

Los Angeles City Council, **Journal/Council Proceedings**
Friday, **October 12, 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, Garcetti, Koretz, Krekorian, LaBonge, Parks, Reyes, Zine and President Wesson (10); Absent: Cárdenas, Englander, Huizar, Perry and Rosendahl (5)

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
OCTOBER 9, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 13

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

Item Noticed for Public Hearing - Item 1

ITEM NO. (1) - CONTINUED TO NOVEMBER 13, 2012

Adopted to Continue, Unanimous Vote (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[12-0848](#)

et al.

CONTINUED CONSIDERATION OF 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:

[12-0848](#)

CD 10

a. 5650 West Pico Boulevard, Unit B.

(Lien: \$1,084.30)

[12-0850](#)

CD 10

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

[12-0851](#)

CD 10

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

[12-0852](#)

CD 10

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

[12-0853](#)

CD 10

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

(Continued from Council meeting of September 11, 2012)

Items for Which Public Hearings Have Been Held - Items 2-4

ITEM NO. (2) - CONTINUED TO OCTOBER 19, 2012

Adopted to Continue, Unanimous Vote (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[12-1508](#)

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to authorization for the use of \$52,000 from the Animal Welfare Trust Fund to pay for the preparation, circulation, and finalization of California Environmental Quality Act (CEQA) documentation in support of a proposed Cat Program.

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

1. APPROVE the request from the Department of Animal Services (ASD) General Manager to authorize the use of \$52,000 from the Animal Welfare Trust Fund to pay for the preparation, circulation, and finalization of CEQA documentation in support of a proposed Cat Program.
2. AUTHORIZE the ASD to prepare a General Accounting Encumbrance Interdepartmental Form to Fund 682, Department 50 (Bureau of Engineering).

Fiscal Impact Statement: The ASD reports that the use of the Animal Welfare Trust Fund has no impact on the General Fund. Funding for the environmental clearance is coming from outside organizations, and the \$52,000 in donations is dedicated for this purpose only.

Community Impact Statement: None submitted.

ITEM NO. (3) - ADOPTED - FORTHWITH - SEE FOLLOWING

Adopted, Ayes (12); Absent: CARDENAS, PERRY, ROSENDAHL (3)

[11-1625](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER relative to the Los Angeles Police Department's (LAPD's) 2013 fees for Special Services and Police Permits.

(Public Safety 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 lacouncilfile.com for background documents.)

ADOPTED

PUBLIC SAFETY COMMITTEE REPORT relative to the LAPD's 2013 fees for Special Services and Police Permits.

Recommendations for Council action:

- 1. REQUEST the City Attorney to draft the appropriate ordinance(s) to effectuate the recommended fees for Special Services and Police Permits contained in the LAPD's report to the Board of Police Commissioners dated June 7, 2012.**
- 2. INSTRUCT the Police Department to identify additional businesses and activities which generate significant enforcement activities and report on the feasibility of permitting those businesses.**

Fiscal Impact Statement: The City Administrative Officer reports the proposed Special Services and Police Permits fees are estimated to generate an additional \$383,000 per year in revenues for the City, which is an increase from what is included in the 2012-13 Adopted Budget. The above recommendations comply with City financial policies inasmuch as the proposed fees are fair and recover the full cost of providing such services.

Community Impact Statement: None submitted.

ITEM NO. (4) - ADOPTED - FORTHWITH - SEE FOLLOWING

Adopted, Ayes (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[12-1525](#)

CD 12

MOTION (ENGLANDER - KORETZ) instructing the Los Angeles Department of Transportation (LADOT) to temporarily remove the bike lane on the east side of Mason Avenue from Sesnon Boulevard to Corbin Avenue for a period not to exceed six months.

(Transportation 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 lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM VICE-CHAIR, TRANSPORTATION COMMITTEE relative to removing the bicycle lane on the east side of Mason Avenue from Sesnon Boulevard to Calabria Way for a period not to exceed six months.

Recommendation for Council action, as initiated by Motion (Englander - Koretz):

DIRECT the LADOT to:

1. Temporarily remove the bicycle lane on the east side of Mason Avenue from Sesnon Boulevard to Calabria Way for a period not to exceed six months.
2. Post appropriate "bicycle" and/or "Share the Road" signs during the period that the bicycle lane is not in place along this portion of Mason Avenue.
3. Report to the Transportation Committee in 60 days with recommendations for:
 - a. Ensuring that the parking needs at newly constructed school sites are met, and not in conflict with existing area parking restrictions and bicycle paths.
 - b. Fully recovering the costs incurred by the City of Los Angeles associated with the removal and re-installation of the bicycle lane along the segment of Mason Avenue describe above, and for related striping and signage modifications.

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

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 5-14

(10 Votes Required for Consideration)

ITEM NO. (5) - ADOPTED

Adopted, Ayes (12); Absent: CARDENAS, PERRY, ROSENDAHL (3)

[12-1233](#)

CD 1

COMMUNICATIONS FROM THE CITY ATTORNEY and GENERAL MANAGER, LOS ANGELES HOUSING DEPARTMENT (LAHD), and ORDINANCE FIRST CONSIDERATION relative to approval of various actions for the disposition of City-owned property located at 3211 - 3213 1/2 Altura Walk and 2516 Eastlake Avenue, Los Angeles.

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

1. AUTHORIZE the General Manager, LAHD, or designee to:

- a. Execute the attached purchase and sales agreement with East LA Community Corporation for the Property.
 - b. Execute all other ancillary documents required to effectuate the sale of the Property.
 - c. Negotiate and execute an acquisition and rehabilitation loan agreement to finance the purchase and repair of the subject property for a total amount not to exceed \$932,850, consisting of \$365,000 in an LAHD seller-financed loan for site acquisition and \$567,850 LAHD loan for property rehabilitation. Source of funding for the rehabilitation loan will be HOME Funds (No. 561), Affordable Housing Trust Fund (AHTF) Account J212.
2. PRESENT and ADOPT the accompanying ORDINANCE effectuating the sale of the Property.
 3. AUTHORIZE the General Manager, LAHD, or designee, to prepare Controller's instructions and any necessary technical adjustment(s), consistent with Mayor and Council actions, subject to the approval of the City Administrative Officer, and AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The LAHD reports that there is no fiscal impact on the General Fund.

Community Impact Statement: None submitted.

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

ITEM NO. (6) - ADOPTED

Adopted, Ayes (11); Absent: CARDENAS, PERRY, ROSENDAHL, ZINE (4)

[12-1548](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) relative to a Re-Entry Cooperation Agreement between the City and the Community Redevelopment Agency of Los Angeles, a Designated Local Authority.

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

1. APPROVE the attached Agreement to re-enter into a Cooperation Agreement between the Community Redevelopment Agency of Los Angeles, A Designated Local Authority (CRA/DLA) and the Department of Public Works, Bureau of Contract Administration (BCA) for services related to labor compliance requirements.
2. AUTHORIZE the Director of the Department of Public Works, Bureau of Contract Administration, or designee, to execute the Agreement (attached to the CAO report dated September 27, 2012, contained in Council File 12-1548) to re-enter into a Cooperation Agreement between the CRA/DLA and the BCA for the provision of services related to labor compliance requirements under the Cooperation Agreement first executed on February 20, 2008, with a revised term ending on February 14, 2013, and options to renew for two additional one-year periods.

3. AUTHORIZE the CAO to prepare Controller instructions and/or make any technical adjustments that may be required consistent with the aforementioned recommendations and request the Controller to implement said instructions.

Fiscal Impact Statement: The CAO reports that approval of the recommendations will enable the CRA/DLA to remit payment of \$366,697 to the BCA and to continue the services for reimbursement provided by BCA. There is no impact to the General Fund.

Community Impact Statement: None submitted.

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

ITEM NO. (7) - ADOPTED

Adopted, Ayes (11); Absent: CARDENAS, PERRY, ROSENDAHL, ZINE (4)

[11-0550](#)

CD 13

COMMUNICATION FROM THE CITY CLERK relative to Fiscal Year (FY) 2012 Annual Planning Report for the Hollywood Entertainment District Business Improvement District (BID).

Recommendations for Council action:

1. FIND that the attached Annual Planning Report for the Hollywood Entertainment District BID's 2012 FY complies with the requirements of the State Law.
2. ADOPT the attached Annual Planning Report for the Hollywood Entertainment District BID's 2012 FY, pursuant to the State Law.

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

Community Impact Statement: None submitted.

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

ITEM NO. (8) - ADOPTED

Adopted, Ayes (11); Absent: CARDENAS, PERRY, ROSENDAHL, ZINE (4)

[11-1301](#)

CD 1

COMMUNICATION FROM THE CITY CLERK relative to Fiscal Year 2012 (FY) Annual Planning Report for the Lincoln Heights Business and Community Benefit District's 2012 FY Property-Based Business Improvement District (PBID).

Recommendations for Council action:

1. FIND that the attached Annual Planning Report for the Lincoln Heights Business and Community Benefit District's 2012 FY complies with the requirements of the Landscaping, Security, Programming and Maintenance PBID Ordinance.
2. ADOPT the attached Annual Planning Report for the Lincoln Heights Business and Community Benefit District's 2012 FY, pursuant to the Landscaping, Security, Programming and Maintenance PBID Ordinance.

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

Community Impact Statement: None submitted.

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

ITEM NO. (9) - ADOPTED

Adopted, Ayes (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[12-0716](#)

CD 4

COMMUNICATION FROM THE CITY CLERK relative to Fiscal Year (FY) 2012 Annual Planning Report for the Larchmont Village Business Improvement District (BID).

Recommendations for Council action:

1. FIND that the attached Annual Planning Report for the Larchmont Village BID's 2012 FY complies with the requirements of the State Law.
2. ADOPT the attached Annual Planning Report for the Larchmont Village BID's 2012 FY, pursuant to the State Law.

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

Community Impact Statement: None submitted.

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

ITEM NO. (10) - ADOPTED

Adopted, Ayes (11); Absent: CARDENAS, PERRY, ROSENDAHL, ZINE (4)

[12-0963](#)

CDs 4, 5 & 13

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

Recommendations for Council action:

1. FIND that the attached Annual Planning Report for the Hollywood Media BID's 2012 FY complies with the requirements of the State Law.
2. FIND that the adjustments in the 2012 budget concur with the intentions of the Hollywood Media BID's Management District Plan and does not adversely impact the benefits received by assessed property owners.
3. ADOPT the attached Annual Planning Report for the Hollywood Media BID's 2012 FY, pursuant to the State Law.

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

Community Impact Statement: None submitted.

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

ITEM NO. (11) - ADOPTED

Adopted, Ayes (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[11-1198](#)

COMMUNICATION FROM THE LOS ANGELES HOUSING DEPARTMENT (LAHD) relative to authorization to establish an account and expend Homebuyer Assistance Grant funds awarded from the State of California, Department of Housing and Community Development CALHOME program in the amount of \$1.5 million.

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

1. AUTHORIZE the General Manager, LAHD, or designee to:
 - a. Receive and deposit CalHome Program VIII grant fund advances and reimbursements into LAHD's existing CalHome Trust Fund account up to the entire grant award amount of \$1.5 million.

- b. Receive interest earned and CalHome VIII Program repayments of principal and interest from low-income home buyers in accordance with federal and state guidelines and all local rules and ordinances of the City of Los Angeles. Appropriate the interest and program income to the previously established CalHome Fund 46X, 43E721 CalHome Reuse Acct-Program Income account. The CalHome Program requires one Reuse account be established for all CalHome Program grants to receive interest accrued, loan repayments and other program income.

2. AUTHORIZE the Controller to:

- a. Establish a new CalHome Trust Fund account; and, appropriate funds within this account (CalHome Trust Fund 46X, Department 43) for Fiscal Year 2012-13 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
43J913	Cal Home VIII Mortgage Assistance - Advances & Reimbursements	\$1,500,000

- b. Expend funds from CalHome Trust Fund 46X, Department 43, Account 43J913 CalHome VIII Mortgage Assistance - Advances & Reimbursements not to exceed \$1,500,000 upon proper written demand by the General Manager, LAHD, or designee for soft-second loans to low-income homebuyers in accordance with applicable State and Federal guidelines and all local rules and ordinances of the City of Los Angeles.

- 3. AUTHORIZE the General Manager, LAHD, or designee, subject to approval by the City Administrative Officer (CAO), to prepare Controller instructions and to make any necessary technical adjustments consistent with the Mayor and Council actions, and/or in matters related to all receipts, and appropriation of funds received from interest earned, repayment from borrowers, and reimbursements to other funds for the CalHome Program, and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that there will be no fiscal impact on the General Fund.

Community Impact Statement: None submitted.

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

**Adopted, Ayes (11); Absent: CARDENAS, PERRY, ROSENDAHL, ZINE (4)
(Items Nos. 12a-12c)**

ITEM NO. (12) - ADOPTED

[12-0005-S524](#)

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 October 5, 2012:

[12-0005-S524](#)

CD 13

- a. Property at 201 North Robinson Street (Case No. 303391).
Assessor I.D. No. 5156-003-016

[12-0005-S525](#)

CD 13

- b. Property at 201 North Robinson Street (Case No. 361309).
Assessor I.D. No. 5156-003-016

[12-0005-S526](#)

CD 15

- c. Property at 11634 South Vermont Avenue (Case No. 336865).
Assessor I.D. No. 6088-010-043

ITEM NO. (13) - REFERRED TO AUDITS & GOVERNMENTAL EFFICIENCY COMMITTEE

Adopted to Refer, Unanimous Vote (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[12-1003](#)

CONSIDERATION OF MOTION (ZINE - KREKORIAN) relative to the results of a Request for Information (RFI) issued by the Information Technology Agency (ITA) and the General Services Department (GSD) to examine the benefits of procuring multi-functional printers and managed print services.

Recommendation for Council action:

INSTRUCT the ITA and the GSD to report the results of their RFI for multi-functional printers and managed print services to the Audits and Governmental Efficiency Committee.

Community Impact Statement: None submitted.

(Information Technology and General Services Committee waived consideration of the above matter)

ITEM NO. (14) - MAP AND BOND APPROVED - CITY ENGINEER REPORT ADOPTED

Adopted, Ayes (11); Absent: CARDENAS, PERRY, ROSENDAHL, ZINE (4)

[12-1577](#)

CD 12

PARCEL MAP L.A. NO. 2009-1464 for property located at 10328 North De Soto Avenue lying northerly of Devonshire Street.
(Approve Subdivision Improvement Agreement and Contract with attached security documents)
(ADOPT City Engineer Report)
(ADOPT Bond No. C-120665)
(Quimby Fee: \$2,008)
Applicants: Rodolfo Godinez
QES, Inc.

Item for Which Public Hearing Has Been Held - Item 15

ITEM NO. (15) - CONTINUED TO NOVEMBER 9, 2012

Adopted to Continue, Unanimous Vote (10); Absent: CARDENAS, ENGLANDER, HUIZAR, PERRY, ROSENDAHL (5)

[12-1183](#)

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 8326 North Winnetka Avenue.

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 (CEQA); 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. 12-1183 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 2011-2637-MND] filed on February 17, 2012.
2. ADOPT the FINDINGS of the North Valley Area Planning Commission (NVAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the NVAPC, effecting a zone change from (Q)C2-1L to [Q]C2-1L over the entire site, to eliminate existing (Q) condition numbers one and five and modify condition numbers two and four of Ordinance No. 152167 for the continued use and maintenance of a 3,422 square-foot restaurant and lounge, for property at 8326 North Winnetka Avenue, subject to modified Conditions of Approval attached to the Council file.

Applicant: Steve and Amanda Manukian
Representative: Lee Ambers, California Property Consultants

APCNV-2011-2636-ZC-CUB

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.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - OCTOBER 31, 2012

(LAST DAY FOR COUNCIL ACTION - OCTOBER 31, 2012)

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

[11-0086](#)

MOTION (WESSON - KREKORIAN) relative to amending Council actions of March 8, 2011 and May 11, 2011 regarding the Cooperation Agreement, Community Redevelopment Agency (CRA), Funded Capital Improvement, Public Improvement, and Affordable Housing Projects.

[11-1701](#)

MOTION (KORETZ for ROSENDAHL - LABONGE) relative to amending Council action of October 9, 2012 regarding the status of the Street and Transportation Projects Oversight Committee.

[12-1623](#)

MOTION (BUSCAINO - GARCETTI) relative to funding for additional support of local neighborhood programs services and needs in Council District 15.

[12-0010-S11](#)

MOTION (BUSCAINO - ENGLANDER) relative to reinstating the reward offer in the death of Amado Lozano for an additional six months.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[12-0004-S3](#) - Chris Paul "CP3" (Garcetti - Englander - All Councilmembers)
Senior Lead Officer Phillip Lee Enbody (Rosendahl - Buscaino - All Councilmembers)
Monica Palacios (Krekorian for Rosendahl - Parks)

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

[12-0003-S3](#) - Tony Perkov (Buscaino - All Councilmembers)
John Greenwood (Buscaino - All Councilmembers)
Ging Fong Louie Low (Reyes - All Councilmembers)
Bishop Bennie Roberts Benbow (Parks - Perry)
Steve Crawford (Parks - Perry)

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By
Council Clerk PRESIDENT OF THE CITY COUNCIL

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Regular meeting recessed at 11:36 p.m.
Special meeting convened at 11:36 p.m.
Special meeting adjourned at 11:39 p.m.
Regular meeting convened at 11:39 p.m.