

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **June 29, 2012**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

ALL ITEMS FORTHWITH

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JUNE 26, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 30

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

Items for Which Public Hearings Have Been Held - Items 1-11

ITEM NO. (1) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0900](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the appointment of Ms. Andrea Sheridan Ordin to the Board of Police Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Andrea Sheridan Ordin to the Board of Police Commissioners for the term ending June 30, 2013, to fill the vacancy created by the resignation of Mr. Alan Skobin, is APPROVED and CONFIRMED. Ms. Ordin resides in Council District 11. (New commission gender composition: M = 3; F = 2)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 30, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 27, 2012)

ITEM NO. (2) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0812](#)

TRANSPORTATION COMMITTEE REPORT relative to the appointment of Mr. Josif Kahraman to the Board of Taxicab Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Josif Kahraman to the Board of Taxicab Commissioners for the term ending June 30, 2014, to fill the vacancy created by the resignation of Mr. Bruce Iwasaki, is APPROVED and CONFIRMED. Mr. Kahraman 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 - JULY 16, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 3, 2012)

ITEM NO. (3) - CONTINUED TO JULY 3, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0617](#)

CD 3

CONTINUED CONSIDERATION OF MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 19307 West Hatteras Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 12-0617 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2011-439-MND] filed on July 8, 2011.

2. ADOPT the FINDINGS of the South Valley Area Planning Commission (SVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the Director of Planning, effecting a zone change from RA-1 to (T)(Q)RS-1 for property located at 19307 West Hatteras Street.

Applicant: Pillar Alonso

Representative: Oscar Ensafi, Approved Plans, Inc.

APCSV-2011-438-ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.
8. NOT PRESENT and ORDER FILED the Ordinance dated January 12, 2012.

Fiscal Impact Statement: The SVAPC reports that there is no General Fund impact, as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 25, 2012

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

(Continued from Council meeting of May 30, 2012)

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 4-6)

ITEM NO. (4) - ADOPTED

[11-0932](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Housing Authority of the City of Los Angeles' (HACLA) request to waive the Payment In Lieu Of Taxes (PILOT) fees for special program needs and public housing capital projects.

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

1. APPROVE the HACLA request to waive the PILOT fees for special program needs and public housing capital projects as identified in the HACLA report dated March 30, 2012, attached to the Council file.
2. INSTRUCT the City Administrative Officer (CAO) to work with the Controller to effectuate the recommended actions.

Fiscal Impact Statement: None submitted by HACLA. Neither the CAO nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

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

ITEM NO. (5) - ADOPTED

[11-1892](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the continued membership by the Los Angeles Department of Water and Power (LADWP) in the Water Research Foundation for Calendar Year 2012.

Recommendations for Council action:

CONCUR with the Board of Water and Power Commissioners' action of June 5, 2012, Resolution No. 012-252, approving the continued membership by the LADWP in the Water Research Foundation for Calendar Year 2012 and authorizing a subscription fee of \$370,000 (\$270,000 for continued membership and \$100,000 for facilitated as-needed research services).

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed membership will have a \$370,000 fiscal impact on the total membership expenditures budgeted for the Water Revenue Fund. This project complies with the LADWP adopted financial policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - AUGUST 6, 2012

(LAST DAY FOR COUNCIL ACTION - AUGUST 3, 2012)

ITEM NO. (6) - ADOPTED - SEE FOLLOWING

[10-0799](#)

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT relative to authorization to submit a substantial amendment to the US Department of Housing and Urban Development to implement the City Neighborhood Stabilization Program 2 funded by the American Reinvestment and Recovery Act of 2009.

(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.)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to approval of various contracting and fiscal authorities for the implementation of the Neighborhood Stabilization Program grants, and related actions.

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

- 1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee, to:**
 - a. Submit and apply for a Substantial Amendment and any other required documents between the U.S. Department of Housing and Urban Development (HUD) and the City for technical amendment to the Neighborhood Stabilization Plan (NSP) to add two additional census tracts (Census Tracts Nos. 187100 and 295101) to the NSP2 eligible target areas for grant activities under the terms of Funding Approval and Grant Agreement No. B-09-LN-CA-0046 between the City and HUD in the amount of \$100 million.**
 - b. Execute the fourth amendment to the City's contract with ICF Incorporated, LLC, Contract No. C-117373, with the terms of the amendment described in Attachment A of the LAHD June 6, 2012 transmittal (contained in the Council file [CF] 10-0799), to increase the contract amount by \$150,000 from NSP2 funds, from \$200,000 to a new total contract amount not to exceed \$350,000 for third-party auditing and consultant services, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements.**
 - c. Execute the fourth amendment to the City's contract with Barr & Clark, Contract No. C-116844, with the terms of the amendment described in Attachment B of the LAHD June 6, 2012 transmittal, to increase the contract amount by \$100,000 (\$50,000 from NSP1 funds and \$50,000 from NSP2 funds), from \$172,492 to a new total contract amount not to exceed \$272,492 for inspection, environmental risk assessment and consultant services, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements.**
 - d. Execute the third amendment to the City's contract with Gold Coast Appraisals, Contract No. C-116852, with the terms of the amendment described in Attachment C of the LAHD June 6, 2012 transmittal, to increase the contract amount by \$20,000 from NSP2 funds, from \$130,000 to a new total contract amount not to exceed \$150,000 for property appraisal services, and extend the time of performance by 12 additional months for a new expiration date of December 31, 2013, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements.**

- e. Execute the sixth amendment to the contract with Restore Neighborhoods LA, Inc., Contract No. C-115683 to include the following provisions without increase to the contract amount, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements:
- 1) Amend Exhibit F, entitled "Applicable Census Tracts and Block Groups" to include all NSP-eligible target areas authorized by the Mayor and Council.
 - 2) Amend Exhibit G, entitled "Timeline and Performance Measures" to add the number of units consistent with all NSP funding allocations.
 - 3) Amend Exhibit H, entitled "Administrative Budget" to amend the existing administrative budget amounts for NSP1, NSP2 and NSP3 to include the operating budget for informational purposes.
2. AUTHORIZE the General Manager, LAHD, and the General Manager of the Los Angeles Department of Building and Safety (LADBS), execute an Amendment to the Letter of Agreement between the departments to increase the amount by \$332,144 (from \$249,108 to \$581,252) to reflect compensation in Fiscal Year 2012-13 described in Attachment D of the LAHD June 6, 2012 transmittal contained in CF 10-0799, to reimburse the LADBS for the provision of services for projects funded through the NSP that are beyond the typical services provided for LADBS public counter engineering and inspections fees, subject to the review and approval of the City Attorney as to form and compliance with the City's contracting requirements.
3. AUTHORIZE the Controller to:

- a. Establish a new account within NSP- ARRA Grant Fund 52J/43 as follows:

<u>Account</u>	<u>Title</u>
43J245	Professional Services Contracts

- b. Transfer appropriations within NSP - ARRA Grant Fund 52J/43 as follows:

Transfer from:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43E818	NSP Program Operations	\$50,000
43E820	NSP Program Administration	\$140,625
	Total:	\$190,625

Transfer To:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43F844	Technical Services	\$50,000
43J245	Professional Service Contracts	\$140,625
	Total:	\$190,625

- c. Expend funds on an as-needed basis in an amount not to exceed \$140,625 in NSP Grant Fund 50T/43, Account J245, Professional Services Contracts, for computer programming services authorized in CF 11-1963 to develop and maintain database and website management systems upon proper written demand by the General Manager, LAHD, or designee.
- d. Expend funds on an as-needed basis in an amount not to exceed \$50,000 in NSP Grant Fund 50T/43, Account F844, Technical Services, upon proper written demand by the General Manager, LAHD, or designee.
- e. Establish a new account within NSP- ARRA Grant Fund 52J/43 as follows:

<u>Account</u>	<u>Title</u>
43J245	Professional Services Contracts

- f. Transfer appropriations within NSP - ARRA Grant Fund 52J/43 as follows:

Transfer from:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43F304	Admin Reserve	\$336,500
43F868	NSP2/ARRA Program Operation	<u>\$70,00</u>
	Total:	\$406,500

Transfer To:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43J844	Technical Services	\$70,000
43G245	NSP II Professional Services Contracts	<u>\$336,500</u>
	Total:	\$406,500

- g. Expend funds on an as-needed basis in an amount not to exceed \$406,500 in NSP-ARRA Grant Fund 52J/43 upon proper written demand by the General Manager, LAHD, or designee, as follows:
 - 1) Amount not to exceed \$50,000 in NSP - ARRA Grant Fund 52J/43 Account J844, Technical Services, for Contract No. C-116844 for inspection, environmental risk assessment and consultant services described in Recommendation No. 1c above.
 - 2) Amount not to exceed \$20,000 in NSP - ARRA Grant Fund 52J/43 Account J844, Technical Services, for C-116852 for property appraisal services described in Recommendation No. 1d above.
 - 3) Amount not to exceed \$150,000 in NSP - ARRA Grant Fund 52J/43 Account G245, Professional Services Contracts, for Contract No. C-117373 for third party auditing and consultant services described in Recommendation No. 1b above.

- 4) Amount not to exceed \$186,500 in NSP - ARRA Grant Fund 52J/43 Account G245, Professional Services Contracts, for computer programming services that were authorized in CF 11-1963 to develop and maintain database and website management systems.

- h. Establish new accounts within Fund 52J as follows:

<u>Account</u>	<u>Title</u>
43J108	Building and Safety
43J299	Related Costs

- i. Transfer appropriations within NSP - ARRA Grant Fund 52J/43 as follows:

Transfer from:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43F304	Admin Reserve	\$332,14

Transfer To:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43J108	Building and Safety	\$202,131
43J299	Related Costs	<u>\$130,013</u>
Total:		\$332,144

- j. Expend funds on an as-needed basis in an amount not to exceed \$332,144.00 from the above funds and accounts in NSP - ARRA Grant Fund 52J/43 upon proper written demand by the General Manager, LAHD, or designee.

- k. Increase appropriations within General Fund 100/08 for Budget Fiscal Year 2012-13 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
1010	Salaries	\$200,451
3310	Transportation	<u>\$1,680</u>
Total:		\$202,131

4. AUTHORIZE the General Managers, LAHD and/or LADBS, or designees, to prepare Controller instructions and make any necessary technical adjustments that are consistent with the Mayor and Council action on this item, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement those instructions.

Fiscal Impact Statement: The CAO reports that approval of these recommendations will authorize the LAHD to begin program implementation associated with the Substantial Amendment relative to the Neighborhood Stabilization Program (NSP) Action Plan. The recommendations also provide various contracting authorities associated with the continued implementation of the NSP1 and NSP2 grants. These recommendations comply with the City's Financial Policies in that sufficient funds are available to pay for the requested authorities included in this report.

Community Impact Statement: None submitted.

ITEM NO. (7) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted as Amended, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

10-1451

COMMUNICATION FROM THE COMMUNITY DEVELOPMENT DEPARTMENT (CDD) relative to authorization to accept the transfer of the \$2.25 million Housing and Urban Development Sustainable Communities Challenge grant for the Northeast Los Angeles Collaborative to the CDD, and related actions.

(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.)

ADOPTED, AS AMENDED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to authorization to accept the transfer of a \$2.25 million U.S. Department of Housing and Urban Development (HUD) Sustainable Communities Challenge grant for the Northeast Los Angeles Collaborative, and related actions.

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

- 1. AUTHORIZE the General Manager, Community Development Department (CDD), or designee, to:**
 - a. Accept on behalf of the City the transfer of the Sustainable Communities Challenge Grant (Grant) for the Northeast Los Angeles (NELA) Collaborative Project (Project), including all related documentation and records, from the Oversight Board of the CRA/LA, a Designated Local Authority and Successor Agency to the Community Redevelopment Agency of Los Angeles, to the CDD.**
 - b. Negotiate and execute an assignment agreement with HUD to assume the \$2.25 million Grant for the NELA Collaborative Project, subject to City Attorney approval as to form and legality.**

- c. Enter into a Cooperation Agreement with the Oversight Board of the CRA/LA in the amount up to \$263,367 to be used towards Grant matching funds, subject to City Attorney approval as to form and legality.
 - d. Prepare Controller instructions, and/or make any technical adjustments consistent with the Council action on this matter, subject to the approval of the City Administrative Officer (CAO), and request the Controller to implement the instructions.
 - e. Negotiate and execute agreements with the NELA Collaborative Project partners identified in the CRA/LA Grant proposal and the Project contractors for not-to-exceed amounts as finalized and approved by the CDD and HUD, for a term effective from date of execution to February 20, 2014, subject to: compliance with City's contracting requirements, and City Attorney review as to form and legality.
2. INSTRUCT the General Manager, CDD, or designee, to report back to Mayor and City Council upon HUD approval of the assignment of the Grant with the negotiated scope of work, budget, NELA Collaborative Project partners and the Project contractors that will be included in the revised Project.
3. DETERMINE that all recommendations herein are subject to the following conditions:
- a. The CRA/LA Oversight Board and the California Department of Finance approval of the transfer of the \$2.25 million Grant from the CRA/LA to the CDD, including the use of the \$263,367 in CRA/LA funds for the completion of the Tierra West Advisors contract and acknowledgement of the payments already made by the former Community Redevelopment Agency towards the work program to be applied towards the City's matching fund requirement for the Grant.
 - b. HUD approval of the re-assignment of the Grant from the CRA/LA to the CDD, a revised Project's scope of work and deliverables, the City match proposal and a revised Project Budget.
 - c. The final revised Project and Administrative Budget to be approved by the CDD and HUD to not exceed the available funding for the Project, including the \$2.25 million Grant Funds, the CRA/LA funds to be applied towards the City's matching fund requirement and the City match proposal.
 - d. There is no impact to the General Fund.

Fiscal Impact Statement: The CAO reports that there is no impact on the General Fund. Approval of the recommendations will result in the transfer of a \$2.25 million Sustainable Communities Challenge Grant, including all related documentation and records, from the CRA/LA, a Designated Local Authority and Successor Agency to the Community Redevelopment Agency of Los Angeles, to the CDD. The Grant from HUD will fund the NELA Collaborative Project. The CAO recommends that the revised Project and Administrative Budget should not exceed the available funds and that no additional General Fund monies are used to cover Project costs. As such, the recommendation is in compliance with the City's Financial Policies in that a one-time expenditure of a General Fund department is an adjunct to a one-time source of funds from HUD.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (REYES - GARCETTI)

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

INCLUDE the following adjustments:

- 1c. Enter into an Assignment Agreement with the Oversight Board of the CRA/LA in the amount up to \$263,367 to be used towards Grant matching funds, subject to City Attorney approval as to form and legality.
- 1e. Negotiate and execute agreements with the NELA Collaborative Project partners identified in the CRA/LA Grant proposal and the Project contractors for not-to-exceed amounts as finalized and approved by the CDD and HUD, for a term effective from date of execution to February 20, 2014, and request that the City Attorney review the contracts and determine if they can be executed on a sole-source basis.

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 8-9)

ITEM NO. (8) - ADOPTED - SEE FOLLOWING

11-1920

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT relative to approval to issue Letters of Commitment for Round 2 of the 2012 Affordable Housing Trust Fund (AHTF), and various actions related to the AHTF.

(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.)

ADOPTED

HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE REPORT relative to approval to issue Letters of Commitment for Round 2 of the 2012 Affordable Housing Trust Fund (AHTF), and various actions.

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

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

- a. Issue Letters of Commitment for the five projects detailed below that were selected through Round 2 of the 2012 Affordable Housing Trust Fund (AHTF) Notice of Funding Availability (NOFA), subject to the condition that the project sponsors (except those projects which are otherwise fully funded) apply to the proposed leveraging source in the next available funding round and receive the full amount requested therein:

<u>Project Name</u>	<u>Category</u>	<u>Units</u>	<u>Council District</u>	<u>AHTF Amount</u>
Beswick Senior Apartments	Special Needs	33	14	\$2,374,632
Eagle Vista	Special Needs	56	14	\$1,773,961
Knob Hill Apartments	Special Needs	39	1	\$1,100,000
Michael's Village	Special Needs	32	4	\$1,301,307
Moonlight Villas	Special Needs	<u>27</u>	7	<u>\$2,044,211</u>
Total Permanent Supportive Housing Units:		187		\$8,594,111

Total Projects: 5	187	\$8,594,111
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- b. Negotiate and execute an acquisition/predevelopment/construction/permanent loan agreement for each project identified in Recommendation No. 1a above that receives a funding award from their respective leverage source (if applicable), subject to the satisfaction of all conditions and criteria stated in the AHTF application, the LAHD transmittal dated June 6, 2012 contained in Council file (CF) 11-1920 and the LAHD's Letters of Commitment, subject to approval of the City Attorney as to form.
- c. Execute subordination agreements for the projects identified in Recommendation No. 1a above wherein the City loan and regulatory agreements are subordinated to their respective conventional construction and permanent loans, subject to approval of the City Attorney as to form.
- d. Execute agreements allowing the transfer to and/or execution of the City loans by a limited partnership, to enable admittance of tax credit investors, subject to approval of the City Attorney as to form.

- e. Amend the loan agreement for the Gateway Apartments, Cuatro Vientos, Toberman Village, and Young Burlington projects, to replace funding from the former Community Redevelopment Agency of Los Angeles (CRA/LA) with Home Investment Partnerships Program (HOME) and/or Housing Opportunities for Persons with HIV/AIDS (HOPWA) funds as detailed in Recommendation No. 2b below.
- f. Amend the AHTF commitment of HOME funds (\$4 million) for Taylor Yard Apartments (CF 11-1190) to the Neighborhood Stabilization Program 2 (NSP2) funds (\$4 million), subject to approval by the U.S. Department of Housing and Urban Development (HUD).
- g. Amend the AHTF commitment for the Broadway Villas project (CF 10-1869) to replace NSP2 funds (\$3.86 million) with HOME funds (\$3.86 million), subject to approval by HUD, and extend the term to December 31, 2012.
- h. Negotiate and execute a Disposition and Development Agreement (DDA) between the LAHD and Amcal Multi-Housing, Inc. for the Broadway Villas Mixed-Use Development, subject to approval of the City Attorney as to form. Execution of the DDA is contingent on the Oversight Board of the CRA/LA, a Designated Local Authority (Successor to the CRA/LA), determining that the CRA/LA legally conveyed the Broadway Villas property to the City.
- i. Execute subordination agreements for the Broadway Villas project wherein the DDA is subordinated to private construction and permanent loans.
- j. Execute agreements allowing the transfer to and/or execution of the Broadway Villas DDA by a limited partnership, to enable admittance of tax credit investors.

2. AUTHORIZE the Controller to:

- a. Allocate and expend funds from the following funds and accounts for the 2012 Round 2 AHTF NOFA projects:

<u>Project</u>	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
Beswick Senior Apartments	561	43J212	AHTF	\$2,374,632
Eagle Vista	561	43J212	AHTF	\$1,773,961
Knob Hill Apartments	561	43J212	AHTF	\$1,100,000
Michael's Village	561	43J212	AHTF	\$1,301,307
Moonlight Villas	561	43J212	AHTF	<u>\$2,044,211</u>
Total All 2012 Round 2 Projects:				\$8,594,111

- b. Allocate and expend funds for the following previously approved projects, using HOME and HOPWA funds to fill the gap created by the loss or delay in receiving CRA/LA funding, as follows:

<u>Project</u>	<u>Fund</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
Cuatro Vientos	561	43J212	AHTF	\$313,790
	561	43J212	AHTF	\$193,960
Gateway Apartments	569	43J440	HOPWA	<u>\$1,00,000</u>
			PSHP	
			Gateway	\$1,193,960
			Subtotal:	
Toberman Village	561	43J212	AHTF	\$135,401
Young Burlington	561	43J212	AHTF	<u>\$1,476,000</u>
Total All Previously Approved Projects Requiring Gap Funding:				\$3,119,151

- c. Reallocate and expend funds for previously approved projects as follows:

<u>Project</u>	<u>To / From</u>	<u>Fund</u>	<u>Fund Name</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
Broadway Villas (CF 09-2841)	From:	52J	NSP	43F868	NSP2/ARRA Program	\$4,000,000
	To:	561	AHTF	43G212	Operation AHTF	\$4,000,000
Taylor Yard (CF 10-1869)	From:	561	AHTF	43G212	AHTF	\$3,860,064
	To:	52J	NSP	43F868	NSP2/ARRA Program Operation	\$3,860,064

- d. Use uncommitted funds from prior years' accounts within HOME fund 561 first, before current year funds and accounts, as needed, to close out old accounts for project related to the AHTF.

3. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller instructions and make any necessary technical adjustments consistent with Mayor and Council actions on these matters, subject to the approval of the City Administrative Officer (CAO), and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that there is no impact to the General Fund. Approval of these recommendations will authorize the LAHD to issues Letters of Commitment (LOCs) totaling \$8.6 million to projects selected through the 2012 AHTF NOFA – Round 2. The source of funds for the LOC's are approved HOME Investment Partnership Program funds (\$8.6 million). The recommendations will also allow the LAHD to: backfill funding from the former CRA/LA due to the dissolution of the CRA/LA; exchange its AHTF funding commitments to the Broadway Villas and Taylor Yards Projects; approve a Disposition and Development Agreement for the Broadway Villas Project; and amend the LAHD's AHTF commitment to the Broadway Villas Project. These recommendations comply with the City's Financial Policies as dedicated special funding sources will fully fund commitments to projects.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED - SEE FOLLOWING

[12-0954](#)

CD 11

COMMUNICATION FROM BOARD OF BUILDING AND SAFETY COMMISSIONERS relative to the denial of a request to allow an indefinite extension of time ("life tenancy") to comply with the Los Angeles Department of Building and Safety Substandard Order of Comply No. A-1984528, regarding the unapproved conversion of an attached garage, therein creating a second dwelling unit within the RE-15 Zone, without the required approvals, permits, and inspections for property located at 12970 West San Vicente Boulevard. [On June 22, 2012, Council adopted Motion (Rosendahl - Reyes), pursuant to Charter Section 245, asserting jurisdiction over the June 12, 2012 action of the Board of Building and Safety Commissioners.]

Fiscal Impact Statement: None submitted.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 14, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 3, 2012)

(Planning and Land Use Management Committee report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

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

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to Los Angeles Department of Building and Safety (LADBS) Substandard Order to Comply No. A-1984528 for property located at 12970 West San Vicente Boulevard.

Recommendations for Council action:

1. **VETO** the Board of Building and Safety Commissioners action of June 12, 2012 denying the request by the property owner at 12970 San Vicente Boulevard to allow an indefinite extension of time (life tenancy) to comply with LADBS Substandard Order to Comply No. A-1984528, effective December 15, 2008, regarding the unapproved conversion of an attached garage, therein creating a second dwelling unit in the RE15 Zone, all without required approvals, permits and inspections.
2. **DIRECT** the Building and Safety Department to review, in consultation with the resident property owner, her land use specialist and the office of Council District 11, the request by the property owner at 12970 San Vicente Boulevard to allow an indefinite extension of time ("life tenancy") to comply with LADBS Substandard Order to Comply No. A-1984528, regarding the unapproved conversion of an attached garage, in order to find an equitable solution to this matter.

Applicant: Ila M. Hirsch

BF 120003

[On June 22, 2012, Council adopted Motion (Rosendahl - Reyes), pursuant to Charter Section 245, asserting jurisdiction over the June 12, 2012 action of the Board of Building and Safety Commissioners.]

Fiscal Impact Statement: None submitted by the Board of Building and Safety Commissioners. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis on this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 14, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 3, 2012)

ITEM NO. (10) - CONTINUED TO JULY 24, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0615](#)

CD 8

CATEGORICAL EXEMPTION, PLANNING AND LAND USE MANAGEMENT (PLUM) COMMITTEE REPORT relative to a Variance appeal for property at 10311-33 South Western Avenue.

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

1. FIND that this action is categorically exempt from California Environmental Quality Act pursuant to Article III, Section 1, Class (5) Category (10) of the City's Guidelines. [ENV-2011-3127-CE]
2. ADOPT the FINDINGS of the PLUM Committee as the Findings of the Council.
3. RESOLVE TO GRANT IN PART/DENY IN PART THE APPEAL filed by Bobbie-Jean Collins, Cathryn Collins, Ella Kennedy, Mr. and Mrs. Ed Watson, Mr. and Mrs. Riley and 103 Manhattan Place HOA from the determination of the South Los Angeles Area Planning Commission (SLAAPC), and THEREBY DENY a Variance to allow a maximum height of 45 feet and a Variance to permit a total floor area of two and one-tenth times the buildable area of the lot (2.1:1 Floor Area Ratio) in lieu of the maximum one and one-half times the buildable area of the lot in the C2-1VL Zone and APPROVE a Transitional Height and a 1.9:1 Floor Area Ratio for property at 10311-10333 South Western Avenue, subject to Conditions of Approval, as modified by the PLUM Committee and attached to the Council file.

Applicant: LA PRO II Preservation LP, William Szymczak

Representative: Jonathan and Kristen Lonner, Burns and Bouchard Inc. ZA-2011-3126-ZV-1A

Fiscal Impact Statement: The SLAAPC reports that there is no General Fund impact as administrative costs are recovered through fees.

Community Impact Statement: None submitted.

TIME LIMIT FILE - JULY 17, 2012

(LAST DAY FOR COUNCIL ACTION - JULY 3, 2012)

ITEM NO. (11) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[08-0897-S1](#)

[10-1954-S2](#)

PUBLIC SAFETY COMMITTEE REPORT relative to proposed budget modifications and contracting authorities for the Fiscal Year (FY) 2009 Regional Catastrophic Preparedness Grant Program (RCPGP) award.

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Modify the existing grant budget for the FY 2009 RCPGP grant by reallocating funds between agencies as described within the summary of the City Administrative Officer (CAO) report to the Mayor and Council dated June 7, 2012 (attached to Council file 10-1954-S2), and as detailed in Attachment 1 of the Mayor's report to Council dated June 5, 2012 (attached to Council file 08-0897-S1).
 - b. Negotiate and execute amendments to the sub-recipient agreements with the County of Los Angeles, County of Riverside, City of San Bernardino, and the City of Ontario for the purpose of revising FY 2009 RCPGP allocations and match requirements as applicable in accordance with the revised FY 2009 RCPGP budget as described within the summary of the CAO's report dated June 7, 2012, and as detailed in Attachment 1 of the Mayor's report dated June 5, 2012, subject to the approval of the City Attorney as to form and legality.
 - c. Execute a contract with Texas Engineering Extension Service for an amount not to exceed \$225,929 from the FY 2009 RCPGP grant for the Enhanced Incident Management Unified Command Course, for a term of up to four months within the grant performance period, subject to the approval of the City Attorney as to form and legality.
 - d. Execute a contract for an amount not to exceed \$70,000 from the FY 2009 RCPGP grant for the Disaster Service Worker Planning project, for a term of up to four months within the grant performance period, subject to the approval of the City Attorney as to form and legality.
 - e. Execute a contract for an amount not to exceed \$30,000 from the FY 2009 RCPGP grant for the Federal Emergency Management Agency Functional Needs Support Services Workshop, for a term of up to four months within the grant performance period, subject to the approval of the City Attorney as to form and legality.

2. AUTHORIZE the Controller to:

- a. Modify appropriation accounts to reflect FY 2009 RCPGP budget modifications by transferring appropriations within Fund 53E, Department 46, as follows:

	<u>Fund/Dept.</u>	<u>Account.</u>	<u>Title</u>	<u>Amount</u>
FROM:	53E/46	46G906	Partner jurisdictions	\$ 528,200
	<u>Fund/Dept.</u>	<u>Account.</u>	<u>Title</u>	<u>Amount</u>
	53E/46	46H392	EMD	\$ 528,200

- b. Transfer appropriations from Fund 53E/46 to the Emergency Operations Fund to reimburse for FY 2009 RCPGP related expenditures, as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
FROM:	53E/46	46H392	Expenses - EMD	\$ 528,200
	<u>Fund/Dept.</u>	<u>Account.</u>	<u>Title</u>	<u>Amount</u>
TO:	392/34	342130	Travel	\$ 202,271
	392/34	343040	Contractual Services	<u>325,929</u>
			Total	\$ 528,200

3. AUTHORIZE the Mayor, or designee, to prepare Controller 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 states that this action will not impact the General Fund. Approval of the above recommendations will allow for the continued expenditure of the FY 2009 RCPGP grant. 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 12-29

(10 Votes Required for Consideration)

ITEM NO. (12) - ADOPTED - ORDINANCE OVER TO JULY 24, 2012

Adopted, Ordinance Over to July 24, 2012, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0927](#)

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 Idaho and Granville Avenues 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 June 21, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **AUGUST 29, 2012** as the hearing date for the maintenance of the Idaho and Granville Avenues Lighting District, in accordance with Proposition 218, Articles XIIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$235.80 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: August 22, 2012)

ITEM NO. (13) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[10-1193](#)

CD 6

FUTURE PUBLIC HEARING DATE of **JULY 25, 2012** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Van Nuys and Victory Boulevards (and other streets) Sidewalk Maintenance District - W.O. EXX71822.

ITEM NO. (14) - CONTINUED TO JULY 3, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[10-1192](#)

CD 5

FUTURE PUBLIC HEARING DATE of **JULY 25, 2012** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Westwood Village Sidewalk Maintenance District - W.O. EXX71375.

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 15-16)

ITEM NO. (15) - ADOPTED

[11-1076](#)

CD 5

FUTURE PUBLIC HEARING DATE of **JULY 25, 2012** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Ventura Boulevard (Kester Avenue to Beverly Glen Boulevard) Sidewalk Maintenance District - W.O. E6000067.

ITEM NO. (16) - ADOPTED

[11-1077](#)

CD 4

FUTURE PUBLIC HEARING DATE of **JULY 25, 2012** for hearing appeals against the annual confirmation of assessments for the maintenance of the sidewalks for Wilshire Miracle Mile Sidewalk Maintenance District - W.O. E6000022.

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 17a-17f)

ITEM NO. (17) - ADOPTED

[12-0005-S355](#)

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 June 21, 2012:

[12-0005-S355](#)

CD 2

- a. Property at 10517 North Mount Gleason Avenue (Case No. 355345).
Assessor I.D. No. 2556-030-039

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 1, 2012)

[12-0005-S356](#)

CD 8

- b. Property at 1922 West 73rd Street (Case No. 214162).
Assessor I.D. No. 6017-007-005

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 19, 2009)

[12-0005-S357](#)

CD 9

- c. Property at 3608 South Adair Street (Case No. 262095).
Assessor I.D. No. 5121-012-013

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on March 25, 2010)

[12-0005-S358](#)

CD 9

- d. Property at 716 East 43rd Place (Case No. 342487).
Assessor I.D. No. 5115-012-001

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on April 12, 2012)

[12-0005-S359](#)

CD 11

- e. Property at 12497 West Greene Avenue (Case No. 336554).
Assessor I.D. No. 4223-029-021

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 4, 2011)

[12-0005-S360](#)

CD 15

- f. Property at 1717 West 251st Street (Case No. 339873).
Assessor I.D. No. 7410-016-030

(Notice of Acceptance into the REAP/Rent Reduction Program was sent on August 4, 2011)

ITEM NO. (18) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[10-0630-S1](#)

COMMUNICATION FROM THE CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE relative to the authorization to spend the balance of Agreement No. 47830 with MWH Americas, Inc. for the Owens Lake Groundwater Evaluation Project.

Recommendations for Council action:

CONCUR with the Board of Water and Power Commissioners' action of June 5, 2012, Resolution No. 012-264, authorizing the Los Angeles Department of Water and Power to spend the balance of approved funds for Agreement No. 47830 with MWH Americas, Inc. for the Owens Lake Groundwater Evaluation Project.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed resolution will extend the term of the current agreement for nine months; however, no additional funding is requested. Since the Department of Water and Power 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 - AUGUST 6, 2012

(LAST DAY FOR COUNCIL ACTION - AUGUST 3, 2012)

ITEM NO. (19) - CONTINUED TO JULY 3, 2012

Adopted to Continue, Unanimous Vote (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[10-0475-S9](#)

[11-0452-S2](#)

COMMUNICATION FROM THE CHAIR AND MEMBER, ENERGY AND ENVIRONMENT COMMITTEE relative to administration and operations provisions for the Office of Public Accountability (OPA) and status of staffing and related matters.

Recommendations for Council action:

1. REQUEST the City Attorney to prepare and present an ordinance for the Administration and Operations of the OPA consistent with the Ordinance Outline Provisions as detailed in the June 19, 2012 OPA, City Administrative Officer (CAO), and Chief Legislative Analyst (CLA) joint report (attached to the Council file).
2. INSTRUCT the CAO and the CLA, in conjunction with the OPA, to execute an amendment (Amendment No.3), utilizing existing OPA funds, to the existing agreement with PA Consulting (Contract No. C-118747, CF 10-0475-S9) for an additional \$20,000 for a contract total of \$1,536,000 to provide the OPA supplementary review of the Water Rate Adjustment proposal by the Los Angeles Department of Water and Power.

Fiscal Impact Statement: The CAO reports that the total cost of Amendment No.3 to Contract No. C-118747 is \$20,000. Sufficient funds are available in the 2011-12 and 2012-13 adopted budgets of the Office of Public Accountability to fund the amendment. The Los Angeles Department of Water and Power will fully reimburse the City for this cost.

Community Impact Statement: None submitted.

ITEM NO. (20) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[11-1829](#)

CD 14

COMMUNICATION FROM THE CITY ENGINEER relative to a sink hole located near the intersection of Colorado Boulevard and Figueroa.

Recommendations for Council action:

DECLARE the project an urgent necessity in order for the Bureau of Engineering to award the project using an emergency on-call contractor.

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

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

**Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 21-22)**

ITEM NO. (21) - ADOPTED

[12-0681](#)

CD 2

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for sanitary sewer purposes on the property south of McGroarty Street at McVine Avenue (Right of Way No. 36000-1903).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for sanitary sewer purposes on the property south of McGroarty Street at McVine Avenue (Right of Way No. 36000-1903) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for sanitary sewer purposes on the property south of McGroarty Street at McVine Avenue (Right of Way No. 36000-1903), as depicted on the Exhibit Map in the May 7, 2012 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

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

ITEM NO. (22) - ADOPTED

[12-0724](#)

CD 2

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street and alley purposes on the north side of Burbank Boulevard west of Van Nuys Boulevard (Right of Way No. 36000-1909).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for street and alley purposes on the north side of Burbank Boulevard west of Van Nuys Boulevard (Right of Way No. 36000-1909) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.

2. AUTHORIZE the Board of Public Works to acquire the easement for street and alley purposes on the north side of Burbank Boulevard west of Van Nuys Boulevard (Right of Way No. 36000-1909), as depicted on the Exhibit Map in the May 15, 2012 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

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

ITEM NO. (23) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0756](#)
CD 2

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE CITY ENGINEER relative to an offer to dedicate an easement for street and sidewalk purposes on property lying between Sunny Slope Avenue and Fulton Avenue, south of Huston Street and north of Riverside Drive (Right of Way No. 36000-1846).

Recommendations for Council action:

1. FIND that the offer to dedicate an easement for street and sidewalk purposes on property lying between Sunny Slope Avenue and Fulton Avenue, south of Huston Street and north of Riverside Drive (Right of Way No. 36000-1846) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(19) of the City's Environmental Guidelines.
2. AUTHORIZE the Board of Public Works to acquire the easement for street and sidewalk purposes on property lying between Sunny Slope Avenue and Fulton Avenue, south of Huston Street and north of Riverside Drive (Right of Way No. 36000-1846), as depicted on the Exhibit Map in the May 17, 2012 City Engineer report, attached to the Council file.
3. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a \$3,884.10 fee for processing this report was paid pursuant to Sections 7.3 and 7.41.1 of the Administrative Code. No additional City Funds are needed.

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 24-25)

ITEM NO. (24) - ADOPTED

[08-2984](#)

CD 6

CONSIDERATION OF MOTION (CARDENAS - ENGLANDER) relative to the amendment of a vacation of an alley near Laurel Canyon Boulevard and Saticoy Street (VAC E1401111), to delete Condition No.6 of the City Engineer's report dated November 26, 2008.

Recommendation for Council action:

AMEND the vacation of an alley near Laurel Canyon Boulevard and Saticoy Street (VAC E1401111), to delete Condition No.6 of the City Engineer's report dated November 26, 2008.

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (25) - ADOPTED

[10-1072-S2](#)

CD 8

MOTION (PARKS - PERRY) relative to funding for the Los Angeles Coliseum July Fourth Fireworks Show.

Recommendation for Council action:

DIRECT the City Clerk to place on the Council Agenda for **JULY 1, 2012**, or soon thereafter as possible, the following recommendations for adoption:

- a. Utilize \$60,000 in the Council's portion of the Heritage Month Celebration & Special Events line item in the General City Purposes Fund No. 100/56 to fund any aspect of the Los Angeles Coliseum July Fourth Fireworks Show.
- b. Direct the City Clerk to prepare and process the necessary document(s) and/or payment(s) in the above amount, for the above purpose, with the Regalettes (Federal Tax ID# 95-4546694) or any other appropriate agency or organization, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form, if needed; and, AUTHORIZE the City Clerk to execute any such documents on behalf of the City.
- c. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (26) - ADOPTED

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[11-0936-S1](#)

CD 13

MOTION (GARCETTI - HUIZAR) relative to funding for support of beautification projects in Council District 13.

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

AUTHORIZE the Department of Neighborhood Empowerment to transfer any unspent and unencumbered funds from the Neighborhood Empowerment Fund, Fund 44B/47, Account 1039 (Greater Echo Park Elysian Neighborhood Council) for the 2011-12 Fiscal Year Budget to a new account in CD 13's Public Benefit Trust Fund 904/14 entitled "Clean Up/FrmsMrket/Lotus Account" in keeping with CD 13's "Clean and Connected Communities Grants."

Adopted, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)
(Item Nos. 27-29)

ITEM NO. (27) - ADOPTED

[12-0011-S17](#)

CD 12

MOTION (ENGLANDER - BUSCAINO) relative to funding to supplement weed abatement services for Council District 12.

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

1. APPROVE the expenditure of \$30,000 from Council District 12's portion of the Street Furniture Revenue Fund to supplement weed abatement services for Council District 12.
2. TRANSFER \$30,000 from Council District 12's portion of the Street Furniture Revenue Fund No. 43D/50, to the Department of Public Works Fund 100/74, Account 3040 (Contractual Services) to fund additional weed abatement services solely for the benefit of Council District 12.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical changes to clarify and to implement the intent of this Motion.

ITEM NO. (28) - ADOPTED

[12-0938](#)

CD 12

MOTION (ENGLANDER - BUSCAINO) relative to funding to supplement weed abatement services for Council District 12.

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

1. APPROVE the expenditure of \$30,000 from the Sunshine Canyon Community Amenities Trust Fund to supplement weed abatement services for Council District 12.
2. TRANSFER \$30,000 from the Sunshine Canyon Community Amenities Trust Fund No. 699 to the Department of Public Works Fund 100/74, Account 3040 (Contractual Services) to fund additional weed abatement service solely for the benefit of Council District 12.
3. AUTHORIZE the Chief Legislative Analyst, or designee, to make technical changes to clarify and to implement the intent of this Motion.

ITEM NO. (29) - ADOPTED

11-0010-S46

MOTION (PERRY - PARKS) relative to reinstating the reward offer in the death of Mayela Valdes Garcia 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 Mayela Valdes Garcia (Council action of November 15, 2011, Council file No. 11-0010-S46) 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.

Closed Sessions - Items 30-31

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

Adopted in Open Session, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

12-0739

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 The Estate of Jovanna Lugo v. City of Los Angeles, Los Angeles Superior Court Case No. BC 449672. (This matter concerns a fatal traffic collision that occurred on April 21, 2010.)

(Budget and Finance Committee considered the above matter in Closed Session on June 18, 2012)

ADOPTED

MOTION (KREKORIAN - ROSENDAHL)

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

1. AUTHORIZE the City Attorney to expend a total of \$6,600,000 in settlement of the above-entitled matter from City Attorney Fund 100/59, Account No. 009770.

2. AUTHORIZE the City Attorney to draw demands thereon as follows:

- a. \$5,266,666.68 made payable to Panish Shea and Boyle Client Trust Account (Tax ID 5202455451)
- b. \$666,666.66 made payable to Allstate Assignment Company (Tax ID 47-0836669)
- c. \$666,666.66 made payable to MetLife Tower Resources Group, Inc. (Tax ID 13-4047186)

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.

ITEM NO. (31) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Adopted in Open Session, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[12-0843](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(a), to confer with its legal counsel relative to a settlement discussion in the case entitled City of Los Angeles v. Fernando Flores, Los Angeles Superior Court Case No. BC 438542. (This matter involves an eminent domain case for the Soto Street Bridge Improvement Project.)

(Public Works Committee to consider the above matter in Closed Session on June 27, 2012)

ADOPTED

MOTION (BUSCAINO - KREKORIAN)

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

1. **APPROVE the payment of ninety-three thousand nine hundred forty-two dollars and forty-four cents (\$93,942.44) to the law firm of "Callanan, Rogers and Dzida Client Trust Account on behalf of Fernando Flores" from the Project's Account 94V811, Fund 655/94, Budget Year 2004. (If payment is made after July 1, 2012, the amount due to Callanan, Rogers and Dzida will be decreased by \$36.11 to \$93,906.33.)**
2. **APPROVE a payment in the amount of six thousand fifty-seven dollars and fifty-six cents (\$6,057.56) directly to the County Tax Collector for all past due property taxes, interest and penalties on the Property from the above-noted funding source. (If payment is made after July 1, 2012, the amount due to the County Tax Collector will be increased to \$6,093.67)**
3. **AUTHORIZE the City Attorney to execute and record a Stipulation for Entry of Judgment and a Final Order of Condemnation and all other documents reasonably required to implement the terms authorized above.**

Item for Which Public Hearing Has Not Been Held - Item 32

(10 Votes Required for Consideration)

ITEM NO. (32) - RECEIVED AND FILED

Adopted to Receive and File, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[09-0189-S1](#)

CONTINUED CONSIDERATION OF MOTION (PERRY - PARKS) relative to withdrawing from committee and placing before City Council the matter of the City Attorney report and Ordinance regarding establishing the Figueroa and Olympic Sign District.

Recommendation for Council action:

WITHDRAW, pursuant to Rule 54 of the Rules of the City Council, from the Planning and Land Use Management Committee and place before the City Council for consideration the matter of the City Attorney report and Ordinance relative to establishing the Figueroa and Olympic Sign District pursuant to the provisions of Section 13.11 of the Los Angeles Municipal Code (Council file No. 09-0189).

RECONSIDERATION OF ITEM NO. 4 FROM COUNCIL MEETING OF WEDNESDAY, JUNE 27, 2012

PUBLIC HEARING CLOSED - ADOPTED - ORDINANCE OVER TO JULY 24, 2012

Adopted, Ordinance Over to July 24, 2012, Ayes (10); Absent: Cárdenas, Englander, LaBonge, Parks and Zine (5)

[11-0215-S1](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the installation and maintenance of OTTOMAN STREET (NEAR ARLETA AVENUE) LIGHTING DISTRICT - A'13-L1170048 (Assessment Project to Install 3 New Modern Streetlights).

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 6.1 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 held March 28, 2012)

(Continued from Council meeting of June 27, 2012)

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

12-0996

MOTION (GARCETTI - REYES) relative to funding to keep the Glassell Park Pool open beyond its closing date of August 12, 2012.

12-0997

MOTION (PERRY for PARKS - ROSENDAHL) relative to funding for as-needed positions for the Department of Neighborhood Empowerment to support the 2012 Neighborhood Council Election.

12-0998

MOTION (REYES - GARCETTI) relative to authorizing the Bureau of Engineering to accept the award from the State Department of Parks for the North Spring Street realignments.

12-1000

MOTION (WESSON - REYES) relative to authorizing the Director of Planning to negotiate execute the agreement with the County of Los Angeles Department of Health to incorporate health policies into the City's General Plan.

11-0763-S2

MOTION (PERRY - ROSENDAHL) relative to amending prior Council action of January 26, 2012 regarding the transfer of AB1290 Funds to the Community Development Department for the repayment of the Slauson Central Section 108 Loan.

12-0010-S26

MOTION (ROSENDAHL - GARCETTI) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the death of David Estuardo Morales on January 3, 2012.

10-1500-S2

MOTION (BUSCAINO for CARDENAS - HUIZAR) relative to installing street banners identifying the Arleta Neighborhood Council and the new Arleta High School.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

12-0004-S1 - National Probation, Parole, and Community Supervision Week
July 15-21, 2012

Alárcon - Buscaino

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

12-0003-S1 - Alicia Carlota Rodriguez

Alarcón

Rabbi David Kane

Koretz - All Councilmembers

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL

Regular meeting recessed at 12:17 p.m.
Special meeting convened at 12:17 p.m.
Special meeting adjourned at 12:29 p.m.
Regular meeting convened at 12:29 p.m.