

Los Angeles City Council, **Journal/Council Proceedings**
Tuesday, **April 9, 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, Koretz, Krekorian, LaBonge, Parks, Zine and President Wesson (10); Absent: Garcetti, Perry, Reyes, Rosendahl (4); Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
APRIL 3, 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.

ITEM NO. (1) - SEE FOLLOWING

[12-1247](#)
et al.

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

Recommendation for Council action:

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

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: GARCETTI, PERRY (2)
(Item Nos. 1a-1b)

[12-1247](#)
CD 10

a. 1700 South Highland Avenue.

(Lien: \$1,025.82)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-1198](#)

CD 7

b. 13260 West Pinney Street.

(Lien: \$2,559.09)

**Adopted to Receive and File, Unanimous Vote (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)
(Item Nos. 1c-1d)**

RECEIVED AND FILIED - INASMUCH LIEN HAS BEEN PAID

[12-1209](#)

CD 12

c. 8728 North Vanalden Avenue.

(Lien: \$1,872.44)

RECEIVED AND FILIED - INASMUCH LIEN HAS BEEN PAID

[12-1218](#)

CD 9

d. 4805 South Figueroa Street.

(Lien: \$1,558.20)

**Adopted to Confirm Lien, Ayes (12); Absent: GARCETTI, PERRY (2)
(Item Nos. 1e-1i)**

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-1253](#)

CD 13

e. 1622 West Rockwood Street.

(Lien: \$5,210.12)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-1205](#)

CD 6

f. 8731 1/2 North Lankershim Boulevard.

(Lien: \$6,271.00)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-1206](#)

CD 8

g. 3516 West Slauson Avenue.

(Lien: \$7,357.00)

PUBLIC HEARING CLOSED - LIEN CONFIRMED FOR THE AMOUNT REDUCED TO \$353

[12-1258](#)

CD 15

h. 1509 South Pacific Avenue.

(Lien: \$2,357.97)

PUBLIC HEARING CLOSED - LIEN CONFIRMED

[12-1260](#)

CD 15

i. 1402 North Fries Avenue.

(Lien: \$4,420.26)

CONTINUED TO MAY 10, 2013

Adopted to Continue, Unanimous Vote (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)

[12-1085](#)

CD 12

j. 11001 North Winnetka Avenue.

(Lien: \$3,553.00)

(Continued from Council meeting of March 26, 2013)

ITEM NO. (2) - MOTION ADOPTED TO GRANT APPLICATION

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

[13-0272](#)

CD 14

HEARING COMMENTS relative to application for determination of "Public Convenience or Necessity" for alcohol sales for off-site consumption at Smart and Final discount supermarket.

1. DETERMINE that the issuance of a liquor license at Smart and Final discount supermarket located at 845 South Figueroa Street, Los Angeles, 90017, 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 845 South Figueroa Street.
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.

Application filed by: Smart and Final (Tom McCarty, the McCarty Group, LLC, representative)

TIME LIMIT FILE - JUNE 5, 2013

(LAST DAY FOR COUNCIL ACTION - JUNE 5, 2013)

Items for Which Public Hearings Have Been Held - Items 3-5

ITEM NO. (3) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopt as Amended, Ayes (12); Absent: GARCETTI, PERRY (2)

[08-3050](#)

COMMUNICATION FROM THE CITY ATTORNEY, JOINT COMMUNICATION FROM THE CHIEF LEGISLATIVE ANALYST AND CITY ADMINISTRATIVE OFFICER, and ORDINANCE FIRST CONSIDERATION relative to creation of a new Economic Development Department.

(Ad Hoc Committee on Economic Development Implementation report to be submitted in Council. If public hearing is not held in Committee, an opportunity for public comment will be provided.)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ADOPTED

COMMUNICATION FROM CHAIR, AD HOC COMMITTEE ON ECONOMIC DEVELOPMENT IMPLEMENTATION and ORDINANCE FIRST CONSIDERATION relative to the establishment of a new Economic Development Department (EDD).

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

- 1. PRESENT and ADOPT the accompanying ORDINANCE adding Chapter 30 to Division 22 of the Los Angeles Administrative Code (LAAC) to create an EDD and to transfer and consolidate the economic development powers and duties of the Community Development Department (CDD) and other City departments to the new EDD, adding Section 7.27.2 to Article 4 of Chapter 1 of Division 7 of the LAAC to establish a procedure for the conveyance of real property interests owned or controlled by the City for economic development, and repealing Articles 1, 2, 3, and 5 of Chapter 13 of Division 8 of the LAAC.**
- 2. ADOPT the proposed transfer of functions to the new EDD as shown in Option 1 of the Options Matrix that appears as Attachment 1 to the joint Chief Legislative Analyst (CLA)/City Administrative Officer (CAO) report dated April 2, 2013, attached to the Council file.**
- 3. INSTRUCT the CAO and the CLA to report back in 30 days with a draft Request for Proposals (RFP) for a Citywide Economic Development Nonprofit (CEDN) to provide economic development services on behalf of the City. This report should include all items related to the February 5, 2013 Council action (attached to Council File 08-3050) that refer to the CEDN.**
- 4. INCLUDE the function of Neighborhood Development and its related staff with Option 1 and transfer all related positions and funding to the Los Angeles Housing Department.**
- 5. DELETE the transfer of the Brownfields Program, Public Works, Bureau of Sanitation position to EDD.**

Fiscal Impact Statement: The CLA and CAO reports that the above recommendations have no impact on the General Fund. Funds proposed to create the EDD of approximately \$16.3 million include funds previously identified for existing departments and no new funds are proposed at this time. Approximately \$300,000 in direct costs associated with CDD Neighborhood Development positions is unassigned as their departmental placement is undetermined at this time. The option recommended to transfer non EDD-related programs to the Los Angeles Housing Department is estimated to achieve up to \$1.7 million in cost avoidance over other proposed options.

Community Impact Statement: None submitted.

ADOPTED

AMENDING MOTION (ALARCON - BUSCAINO)

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

INCLUDE that the Non-profit should also focus on microenterprises.

ADOPTED

AMENDING MOTION (ALARCON - KORETZ)

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

DIRECT the CAO to consider naming what is now being called the Economic Development Department as the Economic and Workforce Development Department and report to Council during the course of the budget deliberations.

**Adopted, Ayes (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)
(Item Nos. 4-5)**

ITEM NO. (4) - ADOPTED

[12-0975](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to a residential Sewer Service Charge (SSC) appeal on the property located at 3246 Pueblo Avenue, Los Angeles, California.

Recommendations for Council action:

1. GRANT the appeal of Ms. Josefina Bretado for an adjustment to her SSC bills for the period covering November 2008 to May 2009.
2. INSTRUCT the Bureau of Sanitation to adjust Ms. Josefina Bretado's outstanding SSC bills to reflect the water leak incident that occurred from November 2008 to May 2009.

Fiscal Impact Statement: Neither the City Administrative Officer or the Chief Legislative Analyst has prepared a financial analysis of this report.

Community Impact Statement: None submitted.

ITEM NO. (5) - ADOPTED

[13-0324](#)
CD 13

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to an appeal filed regarding the Vesting Tentative Tract Map for property at 1363 North Douglas Street.

Recommendations for Council action:

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act; that the Mitigated Negative Declaration reflects the independent judgment of the City of Los Angeles; that the documents constituting the record of proceedings in this matter are located in Council File No. 13-0324 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2012-927-MND] filed on July 6, 2012.
2. ADOPT the FINDINGS of the Advisory Agency, including the Environmental Findings, as the Findings of the Council.
3. RESOLVE TO DENY THE APPEAL filed by Leslie Dione Emge from the entire decision of the Advisory Agency THEREBY APPROVING Vesting Tentative Tract No. 71930, located at 1363 North Douglas Street, for a maximum seven single-family lots (in accordance with the Small Lot Subdivision) as shown on the revised map stamp-dated May 17, 2012 in the Silver Lake-Echo Park-Elysian Valley Community Plan, subject to Conditions of Approval. (The East Los Angeles Area Planning Commission failed to act on the appeal of the Advisory Agency's approval of Vesting Tentative Tract No. 71930 by February 23, 2013 and lost jurisdiction on the matter.)

Applicant: David French, Echo Park Douglas, LLC

Representative: Tiffany Rothman, Rothman Engineering, Inc., Jennifer Chirco-Coker, MURP

Case No. VTT-71930-SL

4. RECOMMEND that the Bureau of Engineering to not impose street widening and dedication requirements, which would result in the removal of existing trees.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 14, 2013

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

Items for Which Public Hearings Have Not Been Held - Items 6-30

(10 Votes Required for Consideration)

ITEM NO. (6) - ADOPTED

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

[13-0253](#)

COMMUNICATION FROM THE MAYOR AND ETHICS COMMISSION REPORT relative to the appointment of Mr. Terry M. Magady to the Commission on Disability for the term ending June 30, 2016.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Terry M. Magady to the Commission on Disability for the term ending June 30, 2016 is APPROVED and CONFIRMED. Mr. Magady resides in Council District 5. (Current Board gender composition: F=3; M=5; Vacancy=1).

Ethics Commission Review: Complete

Background Check: Pending

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 14, 2013

(LAST DAY FOR COUNCIL ACTION - APRIL 12, 2013)
(The matter has been scheduled pursuant to Council Rule 46(b).)

(Click on the above hyperlink or go to www.lacouncilfile.com for background documents.)

ITEM NO. (7) - ADOPTED - FORTHWITH TO THE MAYOR

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

[12-1409-S3](#)

COMMUNICATION FROM CHAIR AND MEMBER, BUDGET AND FINANCE COMMITTEE, relative to the Third Construction Projects Report for Fiscal Year 2012-13.

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

1. TRANSFER \$2,150,158 between departments and funds as specified in Attachment 1 of the City Administrative Officer (CAO) report dated March 11, 2013, attached to the Council file.
2. TRANSFER \$1,746,261 between funds and other financings, as specified in Attachment 2.
3. TRANSFER \$4,724,883 between departments and funds from General Obligation Bond Funds as specified in Attachment 3.

4. TRANSFER \$474,711 between accounts within departments and funds as specified in Attachment 4.
5. AUTHORIZE the Controller, in accordance with Attachment 2, to transfer cash from Proposition K and Other Special Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.
6. AUTHORIZE the Controller, in accordance with Attachment 3, to transfer cash from the appropriate General Obligation Bond Funds to reimburse the General Fund on an as-needed basis upon proper documentation from the departments and approval of the Program Managers and the CAO.
7. AUTHORIZE the Controller to increase appropriations to the Capital Finance Administration Fund, Commercial Paper Account, totaling \$222,430 for the eighth quarterly MICLA debt service payment received from the Greater Los Angeles Zoo Association for the Elephants of Asia Exhibit.
8. AUTHORIZE the Controller to increase appropriations to various departments as delineated in Attachment No. 5, in the amount of \$7,651,594 from Proposition O General Obligation Bond Fund Nos. 16F, 16M and 16Q for estimated project management staff costs related to the Clean Water Bond Program.
9. AUTHORIZE the CAO to make technical corrections, as necessary, to those transactions included in this report to implement the Mayor and Council's intentions.
10. AUTHORIZE the use of \$1.3 million in Municipal Improvement Corporation of Los Angeles Recovery Zone Economic Development Bond program funds for the replacement and installation of chillers servicing the City Hall East campus.

Fiscal Impact Statement Submitted: The CAO reports that transfers, appropriations and expenditure authority totaling \$16,747,606 are recommended in the Third Construction Projects Report. Of this amount, \$8,292,575 is for transfers and appropriations to the General Services Department, \$803,437 is for other City funds, and \$7,651,594 is for staff cost reimbursements. All transfers and appropriations are based on existing funds, reimbursements or revenues. There is no estimated annual impact due to operations and maintenance costs as a result of these recommendations (Attachment No. 6).

The CAO further reports that authority for the use of \$1.3 million for the replacement of chillers at City Hall East is recommended in the Addendum report. The work is being funded with savings identified from completed projects within the Recovery Zone Economic Development Bond program. There is no additional impact on the General Fund for operations and maintenance since these are existing facilities.

Community Impact Statement: None submitted.

ITEM NO. (8) - ADOPTED - FORTHWITH TO THE MAYOR

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

[10-1955](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a 2010 Port Security Program supplemental grant award for use by the Los Angeles Police Department (LAPD) to purchase microwave down-link equipment and medium lift helicopter equipment.

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

1. AUTHORIZE the Chief, LAPD, or designee, to accept the 2010 Port Security Program supplemental grant award in the amount of \$415,000 from the Department of Homeland Security for the period September 30, 2009, through January 1, 2014.
2. AUTHORIZE the Chief, LAPD, to execute the Third Amendment to the Memorandum of Agreement between LAPD and the Marine Exchange of Los Angeles-Long Beach Harbor, the Fiduciary Agent for the Port Security Program grant, to add the supplemental grant funds, subject to the approval of the City Attorney as to form and legality.
3. AUTHORIZE the LAPD to spend additional 2010 Port Security Program grant funds for a total amount of \$2,430,966.64 in accordance with the grant requirements.
4. AUTHORIZE the Controller to increase the grant receivable to the amount of \$2,430,966.64 and increase the appropriation account, Account No. H555, within Fund No. 339/70, for the disbursements of Port Security Program grant funds.
5. 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 instructions for any technical adjustments consistent with this action, 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. (9) - ADOPTED

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

[11-0010-S41](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the payment of a reward for information leading to the arrest and conviction of the person responsible for the shooting death of Mr. Juan David Vasquez Lorna on August 7, 2011.

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

1. APPROVE payments to two claimants of a reward offer in the total amount of \$50,000 for information leading to the arrest and conviction of the person responsible for the shooting death of Mr. Juan David Vasquez Lorna on August 7, 2011.
2. INSTRUCT the City Clerk to:
 - a. Transfer \$50,000 from the Reserve Fund to the Unappropriated Balance and APPROPRIATE therefrom to the Special Reward Trust Fund No. 436/14.
 - b. Transfer \$50,000 from the Special Reward Trust Fund No. 436/14, Account No. XXXXXX to the Los Angeles Police Department (LAPD) Fund No. 100/70, Secret Service Account No. 004310.
3. INSTRUCT the LAPD to make the appropriate reward payments.

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

Community Impact Statement: None submitted.

**Adopted, Ayes (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)
(Item Nos. 10-12)**

ITEM NO. (10) - ADOPTED

[13-0064-S5](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the donation of equipment for the Los Angeles Police Department's (LAPD) Valley Traffic Division to conduct traffic safety and education programs.

Recommendation for Council action:

AUTHORIZE the LAPD to accept the donation of equipment valued at \$21,758.05 from the Los Angeles Police Foundation for the Department's Valley Traffic Division to conduct traffic safety and education programs, and THANK the donor for this generous gift.

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. (11) - ADOPTED - FORTHWITH TO THE MAYOR

[13-0265](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to the 2013 Minor Decoy/Shoulder Tap Mini-Grant Program grant award for use by the Los Angeles Police Department (LAPD) to enforce underage drinking laws.

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

1. AUTHORIZE the Chief of LAPD, or designee to:
 - a. Accept the 2013 Minor Decoy/Shoulder Tap Mini-Grant Program grant award in the amount of \$10,000 from the Department of Justice, Office of Justice Programs, for the period February 1, 2013, through June 30, 2013.
 - b. Negotiate and execute the award agreement and submit any necessary documents relative to the grant award, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the Controller to set up a grant receivable in the amount of \$10,000 and establish an appropriation account, account number to be determined, within Fund No. 339/70, for the disbursements of Minor Decoy/Shoulder Tap Grant funds.
3. AUTHORIZE the LAPD to:
 - a. Submit grant reimbursement requests to the grantor and deposit grant receipts in Fund No. 339/70.
 - b. Spend up to grant amount of \$10,000 in accordance with the grant award agreement.
4. AUTHORIZE the Controller to increase appropriations as needed from Fund No. 339/70, appropriation account number to be determined, to Fund No. 100/70, as follows:

Overtime, Sworn	Account No. 001092	\$10,000
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5. AUTHORIZE the LAPD to prepare Controller instructions for any technical adjustments consistent with this action, 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. (12) - ADOPTED

[13-0031](#)
CD 9

CATEGORICAL EXEMPTION and COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to vacating an alley easterly of Main Street from Martin Luther King Jr. Boulevard to approximately 230 feet northerly thereof (VAC E1401205).

Recommendations for Council action:

1. FIND that the vacation of an alley, easterly of Main Street from Martin Luther King Jr. Boulevard to approximately 230 feet northerly thereof, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City's Environmental Guidelines.

2. ADOPT the FINDINGS of the City Engineer dated February 8, 2013, as the Findings of the Council.
3. FIND that the street vacation proceedings pursuant to the Public Streets, Highways and Service Easements Vacation Law be instituted for the vacation of the public right-of-way indicated below and shown colored blue on Exhibit B of the February 8, 2013 City Engineer report attached to the Council File:

Alley easterly of Main Street from Martin Luther King Jr. Boulevard to approximately 230 feet northerly thereof.

4. ADOPT the accompanying City Engineer report dated February 8, 2013 to approve the vacation with the following amendments:
 - a. Add the following sentence to Recommendations A and B:

The limits of the area shall be permitted to be adjusted.
 - b. Revise Condition 6(b) to read:

Construct a dedicated parent/student drop-off lane as proposed on the revised site plan contained in Attachment 2 of the March 19, 2013 Communication from the Public in Council File No. 13-0031.
 - c. Add Condition 6(f):

To construct suitable improvements to provide an alley turnaround area at the new southerly terminus of the remaining alley easterly of Main Street.
5. INSTRUCT the City Clerk to set a public hearing date for **MAY 15, 2013**.

Fiscal Impact Statement: The City Engineer reports that the petitioner has paid a fee of \$10,700 for the investigation of this request pursuant to Section 7.42 of the Administrative Code. Any deficit fee to recover the cost pursuant to Section 7.44 of the Administrative Code may be required of the petitioner.

Community Impact Statement: None submitted.

ITEM NO. (13) - MOTION ADOPTED TO NOTE AND FILE

Adopted to Note and File, Ayes (12); Absent: GARCETTI, PERRY (2)

[12-1196](#)

COMMUNICATION FROM THE CITY ADMINISTRATIVE OFFICER (CAO) and RESOLUTION relative to actions necessary to amend the Municipal Improvement Corporation of Los Angeles Commercial Paper Note Program.

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

1. ADOPT the accompanying Authorizing Resolution to approve and execute the amendment to the Trust Agreement in connection with the Municipal Improvement Corporation of Los Angeles Commercial Paper Note Program.
2. AUTHORIZE the CAO to make technical adjustments as necessary to implement the intent of the Mayor and Council actions.
3. AUTHORIZE the Controller to establish a new account within Fund 298 entitled Redemption of Parking Bonds and appropriate up to \$81 million.

Fiscal Impact Statement: The CAO reports that the issuance of up to \$81 million of taxable commercial paper notes will be an obligation of the General Fund however, the resulting debt service will be paid from the Special Parking Revenue Fund. During the life of the bonds, the average annual debt service is projected to be approximately \$6.088 million over 15 years. The redemption of the Parking System Revenue Bonds Series 1999-A and 2003-A will generate savings of approximately \$925,300 for Fiscal Year 2013-14. If the proceeds from the Los Angeles County Metropolitan Transportation Authority of \$22.3 million are used to redeem the commercial paper notes, an additional savings of approximately \$2.64 million will be realized for a total savings of \$3.56 million for Fiscal Year 2013-14. The average annual savings range between \$711,000 to 947,000 over the life of the notes.

Debt Impact Statement: The CAO reports that the issuance of up to \$81 million of taxable commercial paper notes will not cause the City's debt service payments to exceed six percent of the General Fund revenues for non-voter approved debt as these are short-term notes. The resulting debt service from the issuance of up to \$81 million of taxable commercial paper notes will be paid from the Special Parking Revenue Fund. During the life of the notes, the average annual debt service is projected to be approximately \$6.088 million over 15 years. The redemption of the Parking System Revenue Bonds Series 1999-A and 2003-A will generate savings of approximately \$925,300 for Fiscal Year 2013-14. If the proceeds from the Los Angeles County Metropolitan Transportation Authority of \$22.3 million are used to redeem the commercial paper notes, an additional savings of approximately \$2.64 million will be realized for a total savings of \$3.56 million for Fiscal Year 2013-14. The average annual savings range between \$711,000 to 947,000 over the life of the notes.

Community Impact Statement: None submitted.

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

ITEM NO. (14) - ADOPTED - FORTHWITH TO THE MAYOR

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

[13-0339](#)

COMMUNICATION FROM THE BOARD OF WATER AND POWER COMMISSIONERS and RESOLUTION relative to the Surplus Water Supply Augmentation Agreement for NBC Universal between Universal Studios LLC and the Los Angeles Department of Water and Power (LADWP) to ensure a long-term reliable water supply.

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

1. CONCUR with the Board of Water and Power Commissioners' (Board) action of March 19, 2013, Resolution No. 013-210, authorizing the approval of the Surplus Water Supply Augmentation Agreement for NBC Universal between Universal Studios LLC and the LADWP to ensure a long-term reliable water supply.
2. 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 No. ENV-2007-254-EIR (SCH 2007071036), on November 14, 2012, there have been no changes to the NBC Universal Evolution Plan Project (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.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 21, 2013

(LAST DAY FOR COUNCIL ACTION - MAY 21, 2013)

(Energy and Environment Committee waived consideration of the above matter)

Adopted, Ayes (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)
(Item Nos. 15-20)

ITEM NO. (15) - ADOPTED - FORTHWITH

[13-0332](#)
CD 15

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE BOARD OF HARBOR COMMISSIONERS relative to proposed Settlement and Release Agreement with Kinder Morgan Liquids Terminals LLC and the First Amendment to Permit with Kinder Morgan Tank Storage Terminals LLC.

Recommendations for Council action:

1. ADOPT the determination by the Los Angeles Harbor Department that the proposed action is exempt under the California Environmental Quality Act (CEQA) as provided in III Class 1(14) of the Los Angeles City CEQA Guidelines.
2. APPROVE in accordance with Section 273(c) of the Los Angeles City Charter the Settlement and Release Agreement with Kinder Morgan liquids Terminals LLC.

3. APPROVE in accordance with Section 606 of the Los Angeles City Charter the First Amendment to Permit 708 with Kinder Morgan Tank Storage Terminals LLC.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that approval of the proposed First Amendment with Kinder Morgan Tank Storage Terminals resets the rent based on a land value of \$32 per square foot and extends the term allowing for the collection of approximately \$1.8 million per year in rent plus undetermined wharfage fees for the first two and one-half years and approximately \$800,000 per year in rent plus undetermined wharfage for the last two and one-half years.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 20, 2013

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

(Trade, Commerce and Tourism Committee waived consideration of the above matter)

ITEM NO. (16) - ADOPTED

[07-1862](#)
CD 11

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION TO VACATE relative to vacating an alley between Barrington Avenue and Stoner Avenue from Idaho Avenue to approximately 237.25 feet southeasterly thereof (VAC-E1401062).

Recommendations for Council action:

1. REAFFIRM the FINDINGS of March 7, 2013, that the vacation of an alley between Barrington Avenue and Stoner Avenue from Idaho Avenue to approximately 237.25 feet southeasterly thereof, pursuant to the City of Los Angeles Environmental Guidelines, is exempt from the California Environmental Quality Act of 1970, pursuant to Article III, Class 5(3) of the City of Los Angeles Environmental Guidelines.
2. REAFFIRM the FINDINGS of March 7, 2013, that this vacation is in substantial conformance with the General Plan pursuant to Section 556 of the Los Angeles City Charter.
3. ADOPT the accompanying RESOLUTION TO VACATE No. 13-1401062 for the vacation of an alley between Barrington Avenue and Stoner Avenue from Idaho Avenue to approximately 237.25 feet southeasterly thereof (VAC-E1401062).
4. INSTRUCT the City Clerk to transmit, following Council adoption, Resolution to Vacate No. 13-1401062 to the Land Development Group of the Bureau of Engineering for recordation of said Resolution with the Los Angeles County Recorder.

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

ITEM NO. (17) - ADOPTED

[09-2304](#)

CD 1

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 2627-2629 North Main Street pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 96.5(5), 97.6 and 97.8 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated August 18, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 2627- 2629 North Main Street.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (18) - ADOPTED

[09-2361](#)

CD 1

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 830 South Green Avenue pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 554, 558, and 559 of the Los Angeles City Charter.

3. ADOPT the City Engineer report dated August 26, 2009 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 830 South Green Avenue.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$2,386.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$2,230 and a seven percent surcharge in the amount of \$156.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (19) - ADOPTED

[10-1124](#)
CD 1

CATEGORICAL EXEMPTION, COMMUNICATION FROM THE CITY ENGINEER and RESOLUTION relative to dedicating land for public street purposes for land located along 700 North Hill Place pursuant to the Los Angeles Municipal Code Section 12.37 (Highway Dedication Ordinance).

Recommendations for Council action:

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article VII, Class 5(5) of the City's Environmental Guidelines.
2. FIND that this acceptance of the Irrevocable Offer of Dedication of land is in substantial conformance with the General Plan pursuant to Sections 554, 558, and 559 of the Los Angeles City Charter.
3. ADOPT the City Engineer report dated May 7, 2010 and the accompanying RESOLUTION OF ACCEPTANCE of Irrevocable Offer of Dedication of land located along 700 North Hill Place.
4. AUTHORIZE the Real Estate Section, Bureau of Engineering, to record the Resolution with the Los Angeles County Recorder.

Fiscal Impact Statement: The City Engineer reports that the applicant has paid a Dedication Fee in the amount of \$1,926.10 for processing this Irrevocable Offer of Dedication. This includes a fee to provide for the cost of processing the real estate transfer documents in the amount of \$1,800 and a seven percent surcharge in the amount of \$126.10 in accordance with Sections 12.37 and 61.03 of the Los Angeles Municipal Code respectively. No additional funds will be required from the General Fund for the processing of this request.

ITEM NO. (20) - ADOPTED

[13-0344](#)

CD 1

CONSIDERATION OF MOTION (REYES - BUSCAINO) relative to expediting the review and processing of the vacation application of Sichel Street between Mozart Street and Baldwin Street.

Recommendation for Council action:

INSTRUCT the Bureau of Engineering, with the assistance from the Department of City Planning, the Department of Transportation, the Department of Water and Power and the Fire Department, to expedite the review and processing of the Street Vacation application of Sichel Street between Mozart Street and Baldwin Street upon receiving an application along with the appropriate application fee payment.

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

Community Impact Statement: None submitted.

(Public Works Committee waived consideration of the above matter)

ITEM NO. (21) - ADOPTED

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

[13-0379](#)

CD 7

MOTION (ALARCON - ROSENDAHL) relative to providing funds to L.A. Family Housing for outreach services to support and engage the homeless population in Lake View Terrace/Hansen Dam.

Recommendations for Council action:

1. UTILIZE \$30,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L302, to fund any aspect of the efforts of L.A. Family Housing to provide outreach services to support and engage the homeless population in Lake View Terrace/Hansen Dam.
2. DIRECT the City Clerk to prepare any necessary document(s), and/or agreements(s) with L.A. Family Housing or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form legality, if needed; and, AUTHORIZE the Councilmember of the District to execute such agreement or other documents on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (22) - ADOPTED

Adopted, Ayes (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)

[12-1641-S1](#)

CD 8

MOTION (PARKS - PERRY) relative to various community charter bus services in Council District Eight.

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

1. APPROPRIATE \$1,670.58 from the Unappropriated Balance Fund No. 100/58 to the Transportation Fund No. 385/94, Account No. H226 for various community charter bus services in Council District Eight (funds to be reimbursed to the General Fund by various community organizations).
2. AUTHORIZE the Los Angeles Department of Transportation to accept and deposit these reimbursements and to make any corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (23) - CONTINUED TO APRIL 16, 2013

Adopted to Continue, Unanimous Vote (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)

[13-0381](#)

CD 7

MOTION (ALARCON - ROSENDAHL) relative to funding for the Hillview Mental Services, including Hansen Dam.

Recommendations for Council action:

1. UTILIZE \$200,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L302, to fund any aspect of the efforts of Hillview Mental Health Services, (12450 Van Nuys Boulevard, Pacoima, 818-896-1161) to provide 10 beds and mental health services for two years for homeless individuals from Council District Seven, including Hansen Dam.
2. DIRECT the City Clerk to prepare any necessary document(s) and/or agreement(s) with Hillview Mental Health Services, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form and legality, if needed; and, AUTHORIZE the Councilmember of the District to execute such agreement or other document(s) on behalf of the City.
3. AUTHORIZE the City Clerk to make any technical corrections of clarifications to the above instructions to the above instructions in order to effectuate the intent of this Motion.

ITEM NO. (24) - ADOPTED

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

[13-0377](#)

CD 7

MOTION (ALARCON - BUSCAINO) relative to funding for field trips for fifth grade students in the Lopez Canyon Amenities Trust Fund area, starting in the Fall 2014.

Recommendations for Council action:

1. ALLOCATE \$50,000 in the Lopez Canyon Landfill Community Amenities Trust Fund No. 531/14, Account No. L302 to the Discovery Science Center of Los Angeles (DSC-LA) to fund field trips for fifth grade students in the Lopez Canyon Amenities Trust Fund area, starting in the Fall of 2014 (after the museum opens) and continuing until the funds have been exhausted, so these local students can experience the DSC-LA and learn more about important issues such as conservation, the environment and recycling.
2. DIRECT the City Clerk to prepare any necessary document(s) and/or agreements(s) with the DSC-LA, or any other agency or organization, as appropriate, in the above amount, for the above purpose, subject to the approval of the City Attorney as to form legality, if needed; and, AUTHORIZE the Councilmember of the District to execute such agreement or other document(s) on behalf of the City.
3. AUTHORIZE the City Clerk to make technical corrections or clarifications to the above instructions in order to effectuate the intent of this Motion.

**Adopted, Ayes (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)
(Item Nos. 25-27)**

ITEM NO. (25) - ADOPTED

[13-0376](#)

CD 6

MOTION (PERRY - PARKS) relative to the Vistas Apartment Complex and the West Valley Tower Apartment Complex in Council District Six.

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

1. INSTRUCT the City Clerk, in accordance with the Tax Equity Fiscal Responsibility Act of 1982 (TEFRA) requirements, to schedule and place on the agenda for the City Council meeting to be held on Tuesday, April 9, 2013 consideration of the TEFRA hearing results of the TEFRA public hearing for the Vistas and West Valley Projects held on March 26, 2013 at the Los Angeles Housing Department (LAHD) and adoption of the RESOLUTION and minutes, as detailed in the LAHD staff reports, attached to the Council file.

2. ADOPT the accompanying RESOLUTION and minutes of the public hearing held in accordance with Section 142 of the Internal Revenue Code of 1986, as amended, and Section 147(f) of the Code setting the official intent of the City to issue Multifamily Housing Revenue Bonds in the amount not to exceed \$11,571,000 to finance the acquisitions and rehabilitation of the Vistas Apartments, and an amount not to exceed \$13,228,000 to finance the acquisition and rehabilitation of the West Valley Towers Apartments. The Developer/Sponsor has pledged to comply with all applicable City policies.

ITEM NO. (26) - ADOPTED

[13-0380](#)

CD 12

MOTION (ENGLANDER - REYES) relative to the acquisition and rehabilitation of the Coral Wood Court Apartments located at 8025-39 Reseda Boulevard within Council District 12.

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

1. INSTRUCT the City Clerk, in accordance with the Tax Equity Fiscal Responsibility Act of 1982 (TEFRA) requirements to schedule and place on the agenda for the City Council meeting to be held on Tuesday, April 9, 2013 consideration of the TEFRA hearing results of the TEFRA public hearing for the Coral Wood Court Apartments Project held on February 19, 2013 at the Los Angeles Housing Department and adoption of the RESOLUTION and minutes.
2. ADOPT the accompanying RESOLUTION and minutes of the public hearing held in accordance with Section 142 of the Internal Revenue Code of 1986, as amended, and Section 147(f) of the Code setting the official intent of the City to issue Multifamily Housing Revenue bonds in the amount not to exceed \$16,100,000 to finance the acquisition and rehabilitation of the Coral Wood Court Apartments located at 8025-39 Reseda Boulevard., Reseda, CA 91335. The Borrower/Developer has pledged to comply with applicable City policies.

ITEM NO. (27) - ADOPTED

[13-0382](#)

CD 8

MOTION (PARKS - PERRY) relative to authorizing and approving the use of certificates of participation (series 2013 certificates) to refinance at a lower interest rate the certificate of participation.

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

1. INSTRUCT the City Clerk to schedule and place on the agenda for the Council meeting to be held on April 9, 2013, consideration of the adoption of the attached RESOLUTION and minutes to approve the refinancing transaction for the benefit of the Borrower.
2. ADOPT the accompanying minutes and RESOLUTION approving the execution and delivery of a Second Amendment to Installment Purchase Agreement, a Certificate Purchase Agreement, a Placement Agent Agreement and such other documents for the purpose of refinancing 1999 Certificates relating to a financing undertaken for the benefit of the Borrower, and certain other matters relating to thereto.

3. AUTHORIZE the General Manager, Community Development Department, or designee, to negotiate and execute all agreements required to carry out the intent of the Resolution for the benefit or the Borrower, subject to the approval of the City Attorney as to form.

**Adopted, As Amended, Ayes (12); Absent: GARCETTI, PERRY (2)
(Item Nos. 28-29)**

ITEM NO. (28) - ADOPTED, AS AMENDED - SEE FOLLOWING

[12-0010-S37](#)

MOTION (PARKS - PERRY) relative to reinstating the reward offer of the unsolved murder of Roy Milton Love Jr. for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the unsolved murder of Roy Milton Love Jr. (Council action of August 15, 2012) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of ~~\$50,000~~ ***\$75,000 Motion (Parks - Perry)** shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (29) - ADOPTED

[12-0010-S35](#)

MOTION (PARKS - PERRY) relative to reinstating the reward offer in the unsolved murder of Craig Alexander Sykes for an additional six months.

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

REAFFIRM Council's findings and REINSTATE the reward offer relative to the unsolved murder of Craig Alexander Sykes (Council action of August 15, 2012) for an additional period of six months from the publication of the offer of reward by the Office of the City Clerk and, further, that the sum of \$50,000 shall be the aggregate maximum sum of any payment or payments of a City reward in this instance.

ITEM NO. (30) - ADOPTED

Adopted, Ayes (10); Absent: GARCETTI, PERRY, REYES, ROSENDAHL (4)

[13-0378](#)

MOTION (KREKORIAN - BUSCAINO) relative to holding a Congress of Neighborhoods on September 28, 2013.

Recommendation for Council action:

AUTHORIZE the Department of Neighborhood Empowerment (DONE) to use the Fourth floor Media Room in City Hall on Saturday, September 28, 2013 from 6:00am to 5:00pm, with the understanding DONE will reimburse the Department of General Services for all the expenses related to this event.

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

[13-0427](#)

MOTION (ALARCON - HUIZAR) relative to funding any aspect of the efforts of El Proyecto del Barrio, including general operating expenses.

[13-0428](#)

MOTION (ALARCON - HUIZAR) relative to funding any aspect of the efforts of the Boys and Girls Club of San Fernando Valley, including general operating expenses.

[13-0429](#)

MOTION (ALARCON - HUIZAR) relative to funding any aspect of the efforts of Communities In Schools case management program and general operating expenses.

[12-0532-S1](#)

MOTION (BUSCAINO - ALARCON) relative to a personal services contract with Gloria Lockhart to provide services to the Fifteenth Council District.

[10-0010-S13](#)

MOTION (REYES - ZINE) relative to reinstating the reward offer in the death of Cosme Gonzalez for an additional six months.

[13-0426](#)

MOTION (BUSCAINO - ROSENDAHL) relative to initiating street vacation proceedings for Granville Avenue from Ohio Avenue to its northwesterly terminus.

COMMENDATORY RESOLUTIONS ADOPTED IN HONOR OF:

[13-0004-S1](#) - A. C. Lyles Day - May 17, 2013

LaBonge - Buscaino

Lupus Awareness Month

Wesson - LaBonge

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

[13-0003-S1](#) - Robert Lee Mason, Sr.

Parks - Perry

Prime Minister Margaret Thatcher

LaBonge - Rosendahl - All Councilmembers

Ricky L. Stamps

Alarcon All Councilmembers

Anne Smedinghoff

LaBonge - All Councilmembers

Alarcón, Buscaino, Englander, Huizar, Koretz, Krekorian, LaBonge, Parks, Reyes, Rosendahl, Zine and President Wesson (12); Absent: Garcetti, Perry (2); Vacant: Council District Six

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL