

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **March 20, 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, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (11); Absent: Englander, Garcetti, Rosendahl (3); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MARCH 6, 2013

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - SEE PAGE 23

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 1-12

ITEM NO. (1) - SEE BELOW

[13-0170-S7](#)

HEARING PROTESTS relative to Office of Finance reports requesting approval to record liens against taxpayers for unpaid taxes.

Recommendation for Council action:

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

**Adopted, Ayes (13); Absent: (1) GARCETTI
(Item Nos. 1a-1d)**

PUBLIC HEARINGS CLOSED - LIENS CONFIRMED

[13-0170-S7](#)

a. Tiffany Group Inc. (Lien: \$5,550.13)

[13-0170-S8](#)

b. Urban Reinforcing Management Co. Inc. (Lien: \$16,162.79)

[13-0170-S9](#)

CD 11

c. The Lasik Spa Medical Group Professional Corp.

(Lien: \$25,856.76)

[13-0170-S10](#)

CD 4

d. Mohamed Sassi

(Lien: \$16,543.73)

**ITEM NO. (2) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)

[10-1241-S1](#)

CD 6

HEARING PROTESTS against the proposed improvement and maintenance of the Balboa Boulevard and Valerio Street No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Balboa Boulevard and Valerio Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (3) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

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

[12-1010-S1](#)

CD 5

HEARING PROTESTS against the proposed improvement and maintenance of the Balboa Boulevard and Addison Street No. 2 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Balboa Boulevard and Addison Street No. 2 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)
(Item Nos. 4-8)

**ITEM NO. (4) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[12-1870](#)

CD 14

HEARING PROTESTS against the proposed improvement and maintenance of the Bailey Street and Pennsylvania Avenue Lighting District.

Recommendation for Council action:

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

(Ordinance of Intention adopted on January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (5) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[12-1917](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Fernglen Avenue and Valmont Street No. 3 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Fernglen Avenue and Valmont Street No. 3 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (6) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[12-1919](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the 12th Street (734) and Crocker Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 12th Street (734) and Crocker 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 January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (7) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[12-1919-S1](#)

CD 9

HEARING PROTESTS against the proposed improvement and maintenance of the 12th Street (762) and Crocker Street No. 1 Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the 12th Street (762) and Crocker Street No. 1 Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (8) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[12-1960](#)

CD 13

HEARING PROTESTS against the proposed improvement and maintenance of the Sunset Boulevard and Edgemont Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Sunset Boulevard and Edgemont 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 January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (9) - CONTINUED TO APRIL 17, 2013

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

[12-1961](#)

CD 2

HEARING PROTESTS against the proposed improvement and maintenance of the Vineland Avenue and Kittridge Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Vineland Avenue and Kittridge 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 January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)
(Item Nos. 10-11)**

**ITEM NO. (10) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[13-0028](#)

CD 7

HEARING PROTESTS against the proposed improvement and maintenance of the Foothill Boulevard and Cobalt Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Foothill Boulevard and Cobalt 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 January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**ITEM NO. (11) - PUBLIC HEARING HELD - CONTINUE HEARING AND ORDINANCE TO BE PRESENTED
ON APRIL 10, 2013**

[13-0029](#)

CD 10

HEARING PROTESTS against the proposed improvement and maintenance of the Hi-Point and Saturn Streets Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Hi-Point and Saturn Streets Lighting District, in accordance with Sections 6.95-6.127 of the Los Angeles Administrative Code and Proposition 218.

(Ordinance of Intention adopted on January 16, 2013 - Continue hearing and present Ordinance on April 10, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (12) - ADOPTED

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

[13-0015](#)

HEARING APPEALS and ORDINANCE FIRST CONSIDERATION relative to the proposed 2013 Annual Weed and Brush Abatement Program.

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

PRESENT and ADOPT the accompanying ORDINANCE authorizing and ordering the removal of weeds, rubbish, refuse and/or dirt upon certain streets, sidewalks, parkways and/or are on or in front of certain private properties in the City of Los Angeles, which are a public nuisance as set forth in the 2013 Ordinance of Intention No. 182365 adopted by the Council on January 9, 2013.

(Communication from the City Attorney and Ordinance of Intention adopted on January 9, 2013)

Items for Which Public Hearings Have Been Held - Items 13-18

ITEM NO. (13) - ADOPTED - SEE BELOW

Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)

[13-0271](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Ms. Maggie Ragland Neilson to the Board of Animal Services.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Maggie Ragland Neilson to the Board of Animal Services for the term ending June 30, 2016 is APPROVED and CONFIRMED. Ms. Neilson resides in Council District 11. (Current Board gender composition: F=2; M=2; Vacancy=1).

Ethics Commission Review: Pending.

Background Check: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 19, 2013

(LAST DAY FOR COUNCIL ACTION - APRIL 19, 2013)

(Personnel and Animal Welfare 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

PERSONNEL AND ANIMAL WELFARE COMMITTEE REPORT relative to the appointment of Ms. Maggie Ragland Neilson to the Board of Animal Services for the term ending June 30, 2016.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Ms. Maggie Ragland Neilson to the Board of Animal Services for the term ending June 30, 2016 is **APPROVED** and **CONFIRMED**. Ms. Neilson resides in Council District 11. (Current Board gender composition: F=2; M=2; Vacancy=1).

Ethics Commission Review: Pending.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 19, 2013

(LAST DAY FOR COUNCIL ACTION - APRIL 19, 2013)

ITEM NO. (14) - CONTINUED TO APRIL 3, 2013

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

11-0452-S2

ENERGY AND ENVIRONMENT COMMITTEE REPORT and **ORDINANCE FIRST CONSIDERATION** relative to amending Article 4 of Chapter 7 of Division 23 of the Los Angeles Administrative Code (LAAC) regarding the administration and operation of the Office of Public Accountability.

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

PRESENT and **ADOPT** the accompanying **ORDINANCE**, dated January 10, 2013, amending Article 4 of Chapter 7 of Division 23 of the LAMC regarding the administration and operation of the Office of Public Accountability.

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.

ITEM NO. (15) - ADOPTED

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

[12-1098](#)

CATEGORICAL EXEMPTION, ENERGY AND ENVIRONMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to the sale of an easement for public highway purposes to the State of California Department of Transportation.

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

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 12 of the Los Angeles City CEQA Guidelines, and is further exempt under 14 California Administrative Code, Section 15312 (Class 12) Surplus Government Property Sales.
2. PRESENT and ADOPT the accompanying ORDINANCE, dated January 3, 2013, approving a Resolution of the Board of Water and Power Commissioners for the sale of an easement for public highway purposes to the State of California Department of Transportation.
3. CONCUR with the Board of Water and Power Commissioners action of July 17, 2012, authorizing the approval as to form and legality by the City Attorney, Resolution No. 013-013, for the sale of easements to the State of California Department of Transportation for highway drainage purposes.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed resolution will result in revenue to the Water Revenue Fund totaling \$91,450. The Department of Water and Power Debt Management Policies are not applicable. Approval of the proposed resolution will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

**Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)
(Item Nos. 16-17)**

ITEM NO. (16) - ADOPTED

[10-1518](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to contract funding from the United States Department of Energy and Leonardo Technologies, Incorporated for alternative fuel vehicle programmatic support for the Los Angeles Clean Cities Coalition.

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

1. AUTHORIZE the Director, Bureau of Sanitation (BOS), or designee, to execute and submit all documents, including, but not limited to, applications, agreements, or amendments, subject to the approval of the City Attorney as to form, which may be necessary to secure the awarded grants in an amount not to exceed \$30,000 for alternative fuel vehicle programmatic support for the period, November 1, 2012 until November 15, 2013.
2. AUTHORIZE the BOS to receive contract funds and appropriate up to \$30,000 into the Environmental Affairs Trust Fund, Fund 537/50, Account (FY 2013 Clean Cities - Programmatic Support).
3. AUTHORIZE the BOS to transfer and appropriate \$21,000 from the Environmental Affairs Trust Fund, Fund 537/50, Account (FY 2013 Clean Cities - Programmatic Support) to Fund 100/82, Account 1070, As-Needed Salaries.
4. AUTHORIZE the Controller to make technical adjustments as necessary.

Fiscal Impact Statement: The Board of Public Works reports that there is no impact to the City's General Fund. Receipt of up to \$30,000 will offset costs otherwise provided by the Environmental Affairs Trust Fund. The total estimated cost for the project is \$30,000.

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

[11-0607](#)

CATEGORICAL EXEMPTION, ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to the amended Resolution to execute quitclaim deeds to seven Los Angeles Department of Water and Power (LADWP) distribution easements.

Recommendations for Council action:

1. FIND that this action is categorically exempt from the California Environmental Quality Act (CEQA) pursuant to Article III, Class 5(4) of the Los Angeles City CEQA Guidelines.
2. CONCUR with the Board of Water and Power Commissioners' (Board) action of January 25, 2013, amending Resolution No. 011-230, and authorizing the approval as to form and legality by the City Attorney, Resolution No. 013-164, to execute quitclaim deeds to seven LADWP distribution easements.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed resolution will result in revenue to the Water Revenue Fund and Power Revenue Fund totaling \$29,750. The LADWP Debt Management Policies are not applicable. Approval of the proposed resolution will have no impact on the City's General Fund.

Community Impact Statement: None submitted.

ITEM NO. (18) - ADOPTED - SUBSTITUTE MOTION - SEE FOLLOWING

Substitute Motion adopted, Ayes (13); Absent: GARCETTI (1)

[13-0002-S6](#)

RULES, ELECTIONS AND INTERGOVERNMENTAL RELATIONS COMMITTEE REPORT relative to the City's position to oppose legislation to transfer NASA owned land at the Santa Susana Field Laboratory Site until cleanup and remediation is complete.

Recommendation for Council action, as initiated by Resolution (Englander - Zine), SUBJECT TO THE CONCURRENCE OF THE MAYOR:

INSTRUCT the Chief Legislative Analyst (CLA) to prepare a revised Resolution to include in the City's 2013-2014 Federal Legislative Program OPPOSITION to any legislation or administrative action which would transfer to private use or to any other public agency the NASA owned land at the Santa Susana Field Laboratory site in Ventura County until all cleanup and remediation of the site is complete.

Fiscal Impact Statement: None submitted by the CLA. The City Administrative Officer has not completed a financial analysis of this report.

Community Impact Statement: None submitted.

ADOPTED

SUBSTITUTE MOTION (ENGLANDER - KORETZ)

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

ADOPT the accompanying revised Resolution in lieu of any other resolution relative to this matter.

Items for Which Public Hearings Have Not Been Held - Items 19-28

(10 Votes Required for Consideration)

ITEM NO. (19) - ADOPTED

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

[13-0254](#)

COMMUNICATION FROM THE MAYOR relative to the appointment of Mr. Juan Bustamante to the Police Permit Review Panel.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Juan Bustamante to the Police Permit Review Panel for the term ending June 30, 2017, is APPROVED and CONFIRMED. Mr. Bustamante resides in Council District 12. (New Commission gender composition: M = 4; F = 3)

Ethics Commission review: Pending.

Background Check: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 15, 2013

(LAST DAY FOR COUNCIL ACTION - APRIL 12, 2013)

(Public Safety Committee waived consideration of the above matter)

ITEM NO. (20) - MOTION ADOPTED TO APPROVE - SEE FOLLOWING

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

13-1300-S8

CONSIDERATION OF THE SIMPLIFIED BALLOT SUMMARY "DIGEST" prepared by the Ballot Simplification Committee pursuant to the Los Angeles Election Code Section 405 for the four proposed measures appearing on the May 21, 2013, City General Municipal Election ballot:

PROPOSITION C related to SUPPORTING A CONSTITUTIONAL AMENDMENT TO LIMIT CAMPAIGN SPENDING AND RIGHTS OF CORPORATIONS

PROPOSITION D related to MEDICAL MARIJUANA REGULATION AND TAXATION

INITIATIVE ORDINANCE E related to MEDICAL MARIJUANA REGULATION

INITIATIVE ORDINANCE F related to MEDICAL MARIJUANA REGULATION AND TAXATION

TIME LIMIT FILE - MARCH 22, 2013

(LAST DAY FOR COUNCIL ACTION - MARCH 22, 2013)

ADOPTED

MOTION (WESSON - KORETZ)

Recommendation for Council action:

APPROVE the SIMPLIFIED BALLOT SUMMARY "DIGEST" prepared by the Ballot Simplification Committee pursuant to Los Angeles Election Code Section 405 for the four proposed ballot measures appearing on the May 21, 2013, City General Municipal Election ballot:

PROPOSITION C related to SUPPORTING A CONSTITUTIONAL AMENDMENT TO LIMIT CAMPAIGN SPENDING AND RIGHTS OF CORPORATIONS.

PROPOSITION D related to MEDICAL MARIJUANA REGULATION AND TAXATION

INITIATIVE ORDINANCE E related to MEDICAL MARIJUANA REGULATION

INITIATIVE ORDINANCE F related to MEDICAL MARIJUANA REGULATION AND TAXATION

**Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)
(Item Nos. 21a-21o)**

ITEM NO. (21) - ADOPTED

[13-0005-S155](#)

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 March 13, 2013:

[13-0005-S155](#)

CD 4

- a. Property at 4857 West Oakwood Avenue (Case No. 348377).
Assessor I.D. No. 5522-030-001

[13-0005-S156](#)

CD 5

- b. Property at 802 North Orange Drive (Case No. 235625).
Assessor I.D. No. 5524-001-014

[13-0005-S157](#)

CD 6

- c. Property at 15835 West Vanowen Street (Case No. 394694).
Assessor I.D. No. 2224-034-031

[13-0005-S158](#)

CD 8

- d. Property at 1644 West 55th Street (Case No. 306007).
Assessor I.D. No. 5003-022-020

[13-0005-S159](#)

CD 8

- e. Property at 7033 South 6th Avenue (Case No. 363289).
Assessor I.D. No. 4008-025-022

[13-0005-S160](#)

CD 8

- f. Property at 3983 South Denker Avenue (Case No. 391837).
Assessor I.D. No. 5036-029-027

[13-0005-S161](#)

CD 8

- g. Property at 1644 West 55th Street (Case No. 404420).
Assessor I.D. No. 5003-022-020

[13-0005-S162](#)

CD 9

- h. Property at 736 East 74th Street (Case No. 17663).
Assessor I.D. No. 6023-010-010

[13-0005-S163](#)

CD 9

- i. Property at 122 West 56th Street (Case No. 115719).
Assessor I.D. No. 5101-027-024

[13-0005-S164](#)

CD 9

- j. Property at 736 East 74th Street (Case No. 262621).
Assessor I.D. No. 6023-010-010

[13-0005-S165](#)

CD 10

- k. Property at 1908 South Rimpau Boulevard (Case No. 377826).
Assessor I.D. No. 5061-017-003

[13-0005-S166](#)

CD 13

- l. Property at 921 North Vendome Street (Case No. 313584).
Assessor I.D. No. 5426-015-007

[13-0005-S167](#)

CD 13

- m. Property at 2704 West Bellevue Avenue (Case No. 313853).
Assessor I.D. No. 5402-008-009

[13-0005-S168](#)

CD 13

- n. Property at 2704 West Bellevue Avenue (Case No. 340085).
Assessor I.D. No. 5402-008-009

[13-0005-S169](#)

CD 15

- o. Property at 1158 North Broad Avenue (Case No. 303789).
Assessor I.D. No. 7423-008-002

ITEM NO. (22) - ADOPTED

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

[12-0600-S169](#)

COMMUNICATION FROM CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE relative to the impact of federal sequestration and capping tax exemptions on the City's municipal debt program.

Recommendation for Council action:

NOTE and FILE the City Administrative Officer's report relative to the impact of federal sequestration and capping tax exemptions on the City's municipal debt program.

Fiscal Impact Statement: Not applicable.

ITEM NO. (23) - ADOPTED

Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)

[10-1451-S1](#)

CD 1

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to funding for the Northeast Los Angeles Riverfront Vision Plan Project and related actions.

Recommendation for Council action:

RECEIVE and FILE Motion (Reyes - LaBonge), inasmuch as the recommendations in the Motion are addressed in the City Administrative Officer report dated March 5, 2013 attached to Council file No. 10-1451.

Fiscal Impact Statement: Not applicable.

Community Impact Statement: None submitted.

ITEM NO. (24) - CONTINUED TO MARCH 27, 2013

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

[13-0136](#)

COMMUNICATION FROM CHAIR, HOUSING, COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE relative to a grant award in the amount of \$1,500,000 from the United States Department of Justice (DOJ), Office of Juvenile Justice and Delinquency Prevention, in support of the 2012 PB-FX-K003, Community-Based Violence Prevention Demonstration Program, and related actions.

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

1. AUTHORIZE the Mayor, or designee, to retroactively accept the 2012 Community-Based Violence Prevention Demonstration Program Grant for the Proyecto Palabra, "Word of Honor" Project in the Rampart Gang Reduction and Youth Development (GRYD) Zone in the amount of \$1,500,000 and execute the Grant Award No. 2012-PB-FX-K003 from the U.S. DOJ, Office of Juvenile Justice and Delinquency Prevention (OJJDP), for a performance period of three years, effective October 1, 2012 through September 30, 2015 and submit any other necessary agreement and documents relative to the grant award, subject to the review and approval of the City Attorney as to form.
2. FIND that the sole source contract with the Public Health Foundation Enterprises, Inc./Aztecs Rising (PHFE/Aztecs Rising) is justified for the following reasons:
 - a. PHFE/Aztecs Rising is located in the Rampart GRYD Zone and PHFE has over 40 years of fiscal management experience with non-profit organizations.
 - b. PHFE/Aztecs Rising has unique experience in performance of these services, working with this target population and the Mexican/Salvadoran communities.
 - c. PHFE/Aztecs Rising can implement these services in a quick and timely manner.
3. AUTHORIZE the Mayor, or designee, to negotiate and execute a sole source contract with the PHFE/Aztecs Rising for the implementation of intervention services for the Proyecto Palabra, "Word of Honor" Project, for an amount not to exceed \$1,137,960, for a performance period of 33 months retroactively effective from January 1, 2013 through September 30, 2015, in substantial conformance with the Intervention Scope of Work attached to the Mayor's Transmittal dated January 24, 2013 (attached to Council File No. 13-0136), subject to the availability of funds, City contracting requirements and the review and approval of the City Attorney as to form and legality.
4. FIND that the sole source contract with The Advancement Project is justified for the following reasons:
 - a. The Advancement Project is the founding development agency for the Los Angeles Violence Intervention Training Academy (LAVITA).
 - b. The Advancement Project has unique experience in performance of these services and in working with this target population and assisting communities nationwide.
 - c. The Advancement Project can implement these services in a quick and timely manner.
5. AUTHORIZE the Mayor, or designee, to negotiate and execute a Fourth Amendment with The Advancement Project (C-116646), to increase the contract amount by \$50,000 for a revised total compensation not to exceed \$250,000, for the provision of peacekeeping services, advanced LAVITA training and an assessment of extortion practices relative to the Proyecto Palabra, "Word of Honor" Project, for a performance period of 18 months retroactively effective from January 1, 2013 through June 30, 2014, in substantial conformance with the Fourth Amendment attached to the City Administrative Officer (CAO) report dated March 5, 2013 (attached to Council File No. 13-0136); subject to the availability of funds, compliance with City contracting requirements and approval of the City Attorney as to form and legality.

6. AUTHORIZE the Controller to:

- a. Establish a new fund entitled 2012 Community-Based Violence Prevention Demonstration Program (2012 CVPDP) - Proyecto Palabra Grant Fund No. XXX (No. 2012-PB-FX-K003), establish a receivable in the new Fund in the amount of \$1,500,000, disburse the grant funds upon presentation of documentation or proper demand from the Mayor's Office, and create new appropriation accounts within the new Fund XXX, Department 46 as follows:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
46J146	Salaries – Mayor’s GRYD Office	\$70,400
46J246	Mayor’s Reserve	\$140,802
46J299	Fringe Benefits – GRYD	\$74,617
46J213	Travel	\$4,290
46J304	Contractual Services	\$1,187,960
46J601	Supplies	\$8,280
46J602	Other – Events, Peacekeeping, Equipment	\$13,651
	Total:	\$1,500,000

- b. Upon submission of proper documentation, Transfer up to \$95,272 from the 2012 CVPDP Proyecto Palabra Grant Fund No. XXX, Department 46 as follows:

	<u>Fund</u>	<u>Title</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>
From:	XXX	CVPDP Proyecto Palabra	J146	Salaries - Mayor	\$70,400
To:	100/46	General Fund	001020	Salaries Grant Reimbursed	\$70,400
From:	XXX	CVPDP Proyecto Palabra	J299	Fringe Benefits	\$24,872
To:	100/46	General Fund	4681	Related Cost Reimbursed	\$24,872

7. AUTHORIZE the Mayor, or designee, to prepare Controller instructions and/or make technical adjustments that may be required to implement the actions approved by the Mayor and Council on these matters, subject to the approval of the CAO, and AUTHORIZE the Controller to implement these instructions.

Fiscal Impact Statement: The CAO reports that acceptance of the 2012 Community-Based Violence Prevention Demonstration Program Grant in the amount of \$1,500,000 and approval of grant-related actions will result in the implementation of the Proyecto Palabra, "Word of Honor" Project and the provision of essential Rampart GRYD Zone intervention services and peacekeeping activities to reduce gang violence. The three-year grant provides funding for program implementation through personnel, contractual services, travel, supplies and other costs; financing the majority of grant-related activities with the exception of approximately \$222,549 for Mayor's GRYD Office salaries and fringe benefits not financed by the grant. A portion of this amount, \$74,183, is included in the 2012-13 Mayor's Adopted Budget so no additional appropriation is necessary at this time. The remaining balance of \$148,366 would need to be addressed in subsequent Mayor's Office budgets.

Accepting the grants and approving the recommendations would be in compliance with the City's Financial Policies in that General Fund revenues plus grant revenues are available to support the cost of this program.

Community Impact Statement: None submitted.

ITEM NO. (25) - ADOPTED

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

12-1130

COMMUNICATION FROM THE BUREAU OF STREET SERVICES (BSS) relative to the execution of the Front Funding Agreement with Los Angeles County Metropolitan Transportation Authority (Metro) and implementation of the Eastside Access Improvements project.

Recommendation for Council action:

AUTHORIZE the Director, BSS, or designee, to:

- a. Execute the subject Front Funding Agreement with Metro and implement the improvements as agreed.
- b. Accept \$1,000,000 from Metro as front funding and transfer the amount to BSS Fund No. 100/86, in various accounts as specified below:

<u>Account</u>	<u>Title</u>	<u>Amount</u>
001010	Salaries, General	\$ 200,000
001090	Salaries, Overtime	200,000
001100	Hiring Hall Salaries	100,000
001120	Hiring Hall Benefits	50,000
003030	Construction Expenses	200,000
003040	Contractual Services	120,000
006010	Office and Administrative Expenses	10,000
006020	Operating Supplies and Expenses	<u>120,000</u>
	Total	\$1,000,000

- c. Make technical corrections or clarifications as necessary to the above instructions in order to effectuate the intent of this report.

Fiscal Impact Statement: The BSS reports that approval of this report will have no impact on the City's General Fund. Funding for this project will be provided using Prop C funds and Metro's Measure R funds.

Community Impact Statement: None Submitted.

(Public Works Committee waived consideration of the above matter)

**Adopted, Ayes (11); Absent: ENGLANDER, GARCETTI, ROSENDAHL (3)
(Item Nos. 26-27)**

ITEM NO. (26) - ADOPTED

[13-0259](#)

CD 1

CONSIDERATION OF MOTION (REYES - PARKS) relative to authorization to execute a contract with Taylor Yard Master Association, for up to \$500,000 in Community Development Block Grant (CDBG) funds, for the construction of the Taylor Yard Transit Village Project.

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

AUTHORIZE, the General Manager, Community Development Department, or designee, to:

- a. Execute a contract and ancillary documents with Taylor Yard Master Association, a California nonprofit mutual benefit corporation, for up to \$500,000 in CDBG Funds previously approved as part of the 2011-12 37th Program Year Consolidated Plan in accordance with the City's Policy and Code of Federal Regulations, subject to City Attorney review as to form and legality.
- b. Prepare Controller instructions and/or make any technical adjustments that may be necessary and are consistent with this action, subject to the approval of the City Administrative Officer, and authorize the Controller to implement these instructions.

Community Impact Statement: None submitted.

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

ITEM NO. (27) - ADOPTED - FORTHWITH

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

[13-0276](#)

RESOLUTION (WESSON - ZINE) relative to L.A. N Sync generating more federal and foundation grant funds in order to enhance the quality of life in the Los Angeles region.

Recommendation for Council action:

RESOLVE to RECOGNIZE and COMMEND the L.A. N Sync for the values and commitment to generate more federal and foundation grant funds in order to enhance the quality of life in the Los Angeles region.

ITEM NO. (28) - ADOPTED

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

[13-0277](#)

RESOLUTION (WESSON - ZINE) relative to declaring March 31 - April 6, 2013 as Safety Seat Checkup Week in the City of Los Angeles.

Recommendation for Council action:

RESOLVE to DECLARE March 31 - April 6, 2013 as Safety Seat Checkup Week in the City of Los Angeles.

Items Called Special

Public Testimony on Non-agenda Items Within Jurisdiction of Council

Motions for Posting and Referral

Councilmembers' Requests for Excuse from Attendance at Council Meetings

Closed Sessions - Items 29-31

ITEM NO. (29) - MOTION ADOPTED IN OPEN SESSION - SEE FOLLOWING

Adopted in Open Session, Ayes (12); Absent: GARCETTI, ROSENDAHL (2)

[13-0215](#)

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 Carr, et al. v. City of Los Angeles, Los Angeles Superior Court Case No. BC466319. (This case arises out of claims by ten present or former Los Angeles Police Department Motor Officers alleging various violations of the Labor Code, the Fair Employment and Housing Act, and Breach of Contract.)

(Budget and Finance Committee considered the above matter in Closed Session on February 25, 2013)

(Continued from Council meeting of March 6, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

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 February 25, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

Adopted, Ayes (12); Noes: ENGLANDER (1); Absent: GARCETTI (1)

13-0225

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 Linda Gotham and Lynn Whitey v. City of Los Angeles, Los Angeles Superior Court Case No. BC465451. (This lawsuit arises from two Los Angeles Police officers' claims of discrimination and gender sexual orientation harassment against the City of Los Angeles.)

(Budget and Finance Committee considered the above matter in Closed Session on March 4, 2013)

ADOPTED

MOTION (KREKORIAN - ENGLANDER)

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

- 1. AUTHORIZE the City Attorney to pay a total of \$1,250,000 in settlement of the above entitled matter from City Attorney, Fund 100/59, Account No. 009770.**
- 2. AUTHORIZE the City Attorney to draw a demand thereon in the amount of \$1,250,000 and made payable to McNicholas & McNicholas LLP and Linda Gotham and Lynn Whitey.**
- 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 - Rosendahl "yes") at its meeting on March 4, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

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

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

13-0251

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 Tishbee's, LLC and A Plus Fabrics v. City of Los Angeles, Los Angeles Superior Court Case No. BC481323. (This case arises from an inverse condemnation action alleging that the closure of Cameron Lane has interfered with access to the Plaintiffs' parking lot.)

(Budget and Finance Committee to consider the above matter in Closed Session on March 18, 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 \$191,667.**
- 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 in the amount of \$191,667 from the Proposition C Fund 540/94, Account 94J338 and made payable to California Eminent Domain Law Group Client Trust Account.**
- 4. 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 - Rosendahl - Koretz "yes") at its meeting on March 18, 2013, in Closed Session as permitted by Government Code Section 54956.9(d)(1).

Item for Which Public Hearing Has Been Held - Item 32

ITEM NO. (32) - ADOPTED, AS AMENDED - SEE FOLLOWING

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

[11-1403](#)

CONTINUED CONSIDERATION OF AD HOC RIVER COMMITTEE REPORT relative to the establishment of Recreational Zones along the Los Angeles River in coordination with County agencies and the U.S. Army Corps of Engineers.

Recommendations for Council action, as initiated by Motion (Reyes - Perry - Garcetti - Cardenas - LaBonge - Huizar):

- 1. DIRECT the City Administrative Officer (CAO) in consultation with the Chief Legislative Analyst (CLA), Bureau of Sanitation, Bureau of Engineering, Bureau of Street Services, and the Los Angeles Department of Water and Power (LADWP), to report with near term recommendations for establishing recreational zones along the Los Angeles River in coordination with County agencies and the U.S. Army Corps of Engineers.**
- 2. SUPPORT the Recreational Zone Pilot Program concept and the Mountains Recreation and Conservation Authority (MRCA) management of the program contingent upon Los Angeles (LA)**

County and other public agencies approvals as recommended in the letter from the Department of Recreation and Parks, attached to the Council file.

3. RECOMMEND that dogs be prohibited in the recreational zone which is defined as the river bed below the LA River's Ordinary High Water Mark. However, dogs, on a leash, are allowed on the path along the LA River and in the adjacent river parks.
4. REQUEST the MRCA to work with Council Districts One, Four, and 13 to create a community advisory committee to review and advise on policies and efforts for this pilot program. Committee representatives should represent the pilot program's target area.
5. SUBMIT to the City Attorney, all project information received for review and opinion.
6. INSTRUCT all City departments including City Planning, Department of Recreation and Parks, Transportation, Bureau of Sanitation, Bureau of Engineering, Los Angeles Police Department, and the LADWP to provide assistance in expediting any request for the implementation of this pilot program.
7. REQUEST the MRCA to rework parking on Fletcher in collaboration with Council Districts Four and 13 as it relates to unloading equipment for recreational use during the pilot program.
8. REQUEST the MRCA to come back to the Ad Hoc River Committee with an evaluation at the end of the pilot program.

Fiscal Impact Statement: Neither the CAO nor the CLA has completed a financial analysis on this report.

Community Impact Statement: None submitted.

(Energy and Environment and Public Works Committees waived consideration of this matter)

ADOPTED

MOTION (REYES - LABONGE)

Recommendations for Council action:

1. CLARIFY that the pilot recreational zone program consists of the Elysian Valley area south of Fletcher Drive, from Rattlesnake Park to Egret Park along the Los Angeles River.
2. RECOGNIZE that the Mountains Recreation and Conservation Authority (MRCA), the U.S. Army Corps of Engineers, the Los Angeles County and the City have mutually agreed to conditions that satisfy all concerns for the operation of the pilot recreational zone program, as attached to the Council file.
3. GRANT the MRCA authority to manage the designated recreational zone area and utilize the MRCA Park Ordinance to regulate and public trust doctrine activities.
4. CLARIFY that the objective of the pilot recreational program is consistent with the February 25, 2013 transmittal of the Department of Recreation and Parks.

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

13-0010-S6

MOTION (ALARCON - BUSCAINO) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the arson fires occurring in the Sylmar area.

13-0321

MOTION (BUSCAINO - ALARCON) relative to installing street banners announcing the "Harbor Gateway South Neighborhood Council" for the period of April 1, 2013 to April 1 2014.

13-0326

MOTION (PERRY - PARKS) relative to installing street banners announcing the Risk & Insurance Management Society Annual Conference and Exhibition on April 21-24, 2013.

11-0735-S1

MOTION (BUSCAINO - ENGLANDER) relative to an amendment to an agreement with the California Environmental Protection Agency for grant funds to enable the Los Angeles Fire Department to implement and comply with AB 2286.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

13-0004 - Karen Dean

(Wesson - Zine - All Councilmembers)

Beatriz Suga

(Wesson - Zine - All Councilmembers)

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

13-0003 - Ophelia Collins McFadden

Wesson - All Councilmembers

Aria Doherty

Englander - All Councilmembers

Michael Larry Jones

Buscaino - All Councilmembers

Leonard "Keith" Sanchez

Buscaino - All Councilmembers

Andy Weintraub

LaBonge - All Councilmembers

Alice Trejo

Alarcón - All Councilmembers

Alarcón, Buscaino, Englander, Huizar, Koretz, Krekorian, LaBonge, Parks, Perry, Reyes, Rosendahl, Zine and President Wesson (13); Absent: Garcetti (1); Vacant: Council District Six

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL