

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **May 23, 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, Garcetti, Huizar, Krekorian, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (10); Absent: Buscaino, Cárdenas, Englander, Koretz and Rosendahl (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MAY 18, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 19

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 1-9

Adopted, Ayes (12); Absent: Buscaino, Cárdenas and Rosendahl (3)
(Item Nos. 1-3)

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

[12-0157](#)
CD 11

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Dorothy Street and Granville Avenue No. 1 Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held May 2, 2012)

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

[12-0159](#)

CD 14

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ellenwood Drive and Merton Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held May 2, 2012)

ITEM NO. (3) - PUBLIC HEARING CLOSED - ORDINANCE ADOPTED

[12-0179](#)

CD 5

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the improvement and maintenance of the Ventura Boulevard and Hazeltine Avenue Lighting District.

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

1. DENY the protests and confirm the assessments.
2. PRESENT and ADOPT the accompanying ORDINANCE levying the assessments and ordering the maintenance of the above lighting district, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Government Code Section 53753 (Proposition 218).

(Public Hearing held May 2, 2012)

ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED ON JUNE 13, 2012

Adopted, Ayes (12); Absent: Buscaino, Cárdenas and Perry (3)

[12-0158](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Lake and Frederick Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Lake and Frederick Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 21, 2012 - Continue hearing and present Ordinance on June 13, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Adopted, Ayes (11); Absent: Buscaino, Cárdenas, Englander and Rosendahl (4)
(Item Nos. 5-8)**

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 13, 2012**

[12-0267](#)

CD 1

HEARING PROTESTS against the proposed improvement and maintenance of the Wilshire Boulevard and Bixel Street No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Wilshire Boulevard and Bixel Street 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 March 21, 2012 - Continue hearing and present Ordinance on June 13, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 13, 2012**

[12-0300](#)

CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the Parenthia Street and Woodley Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Parenthia Street and Woodley 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 March 21, 2012 - Continue hearing and present Ordinance on June 13, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 13, 2012**

[12-0368](#)

CD 8

HEARING PROTESTS against the proposed improvement and maintenance of the Vermont Avenue and 68th Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Vermont Avenue and 68th Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on March 21, 2012 - Continue hearing and present Ordinance on June 13, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON JUNE 13, 2012**

[12-0371](#)

CD 11

HEARING PROTESTS against the proposed improvement and maintenance of the Pico Boulevard and Wellesley Avenue Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Pico Boulevard and Wellesley 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 March 21, 2012 - Continue hearing and present Ordinance on June 13, 2012 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (9) - PUBLIC HEARING CLOSED - MOTION ADOPTED TO GRANT APPLICATION - SEE
FOLLOWING**

Adopted to Grant Application, Ayes (12); Absent: Cárdenas, Reyes and Zine (3)

[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 May 15, 2012)

ADOPTED

MOTION (HUIZAR - GARCETTI)

Recommendations for Council action:

1. **DETERMINE** that the issuance of a liquor license at the liquor store at Crane's Downtown bar/lounge located at 810 South Spring Street, basement, Los Angeles, 90014, will serve the "Public Convenience or Necessity" and will not tend to create a law enforcement problem.
2. **GRANT** the application for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for on-site consumption at 810 South Spring Street.
3. **INSTRUCT** the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Items for Which Public Hearings Have Been Held - Items 10-16

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

Adopted as Amended, Ayes (13); Noes: Parks (1); Absent: Cárdenas (1)

[11-1531](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the adoption of a policy to ban single-use bags in the City.

Recommendations for Council action:

1. **APPROVE** a Citywide policy to examine a project that would ban plastic single-use carryout bags in retailers as included in the Board of Public Works (Board) report dated September 16, 2011, subject to the following implementation schedule, and would require retailers to provide reusable bags to customers for sale or at no charge:
 - a. Upon adoption of the project's related ordinance, the ban takes effect for large retailers (as specified in the Board's report) which shall include a public education component.

- b. Upon adoption of the project's related ordinance, provide for a six months grace period for small retailers (as specified in the Board's report) which shall include a public education component and allow retailers to phase-out product stock. The ban takes effect for small retailers upon completion of the grace period.
2. APPROVE a Citywide policy to examine a project that would ban paper single-use carryout bags in specified retailers, subject to the following implementation schedule:
 - a. Upon the adoption of the ordinance, provide for a six months grace period for retailers during which paper bags that are 100 percent recyclable and have at least 40 percent post-consumer content shall be provided at no cost to consumers for the purposes of carrying out their purchases, this period shall include a public education component.
 - b. Upon the completion of the six months grace period, retailers shall charge ten cents per paper bag for six months. Retailers may use this period to phase-out product stock.
 - c. Upon the completion of the ten cents per paper bag period, the ban takes effect on retailers.
3. DIRECT the Bureau of Sanitation (BOS), with the assistance of the City Attorney, to conduct the appropriate environmental analysis of the proposed projects, and upon completion of the environmental analysis, to report to the City Council for review and consideration of the projects implementation.
4. REQUEST the City Attorney to prepare draft ordinances consistent with the ban on single-use plastic and paper bags, and include language that enables the City to seek remedies for outstanding fines and non-compliance with the bans including, but not limited to, civil action and/or leverage through the City's business tax structure.
5. INSTRUCT the BOS to report back to the City Council as to the implementation status of the proposed policies with an evaluation of both projects and make recommendations for improvement, if necessary, two years from the adoption of related ordinances.

Fiscal Impact Statement: The City Administrative Officer reports that the Program staffing and implementation for a ban on single-use carryout bags, currently estimated at a cost of \$418,075, could be funded from special fund sources, including the Citywide Recycling Trust Fund and Solid Waste Resources Revenue Fund. In recognition of City Financial Policies, ongoing funding is contingent on the funding capacity of special funds as evaluated during the budget process. There is no impact to the General Fund.

Community Impact Statement: Yes.

For Proposal: East Hollywood Neighborhood Council
 Mar Vista Neighborhood Council
 Palms Neighborhood Council
 Reseda Neighborhood Council
 Silver Lake Neighborhood Council
 South Robertson Neighborhood Council
 West Hills Neighborhood Council
 Westside Neighborhood Council

ADOPTED

AMENDING MOTION (HUIZAR - GARCETTI - REYES - KORETZ - PERRY)

Recommendations for Council action:

MAKE the following changes to recommendations 1 and 2:

- 1. APPROVE a Citywide policy to examine a project that would ban plastic single-use carryout bags in retailers as included in the Board of Public Works Report (Board) dated September 16, 2011, subject to the following implementation schedule, and would require retailers to provide reusable bags to consumers for sale or at no charge:**
 - a. Upon adoption of the project's related ordinance, ~~the ban takes effect for large retailers (as specified in the Board's report) which shall include a public education component.~~ provide for a six months grace period for large retailers (as specified in the Board's report) which shall include a public education component and allow retailers to phase-out product stock. The ban takes effect for large retailers upon completion of the grace period.**
 - b. Upon adoption of the project's related ordinance, provide for a ~~six months~~ one year grace period for small retailers (as specified in the Board's report) which shall include a public education component and allow retailers to phase-out product stock. The ban takes effect for small retailers upon completion of the grace period.**

- 2. APPROVE a Citywide policy to examine a project that would ~~ban the use of~~ mandate a charge on paper single-use carryout bags in specified retailers, subject to the following implementation schedule:**
 - a. Upon the adoption of the ordinance, provide for a ~~six months~~ one year grace period for retailers during which paper bags that are 100 percent recyclable and have at least 40 percent post-consumer content shall be provided at no cost to consumers for the purposes of carrying out their purchases, this period shall include a public education component.**
 - b. Upon the completion of the ~~six months~~ one year grace period, retailers shall charge ten cents per paper bag for ~~six months~~. ~~Retailers may use this period to phase-out product stock.~~**
 - c. ~~Upon the completion of the ten cents per paper bag period, the ban takes effect on retailers.~~**

ADOPTED

AMENDING MOTION (GARCETTI - ROSENDAHL)

Recommendation for Council action:

DIRECT the Department of Public Works to prepare the subject Environmental Impact Report within 4 months.

REFEFED TO ENERGY AND ENVIRONMENT COMMITTEE

AMENDING MOTION (PERRY - PARKS)

Recommendation for Council action:

ADDRESS environmental justice concerns by establishing suitable exemptions for business serving low income areas as well as areas which are historically underserved by grocery stores.

**Adopted, Ayes (11); Absent: Buscaino, Cárdenas, Englander and Rosendahl (4)
(Item Nos. 11-16)**

ITEM NO. (11) - ADOPTED - TO THE MAYOR FORTHWITH

[11-0930](#)

PUBLIC SAFETY COMMITTEE REPORT relative to extending the term of the 2009 Community Oriented Policing Services (COPS) Technology grant agreement.

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

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Accept the United States Department of Justice COPS Office's approval of a no-cost extension for the 2009 COPS Technology Grant, extending the award period from March 10, 2012, to September 10, 2013.
 - b. Negotiate and execute a Memorandum of Agreement between the City of Los Angeles and the County of Los Angeles, for the period March 11, 2012, to March 10, 2013, with three one-year options to renew upon the acceptance of any further extensions of the 2009 COPS Technology Grant, for a sum not to exceed \$445,000, for the City's use of the County's mass notification system, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Los Angeles Police Department (LAPD) to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: None submitted by the LAPD. 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 - FORTHWITH

[11-1365](#)

PUBLIC SAFETY COMMITTEE REPORT relative to amending the Los Angeles Police Department contract with NCM Contracting Group, LP, to reflect the vendor's merger with MARCOR Environmental, LP.

Recommendation for Council action:

AUTHORIZE the Chief of Police, or designee, to execute an amendment to Contract No. C-11 0285 to effectuate the assignment of the contract to NCM Contracting Group, Limited Partnership; and, to extend the term of the contract to December 31, 2012, subject to the approval of the City Attorney as to form and legality; including an option for the Chief of Police to extend the contract on a month-to-month basis commencing on January 1, 2013, until the Request for Proposals for lead abatement services at the Department's firing ranges is completed and a contract is executed, but no later than June 30, 2013.

Fiscal Impact Statement: The City Administrative Officer reports that NCM Contracting Group, LP has been performing according to the terms of the contract since merging with MARCOR Environmental, LP in 2011. Funding for these services was provided in the Department's 2011-12 Adopted Budget and in the Department's 2012-13 Proposed Budget. Therefore, the above recommendation is in compliance with City financial policies, inasmuch as budgeted funds are available to pay contractual obligations.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[11-1275](#)

CD 15

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Second Amendment to Agreement No. 08-2702 with Tetra Tech, Inc. for administration of the Clean Truck Program.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Agreement No. 08-2702 between the City of Los Angeles Harbor Department and Tetra Tech, Inc. for administration of the Clean Truck Program.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that the contract authority of \$8,400,000 remains unchanged. As of November 2011, \$5,741,099 has been invoiced, leaving a balance of \$2,658,901 to cover the contract term through December 2013. During fiscal year 2012-13, \$1,200,000 has been requested to be budgeted as part of the annual budget adoption process. It is anticipated that \$1,200,000 will be spent in fiscal year 2012-13 available out of Account 59967 (Clean Truck Program), Center 0330 (Environmental Management Division), Program 000. A funding-out clause is included in the Agreement.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 22, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 22, 2012)

ITEM NO. (14) - ADOPTED

[12-0591](#)
CD 15

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed seven-year Surety Agreement among the Alameda Corridor Transportation Authority; the City of Los Angeles Harbor Department (LAHD); the City of Long Beach acting by its Board of Harbor Commissioners; and U.S. Bank National Association.

Recommendations for Council action:

1. ADOPT the determination by the LAHD that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the seven-year Surety Agreement that allows the LAHD to act as a surety provider to Alameda Corridor Transportation Authority (ACTA), subject to approval of the Federal Railroad Administration loan and approval by ACTA's Governing Board.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that approval of these three recommendations reduces the LAHD's potential shortfall advance liability from an estimated \$60 million to \$26.5 million over the next ten fiscal years. There are no fees charged by the two ports for providing the surety.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 22, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 22, 2012)

ITEM NO. (15) - ADOPTED

[12-0629](#)

CD 15

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Foreign Trade Zone (FTZ) General Purpose Operating Agreement with 3 Zone Logistics LLC. FTZ 202, Site 10D.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the FTZ Operating Agreement between the City of Los Angeles and 3 Zone Logistics LLC.

Fiscal Impact Statement: The City Administrative Officer reports the proposed FTZ Agreement will allow 3 Zone Logistics LLC, (3-Zone) to operate FTZ No. 202, Site No.10D, and pay the Harbor Department (Port) \$5,000 in fees each year of the initial five years of the Agreement and in each year of the three subsequent five-year renewal options. The total compensation will be up to a total of \$100,000 for the overall 20-year contract term. There will be no additional cost to the Port. The proposed Agreement with 3-Zone will have no impact on the City General Fund. Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JUNE 26, 2012

(LAST DAY FOR COUNCIL ACTION - JUNE 26, 2012)

ITEM NO. (16) - ADOPTED

[12-0633](#)

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Licensing Agreement and Licensing Fee Schedule for Commercial use of City of Los Angeles Harbor Department Photographs.

Recommendation for Council action:

DISAPPROVE the Board of Harbor Commissioners (Board) Resolution No. 12-7268 relative to proposed Licensing Agreement and Licensing Fee Schedule for Commercial use of City of Los Angeles Harbor Department Photographs, inasmuch as the file requires corrected action by the Board.

Fiscal Impact Statement: Not Applicable.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 27, 2012

(LAST DAY FOR COUNCIL ACTION - MAY 25, 2012)

Items for Which Public Hearings Have Not Been Held - Items 17-27

(10 Votes Required for Consideration)

ITEM NO. (17) - ADOPTED

Adopted, Ayes (12); Absent: Cárdenas, Reyes and Zine (3)

[12-0678](#)

CD 5

CONTINUED CONSIDERATION OF COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Exposition LRT Project - Phase 2 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 7, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 1, 2012** as the hearing date for the maintenance of the Exposition LRT Project - Phase 2 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, \$13,825.66 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 25, 2012)

(Continued from Council meeting of May 16, 2012)

Adopted, Ayes (12); Absent: Cárdenas, Reyes and Zine (3)

(Item Nos. 18a-18j)

ITEM NO. (18) - ADOPTED

[12-0005-S257](#)

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 16, 2012:

[12-0005-S257](#)

CD 1

- a. Property at 1726 South Walton Avenue (Case No. 261730).
Assessor I.D. No. 5075-022-017

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on January 21, 2010)

[12-0005-S258](#)

CD 1

- b. Property at 3100 1/2 Division Street aka 2048 East Isabel Street (Case No. 3229).
Assessor I.D. No. 5455-002-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on October 11, 2000)

[12-0005-S259](#)

CD 1

- c. Property at 3100 1/2 Division Street aka 2048 East Isabel Street (Case No. 4686).
Assessor I.D. No. 5455-002-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 28, 2001)

[12-0005-S260](#)

CD 2

- d. Property at 10017 Silverton Avenue (Case No. 324938).
Assessor I.D. No. 2568-005-006

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 12, 2011)

[12-0005-S261](#)

CD 8

- e. Property at 2203 West 73rd Street (Case No. 363318).
Assessor I.D. No. 4009-001-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on February 16, 2012)

[12-0005-S262](#)

CD 10

- f. Property at 1526 South Meadowbrook Avenue (Case No. 249074).
Assessor I.D. No. 5070-015-026

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on July 30, 2009)

[12-0005-S263](#)

CD 13

- g. Property at 1908 West Miramar Street (Case No. 328724).
Assessor I.D. No. 5154-020-024

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on September 29, 2011)

[12-0005-S264](#)

CD 14

- h. Property at 2530 East Fairmount Street (Case No. 168681).
Assessor I.D. No. 5177-017-008

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

[12-0005-S265](#)

CD 14

- i. Property at 2530 East Fairmount Street (Case No. 256219).
Assessor I.D. No. 5177-017-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on November 5, 2009)

[12-0005-S266](#)

CD 14

- j. Property at 2530 East Fairmount Street (Case No. 337783).
Assessor I.D. No. 5177-017-008

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on May 26, 2011)

**Adopted, Ayes (12); Absent: Buscaino, Cárdenas and Rosendahl (3)
(Item Nos. 19-20)**

ITEM NO. (19) ADOPTED

[11-0070](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Amendment No. 8 to the 2007-14 Memorandum of Understanding (MOU) No. 36 for the Management Employees Unit to provide for union release time consistent with similar provisions in other MOUs.

Recommendation for Council action:

APPROVE Amendment No. 8 to the 2007-14 MOU No. 36 for the Management Employees Unit to provide for union release time consistent with similar provisions in other MOUs.

Fiscal Impact Statement: The CAO reports that the amendment does not impact the General Fund. All costs associated with release time are fully reimbursed by the union.

Community Impact Statement: None submitted.

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

ITEM NO. (20) - ADOPTED

[11-1118](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Amendment No. 2 to the 2007-12 City Attorneys Representation Unit Memorandum of Understanding (MOU) No. 29 to update the contact information for the bargaining unit's authorized agent, the Los Angeles City Attorneys Association (LACAA).

Recommendation for Council action:

APPROVE Amendment No. 2 to the 2007-12 MOU No. 29 for the City Attorneys Unit, approved as to form by the City Attorney, which updates Article 27 to reflect the correct contact information for the LACAA as the bargaining unit's authorized agent following its disaffiliation with the Service Employees International Union, Local 721.

Fiscal Impact Statement: The CAO reports that there is no cost associated with Amendment No. 2 to the 2007-12 MOU 29, which updates the contact information for the bargaining unit's authorized agent, the LACAA.

Community Impact Statement: None submitted.

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

ITEM NO. (21) - CONTINUED TO JUNE 13, 2012

Adopted to Continue, Unanimous Vote (12); Absent: Buscaino, Cárdenas and Rosendahl (3)

[12-0653](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to Amendment No. 1 to the 2011-14 Memorandum of Understanding (MOU) No. 24 for the Police Officers, Lieutenant and Below Representation Unit to provide a three-level bonus to members of the Bomb Detection K-9 Section.

Recommendation for Council action:

APPROVE Amendment No. 1 to the 2011-14 MOU No. 24 between the City and the Los Angeles Police Protective League for the Police Officers, Lieutenant and Below Representation Unit to provide a three-level bonus to members of the Bomb Detection K-9 Section effective January 1, 2012.

Fiscal Impact Statement: The CAO reports that there is no additional cost to the General Fund for the increased bonuses of approximately \$180,000 annually as the City is fully reimbursed for the personnel costs for members of the Bomb Detection K-9 Section by the Los Angeles World Airports (LAWA). LAWA is in turn reimbursed for a portion of these costs by the Traffic Safety Administration.

Community Impact Statement: None submitted.

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

ITEM NO. (22) - ADOPTED

Adopted, Ayes (12); Absent: Cárdenas, Reyes and Zine (3)

[12-0693](#)

CD 1

CONSIDERATION OF MOTION (REYES - GARCETTI) relative to establishing a Quiet Zone in the Taylor Yards area.

Recommendations for Council action:

1. INSTRUCT the Los Angeles Department of Transportation (LADOT), with the assistance of the Department of Public Works, to report on the steps necessary to establish a Quiet Zone as provided through the Federal Railroad Administration in the Taylor Yards area, as well as the feasibility of implementing alternative and/or supplemental safety measures that could also decrease train-related noise.
2. INSTRUCT the Chief Legislative Analyst and LADOT report with recommendations to work with other stakeholders in the region to implement quiet zones in Los Angeles.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ITEM NO. (23) - ADOPTED

Adopted, Ayes (12); Absent: Cárdenas, Reyes and Zine (3)

[11-1589](#)

MOTION (KREKORIAN - ROSENDAHL) relative to authorizing the City Attorney to expend settlement of the case entitled Barry Bowman v. Tommie Wyatt, Los Angeles Superior Court (LASC) Case No. BC329390.

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

1. AUTHORIZE the City Attorney to expend \$7,000,000 in settlement of the case entitled Barry Bowman v. Tommie Wyatt, LASC Case No. BC329390; \$3,500,000 due and payable this fiscal year; the \$3,500,000 balance will be due and payable in fiscal year 2012-13.
2. AUTHORIZE the City Attorney to draw demands from City Attorney Fund 100/59, Account 9770, payable as follows:
 - a. C. Michael Alder, APC, Robert H. Tourtelot, and Barry Bowman in the amount of \$3,500,000.

- b. C. Michael Alder, APC, Robert H. Tourtelot, and Barry Bowman in the amount of \$3,500,000, to be paid on or after July 1, 2012.
3. AUTHORIZE the City Attorney, or designee, to prepare Controller instructions for any necessary technical adjustments, and subject to the approval of the City Administrative Officer, AUTHORIZE the Controller to implement the instructions.

ITEM NO. (24) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: Buscaino, Cárdenas and Rosendahl (3)

[10-0010-S35](#)

MOTION (GARCETTI - BUSCAINO) relative to reinstating the reward offer in the death of Ila Ali Packman for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the death of Ila Ali Packman (Council actions of March 9, 2011 and October 26, 2011, Council file No. 10-0010-S35) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

**Adopted, Ayes (12); Absent: Buscaino, Cárdenas and Rosendahl (3)
(Item Nos. 25-26)**

ITEM NO. (25) - ADOPTED

[12-0736-S1](#)

CD 14

MOTION (HUIZAR - PARKS) relative to lease approval for the Downtown Los Angeles Neighborhood Council for office space at 453 South Spring Street, No. 1020, Los Angeles, CA 90013.

Recommendation for Council action:

APPROVE the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Downtown Los Angeles Neighborhood Council), and Spring Arts Tower Incorporated, for office space at 453 South Spring Street, No. 1020, Los Angeles, CA 90013, under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated July 12, 2011, attached to the Council file.

ITEM NO. (26) - ADOPTED

[12-0736](#)

CD 14

MOTION (HUIZAR - PARKS) relative to lease approval for the Downtown Los Angeles Neighborhood Council for office space at 453 South Spring Street, No. 1020, Los Angeles, CA 90013.

Recommendation for Council action:

APPROVE, retroactively, the executed Neighborhood Council Lease Agreement between the City of Los Angeles, through the Department of Neighborhood Empowerment (on behalf of the Downtown Los Angeles Neighborhood Council), and Spring Arts Tower Incorporated, for office space at 453 South Spring Street, No. 1020, Los Angeles, CA 90013, under the terms and conditions outlined in the Neighborhood Council Lease Agreement dated June 8, 2010, attached to the Council file.

ITEM NO. (27) - ADOPTED

Adopted, Ayes (12); Absent: Cárdenas, Reyes and Zine (3)

[12-0002-S51](#)

RESOLUTION (REYES - WESSON) relative to the City's position in connection with Senate Bill (SB) 1220 (DeSaulnier), which would establish a permanent source of funding for affordable housing.

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

RESOLVE to include in the City's 2011-12 State Legislative Program SUPPORT of SB 1220 (DeSaulnier), which would establish a permanent source of funding for affordable housing by imposing \$75 recordation fee on real-estate documents, excluding documents related to the sale of property, to be deposited in the Housing Opportunity and Market Stabilization (HOMeS) Trust Fund, IF AMENDED to include cities in the development of the HOMeS Trust fund allocation formula to ensure equitable distribution of funds.

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

[12-0765](#)

MOTION (KORETZ - GARCETTI) relative to installing street banners identifying the Third Street Business Association.

[12-0766](#)

MOTION (KORETZ - GARCETTI) relative to installing street banners identifying the La Cienega Design Quarter.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004-S1](#) - Paul Coulter

Zine - Perry

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

[12-0003-S1](#) - Antonino Francis Accetta

Buscaino

Florence Zeldin

Koretz - Rosendahl

Samuel Goren

Koretz

John Caldwell

Parks - Wesson - Perry

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL