one-year extension for FY 2012-13 will be requested as part of the Department's annual budget process. This Amendment, and the original Agreement, complies with the Department of Airports adopted Financial Policies. Approval of the proposed Second Amendment will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 1, 2012

(LAST DAY FOR COUNCIL ACTION - MAY 1, 2012)

## ITEM NO. (17) - ADOPTED

[12-0423](#)

CD 11

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed First Amendment to Lease with Mercury Air Cargo, Inc. to extend the term of their leasehold to continue Air Cargo Handling Operations at 6040 Avion Drive at Los Angeles International Airport.

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article III, Section 1(18)(c) of the Los Angeles City CEQA Guidelines.
2. APPROVE the First Amendment with Mercury Air Cargo, Inc. at Los Angeles International Airport.
3. CONCUR with the Board's action of January 23, 2012 by Resolution No. 24695 authorizing the Executive Director to execute the First Amendment with Mercury Air Cargo, Inc. at Los Angeles International Airport.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed lease agreement with Mercury Air Cargo, Inc. will generate approximately \$4,311,118 in revenue during the first year of the agreement and at least \$41,314,880 (excluding any fair market rental rate adjustments) for the Los Angeles World Airports over the nine-year, seven-month term. Approval of the lease extension will have no impact on the City's General Fund; neither will it negatively affect the Department's capital or operating budgets. This lease complies with the Department of Airports' adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 19, 2012

(LAST DAY FOR COUNCIL ACTION - APRIL 18, 2012)

## **Items for Which Public Hearings Have Not Been Held - Items 18-33**

(10 Votes Required for Consideration)

### **ITEM NO. (18) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

#### 12-0516

COMMUNICATIONS FROM THE MAYOR, COUNCIL PRESIDENT and COUNTY BOARD SUPERVISOR ZEV YAROSLAVSKY relative to the appointments to the Measure L Compensation Review Committee.

Recommendation for Council action:

RESOLVE that the various nominations to the Measure L Compensation Review Committee are APPROVED and the members are hereby appointed, as follows:

#### Appointing Authority

#### Nominee

Mayor

Patricia Clarey  
Victor Narro

Council President

Johnny Green  
Paulette Hurd

Supervisor Yaroslavsky

Jeff Bronstein, M.D.,  
Ph.D.

### **ITEM NO. (19) - ADOPTED**

**Adopted, Ayes (12); Absent: LaBonge, Parks and Reyes (3)**

#### 10-0054-S1

CD 15

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to acceptance of \$500,000 in Community Development Block Grant (CDBG) funds for improvements to unimproved streets in the Los Angeles Harbor Industrial Center Redevelopment Project Area.

Recommendation for Council action:

RECEIVE and FILE the Community Redevelopment Agency of Los Angeles report dated October 6, 2011 relative to acceptance of \$500,000 in CDBG funds for improvements to unimproved streets in the Los Angeles Harbor Industrial Center Redevelopment Project Area.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (20) - CONTINUED TO APRIL 24, 2012**

**Adopted to Continue, Unanimous Vote (12); Absent: LaBonge, Parks and Reyes (3)**

[11-0994](#)

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to rules, regulations and/or practices related to restricting relatives of any person who has invested in, developed, or managed City-subsidized housing from living in a unit within said housing development.

Recommendations for Council action:

1. INSTRUCT the General Manager, Los Angeles Housing Department (LAHD), to work with the City Attorney to make the appropriate modifications (as detailed in the LAHD transmittal dated March 13, 2012, attached to the Council File No. 11-0994) to pertinent documents, including, but not limited to, loan documents, regulatory agreements, ordinances, management plans and land use covenants.
2. INSTRUCT the Chief Legislative Analyst to provide a report on this matter to the Council for its consideration.

Fiscal Impact Statement: The LAHD reports that there is no impact on the General Fund.

Community Impact Statement: None submitted.

**ITEM NO. (21) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[11-1611](#)

CD 3

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to a Disposition, Development and Loan Agreement with Reseda Theater Family Housing, L.P., for the development of the Reseda Theater Lofts mixed-use project.

Recommendation for Council action:

RECEIVE and FILE the Communication from the Housing, Community and Economic Development Committee Chair and Member dated November 23, 2011, the City Administrative Officer report dated November 18, 2011, the Community Redevelopment Agency of Los Angeles (CRA/LA) reported dated September 15, 2011 and Joint Resolution relative to a public hearing and

Disposition, Development and Loan Agreement with Reseda Theater Family Housing, L.P., for the sale of the CRA/LA-owned properties at 18447 Sherman Way and 7217-27 Canby Avenue, at the fair reuse value of \$0, and for financing in an amount not to exceed \$1,572,010, for the development of the Reseda Theater Lofts mixed-use project

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

#### **ITEM NO. (22) - ADOPTED**

**Adopted, Ayes (12); Absent: LaBonge, Parks and Reyes (3)**

[11-1613](#)

CDs 1,9 & 14

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to a Professional Services Contract with Xentrans, Inc. to provide consulting services for the provision of public WiFi on the Metro Gold Line.

Recommendation for Council action:

RECEIVE and FILE the Community Redevelopment Agency of Los Angeles report dated September 15, 2011 relative to a Professional Services Contract with Xentrans, Inc. in an amount not to exceed \$113,000 to provide consulting services for the provision of public WiFi on the Metro Gold Line in the Downtown and Eastside Redevelopment Project Areas.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

#### **ITEM NO. (23) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, LaBonge, Parks and Reyes (4)**

[11-2133](#)

CD 14

CATEGORICAL EXEMPTION, COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to authorization to establish and implement a Business Assistance Program within the Adelante Eastside Redevelopment Project Area.

Recommendation for Council action:

RECEIVE and FILE the Community Redevelopment Agency of Los Angeles report dated December 15, 2011 relative to authorization to establish and implement a Business Assistance Program within the Adelante Eastside Redevelopment Project Area.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (24) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[11-2135](#)

CD 4

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to Environmental Action and authorization to execute a First Amendment to the Owner Participation Agreement (OPA) with Lankershim NoHo Mixed Use, LLC, for construction of a mixed-use project at 11130 West Otsego Street.

Recommendation for Council action:

RECEIVE and FILE the Community Redevelopment Agency of Los Angeles report dated December 15, 2011 relative to Environmental Action and authorization to execute a First Amendment to the OPA with Lankershim NoHo Mixed Use, LLC, for construction of a mixed-use project at 11130 West Otsego Street in the North Hollywood Redevelopment Project Area.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

**ITEM NO. (25) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, LaBonge, Parks and Reyes (4)**

[12-0014](#)

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the current status of the Community Redevelopment Agency of Los Angeles (CRA/LA), and implications of the California Supreme Court ruling including impact on current projects, land use issues, as well as funding that will become available to the City.

Recommendation for Council action:

RECEIVE and FILE Motion (Perry - Rosendahl) relative to the current status of the CRA/LA, implications of the California Supreme Court ruling including impact on current projects, land use issues, as well as funding that will become available to the City.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.



**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)  
(Item Nos. 26-27)**

**ITEM NO. (26) - ADOPTED**

[12-0194](#)

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to authorization to release a Request for Proposals (RFP) for housing-related technical services for Fiscal Year 2012-15, amend 22 contracts for housing-related technical services contractors, and amend a contract with David Paul Rosen & Associates, and related actions.

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

AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:

- a. Execute second contract amendments to existing contracts with current Technical Services contractors identified in Attachment A of the City Administrative Officer (CAO) report dated April 3, 2012 attached to the Council File (CF) 12-0194, for a twelve or fifteen-month extension period and effective October 1, 2011 or January 1, 2012 as detailed in Attachment A, through December 31, 2012, and authorize the Controller to expend funds up to the amounts detailed in Attachment A subject to receipt by the City of the grant funds.
- b. Release a Program Year 2012-15 RFP for Housing-Related Technical Services, substantially in the form as attached to the LAHD transmittal dated January 10, 2012 attached to CF 12-0194, subject to City Attorney review and approval as to form and legality, and report back to the Mayor and Council with the RFP results, recommendation for contractor selection, funding amount, Charter Section 1022 determination, and any necessary Controller instructions.
- c. Request the LAHD to report under separate transmittal regarding an extension to the contract with and additional funding for David Paul Rosen & Associates.
- d. Prepare Controller instructions and any necessary technical adjustments that are consistent with the Mayor and Council actions on this matter, subject to the approval of the CAO, and authorize the Controller to implement those instructions.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. The recommendations in this report are in compliance with City Financial Policies in that the full cost of the Request for Proposals and contract amendments will be paid through available special fund sources including the HOME Investment Partnership Program, Community Development Block Grant, Neighborhood Stabilization Program, the Lead Hazard Reduction Demonstration and Lead-Based Paint Hazard Control Grants.

Community Impact Statement: None submitted.

**ITEM NO. (27) - ADOPTED - FORTHWITH**

[12-0534](#)

CD 9

CONSIDERATION OF MOTION (PERRY - PARKS) relative to a ten year lease between the Los Angeles City Employees' Retirement System (LACERS) and Los Angeles Times Communications LLC for office space located at 220 West First Street.

Recommendations for Council action:

1. APPROVE a ten year lease between LACERS and Los Angeles Times Communications LLC for office space located at 220 West First Street (LA Times building).
2. AUTHORIZE the General Manager of LACERS to execute the lease.

Community Impact Statement: None submitted.

(Information Technology and General Services Committee waived consideration of the above matter)

**ITEM NO. (28) - ADOPTED**

**Adopted, Ayes (13); Absent: LaBonge and Reyes (2)**

[12-0353](#)

CONSIDERATION OF MOTION (ALARCON - LABONGE) relative to adopting the Toyon as the official native plant of the City of Los Angeles.

Recommendation for Council action:

ADOPT the Toyon as the official native plant of the City of Los Angeles.

Community Impact Statement: None submitted.

(Rules, Elections and Intergovernmental Relations Committee waived consideration of the above matter)

**ITEM NO. (29) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[11-1324-S1](#)

CD 10

MOTION (WESSON - KORETZ) relative to funding for services provided by Pacific Graffiti Solutions for graffiti removal efforts in the Palms area.

Recommendations for Council action:

1. UTILIZE \$12,000 in the “Palms Beautification” Account in the Council District 10 Real Property Trust Fund No. 692 to fund any aspect of the services provided by Pacific Graffiti Solutions for graffiti removal efforts in the Palms area.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to, Pacific Graffiti Solutions, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed, and AUTHORIZE the Councilmember of the District to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections, adjustments or clarifications to the above instructions in order to effectuate the intent of this Motion.

**ITEM NO. (30) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, LaBonge, Parks and Reyes (4)**

[11-1324-S2](#)

CD 10

MOTION (WESSON - KORETZ) relative to funding for services provided by Chrysalis for neighborhood clean-up activities in the Palms area.

Recommendations for Council action:

1. UTILIZE \$10,000 in the “Palms Beautification” Account in the Council District 10 Real Property Trust Fund No. 692 to fund any aspect of the services provided by Chrysalis for neighborhood clean-up activities in the Palms area.
2. DIRECT the City Clerk to prepare the necessary document(s) with, and/or payment(s) to, Chrysalis, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney, if needed, and AUTHORIZE the Councilmember of the District to execute any such documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections, adjustments or clarifications to the above instructions in order to effectuate the intent of this Motion.

**ITEM NO. (31) - ADOPTED, AS AMENDED - SEE FOLLOWING**

**Amending Motion Adopted, Ayes (12); Absent: LaBonge, Parks and Reyes (3)**

[12-0533](#)

CD 13

MOTION (GARCETTI - LABONGE) relative to funding for the North Atwater Bridge Project in Council District 13.

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

1. TRANSFER / APPROPRIATE \$200,000 in the AB1290 Fund No. 53P, Account No. 281213 (CD 13 Redevelopment Projects - Services) to a new account in the Engineering Special Services Fund No. 682/50, entitled "North Atwater Bridge/L.A. River" to support the North Atwater Bridge Project.
2. AUTHORIZE the Bureau of Engineering to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

**ADOPTED**

**AMENDING MOTION (GARCETTI - HUIZAR)**

**Recommendation for Council action:**

**INDICATE that any unused funds for this project shall be returned to Council District 13's AB 1290 account and to specify the Controller as the entity responsible for making the requested transfer/appropriation.**

**ITEM NO. (32) - ADOPTED**

**Adopted, Ayes (11); Absent: Garcetti, Koretz, Krekorian and LaBonge (4)**

[12-0532](#)  
CD 15

MOTION (BUSCAINO - KORETZ) relative to a personal services contract with Gloria Lockhart to provide services to the Fifteenth Council District.

**Recommendations for Council action:**

1. APPROVE the personal services contract with Gloria Lockhart to provide services to the Fifteenth Council District from March 1, 2012 to February 28, 2012 in an amount not to exceed \$24,000 from funds available in the Council Office Budget.
2. AUTHORIZE the Councilmember of the Fifteenth Council District to execute said contract on behalf of the City.
3. INSTRUCT the City Clerk to encumber the necessary funds against the Contractual Services Account of the Council Fund for the Fiscal Year 2011-12 and to reflect it as a charge against the budget of the involved Council Office.

**ITEM NO. (33) - CITY ENGINEER REPORT ADOPTED - MAP AND BOND APPROVED**

**Adopted, Ayes (11); Absent: Garcetti, LaBonge, Parks and Reyes (4)**

[12-0524](#)  
CD 9

FINAL MAP OF TRACT NO. 66170 for property located at 120-30 South Hewitt Street lying southerly of First Street.

(Approve Subdivision Improvement Agreement and Contract with attached security documents)  
(ADOPT City Engineer Report)  
(ADOPT Bond No. C-120188)  
(Quimby Fee: \$140,877)  
Applicants: Pathfinder Pacifica Hewitt Street Lofts LLC  
Landmark Consulting

## **Item for Which Public Hearing Has Not Been Held - Item 34**

(10 Votes Required for Consideration)

### **ITEM NO. (34) - ADOPTED - TO THE MAYOR FORTHWITH**

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

#### 12-0044

MOTION (KREKORIAN - ROSENDAHL) relative to amend prior Council action of February 22, 2012, regarding settlement in the case entitled Petra Acupanda v. City of Los Angeles, Los Angeles Superior Court Case No. BC 433757.

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

AMEND prior Council action of February 22, 2012, Recommendation No. 2, (Council file No. 12-0044) authorizing the City Attorney to pay the \$1,400,000 settlement to effect settlement in the case entitled Petra Acupanda v. City of Los Angeles, Los Angeles Superior Court Case No. BC 433757, to read as follows:

2. AUTHORIZE the City Attorney to draw demands as follows:
  - a. \$200,010.08 payable to Department of Health Car Services - MS 4720
  - b. \$346,601.00 payable to Pacific Life & Annuity Services, Inc. (Tax ID 91-2025652)  
\$153,585.00 payable to MetLife Tower Resources Group, Inc. (Tax ID 13-4047186)  
\$699,803.92 payable to Robinson Calcagnie Robinson Client Trust Account (Tax ID 33-0191323).

**MOTION ADOPTED UPON FINDINGS BY COUNCIL THAT THE NEED TO TAKE ACTION AROSE SUBSEQUENT TO THE POSTING OF THE COUNCIL AGENDA FOR TUESDAY, APRIL 17, 2012, PURSUANT TO GOVERNMENT CODE SECTION 54954.2(b)(2) AND COUNCIL RULE 23**

**ADOPTED - FORTHWITH**

**Findings on Need to Act - Adopted, Ayes (14); Absent: LaBonge (1)  
Motion (Parks - Perry) Adopted, Ayes (14); Absent: LaBonge (1)**

**12-0010-S12**

**MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murders of Ying Wu and Ming Qu on April 11, 2012.**

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

- 1. PROVIDE an offer of reward in the amount of \$75,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the deaths of Ying Wu and Ming Qu on April 11, 2012.**
- 2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.**
- 3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.**
- 4. DIRECT the City Clerk to publish the reward notice in the "Our Weekly" and "L.A. Watts Times," in addition to the regular publications used by the City Clerk for reward notices, to ensure adequate community notice.**

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

**12-0011-S9**

**MOTION (WESSON - ZINE) relative to funding for various security services for the transit public near a transit hub in Council District 10.**

**12-0011-S10**

**MOTION (CARDENAS - BUSCAINO) relative to funding for enhanced community beautification services in Council District Six.**

**10-0723-S2**

**MOTION (REYES - ZINE) relative to accepting a grant from the Getty Foundation for the Multicultural Undergraduate Summer Internship Program.**

[10-0636-S3](#)

MOTION (HUIZAR - GARCETTI) relative to declaring Fiesta Broadway to be a Special Event at a major venue as defined in Los Angeles Municipal Code (LAMC) Section 41.20.1(c).

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

[12-0003-S1](#) - Arnold Cordova

Huizar - Rosendahl

Wilfred Kenny

Wesson

Chrisanthe "Chris" Marinakos Kezios

Englander - Zine - Krekorian - Cárdenas

**Alarcón, Buscaino, Cárdenas, Englander, Huizar, Koretz, Krekorian, Perry, Rosendahl, Zine and President Wesson (11); Absent: Garcetti, LaBonge, Parks and Reyes (4)**

**Whereupon the Council did adjourn.**

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL