

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **February 5, 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, Buscaino, Englander, Huizar, Krekorian, LaBonge, Parks, Perry, Rosendahl, Zine and President Wesson (11); Absent: Garcetti, Koretz and Reyes (3); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
JANUARY 30, 2013

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 34

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 1-3

ITEM NO. (1) - CONTINUED TO MARCH 6, 2013

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

[11-0549](#)
CD 10

CONTINUED CONSIDERATION OF HEARING PROTESTS and ORDINANCE FIRST CONSIDERATION relative to the disestablishment of the Jefferson Park merchant-based Business Improvement District, pursuant to Section 36500 et seq. of the California Streets and Highways Code.

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

1. HEAR PROTESTS against the disestablishment of the Jefferson Park merchant-based Business Improvement District.
2. PRESENT and ADOPT the accompanying ORDINANCE disestablishing the Jefferson Park merchant-based Business Improvement District.

(Pursuant to Council adoption of Ordinance of Intention No. 182082 on March 6, 2012.)

(Continued from Council meeting of January 4, 2013)

ITEM NO. (2) - SEE FOLLOWING

[10-0951](#)

et al.

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

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[10-0951](#)

CD 11

a. 5669 West 78th Street. (Lien: \$740.00)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-0434](#)

CD 9

b. 5017 South Long Beach Avenue West. (Lien: \$2,737.03)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[12-1594](#)

CD 13

c. 5941 West Barton Avenue. (Lien: \$6,419.53)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[12-1595](#)

CD 4

d. 5302 North Cleon Avenue. (Lien: \$3,016.40)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1596](#)

CD 1

e. 3224 North Division Street.

(Lien: \$19,626.42)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1597](#)

CD 2

f. 6144 North Goodland Avenue.

(Lien: \$5,445.94)

CONTINUED TO FEBRUARY 19, 2013

Adopted to Continue, Unanimous Vote (13); Absent: REYES (1)

[12-1598](#)

CD 10

g. 3029 South Hillcrest Drive.

(Lien: \$1,789.34)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[12-1599](#)

CD 4

h. 11304 West Huston Street aka 4865 Bakman Avenue (Corner Lot).

(Lien: \$7,815.42)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1600](#)

CD 7

i. 13125 West Montford Street.

(Lien: \$697.00)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[12-1601](#)

CD 2

j. 7047 West Sunnycrest Terrace.

(Lien: \$13,083.47)

CONTINUED TO MARCH 19, 2013

Adopted to Continue, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[11-0947](#)

CD 10

k. 5130 West 20th Street (Front Dwelling).

(Lien: \$2,651.00)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[11-1548](#)

CD 12

l. 11433 North De Celis Place.

(Lien: \$2,418.80)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[12-1538](#)

CD 12

m. 17020 West Hartland Street.

(Lien: \$1,706.46)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1539](#)

CD 15

n. 831 North Lagoon Avenue.

(Lien: \$8,358.07)

RECEIVED AND FILED - INASMUCH AS LIEN HAS BEEN PAID

Adopted to Receive and File, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1540](#)

CD 3

o. 18140 West Sherman Way East Building aka 18140-46.

(Lien: \$11,739.10)

CONTINUED TO MARCH 5, 2013

Adopted to Continue, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1458](#)

CD 10

p. 2515 South Third Avenue.

(Lien: \$2,347.70)

(Continued from Council meeting of January 30, 2013)

CONTINUED TO MARCH 5, 2013

Adopted to Continue, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1464](#)

CD 5

q. 6738 West Colgate Avenue.

(Lien: \$1,736.37)

(Continued from Council meeting of January 30, 2013)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (13); Absent: REYES (1)

[12-1377](#)

CD 2

r. 6509 North Alcove Avenue.

(Lien: \$7,199.73)

(Continued from Council meeting of January 30, 2013)

ITEM NO. (3) - CONTINUED TO FEBRUARY 6, 2013

Adopted to Continue, Unanimous Vote (13); Absent: REYES (1)

[12-1774](#)

CD 10

CONTINUED CONSIDERATION OF HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at Fresh & Easy - Express grocery store.

Recommendations for Council action:

1. DETERMINE that the issuance of a liquor license at Fresh & Easy - Express grocery store located at 3183 Wilshire Boulevard, Unit No. 173, Los Angeles, 90010, 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 3183 Wilshire Boulevard, Unit No. 173.
3. INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

Applicant: Fresh & Easy - Neighborhood Market, c/o Adam Mayfield (Jose Gomez, Adolph Ziemba AIA, and Associates, Inc., Representative)

TIME LIMIT FILE - FEBRUARY 7, 2013

(LAST DAY FOR COUNCIL ACTION - FEBRUARY 6, 2013)

(Continued from Council meeting of January 25, 2013)

Items for Which Public Hearings Have Been Held - Items 4-31

ITEM NO. (4) - CONTINUED TO JULY 23, 2013

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

[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 Management Committee Report and Findings adopted in Council on April 4, 2012)

(Continued from Council meeting of December 4, 2012)

ITEM NO. (5) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (8); Noes: BUSCAINO, ENGLANDER, HUIZAR, PARKS, PERRY (5); Absent: REYES (1)

[13-1300-S5](#)

ORDINANCE SECOND CONSIDERATION relative to placing an ordinance proposition on the May 21, 2013 Ballot to regulate and tax medical marijuana businesses.

(Communication, proposed findings, and Resolutions adopted in Council on January 29, 2013)

ITEM NO. (6) - ADOPTED

Adopted, Ayes (10); Noes: PARKS (1); Absent: ENGLANDER, GARCETTI, REYES (3)

[13-1300-S6](#)

ORDINANCE SECOND CONSIDERATION relative to submitting to the voters a proposed measure for Los Angeles residents to instruct support of a constitutional amendment to limit campaign spending and the rights of corporations, and calling a Special Election and consolidating it with the City's General Municipal Election to be held on May 21, 2013.

(Communication and Resolutions adopted in Council on January 29, 2013)

Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)
(Item Nos. 7-11)

ITEM NO. (7) - ADOPTED

[11-1243](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Fiscal Year (FY) 2008-09 Cost Allocation Plan (CAP) 33 audit reports for Central Services and Fringe Benefit, and Department Administration and Support and Compensated Time Off.

Recommendation for Council action:

NOTE and FILE the July 14, 2011 Controller report relative to the FY 2008-09 CAP 33 audit reports for Central Services and Fringe Benefits, and Department Administration and Support and Compensated Time-Off Costs.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED

[12-1496](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to Cost Allocation Plan (CAP) 33 for Fiscal Year (FY) 2010-11.

Recommendation for Council action:

NOTE and FILE the September 17, 2012 Controller report relative to CAP 33 for FY 2010-11.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

[13-0013](#)

AUDITS AND GOVERNMENTAL EFFICIENCY COMMITTEE REPORT relative to the Fiscal Year (FY) 2009-10 Cost Allocation Plan (CAP) 34 audit reports for Central Services and Fringe Benefit, and Department Administration and Support and Compensated Time Off.

Recommendation for Council action:

NOTE and FILE the December 26, 2012 Controller report relative to the FY 2009-10 CAP 34 audit reports for Central Services and Fringe Benefits, and Department Administration and Support and Compensated Time-Off Costs.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (10) - ADOPTED

[12-0012-S1](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Reserve Fund Statement of Condition and the Status of all Reserve Fund loans as of September 30, 2012.

Recommendation for Council action:

NOTE and FILE the City Controller report relative to the Reserve Fund Statement of Condition and the Status of all Reserve Fund loans as of September 30, 2012.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (11) - ADOPTED

[12-1571](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to the Inspector General's review of the proposed Request for Proposal (RFP) for Property Tax Allocation Audit and Recovery Services and other City-wide Tax Allocation Audit Services contracts.

Recommendations for Council action:

1. REQUEST that the Office of the City Controller consider modifying its proposed RFP to address the following:
 - a. Increase clarity in Sections I and II to include unsecured business personal property, homeowner exemption, supplemental, and redemptions as other types of property taxes consistent with the City's adopted budget.
 - b. Add language to include timelines of when interviews and/or selection may occur.
2. REQUEST that the Offices of the City Administrative Officer (CAO), Finance, and City Controller review existing agreements with the Los Angeles County Auditor-Controller, Assessor, Tax Collector, Recorder's Offices to ensure that any agreements on file are current, valid, and in the best interest of the City.
3. REQUEST that the Offices of the CAO, Finance, and City Controller conduct an analysis of County of Los Angeles administrative charges and refunds remitted to the County of Los Angeles, including review of sales tax replacement revenues.

4. REQUEST that the Office of Finance report on the status update on pending contract renewals for (a) the City's Utility Tax (i.e. telephone, electric, and gas) review program, (b) business tax discovery program, and (c) documentary transfer tax.

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. (12) - CONTINUED TO FEBRUARY 12, 2013

Adopted to Continue, Unanimous Vote (12); Absent: GARCETTI, REYES (2)

[12-1966](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a proposed list of law firms and proposed fee schedule for the Attorney Conflicts Panel.

Recommendations for Council action:

1. APPROVE the selection of the 47 law firms identified as the Proposed Attorney Conflicts Panel in the City Attorney report (R12-0405), attached to the Council file, retroactive to May 1, 2012.
2. APPROVE the proposed fee schedule identified in the City Attorney and City Administrative Officer (CAO) reports, attached to the Council file, effective upon the date of City Council approval.
3. AUTHORIZE the CAO, or designee, to enter into contracts with the law firms identified as the Proposed Attorney Conflicts Panel in the City Attorney report, on an as-needed basis, for retention of outside counsel to represent the City, City officers and/or employees in conflict-of-interest matters which precludes the City Attorney's Office from handling its representation.

Fiscal Impact Statement: The CAO reports that the recommendations contained in this report will have no additional impact on the General Fund. The Attorney Conflicts Panel provides funding for contracts with law firms retained, through a Special Fund, Fund No. 46T, which is managed internally by the CAO.

Community Impact Statement: None submitted.

**Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)
(Item Nos. 13-21)**

ITEM NO. (13) - ADOPTED

[13-0061](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Locke Lord, LLP.

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

APPROVE the refund claim filed by Locke Lord, LLP for overpayment of business tax in the amount of \$84,709.50 plus accumulated interest.

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. (14) - ADOPTED

[13-0062](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to a refund claim filed by Natel Engineering Co., Inc.

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

APPROVE the refund claim filed by Natel Engineering Co., Inc for overpayment of business tax in the amount of \$58,092.59 plus accumulated interest.

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. (15) - ADOPTED

[13-0075](#)

BUDGET AND FINANCE COMMITTEE REPORT relative to escheatment of \$812,048.19 from the Unclaimed Monies Seized Incidental To Arrest Trust Fund (UMSIATF) to the General Fund.

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

1. INSTRUCT the Los Angeles Police Department and the City Treasurer to process the sum of \$812,048.19 from the UMSIATF No. 7772.
2. TRANSFER all identified eligible monies to the General Fund, Fund No. 100/70, Revenue Source Code 4334.

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. (16) - ADOPTED

[12-1951](#)

CD 2

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Lechner House located at 11600 West Amanda Drive in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Lechner House located at 11600 West Amanda Drive in the list of Historic-Cultural Monuments.

Applicant: Thomas Hall and Pam Shamshiri
Representative: Charles J. Fisher

Case No. CHC 2012-2629 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 7, 2013

(LAST DAY FOR COUNCIL ACTION - MARCH 6, 2013)

ITEM NO. (17) - ADOPTED

[12-1952](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Durex Model Home located at 3410 North Amesbury Road in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Durex Model Home located at 3410 North Amesbury Road in the list of Historic-Cultural Monuments.

Applicant: Michael J. Locke and Andrew E. Jelmert
Representative: Charles J. Fisher

Case No. CHC 2012-2951 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 7, 2013

(LAST DAY FOR COUNCIL ACTION - MARCH 6, 2013)

ITEM NO. (18) - ADOPTED

[12-1953](#)

CD 4

PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to the inclusion of the Sherwood House located at 3435 Amesbury Road in the list of Historic-Cultural Monuments.

Recommendations for Council action:

1. ADOPT the FINDINGS of the Cultural Heritage Commission (CHC) as the Findings of the Council.
2. APPROVE the recommendation of the CHC relative to the inclusion of the Sherwood House located at 3435 Amesbury Road in the list of Historic-Cultural Monuments.

Applicant: Douglas Sinclair Winnie and Irene R. Derberi

Representative: Charles J. Fisher

Case No. CHC 2012-2644 HCM

Fiscal Impact Statement: The CHC reports that such designation in and of itself has no fiscal impact. Future applications for permits may cause minimal administrative costs.

Community Impact Statement: None submitted.

TIME LIMIT FILE - MARCH 7, 2013

(LAST DAY FOR COUNCIL ACTION - MARCH 6, 2013)

ITEM NO. (19) - ADOPTED

[10-1955](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the 2010 Port Security Program grant award for use by the Los Angeles Police Department (LAPD) to purchase six portable marine radios.

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

1. AUTHORIZE the Chief of Police, or designee, to:

- a. Accept the additional award of \$11,966.64 for the 2010 Port Security Grant Program from the Department of Homeland Security for the period September 30, 2009, through January 1, 2014.
 - b. Execute the Second Amendment to the Memorandum of Agreement between the LAPD and the Marine Exchange of Los Angeles - Long Beach Harbor, the Fiduciary Agent for the Port Security Program grant, to add the additional grant funds, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the LAPD to spend additional 2010 Port Security Program grant funds, for a new total amount of \$2,015,966.64, in accordance with grant requirements.
 3. AUTHORIZE the Controller to increase the grant receivable to the amount of \$2,015,966.64 and increase the appropriation account, Account No. H555, within Fund No. 339/70, for the disbursements of Port Security Program grant funds.
 4. AUTHORIZE the LAPD to:
 - a. Submit additional grant reimbursement requests to the Fiduciary Agent and deposit grant receipts in Fund No. 339/70.
 - b. Prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

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

Community Impact Statement: None Submitted.

ITEM NO. (20) - ADOPTED - TO THE MAYOR FORTHWITH

[11-1354](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a reappropriation of Fiscal Year (FY) 2010 State Homeland Security Grant Program (SHSGP) funds to the Los Angeles Fire Department (LAFD) and the Emergency Management Department.

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

1. AUTHORIZE the Controller to:
 - a. Transfer appropriations and create new appropriation accounts within FY 2010 SHSGP Grant Fund No. 54J/46, as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	54J/46	46H138	LAFD Salaries	\$319,418.10
	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	54J/46	46J138	LAFD	\$319,418.10

- b. Transfer appropriations from FY 2010 SHSGP Grant Fund No. 54J/46 to LAFD for reimbursement of FY 2010 SHSGP related expenditures, as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	54J/46	46J138	LAFD	\$319,418.10

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	100/38	001098	Overtime Variable Staffing	\$319,418.10

- c. Transfer FY 2010 SHSGP grant funds from FY2010 SHSGP Grant Fund No. 54J/46, Account No. 46H735, EMO Contracts, to the Emergency Operations Fund No. 392/34, Account No. 343040, Contractual Services, in a total amount not to exceed \$250,000.

2. AUTHORIZE the Mayor, or designee, to prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will allow for the continued expenditure of 2010 SHSGP funds. These actions are in compliance with City financial policies in that grant funds are sufficient to support grant activities.

Community Impact Statement: None Submitted.

ITEM NO. (21) - ADOPTED - TO THE MAYOR FORTHWITH

[11-1354-S1](#)

PUBLIC SAFETY COMMITTEE REPORT and RESOLUTION relative to the Fiscal Year (FY) 2010 State Homeland Security Grant Program (SHSGP) supplemental grant award for annual expenses at the Protective Security Center.

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

1. AUTHORIZE the Mayor, or designee, to submit the FY 2010 State (SHSGP) supplemental grant application to and subsequently accept the grant award from the California Emergency Management Agency (CalEMA) on behalf of the City of Los Angeles for \$55,000 in annual management and administrative expenses at the Protective Security Center for a performance period of October 28, 2010, to April 30, 2013.
2. ADOPT the accompanying Governing Body RESOLUTION to designate the City entities that will apply for and execute the grant award provided by the United States Department of Homeland Security and sub-granted through the State of California for the FY2010 SHSGP supplemental grant.

3. AUTHORIZE the Mayor, or designee, upon grant award to:
 - a. Negotiate and execute an agreement with CalEMA for a term of up to 30 months for receipt of FY 2010 SHSGP supplemental grant funds, consistent with an approved grant budget and subject to the approval of the City Attorney as to form and legality.
 - b. Receive, deposit into and disburse from the FY 2010 SHSGP Grant Fund No. 54J/46 the grant funds from the FY 2010 SHSGP supplemental grant award.
 - c. Submit to the grantor, on behalf of the City, requests for drawdown of funds or reimbursements of City funds expended for eligible grant purposes.

4. AUTHORIZE the Controller, upon grant award, to:
 - a. Create a new appropriation account in the amount of \$55,000 for the FY 2010 SHSGP Supplemental Grant Award in the FY 2010 SHSGP Grant Fund No. 54J/46, as follows:

<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
54J/46	46J970	LAPD PSC Supplemental	\$55,000
 - b. Expend and receive funds upon presentation of proper documentation and demand by the Mayor's Office for approved FY 2010 SHSGP supplemental grant expenditures.

5. AUTHORIZE the Mayor, or designee, to prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance of the FY 2010 SHSGP supplemental grant award will provide an allocation of \$55,000 to the Los Angeles Police Department for expenses at the Protective Security Center. No matching funds are required. These actions are in compliance with City financial policies in that grant funds are sufficient to support the proposed grant activities.

Community Impact Statement: None Submitted.

ITEM NO. (22) - ADOPTED

Adopted, Ayes (12); Absent: GARCETTI, REYES (2)

[11-1859](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the Fiscal Year (FY) 2012-2013 Selective Traffic Enforcement Program (STEP) grant award from the California Office of Traffic Safety (OTS) for use by the Los Angeles Police Department (LAPD).

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

1. AUTHORIZE the Chief of Police, or designee, to:
 - a. Retroactively apply for, and accept the FY 2012-13 STEP grant award in the amount of \$1,000,000 from the OTS for the period October 1, 2012, through September 30, 2013.
 - b. Execute the FY 2012-13 STEP Grant Agreement on behalf of the City and submit all necessary documents relative to the grant award; and, to negotiate, execute, and submit any other necessary agreements and documents relative to the grant, subject to the approval of the City Attorney as to form and legality.

2. AUTHORIZE the LAPD to:

- a. Submit grant reimbursement requests to the grantor and deposit grant receipts in the Police Department Grant Trust Fund No. 339/70.
- b. Spend up to the grant amount of \$1,000,000 in accordance with the grant award agreement.

3. AUTHORIZE the Controller to:

- a. Establish a grant receivable in Fund 339 in the amount of \$1,000,000 and establish an appropriation account, account number to be determined, within Fund 339/70 for the receipt and disbursement of grant funds.
- b. Increase appropriations on an as-needed basis, as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	339/70	70XXXX	2012-13 STEP Grant	\$725,000
	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	100/70	001092	Sworn Overtime	\$725,000

4. INSTRUCT the City Clerk to place on Council agenda on **JULY 1, 2013**, or the first available meeting day thereafter the following instructions:

AUTHORIZE the Controller to increase appropriations as needed from Fund 339/70, of the FY 2012-13 STEP appropriation, as follows:

	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	339/70	70XXXX	2012-13 STEP Grant	\$255,100
	<u>Fund/Dept.</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	100/70	001092	Sworn Overtime	\$255,100

5. AUTHORIZE the LAPD to prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will allow for the expenditure of the FY 2012-13 STEP grant award. The above recommendations are in compliance with City financial policies in that grant funds are sufficient to support grant activities.

Community Impact Statement: None Submitted.

ITEM NO. (23) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)

[12-1807](#)

PUBLIC SAFETY COMMITTEE REPORT relative to the Fiscal Year (FY) 2011 State Homeland Security Program grant (SHSGP) award to be used for Emergency Management (EMD), Fire (LAFD), and Police Departments (LAPD) training and equipment.

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

1. AUTHORIZE the Mayor, or designee, to:
 - a. Accept, on behalf of the City, the FY 2011 SHSGP in the amount of \$521,483 for the performance period November 18, 2011, to April 30, 2014, to fund approved projects for the EMD, the LAFD, and the LAPD, as outlined in Attachment 3 of the Mayor's report to Council dated November 7, 2012 (attached to the Council file).
 - b. Negotiate and execute an agreement with the County of Los Angeles for a term of up to 18 months for receipt of FY 2011 SHSGP funds consistent with the approved grant budget and in accordance with the agreement attached to the Mayor's report dated November 7, 2012, subject to the approval of the City Attorney as to form and legality.
 - c. Negotiate and execute a contract for an amount not to exceed \$100,000 for the implementation of the Incident Command System training courses, for a term of up to 18 months within the applicable performance period, subject to the approval of the City Attorney as to form and legality.
 - d. Submit to the grant, on behalf of the City, requests for drawdown of funds or reimbursements of City funds expended for eligible grant purposes.
2. AUTHORIZE the Controller to:
 - a. Establish a receivable within Fund 54J, SHSGP Grant Fund, in the amount of \$521,483 for the FY 2011 SHSGP grant, and create appropriation accounts within Fund 54J/46, as follows:

<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
54J/46	46J938	LAFD	\$200,000
54J/46	46J170	LAPD	221,483
54J/46	46J392	EMD	<u>100,000</u>
		Total:	\$521,483

- b. Expend and receive funds upon presentation of documentation and proper demand by the Mayor for approved FY 2011 SHSGP purchases.
- c. Transfer FY 2011 SHSGP funds to the EMD and the LAPD, for a total up to \$321,483, on an as-needed basis to reimburse the Departments for grant related expenditures, upon presentation of proper documentation:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	54J/46	46J170	LAPD	\$221,483
	54J/46	46J392	EMD	<u>100,000</u>
			Total:	\$321,483

	<u>Fund/Dept</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
To:	100/70	001092	Overtime Sworn	\$221,483
	392/34	343040	Contractual Services	<u>100,000</u>
			Total:	\$321,483

- 3. AUTHORIZE the Mayor, or designee, to prepare Controller's instructions for any necessary technical adjustments, subject to the approval of the City Administrative Officer (CAO); and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance of the FY 2011 SHSGP award in the amount of \$521,483 will provide funding for training and equipment for the EMD, the LAFD, and the LAPD. Acceptance of the grant and approving the above recommendations are in compliance with City financial policies in that one-time grant funds will be used for one-time expenditures.

Community Impact Statement: None Submitted.

ITEM NO. (24) - ADOPTED

Adopted, Ayes (12); Absent: GARCETTI, REYES (2)

[13-0040](#)

PUBLIC SAFETY COMMITTEE REPORT relative to a \$1,096,000 Fire Facilities Phase II Renovation Program to be funded by Proposition F Fire Facilities General Obligation Bond funds.

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

- 1. AUTHORIZE a \$1,096,000 Fire Facilities Phase II Renovation Program to be funded by Proposition F Fire Facilities General Obligation Bond funds.
- 2. INSTRUCT the City Administrative Officer (CAO) to report to Council in 60 days relative to the success of the City's Proposition F Fire Facilities General Obligation Bond and Proposition Q Citywide Public Safety Bond Programs, including the role of civilian oversight committees, and additional projects and renovations financed by program savings and interest earnings.

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. The program will be fully funded by Proposition F Fire Facilities General Obligation Bond Fund program savings.

Community Impact Statement: None Submitted.

ITEM NO. (25) - SUBSTITUTE MOTION ADOPTED IN LIEU OF ORIGINAL REPORT - SEE FOLLOWING

Adopted in Lieu of Original Report, Ayes (11); Absent: ENGLANDER, GARCETTI, REYES (3)

[12-1780](#)
[10-1649-S1](#)

CONTINUED CONSIDERATION OF RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to encouraging greater voter participation through alternative voting methods and the use of City facilities as polling places.

Recommendation for Council action:

NOTE and FILE the City Clerk report dated January 9, 2013, relative to encouraging greater voter participation through alternative voting methods and the use of City facilities as polling places.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

(Continued from Council meeting of January 18, 2013)

ADOPTED

MOTION (PERRY - PARKS)

Recommendations for Council action:

1. **INSTRUCT the City Clerk to report back in 90 days after the end of the last election with an update of the continued efforts and advancements working with community advocacy groups.**
2. **INSTRUCT the City Clerk to develop a list of achievable goals and recommendations with timeframes associated with them.**

ITEM NO. (26) - REFER TO TRADE, COMMERCE, AND TOURISM COMMITTEE

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

[11-1878](#)

CD 6

TRADE, COMMERCE, AND TOURISM COMMITTEE REPORT relative to a variety of potential management and governance alternatives to make Van Nuys Airport (VNY) more responsive to the airport stakeholders.

Recommendations for Council action:

1. REQUEST that the Board of Airport Commissioners (Board) meet in the San Fernando Valley no less than four times per year.
2. REQUEST Los Angeles World Airports (LAWA) to schedule quarterly an overall management report to the Board by the VNY Airport Manager, including efforts to improve stakeholder communications at VNY.
3. REQUEST LAWA to invite specific community groups such as the VNY Citizens Advisory Council, the Van Nuys Airport Association, and the Valley Industry & Commerce Association to attend and give briefings at the Board's San Fernando Valley meetings.

Fiscal Impact Statement: None submitted by LAWA. 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. (27) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)

[12-0355-S2](#)

CD 8

TRANSPORTATION COMMITTEE REPORT relative to the acquisition and development of property located at North Exposition Boulevard and South Western Avenue for the development of additional parking for the Expo/Western Light Rail Station.

Recommendations for Council action, as initiated by Motion (Parks - Perry), SUBJECT TO THE APPROVAL OF THE MAYOR:

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to receive \$2,700,000 from the Exposition Metro Line Construction Authority, to be deposited into a new account within the Special Parking Revenue Fund (SPRF), Fund 363/94, Account 94J400 entitled, "Expo and Western Land Acquisition and Parking Lot Construction Project," for the acquisition and environmental clearance of the property located at the northeasterly corner of North Exposition Boulevard and South Western Avenue for the development of a parking facility to serve the Expo/Western Light Rail Station.

2. TRANSFER \$700,000 from LADOT Fund 51Q Western Property Purchase and Improvement Account No. 9421G6 to the SPRF, Fund 363/94, Account 94J400 entitled "Expo and Western Land Acquisition and parking Lot Construction Project."
3. INSTRUCT the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO), with assistance and cooperation from appropriate departments, to coordinate the property acquisition and development of the proposed parking lot and report on the necessary steps to complete the project.
4. AUTHORIZE the Controller to make any technical corrections or revisions necessary to implement this action.

Fiscal Impact Statement: None submitted. Neither the CAO nor the CLA has completed a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (28) - ADOPTED - FORTHWITH

Adopted, Ayes (11); Absent: PERRY, REYES, WESSON (3)

[12-1949](#)

TRANSPORTATION COMMITTEE REPORT relative to the implementation of a new high-visibility crosswalk design and policy for improved pedestrian safety.

Recommendations for Council action:

1. DIRECT the Los Angeles Department of Transportation (LADOT) to report to the Transportation Committee in 60 days relative to the status of the Department's implementation of high visibility marking patterned crosswalks.
2. RECEIVE and FILE LADOT report dated December 17, 2012 (attached to the Council file) relative to the implementation of a new high-visibility crosswalk design and policy for improved pedestrian safety.

Fiscal Impact Statement: LADOT reports that the implementation of new high-visibility crosswalks will be funded by City's Measure R Local Return funds set aside for pedestrian improvements in the adopted Fiscal Year 2012-13 budget. Current Mayor and Council policy sets aside 1.0 percent of Measure R Local Return Funds for pedestrian and bicycle programs. This program does not impact the General Fund nor does it require additional funds.

Community Impact Statement: None submitted.

ITEM NO. (29) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)

[13-0048](#)

CD 6

TRANSPORTATION COMMITTEE REPORT relative to highway-rail grade crossing improvements at Woodley Avenue and Raymer Street.

Recommendations for Council action, as initiated by Motion (Rosendahl - LaBonge):

1. AUTHORIZE the Los Angeles Department of Transportation (LADOT) to negotiate and execute an agreement between the City and Metrolink for highway-rail grade crossing improvements at Woodley Avenue and Raymer Street, subject to the approval of the City Attorney as to form and legality, and with the understanding that this project will be funded primarily with grant funds with a 10 percent City match of \$84,930 provided by the City's Proposition C funds.
2. INSTRUCT the Department of Public Works to assist LADOT in contracting the roadway construction improvement work for the above described Woodley Avenue project as well as for a similar project at the De Soto Street railroad crossing, in accordance with the federal aid project procurement process.

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.

ITEM NO. (30) - CONTINUED TO FEBRUARY 12, 2013

Adopted to Continue, Unanimous Vote (11); Absent: PERRY, REYES, WESSON (3)

[13-0069](#)

TRANSPORTATION COMMITTEE REPORT relative to amending the contract with ShelterCLEAN Services, Inc., to add maintenance for additional bike paths and to increase the fixed costs ceiling price.

Recommendations for Council action (Rosendahl, Parks, and LaBonge: Yes; Koretz: No):

1. AUTHORIZE the General Manager of the Los Angeles Department of Transportation (LADOT) to amend contract C-116104 with ShelterCLEAN Services, Inc., to add the maintenance of the following bike paths to the existing scope of work and increase the fixed costs ceiling price of the contract to \$2,048,159:

Orange Line Extension
Arroyo Seco
Ballona Creek
Brown's Creek
Harbor Park
LA River and LA River West Valley

Culver Boulevard
San Fernando Road (Phase I and Phase II)
Will Rogers State Beach

2. DIRECT the Department of Recreation and Parks to report relative to the feasibility, resources needed, and potential for costs saving on conducting bike path maintenance with City staff.

Fiscal Impact Statement: LADOT reports that this action will not impact the General Fund. The cost of bikeways maintenance is funded with transportation development and local Prop C funds.

Community Impact Statement: None submitted.

ITEM NO. (31) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)

[13-0070](#)

CD 15

TRANSPORTATION COMMITTEE REPORT relative to realigning the northbound SR-110 off-ramp at C Street to Harry Bridges Boulevard.

Recommendation for Council action:

DIRECT the Los Angeles Department of Transportation (LADOT), in coordination with the Bureau of Engineering, to execute a new Freeway Agreement with Caltrans for the realignment of the northbound Harbor Freeway off-ramp at C Street to Harry Bridges Boulevard.

Fiscal Impact Statement: LADOT reports that this action will not impact the General Fund. The project will be funded using Los Angeles County Metropolitan Transportation Authority Proposition C (\$6.6 million), Trade Corridor Improvement Fund (\$8.3 million), Surface Transportation Program Local (\$5.9 million), and Port Revenue Funds (\$6.4 million).

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 32-40

(10 Votes Required for Consideration)

ITEM NO. (32) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: GARCETTI, REYES (2)

[12-1657](#)

CD 4

COMMUNICATIONS FROM THE CITY ATTORNEY and THE DEPARTMENT OF CITY PLANNING and ORDINANCE FIRST CONSIDERATION relative to the execution of a Development Agreement by and between the City of Los Angeles and Universal Studios, LLC for property located at 100 Universal City Plaza.

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

1. FIND under the California Public Resources Code Section 21166 and the California Environmental Quality Act (CEQA) Guidelines Section 15162, on the basis of substantial evidence contained in the whole record, that since certification of Environmental Impact Report (EIR) No. ENV-2007-254-EIR (SCH 2007071036), on November 14, 2012, there have been no changes to the Project, changes with respect to the circumstances under which the Project is being undertaken, or new information of substantial importance concerning the Project, which cause new significant environmental effects or a substantial increase in the severity of previously identified significant effects, and therefore no additional environmental review is required for the Project.
2. ADOPT the FINDINGS of the Los Angeles City Planning Commission, as amended by the Planning and Land Use Management Committee and the City Council, with the exception of the CEQA Findings on pages F-3 through F-14 of the Department of City Planning's January 25, 2013 communication as the Findings of the Council.
3. ADOPT the FINDINGS of the City Council with regard to the motion pursuant to the revenue neutrality agreement.
4. PRESENT and ADOPT the accompanying ORDINANCE authorizing the execution of a development agreement by and between the City of Los Angeles and Universal Studios, LLC relating to real property in the Sherman Oaks-Studio City-Toluca Lake-Cahuenga Pass Community Plan area for the proposed project consisting of the construction of a studio office, studio-related uses, entertainment facilities, hotel, parking facilities, open space and related amenities and any community facilities established for the construction, implementation and maintenance of the project as described in the project approvals, for property located at 100 Universal City Plaza.
5. REQUEST the Mayor to execute the Development Agreement on behalf of the City.
6. REQUEST the City Attorney, subject to the effective date of the Ordinance, to obtain all necessary signatures needed to process the Development Agreement.
7. 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.
8. 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 will be required to be submitted to the County Clerk prior to or concurrent with any Environmental Notice of Determination filing, if a Notice of Determination is filed.
9. ADVISE the applicant that, pursuant to Government Code Section 65868.5, the Development Agreement is required to be filed with the County Clerk no later than ten days after the City has entered into the agreement.

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

Community Impact Statement: Yes

For proposal: Hollywood Hills West Neighborhood Council
Greater Toluca Lake Neighborhood Council

TIME LIMIT FILE - MARCH 9, 2013

(LAST DAY FOR COUNCIL ACTION - MARCH 6, 2013)

(Planning and Land Use Management Committee waived consideration of the above matter)

ITEM NO. (33) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: GARCETTI, REYES (2)

[12-1657-S2](#)

CD 4

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the establishment of the Universal City Sign District, pursuant to the provisions of Los Angeles Municipal Code (LAMC) Section 13.11, covering an area bounded by the Los Angeles River Flood Control Channel on the north, Barham Boulevard on the east, W.C. Fields Drive (formerly Buddy Holly Drive) and the US 101 Freeway on the south, and Lankershim Boulevard on the west.

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

1. FIND under the California Public Resources Code Section 21166 and the California Environmental Quality Act Guidelines Section 15162, on the basis of substantial evidence contained in the whole record, that since certification of Environmental Impact Report (EIR) No. ENV-2007-254-EIR (SCH 2007071036), on November 14, 2012, there have been no changes to the Project, changes with respect to the circumstances under which the Project is being undertaken, or new information of substantial importance concerning the Project, which cause new significant environmental effects or a substantial increase in the severity of previously identified significant effects, and therefore no additional environmental review is required for the Project.
2. ADOPT the FINDINGS of the Director of Planning as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE establishing the Universal City Sign District, pursuant to the provisions of LAMC Section 13.11, covering an area bounded by the Los Angeles River Flood Control Channel on the north, Barham Boulevard on the east, W.C. Fields Drive (formerly Buddy Holly Drive) and the US 101 Freeway on the south, and Lankershim Boulevard on the west.

Fiscal Impact Statement: None submitted by the City Attorney and 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

(Planning and Land Use Management Committee waived consideration of the above matter)

**Adopted, Ayes (12); Absent: GARCETTI, REYES (2)
(Item Nos. 34-35)**

ITEM NO. (34) - ADOPTED - TO THE MAYOR FORTHWITH

[12-1924](#)

CD 14

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the quitclaim of Sanitary Sewer Easement for Huntington Drive North northeasterly of Poplar Boulevard (Right of Way No. 36000-1806).

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

1. FIND that the quitclaim of Sanitary Sewer Easement for Huntington Drive North northeasterly of Poplar Boulevard (Right of Way No. 36000-1806) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(4) of the City's Environmental Guidelines.
2. APPROVE the quitclaim of Sanitary Sewer Easement for Huntington Drive North northeasterly of Poplar Boulevard (Right of Way No. 36000-1806) as shown colored red on Exhibit A of the December 11, 2012 City Engineer report and attached to the Council file, subject to the following condition:

That petitioner make satisfactory arrangement with the Real Estate Group of the Bureau of Engineering with respect to the payment of the document recording fee.

3. ADOPT the City Engineer report dated December 11, 2012, to approve the petitioner's request for the quitclaim of Sanitary Sewer Easement for Huntington Drive North northeasterly of Poplar Boulevard (Right of Way No. 36000-1806).
4. PRESENT and ADOPT the accompanying ORDINANCE authorizing the quitclaim of Sanitary Sewer Easement for Huntington Drive North northeasterly of Poplar Boulevard (Right of Way No. 36000-1806).
5. INSTRUCT the City Clerk to forward a copy of the Council action and ORDINANCE to the Real Estate Division of the Bureau of Engineering for processing.

Fiscal Impact Statement: The City Engineer reports that a fee of \$5,724.50 was paid for processing this request pursuant to Section 7.40 of the Los Angeles Administrative Code.

Community Impact Statement: None submitted.

ITEM NO. (35) - ADOPTED - TO THE MAYOR FORTHWITH

[12-1962](#)

CD 12

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and ORDINANCE FIRST CONSIDERATION relative to the removal of vehicular access restriction on Nalin Drive southerly of Nalin Place (Right of Way No. 36000-1915).

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

1. FIND that the removal of vehicular access restriction on Nalin Drive southerly of Nalin Place (Right of Way No. 36000-1915) is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Class 5(16) of the City's Environmental Guidelines.
2. FIND that the removal of the restrictions against vehicular ingress and egress to Nalin Drive southerly of Nalin Place from Document No. 85-659777, shown attached on Exhibit A of the December 20, 2012 City Engineer report and attached to the Council file, be approved, subject to the following conditions:
 - a. That the petitioner make satisfactory arrangements with the Real Estate Group of the Bureau of Engineering with respect to payment of document processing fees.
 - b. Provide a drawing to complete the street improvements of the terminus of Nalin Drive to the satisfaction of the City Engineer (concrete, curb and gutter).
 - c. Remove and replace any and all broken or off-grade concrete curb, gutter, and asphalt concrete pavement, all to the satisfaction of the City Engineer.
 - d. Required improvements to be guaranteed by surety bond or cash deposit. Engineering staff shall determine required amount of surety to be deposited.
3. INSTRUCT the Real Estate Division of the Bureau of Engineering to deliver the necessary instrument or instruments removing the restriction to the person or persons entitled thereto, at such time as the conditions in Recommendation "2" have been complied with.
4. PRESENT and ADOPT the accompanying ORDINANCE effectuating the removal of the restrictions against vehicular ingress and egress to Nalin Drive southerly of Nalin Place from Document No. 85-659777.
5. INSTRUCT the Real Estate Division of the Bureau of Engineering to record the Ordinance, as detailed above in Recommendation No.4, with the County Recorder.
6. INSTRUCT the City Clerk to forward a copy of the Council action on this project to the Real Estate Division of the Bureau of Engineering for processing.
7. FIND that if the City Council add, remove, or modify any of the previously stipulated conditions, the accompanying ORDINANCE be considered null and void and a new ORDINANCE be drafted.

Fiscal Impact Statement: The City Engineer reports that a fee of \$6,869.40 was paid for processing this request pursuant to Section 7.40 of the Administrative Code.

Community Impact Statement: None submitted.

ITEM NO. (36) - ADOPTED

Adopted, Ayes (11); Absent: GARCETTI, KORETZ, REYES (3)

[06-2490](#)

CD 5

FUTURE PUBLIC HEARING DATE of **FEBRUARY 26, 2013** for hearing appeals against confirmation of assessment for improvement of Aqueduct Avenue (Near Morrison Street) Sewer Improvement with mainline sanitary sewer, house connection sewer (laterals), appurtenant structures, and related work under the Improvement Act of 1911. A'11- SZC11475

(Board of Public Works Hearing Date: February 20, 2013)

Adopted, Ayes (12); Absent: REYES, WESSON (2)
(Item Nos. 37a-37e)

ITEM NO. (37) - ADOPTED

[13-0005-S81](#)

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 29, 2013:

[13-0005-S81](#)

CD 1

- a. Property at 1021 West Venice Boulevard (Case No. 288782).
Assessor I.D. No. 5135-032-014

[13-0005-S82](#)

CD 8

- b. Property at 8815 South Figueroa Street (Case No. 61977).
Assessor I.D. No. 6038-006-026

[13-0005-S83](#)

CD 8

- c. Property at 8815 South Figueroa Street (Case No. 141746).
Assessor I.D. No. 6038-006-026

[13-0005-S84](#)

CD 8

- d. Property at 8815 South Figueroa Street (Case No. 243733).
Assessor I.D. No. 6038-006-026

[13-0005-S85](#)

CD 8

- e. Property at 8815 South Figueroa Street (Case No. 366787).
Assessor I.D. No. 6038-006-026

ITEM NO. (38) - ADOPTED, AS AMENDED - FORTHWITH - SEE FOLLOWING

Adopted as Amended, Ayes (13); Absent: REYES (1)

[08-3050](#)

COMMUNICATION FROM CHAIR AND MEMBER, AD HOC COMMITTEE ON ECONOMIC DEVELOPMENT IMPLEMENTATION relative to the establishment of a new Economic Development Department and association with a non-profit economic development organization.

Recommendations for Council action:

1. APPROVE the establishment of a new Economic Development Department (EDD) and REQUEST the City Attorney to prepare and present within 30 days the necessary ordinance to effectuate the implementation of the EDD, as appropriate.
2. EXPRESS intent to enter into a contract with a Citywide Economic Development Nonprofit (CEDN).
3. INSTRUCT the Chief Legislative Analyst (CLA) and City Administrative Officer (CAO) to identify a CEDN to provide economic development services on behalf of the City.
4. INSTRUCT and REQUEST as appropriate the CLA, CAO and City Attorney within 30 days to prepare and submit a term sheet specifying the major terms of a contract to be entered into with a CEDN, including, but not limited to:
 - a. Strategic plan development.
 - b. Focused investment in low-income and blighted communities.
 - c. Scope of services.
 - d. Deliverables and performance evaluation criteria.
5. INSTRUCT the CAO and CLA to report to the Ad Hoc Committee on Economic Development Implementation within 30 days with specific recommendations regarding staffing, budget and departmental impacts relative to the EDD.

6. REQUEST that the Mayor include the implementation of the EDD and use of a CEDN in the Fiscal Year 2013-14 Proposed Budget.
7. INSTRUCT the CLA and CAO to include in their report responses to the following questions:
 - a. What will be the role of the Council within the proposed economic development model, and how will Councilmembers be able to respond to their respective constituencies?
 - b. How can the City's purchasing power with companies with which it does business be leveraged to foster local hiring?
 - c. How can the City leverage its position as largest payer of the County stormwater parcel tax hold the other 89 cities in the region accountable for stormwater runoff?
 - d. How can the City address the inequity of bearing the brunt of providing affordable housing for the region's workforce while other cities in the region benefit from the jobs and the tax base?
 - e. How can the City equitably allocate resources towards the replacement/repair/cleaning of sidewalks and roadways in the City center and its transit-oriented districts around rail stations to create desirability in neighborhoods and in turn foster economic development?
 - f. How will land use/zoning (re-entitling) be integrated into fostering economic development in the City?

Fiscal Impact Statement: The CLA/CAO reports that the recommendations in this report are estimated to ultimately redirect approximately \$32.5 million in General Fund, Special Fund and other external costs in Fiscal Year 2013-14. Ongoing costs will be more specifically identified in a subsequent CLA and CAO report to the Ad Hoc Committee on Economic Development Implementation. The City is anticipated to benefit from improved investment of existing City resources and better positioning for future business growth, job creation and expansion of the local tax base. The recommendations in this report are in compliance with the City's Financial Policies in that General Fund expenditures and appropriations for priority programs are to be made against current revenue.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (WESSON - KREKORIAN)

Recommendations for Council action:

1. AMEND Instruction No. 3 to read:

- 3. INSTRUCT the CLA and CAO to identify potential CEDN candidates to provide economic development services on behalf of the City.**

2. AMEND Instruction No. 4 to read:

- 4. INSTRUCT and REQUEST as appropriate the CLA, CAO and City Attorney within 60 days to prepare and submit objectives of a contract to be entered into with a CEDN, including, but not limited to: a) Strategic plan development; b) Focused investment in low-income and blighted communities; c) Local job creation; d) Scope of services; and e) Deliverables and performance evaluation criteria.**

3. AMEND Instruction No. 7 to read:

- 7. INSTRUCT the CLA and CAO to include in their report responses to the following questions:**
- **What will be the role of the Council within the proposed economic development model, and how will Councilmembers be able to respond to their respective constituencies?**
 - **How can the City's purchasing power with companies with which it does business be leveraged to foster good local hiring and training in both construction and permanent jobs?**
 - **How can the City leverage its position as the largest payer of the County storm water parcel tax hold the other 87 cities in the County accountable for storm water runoff?**
 - **How can the City address the inequity of bearing the brunt of providing affordable housing for the region's workforce while other cities in the region benefit from the jobs and the tax base?**
 - **What processes will be established to provide for transparency, accountability and public input from constituents? Will the Brown Act and other state ethics laws apply to the CEDN?**
 - **How can the City equitably allocate resources towards the replacement/repair/cleaning of sidewalks and roadways in the City center and its transit-oriented districts around rail stations to create desirability in neighborhoods and in turn foster economic development?**
 - **How will land use/zoning (re-entitling) be integrated into fostering economic development in the City?**

ADOPTED

AMENDING MOTION (HUIZAR - ROSENDAHL)

Recommendation for Council action:

INSTRUCT the CLA and the CAO to include in their report to Council on this matter, discussion of an option to consolidate the Los Angeles Housing Department and the Community Development Department into a new Housing and Neighborhood Development Department, and a comprehensive listing of all the appropriate powers and authorities needed for the City to carry out neighborhood-based urban renewal.

ADOPTED

AMENDING MOTION (PERRY - PARKS)

Recommendations for Council action:

- 1. INSTRUCT the CLA and CAO to include in the term sheet for the Citywide Economic Development Nonprofit a strong component focused on immigrant business and strategy for workforce development.**
- 2. INSTRUCT the CLA and CAO to report back on the following:**
 - a. The status of the Community Development Department and what steps should be taken to make it the most efficient model, including consolidation into existing departments.**
 - b. Possible ways that the Port of Los Angeles and/or Los Angeles World Airports could supply a dedicated revenue stream for economic development in underserved areas.**
 - c. City real estate assets - Is there a list of these assets and how much revenue are they estimated to generate?**

ITEM NO. (39) - ADOPTED - TO THE MAYOR FORTHWITH

Adopted, Ayes (12); Absent: REYES, WESSON (2)

[12-0862](#)
CD 14

MOTION (HUIZAR - GARCETTI) relative to amending prior Council action of June 26, 2012 regarding transferring \$50,000 from the Central Los Angeles Recycling and Transfer Station (CLARTS) for recreational and social services provided by the SRO Housing Corporation at San Julian Park.

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

- 1. TRANSFER \$50,000 from the CLARTS Community Amenities Trust Fund, No. 47S/14 to the Affordable Housing Trust Fund, No. 44G/43, Account No. 43H363 (Gladys and San Julian Parks) to fund any aspect of the activities of the SRO Housing Corporation relative to the operation of San Julian Park, inasmuch as funding is urgently needed to continue park operations which are set to expire on January 31, 2013.**
- 2. AUTHORIZE the Los Angeles Housing Department to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.**

ITEM NO. (40) - ADOPTED

Adopted, Ayes (12); Absent: REYES, WESSON (2)

[13-0111](#)

MOTION (LABONGE - GARCETTI) relative to transferring \$45,540 from AB1290 funds to offset part of the parking fees for the Hollywood Bowl's use of the Los Angeles Zoo parking lot during its Summer 2013 season.

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

1. TRANSFER \$45,540 from AB1290 Fund No. 53P, Account No. 281204 (CD 4 Redevelopment Projects - Services) to Zoo Fund No. 40E/87, Revenue Source Code 451702 in order to offset part of the parking fees for the Hollywood Bowl's use of the Los Angeles Zoo parking lot during its Summer 2013 season.
2. AUTHORIZE the Los Angeles Zoo to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

Closed Session - Item 41

ITEM NO. (41) - NO ACTION TAKEN IN OPEN SESSION

[13-0087](#)

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 City of Los Angeles et al. v. Pacific Bell Telephone Company (dba AT&T California), Los Angeles Superior Court Case No. BC 414 272. (This case concerns AT&T's provision of public, educational and government access on its U-Verse system.)

(Information Technology and General Services Committee considered the above matter in Closed Session on January 31, 2013)

Item for Which Public Hearing Has Not Been Held - Item 42

(10 Votes Required for Consideration)

ITEM NO. (42) - ADOPTED

Adopted, Ayes (12); Absent: GARCETTI, REYES (2)

[12-0185-S1](#)

MOTION (PARKS for PERRY - LABONGE) relative to a negotiated payment of \$110,000 from the National Academy of Recording Arts and Sciences (NARAS) for City services associated with holding the 2013 Grammy Awards at the Staples Center, and negotiating future Grammy Awards to be held in the City.

Recommendations for Council action:

1. APPROVE the negotiated payment of \$110,000 for City services for NARAS to hold the 2013 Grammy Awards at the Staples Center.
2. INSTRUCT the City Administrative Officer (CAO) and the Chief Legislative Analyst to negotiate a contract between the City and NARAS to hold future Grammy Awards in the City.
3. AUTHORIZE the CAO, following approval of the contract, to execute and administer the contract between the City and NARAS.

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

13-0149

MOTION (ZINE - PERRY) relative to the use of a mobile stage by Temple Aliyah for their Purim Festival on February 23-24, 2013.

13-0150

MOTION (PERRY - PARKS) relative to the Los Angeles Central Avenue Streetscape bus shelters and lighting.

11-0101-S3

MOTION (GARCETTI - KORETZ - BUSCAINO) relative to funding for redevelopment and community services in various Council Districts.

13-0151

MOTION (WESSON - KORETZ) relative to installing street banners announcing the United Neighborhoods Neighborhood Council.

11-0655-S3

MOTION (GARCETTI - PERRY - KREKORIAN) relative to inviting representatives from Peace Over Violence to the City Council on April 24, 2013, Denim Day in L.A.

13-1300-S7

MOTION (WESSON - LABONGE) relative to the order and letter designation for the four ballot measures to be placed on the May 21, 2013 City of Los Angeles General Municipal Election.

13-0148

MOTION (BUSCAINO - ALARCON) relative to conducting the Tax Equity Responsibility Act of 1982 (TEFRA) hearing for the issuance of \$13,312,500 in revenue bonds for the Banning Villa Apartments Project located at 1100 North Banning Boulevard.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

13-0004 - Joint Educational Project

Krekorian - Perry - Parks

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

13-0003 - William (Bill) C. Horst	Buscaino - All Councilmembers
Ralph Edward Anderson	Parks - Perry
Monica Quan	LaBonge - All Councilmembers
Keith Lawrence	LaBonge - All Councilmembers
Jack Singer	LaBonge - All Councilmembers
Barbara Louise Walters	LaBonge for Garcetti - All Councilmembers

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By	
Council Clerk	PRESIDENT OF THE CITY COUNCIL