

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **September 11, 2012**
John Ferraro Council Chamber, Room 340, City Hall - 10 am

(For further details see Official Council Files)

(For communications referred by the President see Referral Memorandum)

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

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
AUGUST 31, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 22

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

Items Noticed for Public Hearing - Items 1-5

ITEM NO. (1) - ADOPTED - PUBLIC HEARING CLOSED - NO APPEALS - FORTHWITH

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[11-2141](#)

HEARING APPEALS OR OBJECTIONS to the proposed 2011-12 Weed and Brush Abatement Assessment Roll Schedule for locations stated on personal appeals attached to the Council file, pursuant to Ordinance of Intention No. 181976, adopted on January 4, 2012.

(Pursuant to Council action of September 4, 2012)

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

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-0479-S1](#)

PUBLIC HEARING relative the allocation of \$1,196,122 in available Proposition K Program funds to offset a funding shortfall for Phase IIIA of the Sheldon Arleta Park Development Project (W.O. No. E170618).

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

1. AUTHORIZE adding the Sheldon Arleta Park (aka Cesar Chavez Recreation Complex) Development Project (W.O. No. E170618), which is a non-funded Proposition K 4th Cycle competitive project, to the list of projects to be funded under the Proposition K Bond Sales issued in 2000, 2001, and 2002 (Proposition K Bond Program).
2. APPROVE the allocation of \$1,196,122 in C List eligibility funding to the Sheldon Arleta Park Development Project from unexpended bond and bond interest funds from the Proposition K- LA for Kids Bond Program that were set aside by prior Council action to address funding shortfalls for eligible Proposition K projects (Council file No. 12-0479).
3. AUTHORIZE the Controller to transfer and appropriate a total of \$1,196,122 within the Proposition K Fund Nos. 43N, 43P, 44S to new accounts for the Sheldon Arleta Project as follows:

From:	<u>Fund/Dept. No.</u>	<u>Account</u>	<u>Amount</u>
	43N/10	10H903	\$160,304.19
	43P/10	10H903	970,519.30
	44S/10	10H903	<u>65,298.51</u>
		Total:	\$1,196,122.00
To:	43N/10	10XXXX - Sheldon Arleta*	\$160,340.19
	43P/10	10XXXX - Sheldon Arleta*	970,519.30
	44S/10	10XXXX - Sheldon Arleta*	<u>65,298.51</u>
		Total:	\$1,196,122.00

* Account numbers to be assigned.

4. REVISE the project scope to delete lighting on two soccer fields for various reasons, as listed in the July 26, 2012 LA For Kids Steering Committee report and attached to the Council file.

(Scheduled pursuant to Council action of August 22, 2012)

ITEM NO. (3) - SEE BELOW

[12-0844](#)
et al.

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

Recommendation for Council action:

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

CONTINUED TO SEPTEMBER 18, 2012

Adopted to Continue, Unanimous Vote (13); Absent: CARDENAS, HUIZAR (2)

[12-0844](#)

CD 2

a. 10225 North Silverton Avenue.

(Lien: \$603.00)

**Adopted to Receive and File (13); Absent: CARDENAS, HUIZAR (2)
(Item No. 3b-3d)**

RECEIVED AND FILED INASMUCH LIEN HAS BEEN PAID

[12-0845](#)

CD 14

b. 1022 North Sentinel Avenue.

(Lien: \$576.22)

RECEIVED AND FILED INASMUCH LIEN HAS BEEN PAID

[12-0846](#)

CD 8

c. 2027 West Slauson Avenue.

(Lien: \$489.72)

RECEIVED AND FILED INASMUCH LIEN HAS BEEN PAID

[12-0847](#)

CD 8

d. 2510 West Vernon Avenue.

(Lien: \$1,021.84)

CONTINUED TO OCTOBER 12, 2012

Adopted to Continue, Unanimous Vote (13); Absent: CARDENAS, HUIZAR (2)

[12-0848](#)

CD 10

e. 5650 West Pico Boulevard, Unit B.

(Lien: \$1,084.30)

CONTINUED TO SEPTEMBER 18, 2012

Adopted to Continue, Unanimous Vote (13); Absent: CARDENAS, HUIZAR (2)

[12-0849](#)

CD 8

f. 2500 West Vernon Avenue.

(Lien: \$580.60)

**Adopted to Continue, Unanimous Vote (13); Absent: CARDENAS, HUIZAR (2)
(Item No. 3g-3j)**

CONTINUED TO OCTOBER 12, 2012

[12-0850](#)

CD 10

g. 5634 West Pico Boulevard. (Lien: \$1,021.84)

CONTINUED TO OCTOBER 12, 2012

[12-0851](#)

CD 10

h. 1439 South La Brea Avenue. (Lien: \$974.45)

CONTINUED TO OCTOBER 12, 2012

[12-0852](#)

CD 10

i. 1415 South La Brea Avenue. (Lien: \$429.30)

CONTINUED TO OCTOBER 12, 2012

[12-0853](#)

CD 10

j. 3814 West Washington Boulevard, Unit A. (Lien: \$2,461.47)

**Adopted, Ayes, (13); Absent: CARDENAS, HUIZAR (2)
(Item No. 3k-3l)**

ADOPTED

[12-0865](#)

CD 7

k. 11200 West Sunburst Street. (Lien: \$1,189.57)

ADOPTED

[12-0676](#)

CD 11

l. 635 East San Juan Avenue (Two Story Dwelling) (Lien: \$20,033.78)

(Continued from Council meeting of August 28, 2012)

ITEM NO. (4) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-1263](#)

CD 4

HEARING COMMENTS and RESOLUTION pursuant to the Tax and Equity and Fiscal Responsibility Act of 1982 relative to the issuance of \$8,000,000 related to Notre Dame High School located at 13645 Riverside Drive, Los Angeles, 91423.

Recommendations for Council action:

1. HOLD a public hearing as required by Section 147 (f) of the Internal Revenue Code of 1986 regarding the proposed issuance by the California Municipal Finance Authority of its revenue bonds in one or more series in an amount approximately \$8,000,000 to be used to finance/refinance the acquisition, construction, improvement, renovation, equipping, and/or certain other matters related to the to Notre Dame High School located at 13645 Riverside Drive, Los Angeles, 91423, Council District Four.
2. ADOPT the accompanying RESOLUTION approving the incurrence of a tax-exempt loan or loans by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$8,000,000 for the purpose of financing and/or refinancing the acquisition, construction, improvement, renovation, furnishing and equipping of educational facilities and certain other matters relating thereto.

(Scheduled pursuant to Council action of August 17, 2012)

ITEM NO. (5) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-1315](#)

CD 11

HEARING COMMENTS and RESOLUTION pursuant to the Tax and Equity and Fiscal Responsibility Act of 1982 relative to the issuance of \$25,000,000 in tax exempt loans regarding the Windward School located at 11350 Palms Boulevard and 3485 Sawtelle Boulevard, and 3499 Sawtelle Boulevard, Los Angeles, 90066, Council District 11.

Recommendations for Council action:

1. HOLD a public hearing as required by Section 147 (f) of the Internal Revenue Code of 1986 regarding the proposed issuance by the California Municipal Finance Authority of its revenue bonds in one or more series in an amount approximately \$25,000,000 to be used to finance/refinance the acquisition, construction, improvement, renovation, equipping, and/or certain other matters related to the Windward High School located at 11350 Palms Boulevard and 3485 Sawtelle Boulevard, and 3499 Sawtelle Boulevard, Los Angeles, 90066, Council District 11.

2. ADOPT the accompanying RESOLUTION approving the incurrence of a tax-exempt loan or loans by the California Municipal Finance Authority in an aggregate principal amount not to exceed \$25,000,000 for the purpose of financing and/or refinancing the acquisition, construction, improvement, renovation, furnishing and equipping of educational facilities and certain other matters relating thereto.

(Scheduled pursuant to Council action of August 29, 2012)

Items for Which Public Hearings Have Been Held - Items 6-22

ITEM NO. (6) - ADOPTED - FORTHWITH

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-1291](#)

TRANSPORTATION COMMITTEE REPORT relative to the appointment of Mr. Bryan Kang to the Board of Transportation Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Bryan Kang to the Board of Transportation Commissioners for the term ending June 30, 2017, to fill the vacancy created by the expiration of the term served by Mr. Dana Perlman, is APPROVED and CONFIRMED. Mr. Kang resides in Council District Four. (New commission gender composition: M = 5; F = 2)

Background Check Review: Pending.

Ethics Commission Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 28, 2012

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 28, 2012)

ITEM NO. (7) - CONTINUED TO OCTOBER 30, 2012

Adopted to Continue, Unanimous Vote, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-0132](#)

CD 3

CONTINUED CONSIDERATION OF ORDINANCE SECOND CONSIDERATION, approved by the Los Angeles South Valley Area Planning Commission, effecting a zone change from R1-1 to (T)(Q)R3-1 for the proposed construction of a six-unit multiple residential building, two-story over garage, with a maximum 35 feet in height, having a floor area of 9,600 square feet, and 12 parking spaces to be provided on an approximate 7,499 square foot parcel of land for property at 7313 Milwood Avenue, subject to Conditions of Approval.

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

(Continued from Council meeting of July 27, 2012)

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)
(Item Nos. 8-21)

ITEM NO. (8) - ADOPTED

[12-1008](#)

ORDINANCE SECOND CONSIDERATION relative to an amendment of the Los Angeles Administrative Code, pertaining to payroll deductions for charitable organizations, to remove an obsolete reference to the former Social Service Department and replace it with the Board of Police Commissioners.

(Personnel and Animal Welfare Committee Report adopted September 4, 2012)

ITEM NO (9) - ADOPTED

[12-1229](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the escheatment of \$56,564.23 from the Parking Violations Trust Fund to the General Fund.

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

1. INSTRUCT the Los Angeles Department of Transportation and the City Treasurer to process the sum of \$56,564.23 from the Parking Violations Trust Fund No. 853.
2. TRANSFER all identified eligible monies to the City's General Fund.

Fiscal Impact Statement: None submitted by the Office of Finance. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[12-1310](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the exemption from the civil service provisions of the City Charter of one Street Services General Superintendent II position for the Bureau of Street Services (BSS).

Recommendation for Council action:

APPROVE the exemption of one Street Services General Superintendent II position for the BSS from the civil service provisions of the City Charter, pursuant to Charter Section 1001(b)(1).

Fiscal Impact Statement: None submitted by the Mayor. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 12, 2012

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 12, 2012)

ITEM NO. (11) - ADOPTED

[12-0600-S159](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to substitute and in-lieu position authorities needed to fulfill the intent of the Council action on the Fiscal Year (FY) 2012-13 Budget.

Recommendation for Council action:

NOTE and FILE the July 31, 2012 report from the City Administrative Officer relative to substitute and in-lieu position authorities needed to fulfill the intent of the Council action on the FY 2012-13 Budget.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (12) - ADOPTED

[10-0008](#)

PUBLIC SAFETY COMMITTEE REPORT and RESOLUTION relative to designating the City Administrative Officer (CAO) as the City's Authorized Agent to obtain federal and state disaster assistance for which the City is eligible.

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

APPROVE the accompanying Designation of Applicant's Agent RESOLUTION designating the CAO as the City's Authorized Agent to execute and deliver any, and all, additional certificates, agreements, and other documents as may be required of the City in connection with obtaining the federal and state disaster assistance for which the City is eligible.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[11-0635-S2](#)

PUBLIC SAFETY COMMITTEE REPORT relative to contracts for the development of the Arroyo Street Evacuation and Commodity Points of Distribution Plans for the City of Los Angeles.

Recommendation for Council action:

INSTRUCT the City Administrative Officer to report to Council with an analysis of the proposed contracts with the vendors selected to prepare the Arroyo Street Evaluation and Commodity Points of Distribution Plans.

Fiscal Impact Statement: The Emergency Management Department reports that this action does not impact the General Fund. The projects are grant funded and no match is required.

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[11-1941](#)

PUBLIC SAFETY COMMITTEE REPORT relative to transferring 2011 Federal Emergency Management Agency (FEMA) Urban Search and Rescue (USAR) Task Force Readiness Cooperative Agreement Grant funds.

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

1. TRANSFER up to \$345,000 from Fund No, 100/38, Account No. 1012 (Sworn Salaries) to Fund No, 335/38, Account No. 38011R, to support the necessary expense and purchase of equipment items that will be reimbursed by the 2011 FEMA USAR Task Force Readiness Cooperative Agreement Grant.
2. AUTHORIZE the Fire Chief, Los Angeles Fire Department (LAFD), or designee, to deposit the FEMA grant funds received under this cooperative agreement into Fund No. 335 (Fire Department Grants), Department No. 38.
3. TRANSFER FEMA grant funds, from Fund No. 335/38 to Fund No. 100/38, Account 1012 (Sworn Salaries), based on LAFD submissions to the City Administrative Officer (CAO) documenting actual costs incurred for this FEMA USAR no-match Cooperative Agreement Program through the end of the grant term of January 31, 2013.
4. TRANSFER the uncommitted balance of advanced funds as of February 1, 2013, from Fund No. 335/38, Appropriation Account No. 38011R to Fund No. 100/38, Account No. 1012 (Sworn Salaries) to meet payroll needs.
5. AUTHORIZE the LAFD to prepare Controller instructions for any necessary technical adjustments consistent with this action, subject to the approval of the CAO; and, REQUEST that the Controller implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance and use of the FEMA grant funds is consistent with City financial policies in that Federal grant funds will be used for one-time expenses to support the continued development and maintenance of the USAR Task Force.

Community Impact Statement: None submitted.

ITEM NO (15) - ADOPTED

[12-1037](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a donation of communication monitoring software for use by the Los Angeles Police Department's (LAPD) Major Crimes Division.

Recommendation for Council action:

AUTHORIZE the LAPD to accept the donation of communication monitoring software valued at \$23,925 from the Los Angeles Police Foundation for use by the LAPD's Major Crimes Division, Technical Support Unit, and THANK the donor for this generous gift.

Fiscal Impact Statement: None submitted by the LAPD. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

[10-1641](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Second Amendment to Contract No. DA-4250 with Ricoh Americas Corporation to extend the term for lease, purchase and maintenance of multifunctional printers and copiers for Los Angeles World Airports (LAWA).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Contract No. DA-4250 with Ricoh Americas Corporation.
3. CONCUR with the Board's action of August 6, 2012 by Resolution No. 24868 authorizing the Executive Director to execute the Second Amendment to Contract No. DA-4250 with Ricoh Americas Corporation to extend the term for lease, purchase and maintenance of multifunctional printers and copiers for LAWA.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Second Amendment between Ricoh Americas Corporation and the Department of Airports will have no impact on the General Fund. Approval of the term extension through the proposed amendment will save the Department of Airports \$160,000 by avoiding a cost of paying for unused months which it would have done if the term had been less than five years. This project complies with the Department of Airports adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 12, 2012

(LAST DAY FOR COUNCIL ACTION - SEPTEMBER 12, 2012)

ITEM NO. (17) - ADOPTED

12-1235

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Second Amendment to Contract No. DA-4497 with Anderson & Kreiger, LLP to extend the term for legal services concerning advisory and litigation counsel services for federal regulatory law and related matters affecting Los Angeles World Airports (LAWA).

Recommendations for Council action:

1. ADOPT the determination by the Board of Airport Commissioners (Board) that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in Article II, Section 2(f) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Second Amendment to Contract No. DA-4497 with Anderson & Kreiger, LLP.
3. CONCUR with the Board's action of May 7, 2012 by Resolution No. 24786 authorizing the Executive Director to execute the Second Amendment to Contract No. DA-4497 with Anderson & Kreiger, LLP to extend the term for legal services concerning advisory and litigation counsel services for federal regulatory law and related matters affecting LAWA.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Second Amendment will have no impact on the General Fund. Funding for Contract DA-4497 with Anderson & Kreiger, LLP is available in the FY2011-12 LAWA Operating Budget. Future funding will be requested as part of the annual budget process. The proposed Amendment compiles with the Department of Airports' adopted Financial Policies.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 8, 2012

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

ITEM NO. (18) - ADOPTED

[12-1311](#)

CATEGORICAL EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed Foreign-Trade Zone (FTZ) General Purpose Operating Agreement with Custom Air Warehouse, FTZ 202, Site 10E.

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 III, Class 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE the FTZ General Purpose Operating Agreement with Custom Air Warehouse, FTZ 202, Site 10E.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed FTZ Operator Agreement with Custom Air Warehouse (Custom Air) will have no impact on the City General Fund. Custom Air has paid the one-time application fee of \$5,000 and will pay an annual administrative fee of \$5,000 per year for the initial five-year term and three five-year renewal options, for a possible contract amount of up to a total of \$105,000 for the life of the contract. There will be no impact on the City General Fund. All Funds will be deposited in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 14, 2012

(LAST DAY FOR COUNCIL ACTION - OCTOBER 12, 2012)

ITEM NO. (19) - ADOPTED

[12-1313](#)

ADMINISTRATIVE EXEMPTION and TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to proposed First Amendment to Agreement No. 11-2995 with Parsons Brinckerhoff, Inc. (formerly PB Americas, Inc.) for construction management services for the Berth 200 Rail Yard project.

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 First Amendment to Agreement No. 11-2995 with Parsons Brinckerhoff, Inc. for construction management services for the Berth 200 Rail Yard project.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed First Amendment to the Harbor Department's (Port) Agreement with Parsons Brinckerhoff Inc., will include no additional request for compensation. The Port has spent only about \$70,000 of the compensation

amount of \$4,978,488 from the original Agreement due to a delay, which has been resolved, in reaching a contract with third parties for pipeline utility relocations for Berth 200 Rail Yard Project (Berth 200 Project). The proposed Amendment will extend the term of the contract from three to four years and allow for completion of the construction management services through the construction period and close-out phase through the 2015-16 fiscal year. The proposed construction amount for the Berth 200 Project is estimated at approximately \$110 million. There is no impact on the City General Fund and funding for the proposed Amendment has been included in the Harbor Revenue Fund.

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 15, 2012

(LAST DAY FOR COUNCIL ACTION - OCTOBER 12, 2012)

ITEM NO. (20) - ADOPTED

[09-1245-S3](#)

COMMUNICATION FROM THE CHAIR, PUBLIC SAFETY and PERSONNEL AND ANIMAL WELFARE COMMITTEES REPORT relative to activities undertaken regarding the recruitment and selection of the qualified police officer candidates for the period July through December, 2010.

Recommendation for Council action:

NOTE and FILE Personnel Department report to the Personnel and Animal Welfare and Public Safety Committees dated July 8, 2011 (attached to the Council file), relative to activities undertaken regarding the recruitment and selection of the qualified police officer candidates for the period July through December, 2010.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (21) - ADOPTED

[09-1245-S4](#)

PUBLIC SAFETY and PERSONNEL AND ANIMAL WELFARE COMMITTEES REPORT relative to activities undertaken regarding the recruitment and selection of the qualified police officer candidates for the period January through June, 2011.

Recommendation for Council action:

NOTE and FILE Personnel Department report to the Personnel and Animal Welfare and Public Safety Committees dated February 28, 2012 (attached to the Council file), relative to activities undertaken regarding the recruitment and selection of the qualified police officer candidates for the period January through June, 2011.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (22) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted as Amended, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[09-2645](#)

PUBLIC WORKS and PLANNING AND LAND USE MANAGEMENT COMMITTEES REPORTS relative to the developments regarding the regulation of the placement of cell towers and related equipment.

A. PUBLIC WORKS COMMITTEE REPORT

Recommendation for Council action:

REQUEST the City Attorney to prepare and present an Ordinance amending the Los Angeles Municipal Code to establish new regulations for the placement of cell towers and related equipment with criteria similar to the suggestions presented in the City Attorney Report dated June 7, 2011 with the addition of providing a timing component on Above Ground Facilities Specifications and Procedures permits; and to work in coordination with the Department of Water and Power, the Planning Department, the Council Offices, and other affected parties in drafting the language.

B. PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT

Recommendations for Council action:

1. CONCUR with the Public Works Committee action of May 9, 2012.
2. REQUEST the City Attorney to prepare and present an Ordinance with recommended changes and observations made by the Planning and Land Use Management Committee on June 5, 2012.

Fiscal Impact Statement: None submitted by the City Attorney. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: Yes.

General Comments: Studio City Neighborhood Council

For Proposal: Northwest San Pedro Neighborhood Council
Northridge West Neighborhood Council
Granada Hills North Neighborhood Council
Granada Hills South Neighborhood Council
Pico Neighborhood Council
Central Hollywood Neighborhood Council
Studio City Neighborhood Council
Hollywood United Neighborhood Council

Sherman Oaks Neighborhood Council
South Robertson Neighborhood Council
Westside Neighborhood Council
Venice Neighborhood Council
Mar Vista Community Council
Bel Air-Beverly Crest Neighborhood Council
Hollywood Hills West Neighborhood Council
North Hills West Neighborhood Council
Mid City West Community Council

ADOPTED

AMENDING MOTION (ROSENDAHL - BUSCAINO - REYES - GARCETTI)

Recommendations for Council action:

1. **REMOVE** the Above Ground Facility (AGF) exemption for utility poles.
2. **EXPAND** the AGF Specifications and Procedures (AGFSP) notification requirements to 250 linear feet in either direction of the subject property and require property owners to be notified by registered mail, and for tenants to also be notified by a method selected by the applicant.
3. **ENHANCE** existing aesthetic criteria in the GFSP to be consistent with the County of San Diego and City of Palos Verdes Estates decisions.
4. **MANDATE** certification that antennas installed operate within FCC requirements.
5. **REQUIRE** the applicant to provide proof of gap-in-coverage as to reasons why a cell tower installation is necessary.

Items for Which Public Hearings Have Not Been Held - Items 23-30

(10 Votes Required for Consideration)

ITEM NO. (23) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-1190](#)

COMMUNICATION FROM MEMBER, TRADE, COMMERCE, AND TOURISM COMMITTEE relative to the reappointment of Mr. Doug Krause to the Board of Harbor Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's reappointment of Mr. Doug Krause to the Board of Harbor Commissioners for the term ending June 30, 2017 is APPROVED and CONFIRMED. Mr. Krause currently resides in Council District 11. (Current Commission gender composition: M = 3; F = 2)

Background Check Review: Complete.

Ethics Commission Review: Complete.

Community Impact Statement: None submitted.

TIME LIMIT FILE - SEPTEMBER 21, 2012

LAST DAY FOR COUNCIL ACTION - SEPTEMBER 21, 2012

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

Adopted as Amended, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-1266](#)

COMMUNICATION FROM THE DEPARTMENT OF GENERAL SERVICES (GSD) and ORDINANCE FIRST CONSIDERATION relative to a proposal to sell surplus City-owned properties, located at various locations, at public auction.

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

1. DETERMINE that the real properties, as detailed in the GSD report dated August 6, 2012 and as amended by Motion (Buscaino - Englander), are no longer required for the use of the City and that the public interest or necessity require their sale.
2. PRESENT and ADOPT the accompanying ORDINANCE and Notice of Sale (attached to the GSD report dated August 6, 2012) establishing the proposed minimum bids as set forth in said Ordinance and Notice of Sale.
3. REQUEST the City Attorney to prepare and present an Ordinance and Notice of Sale establishing the proposed minimum bids, as amended by Motion (Buscaino - Englander).
4. INSTRUCT the GSD, Asset Management Division, to complete the transaction as outlined in the Ordinance and Notice of Sale and deposit the net proceeds of the sale into the appropriate account(s) as provided by law.

Fiscal Impact Statement: The GSD reports that the sale of the properties will generate one-time gross revenue to the City of approximately \$9,408,000 based on the minimum bid set for each parcel, prior to the payment of the costs of sale. The net proceeds will be deposited in the appropriate accounts as provided by law. The sale will eliminate the need for continued maintenance of the properties. In addition, it will return the properties to the County tax rolls and will generate annual revenues from the payment of property taxes.

Community Impact Statement: None submitted.

(Scheduled pursuant to Council action of August 29, 2012)

ADOPTED

AMENDING MOTION (BUSCAINO - ENGLANDER)

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

1. **DETERMINE** that the real properties, as detailed in the General Services Department (GSD) report dated August 6, 2012 and as amended by Motion (Buscaino - Englander), are no longer required for the use of the City and that the public interest or necessity require their sale.
2. **PRESENT** and **ADOPT** the accompanying **ORDINANCE** and Notice of Sale (attached to the GSD report dated August 6, 2012) establishing the proposed minimum bids as set forth in said Ordinance and Notice of Sale.
3. **REQUEST** the City Attorney to prepare and present an Ordinance and Notice of Sale establishing the proposed minimum bids, as amended by Motion (Buscaino - Englander).
4. **INSTRUCT** the GSD, Asset Management Division, to complete the transaction as outlined in the Ordinance and Notice of Sale and deposit the net proceeds of the sale into the appropriate account(s) as provided by law.

ADOPTED

AMENDING MOTION (BUSCAINO - WESSON)

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

AMEND the Ordinance to include Exhibit A, attached to Council file No. 12-1266 (Item No. 24, Council file No. 12-1266).

ITEM NO. (25) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[10-1935](#)

COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to the Los Angeles Housing Department's (LAHD) debt collection process and the feasibility of using liens and other methods as additional means collecting on delinquent accounts.

Recommendations for Council action:

1. **NOTE** and **FILE** the June 13, 2012 LAHD report relative to the LAHD's debt collection process and the feasibility of using liens and other methods as additional means collecting on delinquent accounts.
3. **INSTRUCT** the City Administrative Officer to prepare a fiscal impact statement on the fiscal impacts on personnel expenditures as a result of implementing a debt collection program.

Fiscal Impact Statement: None submitted by the LAHD. Neither the City Administrative Officer nor the Chief Legislative Analyst has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (26) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-0411](#)

COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to the City's purchasing card program in connection with the City's commodity purchasing.

Recommendation for Council action:

NOTE and FILE the July 5, 2012 City Controller report relative to the City's purchasing card program in connection with the City's commodity purchasing.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (27) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted as Amended, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[12-0637-S1](#)

COMMUNICATION FROM CHAIR, AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE relative to delinquent accounts for write-off (Board of Review Report Nos. 012512 and 042512).

Recommendations for Council action:

1. NOTE and FILE the Motion (Zine - Krekorian) and attached Board of Review Report Nos. 012512 and 042512 relative to delinquent accounts for write-off.
2. INSTRUCT the City Administrative Officer (CAO) and REQUEST the City Attorney to prepare and present an Ordinance to amend the Los Angeles Administrative Code (LAAC) and/or Los Angeles Municipal Code (LAMC) to update the membership of the Board of Review that would include the CAO, but no more than three members on the Board of Review.
3. INSTRUCT the CAO and the Office of Finance to review and update the protocols of the Board of Review when considering writing off City debt.
4. INSTRUCT the CAO, with the assistance of the Mayor, City Attorney, Office of Finance, and the Information Technology Agency, to report back in 45 days with a proposal that would re-align the City's debt collection function and provide recommendations for best practices in collecting City owed debt under such a realignment.

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

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ALARCON - ROSENDAHL)

Recommendation for Council action:

AMEND Recommendation No. 2 of the Communication from the Chair, Audits and Governmental Efficiency Committee to include a request that the City Attorney clarify that the Board of Review refers to the Collections Board of Review and not the Tax Board of Review (Item No. 27, Council file No. 12-0637-S1).

ITEM NO. (28) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[13-1100](#)

COMMUNICATION FROM THE CITY CLERK AND RESOLUTION relative to consolidating a portion of the Primary Nominating Election to be held March 5, 2013 with the Municipal Elections of 15 other cities to be held on the same date.

Recommendation for Council action:

ADOPT the accompanying RESOLUTION that the 15 Los Angeles area cities identified in Exhibit I of the City Clerk report, attached to the Council file, agree to consolidate a portion of the City of Los Angeles Primary Nominating Election to be held on Tuesday, March 5, 2013 with the Municipal Elections of those cities to be held on the same date.

Fiscal Impact Statement: The City Clerk reports that adoption of the proposed Resolution will have no adverse impact on the General Fund, as the funds required to conduct the 2013 municipal elections are already included in the City Clerk's operating budget.

Community Impact Statement: None submitted.

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

ITEM NO. (29) - CONTINUED TO SEPTEMBER 18, 2012

Adopted to Continue, Unanimous Vote (13); Absent: CARDENAS, HUIZAR (2)

[12-1366](#)

CD 14

CONSIDERATION OF MOTION (HUIZAR - KORETZ - BUSCAINO) relative to naming the intersection at Fifth and Flower Streets as "Ray Bradbury Square."

Recommendations for Council action:

1. DECLARE that the intersection at Fifth Street and Flower Street, be named as "Ray Bradbury Square."
2. DIRECT the Los Angeles Department of Transportation and the Department of Public Works to erect permanent ceremonial sign(s) to this effect at this location.

Community Impact Statement: None Submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (30) - ADOPTED

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[11-0023-S12](#)

RESOLUTION (PERRY - LABONGE) relative to reducing from 24 days to 10 days, the public hearing notice period of the Development Agreement for the Convention and Event Center Project in Downtown Los Angeles.

Recommendations for Council action:

1. RESOLVE to hereby make a finding of a public benefit, as further detailed in the text of this Resolution and hereby make an exception to the City's Development Agreement Procedures (Council file 85-2313-S3) and reduces from 24 days to 10 day, the public hearing notice period for Council's consideration of the Development Agreement for the Convention and Event Center Project in Downtown Los Angeles.
2. INSTRUCT the City Clerk to issue notice(s) and schedule for Council consideration the matters identified above consistent with the above action.

Item for Which Public Hearing Has Not Been Held - Item 31

(10 Votes Required for Consideration)

ITEM NO. (31) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (13); Absent: CARDENAS, HUIZAR (2)

[11-1220-S1](#)

CONSIDERATION OF RESOLUTION (CARDENAS - ENGLANDER) relative to authorizing the Los Angeles Development Fund (LADF) to apply for a \$100 million allocation of New Market Tax Credits (NMTC).

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

ADOPT the accompanying RESOLUTION that:

1. Certifies the City of Los Angeles is the Controlling Entity of the LADF and the City supports the LADF's 2012 application for NMTC.
2. Authorizes the City Clerk to sign the application on behalf of the Controlling Entity.

Community Impact Statement: None submitted.

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

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

[12-1430](#)

MOTION (PERRY - PARKS) relative to City services for the Academy of Television Arts & Sciences to hold the 64th Primetime Emmy Awards at the Nokia Theater.

[12-1432](#)

MOTION (LABONGE - GARCETTI) relative to Fiscal Year 2011-12 Greater Wilshire Neighborhood Council funds.

[12-1429](#)

MOTION (PERRY - PARKS) relative to installing street banners announcing the ACN, Inc's International Training Event at the Los Angeles Convention Center from June 21-23, 2013.

[12-1428](#)

MOTION (PERRY - PARKS) relative to installing street banners announcing the inaugural BET Music Experience weekend at the L.A. LIVE entertainment district, Downtown Los Angeles from June 28-30, 2013.

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

[12-1431](#)

RESOLUTION (GARCETTI - REYES) relative to declaring September 23, 2012 as Central American Independence Day in the City of Los Angeles.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004-S2](#) - Purple Heart City Los Angeles

(LaBonge - Rosendahl)

Motion Picture Editors Guild 75th Anniversary

(LaBonge - Garcetti)

Derald E. Brackmann, MD

(Garcetti - LaBonge)

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

[12-0003-S2](#) - Rey Dominguez

(Garcetti - All Councilmembers)

Louise Emerson Brooks

(Koretz - All Councilmembers)

Roz Teller

(Krekorian - Garcetti - Koretz - All Councilmembers)

Leslie James Bernard

(Parks - Perry)

James Albert Feiga

(Perry - Parks)

Sabin Nassif

(Zine - All Councilmembers)

Joe South

(LaBonge - All Councilmembers)

Alarcón, Buscaino, Englander, Garcetti, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine and President Wesson (13); Absent: Cárdenas and Huizar (2)

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL