

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **May 2, 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, Garcetti, LaBonge, Parks, Perry, Zine and President Wesson (10); Absent: Huizar, Koretz, Krekorian, Reyes and Rosendahl (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 27, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 20

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 1-4

Adopted to Continue, Ayes (10); Absent: Huizar, Koretz, Krekorian, Reyes and Rosendahl (5)
(Item Nos. 1-3)

**ITEM NO. (1) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MAY 23, 2012**

[12-0157](#)
CD 11

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

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Dorothy Street and Granville Avenue No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on February 29, 2012 - Continue hearing and present Ordinance on May 23, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MAY 23, 2012**

[12-0159](#)

CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the Ellenwood Drive and Merton Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on February 29, 2012 - Continue hearing and present Ordinance on May 23, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON MAY 23, 2012**

[12-0179](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Ventura Boulevard and Hazeltine Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on February 29, 2012 - Continue hearing and present Ordinance on May 23, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - CONTINUED TO MAY 15, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Huizar, Koretz, Krekorian, Reyes and Rosendahl (5)

[12-0253](#)

CD 14

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for on-site consumption at Crane's Downtown bar/lounge located at 810 South Spring Street, basement, Los Angeles, 90014.

Application filed by: Darren Crane (Elizabeth Peterson Group, representative)

TIME LIMIT FILE - MAY 23, 2012

(LAST DAY FOR COUNCIL ACTION - MAY 23, 2012)

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

(Continued from Council meeting of April 4, 2012)

Items for Which Public Hearings Have Been Held - Items 5-12

ITEM NO. (5) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, Krekorian, Reyes and Rosendahl (4)

[12-0468](#)

TRANSPORTATION COMMITTEE REPORT relative to the appointment of Mr. Mampre R. Pomakian to the Board of Taxicab Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Mampre R. Pomakian to the Board of Taxicab Commissioners for the term ending June 30, 2013, to fill the vacancy created by the resignation of Ms. Maria Armoudian, is APPROVED and CONFIRMED. Mr. Pomakian resides in Council District Four. (New commission gender composition: M = 3; F = 2)

Ethics Commission Review: Pending.

Background Check Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 14, 2012

(LAST DAY FOR COUNCIL ACTION - MAY 11, 2012)

ITEM NO. (6) - ADOPTED, ORDINANCE OVER TO MAY 9, 2012

**Adopted, Ordinance Over One Week, Ayes (9); Noes: Englander, Parks and Perry (3);
Absent: Krekorian, Reyes and Rosendahl (3)**

[12-0467](#)

CONTINUED CONSIDERATION OF PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the amendment of the Los Angeles Administrative Code (LAAC) for the 2011-12 to 2013-14 Fiscal Year (FY) salaries for non-represented employees of the Los Angeles Department of Water and Power (LADWP).

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

PRESENT and ADOPT the accompanying ORDINANCE amending Section 4.900.1 of the LAAC for the 2011-12 to 2013-14 FY salaries for non-represented employees of the LADWP.

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.

(Continued from Council meeting of April 25, 2012)

**Adopted, Ayes (11); Absent: Huizar, Krekorian, Reyes and Rosendahl (4)
(Item Nos. 7-8)**

ITEM NO. (7) - ADOPTED

[11-0216-S1](#)

CD 3

ORDINANCE SECOND CONSIDERATION abandoning all proceedings relating to the Delano Street (Near Etiwanta Avenue) Lighting District - A'13-L1170047 in accordance with Sections 6.1 to 6.15 and Sections 6.95 to 6.127 of the Los Angeles Administrative Code and California Government Code Section 53753 (Proposition 218).

(Public hearing closed on April 25, 2012)

ITEM NO. (8) - ADOPTED

[12-0437](#)

CD 8

INITIAL STUDY/MITIGATED NEGATIVE DECLARATION and ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the Central Outfall Sewer (COS) at 59th Street and Fourth Avenue Project.

Recommendations for Council action:

1. FIND that, on the basis of the whole record, there is no substantial evidence that the COS at 59th Street and Fourth Avenue Project will have a significant effect on the environment and that the Mitigated Negative Declaration (ND-12-001-BE) reflects the City's independent judgment and analysis.
2. ADOPT the Mitigated Negative Declaration (ND-12-001-BE), as attached to the Council file.
3. APPROVE the COS at 59th Street and Fourth Avenue Project as described in the February 27, 2012 Board of Public Works (Board) report and attached to the Council file.
4. ADOPT the Mitigation Monitoring Program, as attached to the Council file.

Fiscal Impact Statement: The Board reports that the COS at 59th Street and Fourth Avenue Project has a budget of \$8.388 million, and funding will come from the Sewer Construction and Maintenance Fund.

Community Impact Statement: None submitted.

ITEM NO. (9) - CONTINUED TO MAY 9, 2012 - SEE FOLLOWING

Adopted to Continue, Unanimous Vote (11); Absent: Huizar, Krekorian, Reyes and Rosendahl (4)

[12-0014-S2](#)

MOTION (CARDENAS for REYES - PERRY), and City Attorney to report, relative to the role of the City Attorney as legal representative for both the City and the Designated Local Agency (the governing board of the former Community Redevelopment Agency of Los Angeles), and how the City Attorney manages any potential conflicts of interests and the need for possible client waivers.

(Housing, Community and Economic Development Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to <http://cityclerk.lacity.org/lacityclerkconnect/index.cfm> for background documents.)

(Scheduled pursuant to Council action of April 27, 2012)

CONTINUED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to the role of the City Attorney as legal representative for both the City and the Designated Local Agency (DLA) (the governing board of the former Community Redevelopment Agency of Los Angeles [CRA/LA]), and how the City Attorney manages potential conflicts of interests.

Recommendation for Council action:

REQUEST the City Attorney to report on its role as the legal representative for both the City and the DLA (the Governing Board of the former CRA/LA), and how the City Attorney manages any potential conflict of interests, and the need for possible client waivers.

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

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopt as Amended, Ayes (12); Absent: Krekorian, Reyes and Rosendahl (3)

11-0582-S3

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to funding recommendations in response to the Workforce Investment Act (WIA) Sector Initiative Program Request for Proposals.

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

1. APPROVE the funding recommendations identified on Attachment A of the joint Workforce Investment Board and Community Development Department (CDD) report resulting from a review of proposals submitted in response to the WIA Sector Initiative Program Request for Proposals.
2. APPROVE the CDD General Manager to negotiate and execute agreements and or contract amendments with the organizations identified on Attachment A up to the amounts identified on Attachment A.
3. AUTHORIZE the Controller to establish new accounts within the WIA Fund No. 44A and transfer appropriations as follows:

From:		
<u>Account</u>	<u>Title</u>	<u>Amount</u>
22H701	WIA Adult	\$1,992,000
22H707	WIA Dislocated	<u>1,328,000</u>
	Total	\$3,320,000
To:		
<u>Account</u>	<u>Title</u>	<u>Amount</u>
22H702	WIA Adult WIB Innovation Fund	\$1,992,000
22H705	WIA Dislocated Worker WIB Innovation Fund	<u>1,328,000</u>
	Total	\$3,320,000

4. AUTHORIZE the General Manager, CDD, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CDD reports there is no General Fund impact. All actions requested in this report relate to WIA grant funds.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (LABONGE - GARCETTI)

Recommendation for Council action:

INSTRUCT the Community Development Department to partner with the Community College Districts as the Workforce Investment Act Sector Initiative Program moves forward.

ITEM NO. (11) - ADOPTED

Adopted, Ayes (11); Absent: Huizar, Krekorian, Reyes and Rosendahl (4)

[12-0350](#)

JOBS AND BUSINESS DEVELOPMENT COMMITTEE REPORT relative to requesting the Los Angeles Economic Development Corporation (LAEDC) and the Otis College of Art and Design to present their findings concerning the state of the "Creative Economy" in Los Angeles.

Recommendations for Council action, pursuant to Motion (Garcetti - Cadenas):

1. REQUEST the LAEDC and the Otis College of Art and Design to present their findings concerning the state of the "Creative Economy" in Los Angeles and suggest ways that the City can support the development of jobs in this sector of the City's economy.
2. DIRECT the City Administrative Officer (CAO), with the assistance of the Cultural Affairs Department, LA Inc., and the Community Development Department, to report with recommendations on how to support and encourage creative economy in the City.

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. (12) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopt as Amended, Ayes (10); Noes: Parks and Perry (2); Absent: Krekorian, Reyes and Rosendahl (3)

[11-1872](#)

TRANSPORTATION COMMITTEE REPORT relative to creating one Pedestrian Coordinator position and one Project Assistant position in the Los Angeles Department of Transportation (LADOT).

Recommendations for Council action, as initiated by Motion (Garcetti - Parks), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. RESOLVE that position authority is APPROVED for one Project Coordinator, Class Code 1537, and one Project Assistant, Class Code 1542, for the LADOT, effective May 21, 2012 through June 30, 2012; and, INSTRUCT the City Administrative Officer (CAO) to include these positions in the Personnel Authority Resolution for Fiscal Year (FY) 2012-13 if not included in the Mayor's Proposed Budget.
2. INSTRUCT LADOT to submit a request for civil service exemptions for the Project Coordinator and Project Assistant positions as soon as possible.
3. INCREASE appropriations within the Proposition C Anti-gridlock Fund, Fund No. 540, as follows:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
94H656	Transportation Fund Work Program	\$17,300
94H299	Reimbursement of General Fund Costs	<u>\$22,100</u>
	Total:	\$39,400

4. INCREASE appropriations by \$17,300 within the LADOT, Department 94; Fund 100/1010; Salaries, General.
5. AUTHORIZE the CAO to make any necessary technical corrections as required to fulfill the intent of the action.

Fiscal Impact Statement: The LADOT reports that this action will not impact the General Fund. Measure R Local Return funds allocated in FY 2010-2011 for the preparation of the Safe Routes to School Assessment Study in the amount of \$1,261,000 is available to fund the pedestrian coordinator and assistant coordinator, and to reimburse the General Fund for other city staff time spent on this project. No additional funds need to be appropriated at this time.

Community Impact Statement: None submitted.

(Personnel and Animal Welfare Committee waived consideration of the above matter)

ADOPTED

AMENDING MOTION (GARCETTI - LABONGE - KORETZ)

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

ADOPT the following recommendations in lieu of No. 3 and No. 4:

3. **INCREASE appropriations within the Measure R Local Return Fund, Fund No. 51Q, as follows:**

<u>Account</u>	<u>Title</u>	<u>Amount</u>
94H194	Transportation	\$21,754
94H299	Reimbursement of General Fund Costs	<u>\$20,461</u>
	Total:	\$42,215

4. **INCREASE appropriations by \$21,754 within LADOT, Fund 100/94 Account 1010; Salaries, General.**

Items for Which Public Hearings Have Not Been Held - Items 13-23

(10 Votes Required for Consideration)

**Adopted, Ayes (12); Absent: Krekorian, Reyes and Rosendahl (3)
(Item Nos. 13-17)**

ITEM NO. (13) - ADOPTED

[12-0563](#)

CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Foothill Boulevard and Sayre Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 18, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 25, 2012** as the hearing date for the maintenance of the Foothill Boulevard and Sayre Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$873.86 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: July 18, 2012)

ITEM NO. (14) - ADOPTED

[12-0575](#)

CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Sunland Boulevard and Penrose Street Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 19, 2012.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 25, 2012** as the hearing date for the maintenance of the Sunland Boulevard and Penrose Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,441.25 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: July 18, 2012)

ITEM NO. (15) - ADOPTED

[12-0576](#)
CD 10

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Jefferson Boulevard and Bronson Avenue Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 19, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 25, 2012** as the hearing date for the maintenance of the Jefferson Boulevard and Bronson Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,547.79 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: July 18, 2012)

ITEM NO. (16) - ADOPTED

[12-0611](#)
CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Belford and Manchester Avenues No. 1 Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 24, 2012.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 25, 2012** as the hearing date for the maintenance of the Belford and Manchester Avenues No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$989.33 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: July 18, 2012)

ITEM NO. (17) - ADOPTED

[12-0612](#)
CD 11

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Topham Street and Lindley Avenue No. 1 Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated April 24, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JULY 25, 2012** as the hearing date for the maintenance of the Topham Street and Lindley Avenue No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$202.12 will be collected annually starting with tax year 2012-13 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of this street lighting system.

(Board of Public Works Hearing Date: July 18, 2012)

ITEM NO. (18) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: Krekorian, Reyes, and Rosendahl (3)

[12-0139](#)
CDs 1, 8 & 9

COMMUNICATION FROM THE CITY CLERK and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to the renewal of the Figueroa Corridor Partnership Business Improvement District (BID).

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

1. FIND that the petitions submitted on behalf of the proponents of the proposed Figueroa Corridor Partnership BID are signed by property owners who will pay more than fifty percent (50%) of the assessments proposed to be levied.
2. FIND that all parcels that will have a special benefit conferred upon them and upon which an assessment would be imposed are those as identified in the Management District Plan.
3. FIND in accordance with Article XIID of the California Constitution and based on the facts and conclusions contained in the Engineer's Report attached to the Council file, that:
 - a. The assessment levied on each parcel within the proposed District is proportionate to the special benefit derived from the improvements and activities that are to be provided.
 - b. There are *de minimis* general benefits to be separated from the special benefits conferred on each parcel within the proposed District.
 - c. No assessment imposed on any parcel exceeds the reasonable cost of the proportional special benefit conferred on that parcel.
4. ADOPT the Preliminary Report of the City.
5. ADOPT the attached Management District Plan.
6. ADOPT the attached Engineer's Report.
7. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION to renew the Figueroa Corridor Partnership BID.
8. AUTHORIZE the City Clerk, upon establishment of the District, to prepare, execute and administer a contract between the City of Los Angeles and the Figueroa Corridor Partnership, Incorporated, a nonprofit corporation, for the administration of the District's programs.
9. DIRECT the City Clerk to comply with the notice, protest and hearing procedures prescribed in the Proposition 218 Omnibus Implementation Act (California Government Code, Section 53750 et seq).
10. REQUEST the City Attorney, with the assistance of the City Clerk, to prepare an enabling Ordinance establishing the Figueroa Corridor Partnership BID for City Council consideration at the conclusion of the required public hearing.

Fiscal Impact Statement: The City Clerk reports that funding for assessments levied on the City-owned properties within the District, were included in the General Fund Allocation to the 2012-13 Business Improvement District Trust Fund 659.

Community Impact Statement: None submitted.

(Jobs and Business Development Committee waived consideration of the above matter)

ITEM NO. (19) - ADOPTED

Adopted, Ayes (12); Absent: Krekorian, Reyes and Rosendahl (3)

[12-0217](#)

COMMUNICATION FROM CHAIR AND MEMBER, PUBLIC SAFETY COMMITTEE relative to prohibiting the unsafe skateboarding activity referred to as "bombing" on city streets.

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

REQUEST that the City Attorney:

1. Prepare an ordinance amending the Los Angeles Municipal Code to prohibit the unsafe skateboarding activity referred to as "bombing" on city streets, including additional provisions to require skateboarders to:
 - a. Stay on the right half of the street and to yield to vehicles approaching from the rear, and to pedestrians.
 - b. Stop at stops signs and at uncontrolled intersections, yielding to vehicles and pedestrians.
 - c. Travel at speeds no more than 25 miles per hour.
2. Report back to the Public Safety Committee with an analysis of laws enacted by other municipalities to prohibit unsafe skateboarding activity.

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

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

Adopted, Ayes (12); Absent: Krekorian, Reyes and Rosendahl (3)

[10-1140-S4](#)

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) relative to authorization to release a Request for Proposals (RFP) for contractors to implement the U.S. Department of Housing and Urban Development (HUD) Healthy Homes Production Program (HHPP) and related actions, and authorization to appropriate grant funds for the Lead Safe for Kids' Sake Grant program.

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

1. AUTHORIZE the General Manager, LAHD, or designee, to administer the funds in accordance with the provisions of HUD Office of Healthy Homes and Lead Hazard Control and United States Conference of Mayors (USCM) Grants.

2. AUTHORIZE the Controller to establish a new interest bearing Fund No. XXX entitled Healthy Homes 1 for the receipt and disbursement of the HUD Healthy Homes Production Program Grant in the amount of \$1.86 million, to be administered by the LAHD as follows:

a. Establish new accounts in Fund No. XXX/43, for Fiscal Year (FY) 2011-12, as follows:

<u>Account</u>	<u>Title</u>
43H303	Healthy Homes Direct
43H304	Administrative Reserve (3-year reserves)
43H299	Related Cost
43H143	LAHD Admin.

b. Appropriate within the new Fund No. XXX/43, for FY 2011- 12, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43H303	Healthy Homes Direct	\$1,158,350.00
43H299	Related Cost	\$39,433.41
43H143	LAHD Admin.	\$109,068.52
43H304	Administrative Reserve (3-year reserves)	<u>\$553,148.07</u>
Total:		\$1,860,000.00

c. Expend funds, not to exceed \$1,860,000 from Fund No. XXX/43, upon proper written demand from the General Manager, LAHD, or designee, as shown in the accounts in item 2b above.

d. Increase appropriations in General Fund No. 100/43, for FY 2011-12, as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries, General	\$91,049.20
2120	Printing & Binding	\$228.08
3310	Transportation (Mileage and Parking)	\$826.27
2130	Travel	\$9,900.00
6010	Office and Administrative	\$3,164.97
7300	Equipment	<u>\$3,900.00</u>
Total:		\$109,068.52

e. Expend funds, not to exceed \$109,068.52 from General Fund No. 100/43, upon proper written demand from the General Manager, LAHD, or designee, as shown in the accounts in item 2d above.

3. AUTHORIZE the Controller to establish a new account entitled DuPont Lead-Safe, in fund No. 49N/43, for the receipt and disbursement of the USCM Lead Safe for Kids' Sake Grant in the amount of \$100,000, to be administered by LAHD as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43H624	DuPont Lead Safe	\$100,000

a. Expend funds, not to exceed \$100,000 from the above account, upon proper written demand from the General Manager, LAHD, or designee.

4. APPROVE the attached draft RFP (Attachment 1 of the LAHD transmittal dated February 29, 2012 contained in Council file No. 10-1140-S4) for the solicitation of proposals from qualified applicants to conduct physical and behavioral interventions for a period of one year, with two additional one-year extensions at conclusion of original contract.
5. AUTHORIZE the General Manager, LAHD, or designee, to release the RFP (pending City Attorney Approval), assess the qualifications submitted, and return to the Mayor and City Council with contractor recommendations, funding levels and Controller's instructions.
6. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and/or make any necessary technical adjustments consistent with the Mayor and City Council actions on this program, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The LAHD reports that there will be no impact on the General Fund. The Healthy Homes and Lead Grant Programs are supported with grant funds from HUD and USCM. The requested actions will authorize LAHD to create accounts, issue an RFP, and conduct all incidental activities to implement the grants.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (21) - ADOPTED

Adopted, Ayes (11); Absent: Garcetti, Krekorian, Reyes and Rosendahl (4)

[12-0046](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to authorization to change the Local Housing Trust Fund and the various Building Equity and Growth in Neighborhoods grant funds from non-interest bearing funds to interest bearing funds.

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

1. AUTHORIZE the Controller to:
 - a. Change the Local Housing Trust Fund (LHTF) No. 48G/43, to an interest bearing fund for receipts and disbursements related to the LHTF administered by the Los Angeles Housing Department (LAHD).
 - b. Change the Building Equity and Growth in Neighborhoods (BEGIN) Grant Program Fund No. 49D/43, to an interest bearing fund for receipts and disbursements related to the BEGIN Program administered by the LAHD.
2. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and to make any technical adjustments as needed and consistent with the Mayor and Council actions on these projects, subject to the approval of the CAO; and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. If the recommendations are approved, the interest in the accounts would be generated from grant funds that were awarded by the State of California, Department of Housing and Community Development and from Proposition 46 and Proposition 1C to the Los Angeles Housing Department for the Local Housing Trust Fund and the Building Equity and Growth in Neighborhoods programs. The recommendations contained in this report are in compliance with City Financial Policies in that the interest will be generated from state grants and propositions.

Community Impact Statement: None submitted.

(Housing, Community and Economic Development Committee waived consideration of the above matter)

ITEM NO. (22) - ADOPTED

Adopted, Ayes (11); Absent: Garcetti, Krekorian, Reyes and Rosendahl (4)

[12-0489](#)

CD 1

COMMUNICATION FROM THE CITY CLERK relative to the Fiscal Year (FY) 2012 Annual Planning Report for the Greater Chinatown Property-Based Business Improvement District (BID).

Recommendations for Council action:

1. FIND that the attached Annual Planning Report for the Greater Chinatown BID's 2012 FY complies with the requirements of the Landscaping, Security, Programming and Maintenance (LSPM) Property Business Improvement District (PBID) Ordinance.
2. ADOPT the attached Annual Planning Report for the Greater Chinatown BID's 2012 FY, pursuant to the LSPM PBID Ordinance.

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

Community Impact Statement: None submitted.

(Jobs and Business Development Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

Adopted, Ayes (11); Absent: Garcetti, Krekorian, Reyes and Rosendahl (4)

[12-0010-S14](#)

MOTION (CARDENAS - BUSCAINO - ENGLANDER) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the armed robberies throughout the City of Los Angeles on November 18, 2011, December 17, 2011, January 13, 2012, February 16, 2012, and February 17, 2012.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the armed robberies throughout the City of Los Angeles on November 18, 2011, December 17, 2011, January 13, 2012, February 16, 2012, and February 17, 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.

Closed Session - Item 24

ITEM NO. (24) - MEETING HELD - MOTION ADOPTED IN OPEN SESSION - FORTHWITH - SEE FOLLOWING

Adopted in Open Session, Ayes (11); Absent: Garcetti, Krekorian, Reyes and Rosendahl (4)

[12-0512](#)

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 Kathleen Washington v. City of Los Angeles, Los Angeles Superior Court Case No. BC438920. (This is a complex police litigation case against the City of Los Angeles and the Los Angeles Police Department regarding a wrongful death incident.)

(Budget and Finance Committee considered the above matter in Closed Session on April 16, 2012)

ADOPTED

MOTION (ENGLANDER - KORETZ)

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

1. AUTHORIZE the City Attorney to expend \$950,000 in settlement of the above-entitled matter from City Attorney Fund 100/59, Account No. 009770.
2. AUTHORIZE the City Attorney to draw a demand thereon in said amount payable to The Cochran Firm and Kathleen Washington.
3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Rosendahl - Koretz "yes") at its meeting on April 16, 2012, in Closed Session as permitted by Government Code Section 54956.9(a).

Item for Which Public Hearing Has Not Been Held - Item 25

(10 Votes Required for Consideration)

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

Adopt as Amended, Ayes (12); Absent: Krekorian, Reyes and Rosendahl (3)

[11-0994](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE and AMENDING MOTIONS (ALARCON - ZINE), (CARDENAS - ZINE) 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.

RECEIVED AND FILED

A. COMMUNICATION FROM CHAIR, HOUSING COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

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.

REFERRED TO RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE

B. AMENDING MOTION (ALARCON - ZINE)

Recommendation for Council action:

REQUEST the City Attorney to clarify that the City's conflict of interest policy includes language that city staff who work directly on a housing development or housing project are prohibited from receiving a city loan to lease or purchase a housing unit within the same project.

REFERRED TO RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE

C. AMENDING MOTION (CARDENAS - ZINE)

Recommendation for Council action:

REQUEST the City Attorney to include in the City's conflict of interest policy that elected officials, including his or her spouse/partner, who participated in the deliberative process, vote or consideration of a legislative action regarding a residential housing project are prohibited from receiving a city loan and/or living, leasing or purchasing a residential unit within said project; including receiving a loan, a modification of a loan or a forgiveness of debt in that development from the developer of the project or the developer's spouse/partner.

Violation of said conflict of interest policy includes a severe financial penalty to the elected official and/or consideration for removal from office.

ADOPTED

MOTION (CARDENAS - ALARCON)

Recommendations for Council action:

- 1. RECEIVE and FILE the Communication from Chair, Housing, Community and Economic Development Committee attached to the Council file.**
- 2. ADOPT the recommendations contained within the Chief Legislative Analyst report dated April 23, 2012, attached to the Council file.**
- 3. REFER Amending Motions (Alarcón - Zine) and (Cárdenas - Zine), attached to the Council file, to the Rules, Elections, and Intergovernmental Relations Committee for consideration.**

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

[11-0098-S1](#)

MOTION (WESSON for REYES - HUIZAR) relative to directing various departments to report to the City Council on the Los Angeles River Revitalization Master Plan's five years of achievement in recognition of the Fifth Year Anniversary on May 9, 2012.

[12-0658](#)

MOTION (HUIZAR - KORETZ) relative to funding for services in connection with the May 10, 2012 Council District 14 special reception for the Marriage and Family Therapy Program of the University of Southern California in the City Hall Tom Bradley Room.

[12-0659](#)

MOTION (KORETZ for KREKORIAN - PARKS) relative to funding for services in connection with the May 3, 2012 Council District Two special reception / panel discussion regarding the 1992 Los Angeles Civil Disturbances in the City Hall Tom Bradley Room.

[12-0663](#)

MOTION (CARDENAS - HUIZAR) relative to approving the reprogramming of Community Development Block Grant American Recovery and Reinvestment Act funds.

[10-2415-S1](#)

MOTION (ZINE - PARKS) relative to lease approval for the Tarzana Neighborhood Council for office space at 19130 Ventura Boulevard, Tarzana, CA 91356.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004-S1](#)

Michael Perez
General Manager, Fire and Police Pensions

(LaBonge - Parks)

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

[12-0003-S1](#)

Walter L. Gordon Jr.

(Perry)

Mable S. Tyler

(Perry)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL