

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **January 16, 2013**
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, Englander, Garcetti, Huizar, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (10); Absent: Buscaino, Koretz, Krekorian and Rosendahl (4); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 11, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS

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 1-7

Adopted, Ayes (13); Absent: HUIZAR (1)
(Item Nos. 1-4)

ITEM NO. (1) - PUBLIC HEARING HELD - ADOPTED

[12-1703](#)
CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS against the proposed improvement and maintenance of the Redbank Street and Webb Avenue Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 7, 2012 - Continue hearing and present Ordinance on January 30, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Continued from Council meeting of January 9, 2013)

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

[12-1704](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS against the proposed improvement and maintenance of the Rincon Avenue and Pendleton Street, Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 7, 2012 - Continue hearing and present Ordinance on January 30, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Continued from Council meeting of January 9, 2013)

ITEM NO. (3) - PUBLIC HEARING HELD - ADOPTED

[12-1705](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS against the proposed improvement and maintenance of the Neenach Street and Amboy Avenue Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 7, 2012 - Continue hearing and present Ordinance on January 30, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Continued from Council meeting of January 9, 2013)

ITEM NO. (4) - PUBLIC HEARING HELD - ADOPTED

[12-1706](#)

CD 6

CONTINUED CONSIDERATION OF HEARING PROTESTS against the proposed improvement and maintenance of the Rialto Street and Amboy Avenue Street Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on November 7, 2012 - Continue hearing and present Ordinance on January 30, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Continued from Council meeting of January 9, 2013)

**Adopted, Ayes (10); Absent: BUSCAINO, KORETZ, KREKORIAN, ROSENDAHL (4)
(Item Nos. 5-6)**

ITEM NO. (5) - PUBLIC HEARING HELD - ADOPTED

[12-1619](#)
CD 7

CONTINUED CONSIDERATION OF HEARING PROTESTS against the proposed improvement and maintenance of the Kelowna Street and Laurel Canyon Boulevard Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Kelowna Street and Laurel Canyon Boulevard Street Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on October 31, 2012 - Continue hearing and present Ordinance on January 30, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

(Continued from Council meeting of January 9, 2013)

ITEM NO. (6) - PUBLIC HEARING CLOSED - LIEN CONFIRMED

[13-0014](#)

HEARING PROTESTS relative to Office of Finance reports requesting approval to record a lien against the taxpayer for unpaid taxes.

Recommendation for Council action:

APPROVE and AUTHORIZE the Office of Finance to record a lien for unpaid taxes in the amount stated below, pursuant to Los Angeles Municipal Code Section 21.15(o) for the following:

PAC Construction Services Inc. (Lien: \$17,677.75)

ITEM NO. (7) - MOTION ADOPTED TO GRANT APPLICATION

Adopted, Ayes (12); Absent: BUSCAINO, KREKORIAN (2)

[12-1855](#)

CD 12

HEARING COMMENTS relative to application for determination of “Public Convenience or Necessity” for alcohol sales for off-site consumption at Corbin Shell gas service station and convenience market.

1. DETERMINE that the issuance of a liquor license at Corbin Shell gas service station and convenience market located at 8900 Corbin Avenue, Northridge, 91324, will serve the “Public Convenience or Necessity” and will not tend to create a law enforcement problem.
2. GRANT the Application for Determination of “Public Convenience or Necessity” for the sale of alcoholic beverages for off-site consumption at 8900 Corbin Avenue.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control (ABC) as the required findings under Business and Professions Code Section 23958.4.

Application filed by: Polina Olshansky (Michael Pauls Associates, Representative)

TIME LIMIT FILE - FEBRUARY 26, 2013

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 26, 2013)

Items for Which Public Hearings Have Been Held - Items 8-20

ITEM NO. (8) - ADOPTED - SEE FOLLOWING

Adopted, Ayes (13); Absent: HUIZAR (1)

[12-1959](#)

COMMUNICATIONS FROM THE MAYOR AND CITY ETHICS COMMISSION relative to the appointment of Ms. Monica Torry to the Industrial Development Authority Board of Directors.

Recommendation for Council action:

RESOLVE that the Mayor’s appointment of Ms. Monica Torry to the Industrial Development Authority Board of Directors for the term ending June 30, 2014 is APPROVED and CONFIRMED. Ms. Torry resides in Council District 10. (Current Board gender composition: M = 3; F = 2; Vacant = 2)

Ethics Commission Review: Complete.

Background Check Review: Pending.

Community Impact Statement: None submitted.

(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 www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM VICE CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the appointment of Ms. Monica Torry to the Industrial Development Authority Board of Directors.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Monica Torry to the Industrial Development Authority Board of Directors for the term ending June 30, 2014 is APPROVED and CONFIRMED. Ms. Torry resides in Council District 10. (Current Board gender composition: M = 3; F = 3; Vacant = 2)

Ethics Commission review: Complete.

Background Check Review: Pending.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED - SEE FOLLOWING

Adopted, Ayes (11); Absent: BUSCAINO, KORETZ, KREKORIAN (3)

13-0008

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Winnie Y. Davis to the Los Angeles City Planning Commission (LACPC).

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Winnie Y. Davis to the LACPC for the term ending June 30, 2014 is APPROVED and CONFIRMED. (Current commission gender composition: M = 7; F = 2)

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - FEBRUARY 4, 2013

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 1, 2013)

(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://www.lacouncilfile.com> for background documents.)

ADOPTED

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the withdrawal of the appointment of Ms. Winnie Y. Davis to the Los Angeles City Planning Commission (LACPC).

Recommendation for Council action:

RECEIVE and FILE the Mayor's appointment of Ms. Winnie Y. Davis to the LACPC, inasmuch as the nominee withdrew her name from consideration on January 11, 2013 and no Council action is necessary.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

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

Substitute Ordinance Adopted as Amended, Ayes (12); Absent: HUIZAR, KREKORIAN (2)

[12-1297-S1](#)

NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to amending the Los Angeles Municipal Code (LAMC) to allow business operators and property owners to install bicycle parking in the public right of way.

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 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. 09-2896 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 Negative Declaration [ENV-2011-310-ND] filed on February 4, 2011.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission as the Findings of the Council.

3. PRESENT and ADOPT the accompanying ORDINANCE amending LAMC Sections 12.03, 12.21, and 12.21.1 to extend bicycle parking requirements to some multi-family residential developments; to increase the levels of bicycle parking required under the current code for new developments and additions to commercial, institutional, and industrial uses; to expand bicycle parking requirements to include commercial, industrial, and manufacturing uses of less than 10,000 sq. ft.; to define acceptable locations for bicycle parking; to require that both short-term and long-term bicycle parking be provided; to improve design standards; to amend the amount of bicycle parking that may be substituted for automobile parking; and to provide rules for the installation of bicycle parking within the public right-of-way by private businesses.

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

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ADOPTED

AMENDING MOTION (REYES - ROSENDAHL)

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

PRESENT and ADOPT the accompanying SUBSTITUTE ORDINANCE (attached to the Department of City Planning report dated January 15, 2013) and NOT PRESENT AND ORDER FILED the accompanying Ordinance (attached to the City Attorney report dated December 10, 2012) relative to amending the Los Angeles Municipal Code to allow business operators and property owners to install bicycle parking in the public right of way.

ITEM NO. (11) - ADOPTED

Adopted, Ayes (14)

[11-0595](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Controller's audit of collection and audit procedures for the Parking Occupancy Tax (POT).

Recommendations for Council action:

1. NOTE and FILE the August 9, 2012, October 22, 2012, and November 27, 2012 Controller reports and November 7, 2012 Office of Finance report relative to the Controller's audit of collection and audit procedures for the POT.

2. CREATE a POT Task Force to be led by the Office of Finance with the assistance of the Los Angeles Police Department (LAPD), City Attorney, and City Administrative Officer (CAO) that will look for ways to improve the POT process in order to ensure that the City received all of the its POT revenue; and further DIRECT that said POT Task Force look at best practices to include implementing the Controller's audit recommendations, as detailed in the August 9, 2012, October 22, 2012, and November 27, 2012 Controller reports, attached to the Council file, and report in 180 days on the status of the bonding requirements and their effectiveness.
3. INSTRUCT the LAPD to require all auto park operators to post the appropriate Police Permit number on the parking lot signs.

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

Community Impact Statement: None submitted.

**Adopted, Ayes (11); Absent: BUSCAINO, KORETZ, KREKORIAN (3)
(Item Nos. 12-16)**

ITEM NO. (12) - ADOPTED

[12-1557](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Controller's performance audit of the Los Angeles Department of Water and Power's (LADWP) construction management practices.

Recommendation for Council action:

NOTE and FILE the September 28, 2012 and November 27, 2012 Controller reports relative to the Controller's performance audit of the LADWP's construction management practices.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (13) - ADOPTED

[12-1585](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Controller's audit of the Los Angeles Department of Building and Safety's (LADBS) management controls.

Recommendations for Council action:

1. NOTE and FILE the October 3, 2012 and November 29, 2012 Controller reports relative to the Controller's audit of the LADBS's management controls.

2. INSTRUCT the City Administrative Officer (CAO) to report on the feasibility of consolidating Los Angeles Housing Department code enforcement into the LADBS code enforcement for improved efficiencies and cost savings.

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

Community Impact Statement: None submitted.

ITEM NO. (14) - ADOPTED

[12-0384](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a contract amendment with Municipal Revenue Advisors for the Use Tax Revenue Enhancement Program.

Recommendation for Council action:

AUTHORIZE the Director, Office of Finance, or designee, to amend Contract No. C-120358 with Municipal Revenue Advisors for the term of April 26, 2012 through April 25, 2015, with two one-year options to renew.

Fiscal Impact Statement: The City Administrative Officer reports that the above recommendation is in compliance with the City's Financial Policies in that funding is provided on a contingency fee basis to the contractor from new revenues generated.

Community Impact Statement: None submitted.

ITEM NO. (15) - ADOPTED

[12-0385](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a contract amendment with MuniServices, LLC for the Sales and Use Tax Allocation Review Services Program.

Recommendation for Council action:

AUTHORIZE the Director of Finance, or designee, to amend Contract No. C-120359 with MuniServices, LLC for the term of June 9, 2010 through June 8, 2012, with two one-year options to renew.

Fiscal Impact Statement: The City Administrative Officer reports that the above recommendation is in compliance with the City's Financial Policies in that funding is provided on a contingency fee basis to the contractor from new revenues generated.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

12-1409-S2

BUDGET AND FINANCE COMMITTEE REPORT relative to the Second Construction Projects Report for Fiscal Year 2012-13.

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

1. TRANSFER \$2,844,062 between departments and funds as specified in Attachment 1 of the City Administrative Officer (CAO) report dated December 7, 2012, attached to the Council file.
2. TRANSFER \$1,488,046 between funds and other financings, including Municipal Improvement Corporation of Los Angeles (MICLA) as specified in Attachment 2.
3. TRANSFER \$3,719,553 between departments and funds from General Obligation Bond Funds as specified in Attachment 3.
4. TRANSFER \$1,344,516 between accounts within departments and funds as specified in Attachment 4.
5. AUTHORIZE the Controller, in accordance with Attachment 2, to transfer cash from the appropriate MICLA Funds, Proposition K and Other Special Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.
6. AUTHORIZE the Controller, in accordance with Attachment 3, to transfer cash from the appropriate General Obligation Bond Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.
7. AUTHORIZE the Controller to increase appropriations to the Capital Finance Administration Fund, Commercial Paper Account, totaling \$445,233 for the sixth and seventh quarterly MICLA debt service payments received from the Greater Los Angeles Zoo Association for the Elephants of Asia Exhibit.
8. AUTHORIZE the Controller to transfer expenditures for the El Pueblo Capital Program totaling \$11,954 from MICLA Fund 26G/50, General Services Account, 50H140, to MICLA Fund 26K150, General Services Account 50J040.
9. AUTHORIZE the Controller to transfer expenditures for the El Pueblo Capital Program totaling \$120,280 from MICLA Fund 26G/50, El Pueblo Capital Program Account, 50F341, to the El Pueblo Cultural Improvement Trust Fund 44T/33, Siqueiros Mural Account 33258A.
10. AUTHORIZE revision of the Seismic Governance Committee membership to consist of the CAO (Chair), the Chief Legislative Officer, and a representative from the Mayor's Office.

11. AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment No. 5, in the amount of \$534,333 from Proposition F General Obligation Bond Fund Nos. 15L, 15S and 16K for estimated project management staff costs related to the Animal Bond Program.
12. AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment No. 6, in the amount of \$1,811,837 from Proposition F General Obligation Bond Fund Nos. 15M, 15T, 16D and 16J for estimated project management staff costs related to the Fire Facilities Bond Program.
13. AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment No. 7, in the amount of \$5,762,328 from Proposition G General Obligation Bond Fund Nos. 182, 54W, and 608 for estimated project and construction management support expenses related to the Seismic Bridge Improvement Program.
14. AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment No. 8, in the amount of \$2,446,265 from Proposition Q General Obligation Bond Fund Nos. 15N, 15U and 16A for estimated project and construction management staff costs related to the Citywide Public Safety Bond Program.
15. AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.
16. AUTHORIZE the Controller, to increase appropriations in the amount of \$400,000 from the Fund 302, Department 89, Account 1010, entitled Available Cash, to the General Services Department, Fund No. 100/40 as follows:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001014	Construction Salaries	\$16,000
003180	Construction Materials and Supplies	<u>384,000</u>
	Total	\$400,000

Fiscal Impact Statement Submitted: The CAO reports that transfers, appropriations and expenditure authority totaling \$20,083,174 are recommended in the Second Construction Projects report. Of this amount, \$2,553,755 is for transfers and appropriations to the General Services Department, \$6,974,656 is for other City funds, and \$10,554,763 is for staff cost reimbursements. All transfers and appropriations are based on existing funds, reimbursements or revenues. The estimated annual impact due to operations and maintenance costs is approximately \$282,694 (Attachment No.9).

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED - TO THE MAYOR FORTHWITH - SEE FOLLOWING

Adopted, Ayes (13); Absent: HUIZAR (1)

[11-2106-S1](#)

CONSIDERATION OF MOTION (REYES - WESSON) relative to an amendment to the contract with Restore Neighborhoods LA, Inc. (RNLA) to increase the amount by \$22,744,841 for continuation of Neighborhood Stabilization Program activities, 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 www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM VICE CHAIR AND MEMBER, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to the Neighborhood Stabilization Program (NSP) and authorization to amend the contract with Restore Neighborhoods LA, Inc. (RNLA) to increase the amount by \$22,744,841 for continuation of NSP activities, and related actions.

Recommendations for Council action, pursuant to Motion (Reyes - Wesson), SUBJECT TO THE APPROVAL OF THE MAYOR:

- 1. AUTHORIZE the General Manager, Los Angeles Housing Department (LAHD), or designee to execute an amendment to the Professional Services and Rehabilitation Agreement with Restore Neighborhoods LA, Inc. (Contract No.115683), to increase the contract amount by \$22,744,841, from \$117,255,159 to a new total contract amount not to exceed \$140,000,000 to reflect additional NSP grant funds allocated for Program Operations costs for the continued implementation of the City's NSP that will be generated from Program Income received during the period beginning July 1, 2012 up to the effective date of the future grant close-out agreement executed by the City and the U.S. Department of Housing and Urban Development (HUD), whereby additional NSP grant funds will consist of a combination of NSP1, NSP2, and NSP3 funds, subject to the availability of funds and to the review and approval of the City Attorney as to form.**
- 2. AUTHORIZE the Controller to take the following actions:**
 - a. Relative to NSP1, appropriate funds to reflect NSP Program Income received by Fund 50T for the period beginning July 1, 2012 up to the effective date of the future grant close-out agreement executed by the City and HUD, consisting of the following ratio: 90 percent of the periodic appropriation amount for program operations costs to be added to Account X818 entitled Program Operation and 10 percent of the periodic appropriation amount for administrative costs to be added within various accounts X143 entitled Housing, X299 entitled Related Costs, and X820 entitled Program Administration.**

- b. Relative to NSP2, appropriate funds to reflect NSP Program Income received by Fund 52J for the period beginning July 1, 2012 up to the effective date of the future grant close-out agreement executed by the City and HUD, consisting of the following ratio: 90 percent of the periodic appropriation amount for program operations costs to be added to Account X868 entitled NSP2/ARRA Program Operation and 10 percent of the periodic appropriation amount for administrative costs to be added within various accounts X143 entitled Housing, X299 entitled Related Costs, and X304 entitled Admin Reserve.
 - c. Relative to NSP3, appropriate funds to reflect NSP Program Income received by Fund 53T for the period beginning July 1, 2012 up to the effective date of the future grant close-out agreement executed by the City and HUD, consisting of the following ratio: 90 percent of the periodic appropriation amount for program operations costs to be added to Account X818 entitled Program Operation and 10 percent of the periodic appropriation amount for administrative costs to be added within various accounts X143 entitled Housing, X299 entitled Related Costs, and X304 entitled Admin Reserve.
 - d. Expend funds not to exceed the periodic appropriation amounts for the period beginning July 1, 2012 up to the effective date of the future grant close-out agreement executed by the City and HUD from the fund and accounts identified in Nos. 2a through 2c above upon proper written demand from the General Manager, LAHD, or designee.
3. **AUTHORIZE** the General Manager, LAHD, or designee, to make any corrections, clarifications or revisions, including any new instructions, to the above Controller instructions in order to effectuate the intent of this Motion, subject to review of the City Administrative Officer, and authorize the Controller to implement these instructions.
 4. **INSTRUCT** the General Manager, LAHD, to report in six months on the program Income generated from all three grants and a status of the NSP program accomplishments.

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.

ITEM NO. (18) - ADOPTED, AS AMENDED - SEE FOLLOWING

to Adopt as Amended, Ayes (12); Absent: BUSCAINO, KREKORIAN (2)

[12-1297](#)

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to amending Los Angeles Municipal Code (LAMC) Sections 12.03, 12.21, and 12.21.1 to allow business operators and property owners to install bicycle parking in the public right of way.

Recommendation for Council action:

RECEIVE and FILE the City Attorney report and ordinance dated July 13, 2012 (contained in Council file) relative to amending LAMC Sections 12.03, 12.21, and 12.21.1 to allow business operators and property owners to install bicycle parking in the public right of way, inasmuch as the documents are superseded by the City Attorney report and ordinance dated December 10, 2012 (contained in Council file No. 12-1297-S1), which was approved by the Planning and Land Use Management Committee on January 8, 2013, and no Council action is required.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter)

ADOPTED

MOTION (LABONGE - REYES)

Recommendation for Council action:

INSTRUCT the Department of City Planning to meet with the Department on Disability relative to allowing business operators and property owners to install bicycle parking in the public right of way.

ITEM NO. (19) - CONTINUED TO JANUARY 23, 2013

Adopted to Continue, Unanimous Vote (11); Absent: BUSCAINO, KORETZ, KREKORIAN (3)

[12-1564](#)

CONTINUED CONSIDERATION OF PUBLIC SAFETY COMMITTEE REPORT relative to transfer of ownership interests in Archer's Vineland Service Inc., Official Police Garage (OPG) for Service Area 15 to Navarro's Towing North Hollywood, LLC.

Recommendation for Council action:

APPROVE the transfer of ownership interests in Archer's Vineland Service Inc., OPG for Service Area 15 contract number C-107059 to Navarro's Towing North Hollywood, LLC.

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

Community Impact Statement: None submitted.

(Continued from Council meeting of November 14, 2012)

ITEM NO. (20) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted, Ayes (14);

[12-1768-S1](#)

TRANSPORTATION COMMITTEE REPORT relative to implementing a program to reuse old parking meters as "homeless donation meters."

Recommendation for Council action, as initiated by Motion (Huizar - Rosendahl):

INSTRUCT the Los Angeles Department of Transportation to implement a program to reuse old parking meters as "homeless donation meters" in Downtown Los Angeles, and to evaluate the feasibility of using parking meters with swipe card technology for the receipt of donations.

Fiscal Impact Statement: None submitted. 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 (LABONGE - HUIZAR)

Recommendation for Council action:

INSTRUCT the Los Angeles Department of Transportation to report back relative to various other re-uses for old parking meters, including but not limited to: youth sports, Police Athletic League and United Way donations.

Items for Which Public Hearings Have Not Been Held - Items 21-38

(10 Votes Required for Consideration)

**Adopted, Ayes (12); Absent: BUSCAINO, KREKORIAN (2)
(Item Nos. 21-31)**

ITEM NO. (21) - ADOPTED

[10-1241-S1](#)

CD 6

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Balboa Boulevard and Valerio Street No. 1 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 December 11, 2012.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Balboa Boulevard and Valerio Street No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$626.51 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: March 13, 2013)

ITEM NO. (22) - ADOPTED

[12-1010-S1](#)
CD 5

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Balboa Boulevard and Addison Street No. 2 Lighting District.

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

1. ADOPT the report of the Director, Bureau of Street Lighting, dated December 4, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Balboa Boulevard and Addison Street No. 2 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$1,296.07 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: March 13, 2013)

ITEM NO. (23) - ADOPTED

[12-1870](#)
CD 14

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Bailey Street and Pennsylvania Avenue 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 December 4, 2012.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Bailey Street and Pennsylvania Avenue Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$5,707.59 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: March 13, 2013)

ITEM NO. (24) - ADOPTED

[12-1917](#)
CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Fernglen Avenue and Valmont Street No. 3 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 December 11, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Fernglen Avenue and Valmont Street No. 3 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$530.12 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: March 13, 2013)

ITEM NO. (25) - ADOPTED

[12-1919](#)
CD 9

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the 12th Street (734) and Crocker Street 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 December 11, 2012.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the 12th Street (734) and Crocker Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$168.43 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: March 13, 2013)

ITEM NO. (26) - ADOPTED

[12-1919-S1](#)

CD 9

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the 12th Street (762) and Crocker Street No. 1 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 December 11, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the 12th Street (762) and Crocker Street No. 1 Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$177.29 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: March 13, 2013)

ITEM NO. (27) - ADOPTED

[12-1960](#)

CD 13

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Sunset Boulevard and Edgemont Street 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 December 18, 2012.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Sunset Boulevard and Edgemont Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,486.86 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: March 13, 2013)

ITEM NO. (28) - ADOPTED

[12-1961](#)
CD 2

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Vineland Avenue and Kittridge Street 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 December 18, 2012.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Vineland Avenue and Kittridge Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$2,416.04 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: March 13, 2013)

ITEM NO. (29) - ADOPTED

[13-0028](#)
CD 7

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Foothill Boulevard and Cobalt Street 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 January 7, 2013.

2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Foothill Boulevard and Cobalt Street Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$487.58 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: March 13, 2013)

ITEM NO. (30) - ADOPTED

[13-0029](#)

CD 10

COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCE OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the maintenance of the Hi-Point and Saturn Streets 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 January 7, 2013.
2. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MARCH 20, 2013** as the hearing date for the maintenance of the Hi-Point and Saturn Streets Lighting District, in accordance with Proposition 218, Articles XIIC and XIID of the California Constitution and Government Code Section 53753.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, \$448.57 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: March 13, 2013)

ITEM NO. (31) - ADOPTED

[12-0919](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to rates and charges for private ambulance service.

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

PRESENT and ADOPT the accompanying ORDINANCE approving a Resolution of the Board of Transportation Commissioners of the City of Los Angeles, designated as Board Order No. 601, adopted June 14, 2012, fixing rates and charges for private ambulance service in the City of Los Angeles.

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: None submitted.

(Transportation Committee waived consideration of the above matter.)

ITEM NO. (32) - ADOPTED

Adopted, Ayes (11); Absent: BUSCAINO, KORETZ, KREKORIAN (3)
(Item Nos. 32a-32n)

[13-0005-S36](#)

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 January 9, 2013:

[13-0005-S36](#)

CD 2

- a. Property at 10521 North Mount Gleason Avenue (Case No. 355346).
Assessor I.D. No. 2556-030-038

[13-0005-S37](#)

CD 8

- b. Property at 1384 West 38th Street (Case No. 51206).
Assessor I.D. No. 5036-003-018

[13-0005-S38](#)

CD 8

- c. Property at 1384 West 38th Street (Case No. 8032).
Assessor I.D. No. 5036-003-018

[13-0005-S39](#)

CD 8

- d. Property at 1422 West 84th Place (Case No. 210769).
Assessor I.D. No. 6034-028-008

[13-0005-S40](#)

CD 8

- e. Property at 1422 West 84th Place (Case No. 245740).
Assessor I.D. No. 6034-028-008

[13-0005-S41](#)

CD 8

- f. Property at 8817 South Baring Cross Street (Case No. 277495).
Assessor I.D. No. 6038-021-018

[13-0005-S42](#)

CD 8

- g. Property at 8817 South Baring Cross Street (Case No. 352552).
Assessor I.D. No. 6038-021-018

[13-0005-S43](#)

CD 8

- h. Property at 1384 West 38th Street (Case No. 364205).
Assessor I.D. No. 5036-003-018

[13-0005-S44](#)

CD 10

- i. Property at 1341 South Burnside Avenue (Case No. 190056).
Assessor I.D. No. 5085-034-025

[13-0005-S45](#)

CD 10

- j. Property at 1341 South Burnside Avenue (Case No. 257055).
Assessor I.D. No. 5085-034-025

[13-0005-S46](#)

CD 10

- k. Property at 727 South Mariposa Avenue (Case No. 380093).
Assessor I.D. No. 5094-005-005

[13-0005-S47](#)

CD 13

- l. Property at 2217 North Silver Ridge Avenue (Case No. 359462).
Assessor I.D. No. 5440-018-022

[13-0005-S48](#)

CD 13

- m. Property at 5722 West La Mirada Avenue (Case No. 374287).
Assessor I.D. No. 5536-005-017

[13-0005-S49](#)

CD 15

- n. Property at 9822 South Wilmington Avenue (Case No. 7677).
Assessor I.D. No. 6046-017-011

ITEM NO. (33) - ADOPTED, AS AMENDED - SEE FOLLOWING

to Adopt as Amended, Ayes (13); Absent: HUIZAR (1)

[12-1866](#)

COMMUNICATION FROM THE GENERAL MANAGER, LOS ANGELES DEPARTMENT OF TRANSPORTATION (LADOT) relative to two changes to the City's Los Angeles County Metropolitan Transportation Authority (Metro) 2013 Call for Projects (CFP) list.

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

1. APPROVE the deletion of the "Transit Connection Bridge - Pedestrian Access Hope St. to Upper Grand St." project and the "Streets for People Treatment - Broadway Historic Corridor" project from City's approved list of projects to be submitted to Metro for consideration of 2013 CFP grant funding.
2. APPROVE the use of \$350,000 of the City's Proposition C funds, as matching funds in the Metro CFP application for the bicycle component of the "Century Blvd. Extension - Grape to Tweedy" project.

Fiscal Impact Statement: LADOT reports that this action will not impact the General Fund. Approving the above recommendations would require the Council and Mayor to commit \$350,000 in the City's Proposition C funds beyond the matching funds identified in the Council file if the Century Boulevard Extension project is funded by Metro.

Community Impact Statement: None submitted.

(Transportation Committee waived consideration of the above matter.)

ADOPTED

AMENDING MOTION (HUIZAR - ALARCON)

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

AMEND to include a modification to the "Broadway Streetscape Master Plan (7th to 9th)" project to limit the scope to the block from 8th to 9th Streets and reduce the estimated cost to \$2,700,000, and the grant funding request to \$2,200,000.

ITEM NO. (34) - ADOPTED

Adopted, Ayes (11); Noes: HUIZAR (1); Absent: BUSCAINO, KREKORIAN (2)

[13-1300-S5](#)

CONSIDERATION OF MOTION (KORETZ - WESSON - ET AL.) relative to placing an ordinance proposition on the May 2013 ballot regulating medical marijuana collectives similar to the proposed Limited Immunity Ordinance.

Recommendation for Council action:

REQUEST the City Attorney to prepare the necessary election ordinance and ballot resolutions to place an ordinance proposition on the May 21, 2013 ballot that would include provisions substantially similar to those of the draft ordinance attached to City Attorney Report No. R12-0364 (Nov. 19, 2012), with additional and/or modified provisions as deemed appropriate, in consultation with the Council President, and including if appropriate an increase in the existing tax on medical marijuana collectives to \$60 per each \$1,000 of gross receipts.

Community Impact Statement: None submitted.

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

ITEM NO. (35) - ADOPTED

Adopted, Ayes (13); Noes: PARKS (1)

[12-1947](#)

CONSIDERATION OF MOTION (ALARCON - ROSENDAHL - KORETZ) relative to a possible ballot initiative to be placed on the May 2013 municipal ballot regarding the need to regulate campaign and political spending by corporations and denouncing the “corporations are people” precedent set by Citizens United.

Recommendations for Council action:

1. REQUEST the City Attorney, with the assistance of the Chief Legislative Analyst, to draft language for a possible ballot initiative to be placed on the May 2013 municipal ballot, asking the voters of Los Angeles to weigh in on the question of Citizens United, basing the language on the initiatives that have been voted upon by other municipalities and states regarding this issue and referenced in the Motion.
2. DIRECT the City Clerk to report to the City Council on the potential cost to the City if such a ballot initiative would be placed on the May ballot.
3. REQUEST the City Attorney and DIRECT the City Clerk to prepare the report and draft ballot language materials on or before January 10, 2013, to ensure that the City Council has time to review the matter before the deadline for placing items on the May 2013 ballot.

Community Impact Statement: None submitted.

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

ITEM NO. (36) - CONTINUED TO JANUARY 23, 2013

Adopted to Continue, Unanimous Vote (11); Absent: BUSCAINO, KORETZ, KREKORIAN (3)

[12-1757](#)

CD 6

CONTINUED CONSIDERATION OF MOTION (WESSON - CARDENAS) relative to amending prior Council action of November 21, 2012 regarding the Communication from the City Clerk on options to fill the vacancy in Council District Six.

Recommendation for Council action:

AMEND prior Council action of November 21, 2012 to delete Recommendation Nos. 2, 3, and 5 from the City Clerk report dated November 7, 2012 relative to funding and staffing, inasmuch as these actions are not needed for the current fiscal year.

(Continued from Council meeting of January 4, 2013)

ITEM NO. (37) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL MOTION

Adopted, Ayes (14);

[13-0011](#)

CD 2

MOTION (KREKORIAN - BUSCAINO) relative to funding for graffiti removal and community beautification services in Council District Two.

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

1. ALLOCATE \$50,000 in the Council District 2 portion of the Street Furniture Revenue Fund No. 43D Dept. 50 to the below listed organizations and in the amounts specified, for graffiti removal and community beautification services in Council District Two:

<u>Name</u>	<u>Amount</u>
New Directions for Youth	\$30,000
Sun Valley Graffiti Busters	\$5,000
Northeast Valley Graffiti Busters	<u>\$5,000</u>
Total:	\$50,000

2. DIRECT the Bureau of Street Services to prepare the necessary document(s) with, and/or payment(s) to the above organizations, in the above listed amounts, from the above source, and for the above purposes, subject to the approval of the City Attorney as to form, if needed; and that the Council member of the Second District be AUTHORIZED to execute any such documents on behalf of the City.
3. AUTHORIZE the Bureau of Street Services to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.

ADOPTED

SUBSTITUTE MOTION (KREKORIAN - LABONGE)

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

- 1. TRANSFER/ALLOCATE \$40,000 in the Council District 2 portion of the Street Furniture Revenue Fund No. 43/50 to the Board of Public Works Fund 100-74, Account No. 3040 (Contractual Services) to be allocated to the below listed organizations and in the amounts specified, for graffiti removal and community beautification services in Council District 2.**

<u>Name</u>	<u>Amount</u>
New Directions for Youth	\$30,000
Sun Valley Graffiti Busters	\$5,000
Northeast Valley Graffiti Busters	<u>\$5,000</u>
Total:	\$40,000

- 2. DIRECT the Board of Public Works to prepare necessary document(s) with, and/or payment(s) to the above organizations, in the above listed amounts, from the above source, and for the above purposes, subject to the approval of the City Attorney as to form, if needed, and that the Council member of the Second District be authorized to execute any such documents on behalf of the City.**
- 3. AUTHORIZE the Board of Public Works Office of Community Beautification be authorized to make any technical corrections or clarification as necessary to the above instructions in order to effectuate the intent of this Motion.**

ITEM NO. (38) - REFERRED TO RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE

Adopted to Refer, Unanimous Vote (13); Absent: HUIZAR (1)

[13-1100-S5](#)

CONTINUED CONSIDERATION OF MOTION, AS AMENDED, (KREKORIAN - WESSON - et al) relative to a proposed ballot measure to permit the Chief Legislative Analyst (CLA) to employ attorneys.

Recommendation for Council action:

REQUEST the City Attorney, with the assistance of the CLA, to prepare and present the documents necessary to place before the voters at the May 2013 City Election a ballot measure to permit the CLA, upon a finding of need by the City Council, to employ attorneys to provide legal services to the CLA.

[Motion (Koretz - Krekorian) adopted on October 31, 2012]

(Continued from Council meeting of December 5, 2012)

Closed Sessions - Items 39-46

ITEM NO. (39) - CONTINUED TO JANUARY 23, 2013

Adopted to Continue, Unanimous Vote (11); Absent: BUSCAINO, KORETZ, KREKORIAN (3)

[12-1546](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Bieber v. City of Los Angeles, Los Angeles Superior Court Case No. SC104200. (This case arises from a landslide on the rear of the plaintiffs' home.)

(Budget and Finance Committee considered the above matter in Closed Session on December 10, 2012)

(Continued from Council meeting of January 9, 2013)

ITEM NO. (40) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Adopted in Open Session, Ayes (12); Noes: BUSCAINO (1); Absent: GARCETTI (1)

[12-1751](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to a post trial litigation discussion in the case entitled P.C., et al. v. City of Los Angeles, United States District Court Case Nos. CV07-3412PLA (Lead Case); CV09-00842PLA and CV07-06495PLA. (This matter arises from an incident involving members of the Los Angeles Police Department that occurred on February 3, 2007.)

(Budget and Finance Committee considered the above matter in Closed Session on January 7, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE** the City Attorney to post a total of \$5,000,000 from City Attorney Fund 100/59, Account No. 009770.
2. **AUTHORIZE** the City Attorney to draw a demand on said fund in the amount of \$5,000,000 and made payable to Clerk of the United States District Court - Central District of California.

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Rosendahl - Koretz "yes") at its meeting on January 7, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

**Adopted in Open Session, Ayes (14);
(Item Nos. 41-44)**

ITEM NO. (41) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[12-1869](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Kyoo Sang Ro, et al. v. City of Los Angeles, Los Angeles Superior Court Case No. SC111948. (This case arises from an inverse condemnation action involving flood damage to a residential property below Mulholland Drive.)

(Budget and Finance Committee considered the above matter in Closed Session on January 7, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

- 1. APPROVE the settlement of Plaintiffs' claims by payment of \$473,553.**
- 2. AUTHORIZE the City Attorney to execute a settlement agreement and all other documents necessary to implement the settlement.**
- 3. AUTHORIZE the City Attorney, without further instruction, to draw the necessary demand from the Liability Claims Fund 100/59, Account 009770, in the amount of \$473,553, payable to Kyoo Sang Ro, Joanne Youngsoon Ro and the Law Offices of Rosenberg Mendlin and Rosen.**

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Rosendahl - Koretz "yes") at its meeting on January 7, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

ITEM NO. (42) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[12-1895](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Joon Mo Kim v. City of Los Angeles, Los Angeles Superior Court Case No. BC478496. (This matter involves a traffic collision that occurred on September 8, 2011, in a parking lot located at the corner of Wilshire Boulevard and Gramercy Place.)

(Budget and Finance Committee considered the above matter in Closed Session on January 7, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

Recommendation for Council action:

REJECT the Plaintiff's offer of settlement.

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Rosendahl - Koretz "yes") at its meeting on January 7, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

ITEM NO. (43) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[12-1896](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Marvell Jamall Hill v. City of Los Angeles, Los Angeles Superior Court Case No. NC043729. (This lawsuit arises out of a personal injury claim against the City as a result of a tree branch breaking and landing on Plaintiff's vehicle while Plaintiff was driving on Myler Street area of the City of Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on January 7, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

- 1. AUTHORIZE the City Attorney to expend \$360,000 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 in said amount payable to Ellis Law Corporation and Marvell Jamall Hill as follows:**
 - a. One draft in the amount of \$180,000 shall be drawn forthwith.**
 - b. One draft in the amount of \$180,000 shall be drawn in the first week of the next fiscal year commencing July 1, 2013.**
- 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.**

This matter was approved by the Budget and Finance Committee (Krekorian - Englander - Rosendahl - Koretz "yes") at its meeting on January 7, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

ITEM NO. (44) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

[12-1897](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled Jessica Jeanes v. City of Los Angeles, Los Angeles Superior Court (LASC) Case No. YC061600 consolidated with Clifford Pleggenkuhle v. City of Los Angeles, LASC Case No. YC063522. (This matter involves a dangerous condition of the roadway at Lincoln and Manchester Boulevards.)

(Budget and Finance Committee considered the above matter in Closed Session on January 7, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

1. **AUTHORIZE the City Attorney to expend \$500,000 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 in the total amount of \$500,000 and made payable as follows:**
 - a. **\$76,735.99 to the County of Los Angeles (Children Services lien)**
 - b. **\$173,264.01 to Law Offices of Ronald M. Papell.**
 - c. **\$250,000 to Plaintiff, Clifford Pleggenkuhle and the Law Offices of Panish, Shea & Boyle.**
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. (45) - MEETING HELD - NO ACTION TAKEN

[12-0817](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(1), to confer with its legal counsel relative to the case entitled LAVAN v. City of Los Angeles, United States District Court Case No. CV 11-02874 PSG (AJWx). (The pending litigation concerns a preliminary injunction barring the removal and disposal of property from the sidewalks of Skid Row.)

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

(Continued from Council meeting of January 9, 2013)

ITEM NO. (46) - CONTINUED TO JANUARY 23, 2013

Adopted to Continue, Unanimous Vote (11); Absent: GARCETTI, REYES, ZINE (3)

[13-0045](#)

The City Council shall recess to Closed Session, pursuant to Government Code Section 54956.9(d)(2) and (e)(2), to confer with its legal counsel relative to a proposed settlement of claim by Oracle America, Inc. (This claim arises from alleged underpayments by the City for software license and support for its Supply Management System and various Planning systems.)

(Budget and Finance Committee to consider the above matter in Closed Session on January 14, 2013)

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

[11-0617-S8](#)

MOTION (PERRY - PARKS - ENGLANDER) relative to asserting jurisdiction over the Board of Water and Power Commissioners' action regarding the Feed-in Tariff (FiT) Program.

Alarcón, Buscaino, Englander, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Rosendahl, and President Wesson (11); Absent: Garcetti, Reyes and Zine (3); Vacant: Council District Six

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 12:22 p.m.
Regular meeting convened at 12:22 p.m.