

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **May 29, 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, Englander, Garcetti, Huizar, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (10); Absent: Alarcón, Cárdenas, Koretz, Krekorian and Rosendahl (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 23, 2012

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.

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - SEE BELOW

[12-0024-S1](#)

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

Recommendation for Council action:

HEAR PROTEST, APPEALS OR OBJECTIONS relative to proposed lien for nuisance abatement costs and/or non-compliance of code violations/Annual Inspection costs, pursuant to LAMC and/or LAAC and CONFIRM said lien for the following properties:

Adopted to confirm lien, Ayes (11); Absent: Alarcón, Cárdenas, Koretz and Krekorian (4)
(Item Nos. 1a-1d)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-0024-S1](#)

CD 5

a. 4007 North Hayvenhurst Avenue.

(Lien: \$3,231.12)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-0323](#)

CD 15

b. 10408 South Parmelee Avenue.

(Lien: \$580.41)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-0324](#)

CD 11

c. 135 East Waterview Street.

(Lien: \$2,487.46)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-0325](#)

CD 3

d. 7107 North White Oak Avenue.

(Lien: \$2,490.33)

CONTINUED TO JUNE 12, 2012

Adopted to Continue, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

[12-0327](#)

CD 8

e. 10217 South La Salle Avenue.

(Lien: \$3,107.15)

CONTINUED TO JUNE 5, 2012

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

[12-0329](#)

CD 5

f. 2337 South Selby Avenue.

(Lien: \$2,490.33)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Koretz and Krekorian (4)

[12-0330](#)

CD 6

g. 11039 West Strathern Street.

(Lien: \$1,593.17)

CONTINUED TO JUNE 5, 2012

Adopted to Continue, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

[12-0331](#)

CD 12

h. 8756 North Encino Avenue.

(Lien: \$2,535.42)

**Adopted to Continue, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)
(Item Nos. 1i-1j)**

CONTINUED TO JULY 31, 2012

[12-0326](#)

CD 6

i. 14410 West Friar Street.

(Lien: \$6,629.81)

CONTINUED TO JULY 31, 2012

[12-0328](#)

CD 9

j. 7020 South Broadway.

(Lien: \$7,808.26)

Adopted to Receive and File, Unanimous Vote (11); Absent: Alarcón, Cárdenas, Koretz and Krekorian (4)

RECEIVED AND FILED, INASMUCH AS LIEN HAS BEEN PAID

[12-0023](#)

CD 15

k. 10516 South Kalmia Street.

(Lien: \$20,506.51)

(Continued from Council meeting of May 1, 2012)

CONTINUED TO JUNE 12, 2012

Adopted to Continue, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

[12-0282](#)

CD 11

l. 3605 South Moore Street.

(Lien: \$2,944.56)

(Continued from Council meeting of May 15, 2012)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm lien, Ayes (11); Absent: Alarcón, Cárdenas, Koretz and Krekorian (4)

[12-0275](#)

CD 11

m. 3650 South Meier Street.

(Lien: \$2,185.70)

(Continued from Council meeting of May 15, 2012)

Items for Which Public Hearings Have Been Held - Items 2-7

**Adopted, Ayes (12); Absent: Cárdenas, Koretz and Krekorian (3)
(Item Nos. 2-5)**

ITEM NO (2) - ADOPTED

[12-0056](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to authority to submit applications to the U.S. Environmental Protection Agency (USEPA) for the Brownfield Targeted Assessment Program.

Recommendation for Council action:

AUTHORIZE the Director, Bureau of Sanitation, or designee, to:

- a. Submit applications to the USEPA for the Brownfield Targeted Assessment Program to conduct environmental assessments on Brownfield's properties.
- b. Accept, negotiate and execute all necessary agreements with the USEPA to implement and carry out the purposes specified in the application, if the applications are approved.
- c. Assist Brownfield's property owners with the application process for cleanup grants when appropriate.

Fiscal Impact Statement: The Board of Public Works reports that there is no impact to the City's General Fund. The Brownfield Targeted Assessment Program provides assessment services only through the USEPA. This program does not provide funds to conduct cleanup activities. There are no match requirements for this type of program.

Community Impact Statement: None submitted.

ITEM NO. (3) - ADOPTED

[12-0518](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to proposed Agreement No. 47038-1 with Schweitzer Engineering Laboratories, Inc., to provide materials and services for the Substation Automation Project.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' action of April 4, 2012, Resolution No. 012-204, approving Agreement No. 47038-1 with Schweitzer Engineering Laboratories, Inc., to provide materials and services for the Substation Automation Project.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that approval of the proposed resolution will authorize an expenditure amount not to exceed \$71.5 million from the Power Revenue Fund, which includes a ten percent contingency of \$6.5 million. The project was approved in the Los Angeles Department of Water and Power (LADWP) 2010-11 Budget. At the time of writing the September 6, 2011 CAO report, the current 2011-12 Budget has not been adopted by the LADWP and the funding status of the Project is undetermined. Since the LADWP is bound only by the City Debt Management Policies, the City Financial Policies are not applicable. Approval of the proposed resolution will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 5, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 5, 2012)

ITEM NO. (4) - ADOPTED

[12-0525](#)

CD 6

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to proposed Memorandum of Understanding (MOU) between the City and the Council for Watershed Health for the Elmer Avenue Paseo Project.

Recommendations for Council action:

1. APPROVE the MOU as attached to the April 4, 2012 Board of Public Works (Board) report, subject to the inclusion of the following language in Article 2, Page 3, and Scope of work:

"Proposition O funds provided by the City shall only be used to fund construction and improvement of real property, consistent with the use of General Obligation Bond funds, as described in the first six bullets in this Article. Prop O Bond funds are limited to paying for clean water facilities. Project elements that have a green space or community benefit but do not provide for clean water must be supported from a funding source other than Prop O. Approval of expenditures for optimization of the Project shall receive separate prior approval by the Prop O Administrative Oversight Committee and City Council based upon the specific activities required to establish specific elements of the Project. Any Prop O funds received by the CWH and not expended on construction or improvement of clean water facilities on real property must be returned to the City."

2. APPROVE the MOU as attached to the April 4, 2012 Board report, subject to the complete replacement of the language in Article 8 - Invoicing and Payment, Section 1, Page 5 of the proposed MOU with the following language:

"Compensation: The City shall reimburse the Council upon the completion of project deliverables that comply with Article 2, Scope of Work and are eligible for Prop O funds. Should a project deliverable be partially eligible for Prop O funds, the appropriate Prop O eligible portion will be determined by the City in writing and the amount of payment shall be based upon that determination. Total compensation under this Agreement will be limited to \$129,000."

3. INSTRUCT the Bureau of Sanitation to report on the Project Status to the Proposition O Administrative Oversight Committee and provide a reason for the large discrepancy in the Project Budget.

Fiscal Impact Statement: The City Administrative Officer (CAO) reports that there is no General Fund impact associated with this action. The approval of the proposed MOU as attached to the Board report and as modified with the Recommendations contained in the May 15, 2012 CAO report will result in the expenditure of \$129,000 in Proposition O General Obligation Bond funds.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 8, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 8, 2012)

ITEM NO. (5) - ADOPTED - FORTHWITH

[12-0247](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a Request for Proposals (RFP) for lead maintenance and lead mining services at three Los Angeles Police Department (LAPD) firearm range sites.

Recommendation for Council action:

APPROVE LAPD report to the Public Safety Committee dated February 8, 2012 (attached to the Council file) relative to the LAPD issuing an RFP for lead maintenance and lead mining services at three firearm range sites operated by the LAPD.

Fiscal Impact Statement: None submitted by the LAPD. 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 (6) - ADOPTED

Adopted, Ayes (13); Noes: Parks and Perry (2)

[12-0488](#)

PUBLIC SAFETY COMMITTEE REPORT relative to an agreement with the Saving Lives San Fernando Valley Coalition for the Los Angeles Police Department's (LAPD's) West Valley Area to conduct compliance checks of retail establishments and marijuana dispensaries.

SUBMITS WITHOUT RECOMMENDATION the recommendations of the City Administrative Officer (CAO) in the April 19, 2012, report to Council (attached to the Council file):

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Accept the 2010 Drug Free Communities Support Program Grant in the amount of \$24,000 from the Executive Office of the President, Office of National Drug Control Policy and the Substance Abuse and Mental Health Services Administration through the Saving Lives San Fernando Valley Coalition for the period September 30, 2010, through September 29, 2015.
 - b. Execute the sub-recipient agreement with the Coalition and to negotiate, execute, and submit any other necessary agreements and documents, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in the LAPD Grant Trust Fund No. 339/70.
3. AUTHORIZE the Controller to establish a grant receivable in Fund 339 in the amount of \$24,000 and establish an appropriation account, account number to be determined, within Fund 339/70, for the receipt and disbursement of grant funds.
4. AUTHORIZE the LAPD to spend up to the grant amount of \$24,000 in accordance with the grant award agreement and requirements.
5. AUTHORIZE the Controller to increase appropriations on an as-needed basis from Fund 339/70, account number to be determined to Fund 100/70, Account No. 001092 Sworn Overtime by an amount not to exceed \$4,800.

6. AUTHORIZE the LAPD to prepare Controller instructions for any technical adjustments consistent with this action, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: Approving the CAO's recommendations will not impact the General Fund. The CAO reports that the 2010 Drug Free Communities Support Program costs are fully reimbursable. A \$1,500 in-kind match is required for this grant which is provided in the form of original officers' salaries. The cost of officers' salaries is included in the 2011-12 Adopted Budget since these positions are filled with existing LAPD personnel. The CAO's recommendations comply with City financial policies as one-time revenue is used for one-time expenses.

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (15)

[12-0002-S9](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT and RESOLUTION relative to the City's position opposing any program or funding reductions to the Los Angeles Unified School District's (LAUSD) adult education program and the elimination of any of LAUSD's adult community schools.

Recommendation for Council action, pursuant to Resolution (Perry - Reyes), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 State Legislative Program OPPOSITION to any program or funding reductions to the LAUSD's adult education program and the elimination of any of LAUSD's adult community schools.

Fiscal Impact Statement: None submitted by the Chief Legislative Analyst. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 8-20

(10 Votes Required for Consideration)

ITEM NO. (8) - CONTINUED TO MAY 30, 2012

Adopted to Continue, Unanimous Vote (14); Absent: Krekorian (1)

[12-0600](#)

ANNUAL BUDGET RESOLUTION FOR FISCAL YEAR 2012-13, TO BE SUBMITTED BY THE CITY ATTORNEY, CITY ADMINISTRATIVE OFFICER AND CHIEF LEGISLATIVE ANALYST.

(Pursuant to Council action of May 21, 2012)

**Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)
(Item Nos. 9-11)**

ITEM NO. (9) - ADOPTED

[12-0701](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 1996-97 Z-Series Street Lighting Maintenance Assessment District for 2012-13.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated May 9, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 27, 2012** as the hearing date for the maintenance and operation of the annual assessment of the 1996-97 Z-Series Street Lighting Maintenance Assessment District for 2012-13.

Fiscal Impact Statement: Approval will result in assessment revenue of \$106,735 to the Street Lighting Maintenance Assessment Fund. A total of 1,633 parcels, originally confirmed in 92 component districts, are included in this assessment district.

(Board of Public Works Hearing Date: June 20, 2012)

ITEM NO. (10) - ADOPTED

[12-0702](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2012-13 - Los Angeles City 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 May 9, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 27, 2012** as the hearing date for the maintenance and operation of the annual assessment of the 2012-13 - Los Angeles City Lighting District.

Fiscal Impact Statement: Approval will result in assessment revenue of about \$41,173,921 to the Street Lighting Maintenance Assessment Fund for 2012/13 street lighting operations, slightly less than in 2011/12. An amount of \$650,000 is budgeted from the Water and Electricity Fund for the City's share of the Public Property assessments. About 500,000 parcels are included in this assessment district.

(Board of Public Works Hearing Date: June 20, 2012)

ITEM NO. (11) - ADOPTED

[12-0703](#)

COMMUNICATION FROM THE BOARD OF PUBLIC WORKS and ORDINANCES OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance and operation of the annual assessment of the 2012-13 - Proposition 218 Confirmed Street Lighting Assessment District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated May 9, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 27, 2012** as the hearing date for the maintenance and operation of the annual assessment of the 2012-13 - Proposition 218 Confirmed Street Lighting Assessment District - Benefiting Footage Method.
3. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **JUNE 27, 2012** as the hearing date for the maintenance and operation of the annual assessment of the 2012-13 - Proposition 218 Confirmed Street Lighting Assessment District - Land Use Method.

Fiscal Impact Statement: Approval will result in assessment revenue of \$1,413,165 to the Street Lighting Maintenance Assessment Fund. A total of 16,000 parcels, originally confirmed in 789 component districts, are included in this assessment district.

(Board of Public Works Hearing Date: June 20, 2012)

**Adopted, Ayes (15)
(Item Nos. 12a-12j)**

ITEM NO. (12) - ADOPTED

[12-0005-S270](#)

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 May 22, 2012:

[12-0005-S270](#)

CD 4

- a. Property at 4126 West Cumberland Avenue (Case No. 296978).
Assessor I.D. No. 5430-022-019

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 6, 2011)

[12-0005-S271](#)

CD 8

- b. Property at 220 West Colden Avenue (Case No. 49205).
Assessor I.D. No. 6053-010-049

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 10, 2007)

[12-0005-S272](#)

CD 8

- c. Property at 1200 West 37th Drive (Case No. 327355).
Assessor I.D. No. 5040-013-033

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 23, 2011)

[12-0005-S273](#)

CD 9

- d. Property at 729 East 90th Street (Case No. 268694).
Assessor I.D. No. 6042-010-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 17, 2010)

[12-0005-S274](#)

CD 10

- e. Property at 5869 West Dauphin Avenue (Case No. 126795).
Assessor I.D. No. 5065-019-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 31, 2008)

[12-0005-S275](#)

CD 10

- f. Property at 1261 South Plymouth Boulevard (Case No. 163162).
Assessor I.D. No. 5082-009-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 26, 2008)

[12-0005-S276](#)

CD 10

- g. Property at 1261 South Plymouth Boulevard (Case No. 329969).
Assessor I.D. No. 5082-009-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on June 23, 2011)

[12-0005-S277](#)

CD 13

- h. Property at 1554 North Gordon Avenue (Case No. 207766).
Assessor I.D. No. 5545-009-010

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 2, 2009)

[12-0005-S278](#)

CD 13

- i. Property at 904 North Benton Way (Case No. 309986).
Assessor I.D. No. 5402-013-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 6, 2011)

[12-0005-S279](#)

CD 13

- j. Property at 816 North Oxford Avenue (Case No. 343473).
Assessor I.D. No. 5535-028-022

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 3, 2011)

ITEM NO. (13) - CONTINUED TO JUNE 5, 2012

Adopted to Continue, Unanimous Vote (13); Absent: Cárdenas and Krekorian (2)

[12-0473](#)

CONTINUED CONSIDERATION OF COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to an audit of the controls over the City's fuel use.

Recommendation for Council action:

NOTE and FILE the following reports relative to the Controller's audit of the controls over the City's fuel use:

- a. March 29, 2011 Controller audit report.
- b. April 30, 2012 and May 1, 2012 Department of General Services reports.
- c. May 3, 2012 Los Angeles Police Department report.
- d. May 4, 2012 Los Angeles Housing Department report.
- e. May 4, 2012 Los Angeles Fire Department report.
- f. May 4, 2012 Los Angeles Convention Center report.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Continued from Council meeting of May 15, 2012)

**Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)
(Item Nos. 14-15)**

ITEM NO. (14) - ADOPTED

[12-0713](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to extending a contract term and adjusting unit pricing to a contract with The Standard Register Company.

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

AUTHORIZE the Director of the Office of Finance (Finance), or designee, to execute Amendment No. 2 to a contract with The Standard Register Company (C-115684) to extend the term of the contract by six months, through November 30, 2012, and adjust unit pricing as noted in the agreement, attached to the Council file.

Fiscal Impact Statement: The CAO reports that funding is available in Finance's 2011-12 Printing and Binding Account and included in the 2012-13 Proposed Budget. This recommendation is in compliance with the City's Financial Policies in that there is no additional impact on the General Fund.

Community Impact Statement: None submitted.

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

ITEM NO. (15) - ADOPTED

[12-0718](#)

CD 5

INITIAL STUDY/MITIGATED NEGATIVE DECLARATION and COMMUNICATION FROM THE BOARD OF PUBLIC WORKS relative to proposed California Environmental Quality Act (CEQA) compliance and project approval for Hillcrest Drive landslide repair (W.O. NO. E1907298).

Recommendation for Council action:

1. FIND that the Initial Study/Mitigated Negative Declaration for the landslide repair of Hillcrest Drive (W.O. NO. E1907298), prepared by the City of Los Angeles/Bureau of Engineering's Environmental Management Group on May 11, 2012 and attached to the Council file, complies with the California Environmental Quality Act of 1970, pursuant to the City of Los Angeles Environmental Guidelines.

2. FIND on the basis of the whole record that there is no substantial evidence that the landslide repair of Hillcrest Drive will have a significant effect on the environment.
3. FIND that the Initial Study/Mitigated Negative Declaration as detailed above in Recommendation No.1 reflects the City's independent judgment and analysis.
4. ADOPT the Initial Study/Mitigated Negative Declaration (W.O. NO. E1907298) as detailed above in Recommendation Nos. 1-3, attached to the Council file.
5. ADOPT the FINDINGS of the May 11, 2012 Board of Public Works report, attached to the Council file, as the Findings of the Council.
6. APPROVE the landslide repair of Hillcrest Drive as detailed in the April 5, 2012 Initial Study, attached to the Council file.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (16) - ADOPTED

Adopted, Ayes (15)

[12-0002-S10](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION relative to the City's position on SB 708 (Corbett) which would extend provisions of law enacted under SB 1137 that established new procedures for home loan foreclosures.

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

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 State Legislative Program SUPPORT for SB 708 (Corbett), which would extend provisions of law enacted under SB 1137 that established new procedures for home loan foreclosures and expires on January 1, 2013.

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.

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

ITEM NO. (17) - ADOPTED

Adopted, Vote Bifercated - SEE FOLLOWING

[12-0002-S11](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTIONS relative to the Los Angeles Housing Department recommendations for the 2011-12 Federal Legislative Program.

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

ADOPT the accompanying RESOLUTIONS to include in the City's 2011-12 Federal Legislative Program SUPPORT for legislation or administrative action that would increase funding for McKinney-Vento Homeless Assistance Grants, fund the National Housing Trust Fund, and fund the Preservation, Enhancement, and Transformation of Rental Assistance initiative.

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.

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

ADOPTED, Ayes (15)

ADOPT the accompanying RESOLUTIONS to include in the City's 2011-12 Federal Legislative Program SUPPORT for legislation or administrative action that would increase funding for McKinney-Vento Homeless Assistance Grant and fund the National Housing Trust Fund.

ADOPTED, Ayes (14); Nos: Alarcon (1)

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 Federal Legislative Program SUPPORT for legislation or administrative action that would fund the Preservation, Enhancement, and Transformation of Rental Assistance Initiative.

ITEM NO. (18) - ADOPTED

Adopted, Ayes (15)

[12-0002-S17](#)

COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST and RESOLUTION relative to the City's position on SB 1193 (Steinberg) which would require specified businesses and other establishments to post a notice that contains information related to slavery and human trafficking.

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

ADOPT the accompanying RESOLUTION to include in the City's 2011-12 State Legislative Program SUPPORT for SB 1193 (Steinberg) which would require specified businesses and other establishments to post a notice that contains information related to slavery and human trafficking, including information regarding nonprofit organizations that provide services supporting the elimination of slavery and human trafficking.

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.

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

ITEM NO. (19) - ADOPTED

Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)

[12-0764](#)

CD 9

MOTION (PERRY - PARKS) relative to funding for reimbursement of expenditures related to Pershing Square's "Downtown on Ice".

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

1. TRANSFER \$114,750 in the "Downtown on Ice" line item in the General City Purpose Fund No. 100/56 to the Department of Recreation and Parks Fund No. 301/88, Work Order No. MRXXPSI, Task 000, Sub Task 000, Rev Source 4155, for reimbursement of expenditures related to Pershing Square's "Downtown on Ice".
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (20) - ADOPTED

Adopted, Ayes (15)

[12-0307-S4](#)

CD 7

MOTION (ALARCÓN - ENGLANDER) relative to funding for horse trail improvements in Council District Seven.

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

1. TRANSFER / APPROPRIATE \$100,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L302, to the Council District Seven portion of the Council Fund No. 100/28, Account No. 1010 to be utilized for horse trail improvements in Council District Seven.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

Closed Session - Item 21

ITEM NO. (21) - NO ACTION TAKEN

[12-0561](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to the case entitled West Chandler Boulevard Neighborhood Association, et. al. v. City of Los Angeles, Los Angeles Superior Court Case No. BS 122769; Court of Appeal Case No. B226663. (This matter involves a challenge by Petitioners, West Chandler Boulevard Neighborhood Association, et. al., to the Council's June 19, 2009, granting of land use entitlements to Real Parties, Chabad of North Hollywood, et. al., with regard to the property located at 13079 West Chandler Boulevard, Sherman Oaks, CA 91401.)

TIME LIMIT FILE - JUNE 18, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 15, 2012)

(Planning and Land Use Management Committee considered the above matter in Closed Session on May 22, 2012)

Item for Which Public Hearings Has Been Held - Item 22

ITEM NO. (22) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (13); Absent: Cárdenas and Krekorian (2)

[12-0654](#)

PUBLIC SAFETY COMMITTEE REPORT relative to budget modifications and budget re-appropriation for the Fiscal Year (FY) 2007-08 Regional Catastrophic Preparedness Program grant award.

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

1. AUTHORIZE the Mayor, or designee, to:

- a. Accept the grant performance period extension for the FY 2007-08 Regional Catastrophic Preparedness Program approved by the California Emergency Management Agency (CalEMA) to extend the grant performance period through April 30, 2012.
- b. Modify the existing grant budget by reallocating funds as detailed in Attachment 2 of the City Administrative Officer (CAO) report to the Mayor and Council dated May 24, 2012 (attached to the Council file).
- c. Execute contract amendments with the Los Angeles - Long Beach - Riverside Urban Area Partner Jurisdictions, including, but not limited to, the Cities of Ontario, Riverside, San Bernardino, and Simi Valley; and, the Counties of Los Angeles, Riverside, and San Bernardino, to extend the grant performance period to April 30, 2012, subject to the approval of the City Attorney as to form and legality.
- d. Execute a First Supplemental Agreement to the contract with The American Red Cross Chapter of Los Angeles (C-117733) to increase their FY 2007-08 Regional Catastrophic Preparedness Program contract amount by \$175,594 for a total allocated amount of \$263,094 and extend the term of contract performance period to April 30, 2012, subject to the approval of the City Attorney as to form and legality.
- e. Execute a Second Supplemental Agreement to the contract with Cal State Center for Collaborative Policy (C-11 9021) to extend the term of the contract performance period to April 30, 2012, subject to the approval of the City Attorney as to form and legality.

2. AUTHORIZE the Controller to:

- a. Modify and transfer appropriations within Fund 51T/46 as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	51T/46	46F511	Partner Jurisdictions	\$999,083.53
	51T/46	46G270	LAPD Reserve	161,916.00
	51T/46	46G135	EMD Salaries	30,473.28
	51T/46	46G235	EMD Reserve	64,593.70
	51T/46	46G238	LAFD Reserve	<u>11,710.06</u>
			Total	\$ 1,267,776.57

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	51T/46	46H170	LAPD Salaries	\$202,037.96
	51T/46	46H135	EMD Salaries	582,503.63
	51T/46	46H138	LAFD Salaries	470,093.98
	51T/46	46H735	Contracts/Related Costs	<u>13,141.00</u>
			Total	\$1,267,776.57

- b. Transfer appropriations from Fund 51T/46 to the General Fund to reimburse for FY 2007-08 Regional Catastrophic Preparedness Program related expenditures as follows:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	51T/46	46H170	LAPD Salaries	\$202,037.96
	51T/46	46H135	EMD Salaries	582,503.63
	51T/46	46H138	LAFD Salaries	470,093.98
	51T/46	46H735	Contracts/Related Costs	<u>13,141.00</u>
			Total	\$1,267,776.57

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	100/70	001092	Salaries Overtime Sworn	\$202,037.96
	100/35	001010	Salaries General	582,503.63
	100/38	001012	Salaries Sworn	470,093.98
	100/46	3040	Contractual Services	<u>13,141.00</u>
			Total	\$1,267,776.57

- c. Transfer cash from Fund 51T/46 to reimburse the General Fund on an as-needed basis, upon presentation of proper documentation from the Emergency Management, Fire, and Police Departments subject to the approval of the Mayor's Office of Homeland Security and Public Safety.
- d. Increase appropriations within Fund No. 392, Department 34, for the purpose of reimbursing for FY07/08 Regional Catastrophic Preparedness Program travel costs, as follows:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	392/34	5301	Reimbursement from Other Funds	\$ 200,000.00
To:	392/34	2130	Travel	\$ 200,000.00

- e. Transfer cash within Fund 392/34 to reimburse the Emergency Operations Fund for FY 2007-08 Regional Catastrophic Preparedness Program related travel expenses.
3. AUTHORIZE the Mayor, or designee, to prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the CAO; and, REQUEST that the Controller implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will allow for the continued expenditure of FY 2007-08 Regional Catastrophic Preparedness Grant Program funds. These actions are in compliance with City financial policies in that grant funds are sufficient to support the grant activities.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 23-24

(10 Votes Required for Consideration)

ITEM NO. (23) - ADOPTED

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

[12-0561-S1](#)

MOTION (KORETZ - HUIZAR) relative to the writ issued by the Los Angeles Superior Court (LASC) on April 4, 2012 in the case entitled West Chandler Neighborhood Association v. City of Los Angeles, LASC Case No. BS 122769.

Recommendation for Council action:

ADOPT the following actions, as recommended by the City Attorney, in compliance with the writ issued by the LASC on April 4, 2012 in the case entitled West Chandler Neighborhood Association v. City of Los Angeles, LASC Case No. BS 122769.

- a. Set Aside the June 29, 2009 action (Council file No. 09-1388) of the City Council granting land use entitlements to the Chabad of North Hollywood regarding the property located at 13079 West Chandler Boulevard, Sherman Oaks, including the findings in connection therewith.
- b. Refer the matter to the Planning and Land Use Management Committee pursuant to City Charter 245 to reconsider the matter in light of the Court of Appeal's decision in West Chandler Neighborhood Association, et al. v. City of Los Angeles (RPI: Chabad of the Valley, Inc.) 198 Cal. App. 4th 1506 (2011).
- c. File a return on the writ by June 18, 2012, setting forth what the City Council has done to comply with the writ.

ITEM NO. (24) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Adopted as amended, Ayes (15)

[12-0780](#)

CD 14

MOTION (HUIZAR - ENGLANDER for CÁRDENAS) relative to conducting the Tax Equity Responsibility Act of 1982 (TEFRA) hearing for the issuance of Multifamily Housing Revenue Bonds for the Alexandria Housing Project located at 501 South Spring Street and 210-12 West Fifth Street in Council District 14.

Recommendations for Council action:

1. INSTRUCT the City Administrative Officer (CAO) to:
 - a. Take the necessary steps to conduct the TEFRA hearing on behalf of the City and transmit the results of the hearing and Resolution for Council approval.

- b. Establish a date, time and location for a public hearing approving the issuance by California Statewide Communities Development Authority of \$25 million tax-exempt multifamily housing revenue bonds to finance the acquisition and rehabilitation of a multifamily rental housing project generally known as the Alexandria Hotel, to be owned and operated by Alexandria Housing Partners, L.P., a California limited partnership, in compliance with the TEFRA.
2. INSTRUCT the bond counsel for the project, Orrick, Herrington & Sutcliffe, to publish the required hearing notice in the Metropolitan News-Enterprise with publication costs to be reimbursed by Alexandria Housing Partners, L.P.
3. INSTRUCT the City Clerk, in accordance with TEFRA requirements, immediately after the TEFRA hearing as been conducted, schedule on the Council Agenda for Council consideration and approval, the results of the hearing and required Resolution (to be submitted by Alexandria Housing Partners, L.P. with the assistance of the CAO).

ADOPTED

AMENDING MOTION (HUIZAR - CÁRDENAS)

Recommendations for Council action:

1. **INSTRUCT the City Administrative Officer (CAO) to:**
 - a. **Take the necessary steps to conduct the TEFRA hearing on behalf of the City and transmit the results of the hearing and Resolution for Council approval.**
 - b. **Establish a date, time and location for a public hearing approving the issuance by California Statewide Communities Development Authority of \$25 million tax-exempt multifamily housing revenue refunding bonds to refinance the acquisition and rehabilitation of a multifamily rental housing project generally known as the Alexandria Housing Partners, L.P., a California limited partnership, in compliance with the TEFRA.**
2. **INSTRUCT the bond counsel for the project, Orrick, Herrington & Sutcliffe, to publish the required hearing notice in the Metropolitan News-Enterprise with publication costs to be reimbursed by Alexandria Housing Partners, L.P.**
3. **INSTRUCT the City Clerk, in accordance with TEFRA requirements, immediately after the TEFRA hearing as been conducted, schedule on the Council Agenda for Council consideration and approval, the results or the hearing and required Resolution (to be submitted by Alexandria Housing Partners, L.P. with the assistance or the CAO).**

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

[09-1305](#)

MOTION (CÁRDENAS - BUSCAINO) relative to re-activating the matter of the Street Sweeping / Expanding Routes and Miles, including the report thereon by the Bureau of Street Services.

[12-0787](#)

MOTION (REYES - ROSENDAHL) relative to funding for additional support of local neighborhood programs services and needs in Council District One.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004-S1](#) - Lieutenant II James Brady

(LaBonge - Zine)

John Marcelletti

(Rosendahl - Perry)

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

[12-0003-S1](#) - Silveria Ramos

(Reyes)

Alarcón, Buscaino, Cárdenas, Garcetti, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine and President Wesson (14); Absent: Englander (1)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL