

Los Angeles City Council, **Journal/Council Proceedings**
Wednesday, **April 3, 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, Garcetti, Huizar, Koretz, LaBonge, Parks, Perry, Reyes, Zine and President Wesson (10); Absent: Buscaino, Englander, Krekorian, Rosendahl (4): Vacant: Council District Six

APPROVAL OF THE RECORD OF PROCEEDINGS OF THE COUNCIL MEETING OF
MARCH 22, 2012

COMMENDATORY RESOLUTIONS AND INTRODUCTIONS - NONE

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 1-5

ITEM NO. (1) - CONTINUE HEARING AND PRESENT ORDINANCE ON APRIL 24, 2013

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

[13-0071](#)
CD 10

HEARING PROTESTS against the proposed improvement and maintenance of the Jefferson Boulevard and Fourth Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Jefferson Boulevard and Fourth 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 30, 2013 - Continue hearing and present Ordinance on April 24, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

**Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)
(Item Nos. 2-3)**

ITEM NO. (2) - CONTINUE HEARING AND PRESENT ORDINANCE ON APRIL 24, 2013

[13-0072](#)

CD 12

HEARING PROTESTS against the proposed improvement and maintenance of the De Soto Avenue and Rinaldi Street Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the De Soto Avenue and Rinaldi 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 30, 2013 - Continue hearing and present Ordinance on April 24, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (3) - CONTINUE HEARING AND PRESENT ORDINANCE ON APRIL 24, 2013

[13-0073](#)

CD 10

HEARING PROTESTS against the proposed improvement and maintenance of the Serrano Avenue and Olympic Boulevard Lighting District.

Recommendation for Council action:

HEAR PROTESTS against the proposed improvement and maintenance of the Serrano Avenue and Olympic Boulevard 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 30, 2013 - Continue hearing and present Ordinance on April 24, 2013 to consider report of protests to be submitted as a result of balloting, pursuant to Proposition 218)

ITEM NO. (4) - SEE FOLLOWING

[13-0170-S16](#)

et al.

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 liens for unpaid taxes in the amounts stated below, pursuant to Los Angeles Municipal Code Section 21.15(o) for the following:

PUBLIC HEARING CLOSED - LIEN CONFIRMED

Adopted to Confirm Lien, Ayes (12); Absent: BUSCAINO, ENGLANDER (2)

[13-0170-S16](#)

CD 12

- a. GGB Medical Management Services Inc. (Lien: \$101,523.43)

**Adopted to Continue, Unanimous Vote (12); Absent: BUSCAINO, ENGLANDER (2)
(Item Nos. 4b-4e)**

CONTINUED TO APRIL 30, 2013

[13-0170-S11](#)

CD 13

- b. Abbey California Parking Inc. (Lien: \$5,756.74)

(Continued from Council meeting of March 27, 2013)

[13-0170-S12](#)

CD 13

- c. Abbey California Parking Inc. (Lien: \$105,675.96)

(Continued from Council meeting of March 27, 2013)

[13-0170-S13](#)

CD 13

- d. Abbey California Parking Inc. (Lien: \$5,707.00)

(Continued from Council meeting of March 27, 2013)

[13-0170-S14](#)

CD 13

- e. Abbey California Parking Inc. (Lien: \$96,060.79)

(Continued from Council meeting of March 27, 2013)

ITEM NO. (5) - ADOPTED

Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)

[10-1766](#)

CD 14

HEARING PROTESTS relative to street vacation proceedings to vacate Grand Avenue between 2nd Street and General Thaddeus Kosciusko Way (VAC-E1401170).
(Categorical Exemption, Findings and Public Works Committee report adopted on February 26, 2013.)

Items for Which Public Hearings Have Been Held - Items 6-9

ITEM NO. (6) - SUBSTITUTE ORDINANCE ADOPTED - FORTHWITH TO THE MAYOR - SEE FOLLOWING

Substitute Ordinance Adopted in Lieu of Original, Ayes (12); Absent: BUSCAINO, ENGLANDER (2)

[11-0452-S2](#)

CONTINUED CONSIDERATION OF 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.

(Continued from Council meeting of March 20, 2013)

ADOPTED

MOTION (HUIZAR - WESSON)

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

PRESENT and ADOPT SUBSTITUTE ORDINANCE 6-A, dated April 3, 2013, amending Article 4 of Chapter 7 of Division 23 of the LAAC regarding the administration and operation of the Office of Public Accountability.

ITEM NO. (7) - ADOPTED

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

[13-0182](#)

CD 13

MITIGATED NEGATIVE DECLARATION, PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT and ORDINANCE FIRST CONSIDERATION relative to a zone change at 1826-30 Glendale Boulevard and 2142-58 Clifford Street.

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

1. FIND that this project will not have a significant effect on the environment, pursuant to the City's Environmental Guidelines and is in compliance with the California Environmental Quality Act;

that the 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. 13-0182 in the custody of the City Clerk and in the files of the Department of City Planning in the custody of the Environmental Review Section; and ADOPT the Mitigated Negative Declaration [ENV-2011-2254-MND] filed on September 27, 2012.

2. ADOPT the FINDINGS of the East Los Angeles Area Planning Commission (ELAAPC) as the Findings of the Council.
3. PRESENT and ADOPT the accompanying ORDINANCE, approved by the ELAAPC, effecting a zone change from R2-1VL to (T)(Q)R3-1VL for the demolition of a commercial building and the development of 18 small lot single-family residences with 36 on-site parking spaces for properties located at 1826-30 Glendale Boulevard and 2142-58 Clifford Street, subject to modified Conditions of Approval.

Applicant/Representative: Henry Nunez

Case No. APCE-2012-1723-ZC

4. REMOVE the (T) Tentative classification as described in detail on the sheet(s) attached to the Council file.
5. ADVISE the applicant of "Q" Qualified classification time limit as described in the Committee report.
6. ADVISE the applicant that, pursuant to California State Public Resources Code Section 21081.6, the City shall monitor or require evidence that mitigation conditions are implemented and maintained throughout the life of the project and the City may require any necessary fees to cover the cost of such monitoring.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: None submitted.

TIME LIMIT FILE - MAY 13, 2013

(LAST DAY FOR COUNCIL ACTION - MAY 10, 2013)

ITEM NO. (8) - ADOPTED

Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)

[13-0125](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to proposed Lease Agreement No. 1517 with Vista Towers, LLC for the lease of approximately 2,400 square feet of City owned land located at Crowley Lake Mono County California.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' action of January 25, 2013, approved as to form and legality by the City Attorney, Resolution No. 013-158, authorizing the execution of Lease Agreement No. 1517 with Vista Towers, LLC for the lease of approximately 2,400 square feet of City owned land located at Crowley Lake Mono County California.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Lease Agreement will have no impact to the City's General Fund. Approval of the proposed resolution will result in revenue to the Water Revenue Fund initially totaling \$12,000 annually for base rent and an addition \$12,000 per year for each sub-tenant. Vista Towers is responsible for any related property tax increases. Subsequent to the first five-year term, the rental fees will be renegotiated periodically although, in no case will the period between adjustments exceed five years, in accordance with Charter Section 607(b). Since the Department of Water and Power is bound only by the City Debt Management Policies, the City Financial Policies are not applicable.

Community Impact Statement: None submitted.

ITEM NO. (9) - ADOPTED

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

[13-0294](#)

ENERGY AND ENVIRONMENT COMMITTEE REPORT relative to proposed Power Sales Agreement (PSA) Nos. BP 12-049 and BP 12-050 with Southern California Public Power Authority (SCPPA), for the sale of 13.71 Megawatt of renewable energy and project management services.

Recommendation for Council action:

CONCUR with the Board of Water and Power Commissioners' action of March 5, 2013, approved as to form and legality by the City Attorney, Resolution No. 013-208, authorizing the execution of PSA No. BP 12-049 for 13.71 Megawatt of Geothermal Capacity from the Wild Rose Geothermal Energy Project in Mineral County, Nevada and Agency Agreement No. BP 12-050 for Project Management Services with SCPPA for project management services.

Fiscal Impact Statement: The City Administrative Officer reports that approval of the proposed Agreements will have no impact to the City's General Fund. The Power Revenue Fund will provide an average annual expenditure of \$11.3 million annually for 20 years, or \$226 million total over the 20 year duration of the Agreement. Funding is budgeted in the Power Revenue Fund's Fuel and Purchased Power Budget. The impact on a typical residential customer's bill is forecasted to be \$0.08 per month in 2013-14 and \$0.15 in 2014-15.

Community Impact Statement: None submitted.

Items for Which Public Hearings Have Not Been Held - Items 10-26

(10 Votes Required for Consideration)

ITEM NO. (10) - ADOPTED

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

[13-0291](#)

COMMUNICATION FROM CHAIR, PUBLIC WORKS COMMITTEE relative to the appointment of Mr. Warren Furutani to the Board of Public Works Commissioners.

Recommendation for Council action:

RESOLVE that the Mayor's appointment of Mr. Warren Furutani to the Board of Public Works Commissioners for the term ending June 30, 2014 is APPROVED and CONFIRMED. Mr. Furutani currently resides in Council District 15. (Current Commission gender composition: M = 1; F = 3; Vacant = 1)

Ethics Commission Review: Complete.

Background Check Review: Pending.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 25, 2013

(LAST DAY FOR COUNCIL ACTION - APRIL 24, 2013)

ITEM NO. (11) - ADOPTED

Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)

[12-1379](#)

CD 4

CONTINUED CONSIDERATION OF CATEGORICAL EXEMPTION, COMMUNICATION FROM THE BUREAU OF STREET LIGHTING and ORDINANCES OF INTENTION FIRST CONSIDERATION relative to establishing a hearing date for the installation and maintenance of Wilton Drive and Ridgewood Place and Ornamental Lighting District - A'13-L1370050.

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

1. FIND that this project is categorically exempt from the California Environmental Quality Act of 1970 pursuant to Article III, Section 1, Class 3(10) of the City's guidelines.
2. ADOPT the report of the Director, Bureau of Street Lighting, dated March 27, 2013.
3. ADOPT Map A-21104.
4. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MAY 29, 2013** as the hearing date for the maintenance of Wilton Drive and Ridgewood Place and Ornamental Lighting District, in accordance with Proposition 218, Articles XIII C and XIII D of the California Constitution and Government Code Section 53753.
5. PRESENT and ADOPT the accompanying ORDINANCE OF INTENTION setting the date of **MAY 29, 2013** as the hearing date for the installation of Wilton Drive and Ridgewood Place and Ornamental Lighting District, in accordance with Proposition 218, Municipal Improvement Act of 1913, Division 12 of the Streets and Highway Code, Section 20480 to 20497 of the California Public Contract Code and Sections 6.1 - 6.15 and Section 6.95 to 6.127 of the Los Angeles Administrative Code.

Fiscal Impact Statement: The Bureau of Street Lighting reports that if adopted, installation costs of \$406,400 (maximum) will be assessed to the property owners. These funds will be deposited in a project fund, and be used to construct the project and reimburse City departments. \$5,566 will be collected annually starting with tax year 2013-14 that will go into a dedicated street lighting maintenance assessment account for the use in the operation and maintenance of the above street lighting district.

(Board of Public Works Hearing Date: May 22, 2013)

(Continued from Council meeting of March 27, 2013)

ITEM NO. (12) - ADOPTED

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

[13-0086](#)

COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the issuance of bonds for the Solid Waste Resources Program and amending Section 5.121.5 of the Los Angeles Administrative Code.

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

PRESENT and ADOPT the accompanying ORDINANCE approving the issuance of bonds for the Solid Waste Resources Program and amending Section 5.121.5 of the Los Angeles Administrative Code to add a related special fund.

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.

(Energy and Environment and Budget and Finance Committees waived consideration of the above matter)

ITEM NO. (13) - ADOPTED

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

[13-0294](#)

EXEMPTION, COMMUNICATION FROM THE CITY ATTORNEY and ORDINANCE FIRST CONSIDERATION relative to the Wild Rose Geothermal Energy Project Power Sales and Agency Agreements.

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

1. FIND, pursuant to the California Environmental Quality Act (CEQA), that approving the Power Sales Agreement Nos. BP 12-049 and BP 12-050 with Southern California Public Power Authority (SCPPA) for 13.71 MW of geothermal capacity from the project in Mineral County, Nevada and for project management services with SCPPA, is exempt pursuant to the General Exemption described in CEQA Guidelines Title 14, Chapter 3, Article 18, Section 15277.
2. PRESENT and ADOPT the accompanying ORDINANCE approving the Wild Rose Geothermal Energy Project Power Sales Agreement, No. BP 12-049, and the Wild Rose Geothermal Energy Project Agency Agreement, No. BP 12-050, both by and between the City of Los Angeles, acting by and through the Los Angeles Department of Water and Power, and the SCPPA.

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.

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

Adopted, Ayes (12); Absent: BUSCAINO, ENGLANDER (2)
(Item Nos. 4a-4j)

ITEM NO. (14) - ADOPTED

[13-0005-S204](#)

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 27, 2013:

[13-0005-S204](#)

CD 1

- a. Property at 621 South Union Avenue (Case No. 126609).
Assessor I.D. No. 5142-009-005

[13-0005-S205](#)

CD 1

- b. Property at 621 South Union Avenue (Case No. 321604).
Assessor I.D. No. 5142-009-005

[13-0005-S206](#)

CD 4

- c. Property at 5770 West Olympic Boulevard (Case No. 202908).
Assessor I.D. No. 5085-004-002

[13-0005-S207](#)

CD 4

- d. Property at 6871 West Franklin Avenue (Case No. 224613).
Assessor I.D. No. 5549-018-025

[13-0005-S208](#)

CD 4

- e. Property at 6871 West Franklin Avenue (Case No. 322434).
Assessor I.D. No. 5549-018-025

[13-0005-S209](#)

CD 9

- f. Property at 1471 East 41st Place (Case No. 356170).
Assessor I.D. No. 5116-011-014

[13-0005-S210](#)

CD 9

- g. Property at 8762 South Wadsworth Avenue (Case No. 388022).
Assessor I.D. No. 6042-025-018

[13-0005-S211](#)

CD 10

- h. Property at 2212 South Hillcrest Drive (Case No. 405321).
Assessor I.D. No. 5061-010-024

[13-0005-S212](#)

CD 14

- i. Property at 3150 East East Side Boulevard (Case No. 223396).
Assessor I.D. No. 5178-022-027

- j. Property at 1428 West Hazelwood Avenue (Case No. 286712).
Assessor I.D. No. 5474-028-021

ITEM NO. (15) - ADOPTED

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

[11-0255](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to a Victim of Crime Act grant award for the City Attorney's Underserved Victim Advocacy and Outreach Program.

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

1. APPROVE and AUTHORIZE the City Attorney, or designee, to execute the grant award between the City of Los Angeles and the California Emergency Management Agency, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the City Attorney, or designee, to accept the grant award in the amount of \$116,420 for funding the Underserved Victim Advocacy and Outreach Program for the period October 1, 2012, to September 30, 2013.
3. AUTHORIZE the Controller to:
 - a. Establish a receivable in the amount of \$116,420 within Fund 368/12.
 - b. Establish a new appropriation account within Fund 368, as follows:

Account	FY 12-13 UV Program	\$116,420
12J401		

4. TRANSFER, upon receipt of grant funds, up to \$85,225 from Fund 368/12, Account 12J401 to Fund 100/12, Revenue Account 5301, Reimbursement from Other Funds/Dept.
5. AUTHORIZE the City Administrative Officer (CAO), or designee, to approve the Certification of Assurance of Compliance.
6. AUTHORIZE the City Attorney to prepare Controller instructions for any necessary technical adjustments, subject to the approval of the CAO; and, AUTHORIZE the Controller to implement the instructions.

Fiscal Impact Statement: The CAO reports that the total cost of the Underserved Victim Advocacy and Outreach Program is \$147,126, of which \$116,420 will be reimbursed by the California Emergency Management Agency for salaries, fringe benefits and expenses. The General Fund impact will be \$16,153 for overhead costs (central services and department administration), which is not reimbursed by the grant. The grant has a ten percent matching requirement, which the City Attorney's Office will meet through volunteer hours. This action is in compliance with City financial policies in that budgeted appropriations will be balanced against receipts expected from this grant.

Community Impact Statement: None submitted.

ITEM NO. (16) - ADOPTED

Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)

[11-0659](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to amending the Los Angeles Interagency Metropolitan Police Apprehension Crime Task Force (L.A. IMPACT) Joint Powers Agreement (JPA).

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

APPROVE the proposed amendments of the L.A. IMPACT JPA to approve associate member indemnity and state contracting goals for disabled veterans' businesses changes.

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

Community Impact Statement: None submitted.

ITEM NO. (17) - ADOPTED

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

[12-1390](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to Juvenile Justice Crime Prevention Act (JJCPA) supplemental grant funding for the Los Angeles Police Department (LAPD) to continue implementation of the "high risk/high need" and "safe passages/safe zones" programs.

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

1. AUTHORIZE the Chief of Police, LAPD, or designee, to:
 - a. Accept the 2012-13 supplemental JJCPA grant award in the amount of \$61,540 from the Los Angeles County Probation Department for the period July 1, 2012, to June 30, 2013.
 - b. Negotiate and execute an amended or new Memorandum of Agreement for Fiscal Year 2012-13 between the City of Los Angeles and the Los Angeles County Probation Department for the period July 1, 2012, through June 30, 2013, for a total of \$357,799, subject to the approval of the City Attorney as to form and legality.
2. AUTHORIZE the LAPD to:
 - a. Submit grant reimbursement requests to the grantor and deposit the grant receipts in Police Department Grants Fund No. 339/70.

- b. Expend additional grants funds up to the supplemental grant amount of \$61,540 in accordance with the grant award agreement.
3. AUTHORIZE the Controller to:
 - a. Increase the grant receivable in Fund 339/70 by \$61,540.
 - b. Increase the appropriation in Fund 339/70, Account 70J202, 2013 JJCPA Grant by \$61,540.
 - c. Transfer funding up to \$61,540, on an as-needed basis, from Fund 339/70/70J202 to Police Department Fund No. 100/70, Account 1092, Overtime – Sworn.
 4. AUTHORIZE the LAPD to prepare Controller's instructions for any necessary 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: The CAO reports that this action will not impact the General Fund. Approval of the above recommendations will provide \$61,540 for LAPD to fund juvenile delinquency prevention and intervention programs as part of the JJCPA grant program. No matching funds are required. Acceptance of the grant and approval of the above recommendations are in compliance with City financial policies in that grant funds and budgeted funds will cover program costs.

Community Impact Statement: None submitted.

**Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)
(Item Nos. 18-20)**

ITEM NO. (18) - ADOPTED

[13-0043](#)

COMMUNICATION FROM CHAIR, PUBLIC SAFETY COMMITTEE relative to 2012 California Coverdell Program grant award for use by the Los Angeles Police Department (LAPD) to fund overtime for the Department's Scientific Investigation Division (SID).

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

1. AUTHORIZE the Chief of Police, LAPD, or designee, to:
 - a. Retroactively apply for and accept the 2012 California Coverdell Grant Program in the amount of \$87,017 from the State of California Emergency Management Agency for the period October 1, 2012, through August 31, 2013.
 - b. Negotiate and execute the 2012 Coverdell Agreement on behalf of the City and submit all necessary documents relative to the grant award; and, to negotiate, execute, and submit any other necessary agreements and documents relative to the grant, subject to the approval of the City Attorney as to form and legality.

2. AUTHORIZE the LAPD to submit grant reimbursement requests to the grantor and deposit grant receipts in the Police Department Grant Trust Fund No. 339/70.

3. AUTHORIZE the Controller to:

a. Establish a grant receivable in Fund 339 in the amount of \$87,017 and establish an appropriation account, account number to be determined, within Fund 339, Department 70 for the receipt and disbursement of grant funds.

b. Increase appropriations on an as-needed basis, as follows:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
From:	339/70	To Be Determined	2012 Coverdell Grant	\$66,000

	<u>Fund/Dept</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
To:	100/70	1090	Civilian Overtime	\$66,000

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

5. INSTRUCT the City Clerk to place on the Council Calendar on JULY 1, 2013, or the first available Council meeting day thereafter, the following action relative to the 2012 Coverdell Grant:

Increase appropriations on an as-needed basis as follows:

	<u>Fund/Dept</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
From:	339/70	To Be Determined	2012 Coverdell Grant	\$21,017

	<u>Fund/Dept</u>	<u>Account</u>	<u>Name</u>	<u>Amount</u>
To:	100/70	001090	Civilian Overtime	\$21,017

Fiscal Impact Statement: The CAO reports that this action will not impact the General Fund. Acceptance of the grant is in compliance with City financial policies as one-time revenue is used for one-time expenses.

Community Impact Statement: None submitted.

ITEM NO. (19) - ADOPTED

[13-0274](#)

CATEGORICAL EXEMPTION and COMMUNICATION FROM THE BOARD OF HARBOR COMMISSIONERS relative to proposed Eighth Amendment with LA Sky Harbor, LLC for use of Los Angeles Harbor Department land at Cabrillo Marina.

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 Article III Class 1(1) of the Los Angeles City CEQA Guidelines.
2. APPROVE the Eighth Amendment with LA Sky Harbor, LLC for use of Los Angeles Harbor Department land at Cabrillo Marina.

Fiscal Impact Statement: The Board of Harbor Commissioners reports that approval of the Eighth Amendment will have no impact on Harbor Department spending. The cost of the required hotel renovations will be funded with debt and equity provided through LA Sky Harbor, LLC. It is expected that the completion of the Product Improvement Plan will increase the value of the improvements and result in greater revenue to the Harbor Department. Compensation payable to the Harbor Department will not change as a result of the proposed Eighth Amendment. Annual minimum rent payable to the Harbor Department is \$170,724. Ongoing operating and maintenance costs associated with the subject property will continue to be fully borne by the permit holder.

Community Impact Statement: None submitted.

TIME LIMIT FILE - APRIL 6, 2013

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

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

ITEM NO. (20) - ADOPTED

[13-0011-S7](#)

CD 4

MOTION (LABONGE - KREKORIAN) relative to funding to perform various street services in Council District Four.

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

1. TRANSFER/APPROPRIATE \$50,000 from the Council District Four portion of the Street Furniture Revenue Fund No. 43D/50 to the Department of Public Works, Bureau of Street Services (BSS) Fund No. 100/86, various accounts as follows to perform various street services in Council District Four:

<u>Account</u>	<u>Name</u>	<u>Amount</u>
001090	Salaries, Overtime	\$25,000
003030	Construction Expense	10,000
003040	Contractual Services	5,000
006020	Operating Supplies	<u>10,000</u>
	Total:	\$50,000

2. AUTHORIZE the BSS to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (21) - ADOPTED

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

[11-1151-S1](#)

CD 12

MOTION (ENGLANDER - BUSCAINO) relative to a Remote Automated Weather Station (RAWS) in Porter Ranch.

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

1. TRANSFER/APPROPRIATE \$34,180.89 in the AB1290 Fund 53P, Account No. 281212 (CD 12 Redevelopment Projects-Services) to the Fire Department Fund No. 100/38, Account No. 6020 (Operating Supplies) for a RAWS in Porter Ranch.
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (22) - ADOPTED

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

[13-0352](#)

CD 10

MOTION (WESSON - KREKORIAN) relative to transferring \$35,000 to the Community Services Account.

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

1. TRANSFER \$35,000 in the General City Purposes Fund No. 100/56, Account No. 000867 (CD-10 Council Fee Subsidy) to the General Purposes Fund No. 100/56, Account No. 000710 (CD-10 Community Services).
2. AUTHORIZE the City Clerk to make any technical corrections or clarifications to the above fund transfer instructions in order to effectuate the intent of this Motion.

ITEM NO. (23) - REFERRED TO ENERGY AND ENVIRONMENT COMMITTEE

Adopted to Refer, Unanimous Vote (12); Absent: BUSCAINO, ENGLANDER (2)

[13-0351](#)

MOTION (REYES for GARCETTI - PERRY) relative to Exide Technologies holding a public meeting to inform residents that they face an increased cancer risk and outline steps being taken to reduce it.

Recommendation for Council action:

INSTRUCT the City Attorney to monitor the action of the South Coast Air Quality Management District against Exide Technologies and report back in one week on options for action the City of Los Angeles can take against Exide Technologies to ensure the health and safety of all Angelenos.

ITEM NO. (24) - ADOPTED

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

[13-0010-S7](#)

MOTION (PARKS - PERRY) relative to an offer of reward for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Levon Hoy on September 2, 2012.

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

1. PROVIDE an offer of reward in the amount of \$50,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the murder of Levon Hoy on September 2, 2012.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

ITEM NO. (25) - ADOPTED

Adopted, Ayes (10); Absent: BUSCAINO, ENGLANDER, KREKORIAN, ROSENDAHL (4)

[13-0041-S1](#)

CD 10

MOTION (WESSON - ZINE) relative to installing street banners recognizing and celebrating the Historic West Boulevard Bridge.

Recommendations for Council action:

1. APPROVE the street banner program recognizing and celebrating the Historic West Boulevard Bridge as a Historical-Cultural Monument, as a City of Los Angeles Non-Event Street Banner Program, for the period of April through November 2013.
2. APPROVE the content of the street banners for the above specified event.

ITEM NO. (26) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted as Amended, Ayes (12); Absent: BUSCAINO, ENGLANDER (2)

[13-0010-S6](#)

CD 7

CONTINUED CONSIDERATION OF 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.

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

1. PROVIDE an offer of reward in the amount of \$10,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the arson fires occurring in the Sylmar area.
2. FIND that the subject reward complies with the provisions of Chapter 12, Article 1, Division 19, of the Los Angeles Administrative Code.
3. DIRECT the City Clerk to publish the required notices and/or advertisements to effectuate this reward.

(Continued from Council meeting of March 27, 2013)

ADOPTED

AMENDING MOTION (LABONGE - WESSON)

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

INCREASE the reward amount from \$10,000 to \$25,000 for information leading to the identification, apprehension, and conviction of the person(s) responsible for the arson fires occurring in the Sylmar area.

Item for Which Public Hearing Has Been Held - Item 27

ITEM NO. (27) - ADOPTED, AS AMENDED - SEE FOLLOWING

Adopted as Amended, Ayes (12); Absent: BUSCAINO, ENGLANDER (2)

[12-1604](#)

CD 13

CONTINUED CONSIDERATION OF ENVIRONMENTAL IMPACT REPORT (EIR), STATEMENT OF OVERRIDING CONSIDERATIONS, MITIGATION MONITORING AND REPORTING PROGRAM, and PLANNING AND LAND USE MANAGEMENT COMMITTEE REPORT relative to appeals for property at 5500, 5510, 5516, 5520, 5526, 5544 West Sunset Boulevard; 1417, 1431, 1433, 1435, 1437, 1439, 1441 North Western Avenue; 1414 St. Andrews Place; and 5505, 5525 West De Longpre Avenue.

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

1. CERTIFY that the Environmental Impact Report (EIR No. ENV-2008-1421-EIR, State Clearing House No. 2010121011) has been completed in compliance with the California Environmental Quality Act, the State Guidelines and the City Guidelines and that the City Council has reviewed the information contained therein and considered it along with other factors related to this project; that this determination reflects the independent judgment of the City of Los Angeles; and that the documents constituting the record of proceedings in this matter are located in Council file No. 12-1604 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 Environmental Impact Report.
2. ADOPT the FINDINGS made pursuant to and in accordance with Section 21081 of the Public Resources Code and the Statement of Overriding Considerations prepared by the Department of City Planning (DCP) and ADOPT the Statement of Overriding Considerations.
3. ADOPT the FINDINGS pursuant to and in accordance with Section 21081.6 of the California State Public Resources Code, the Mitigation Monitoring and Reporting Program as the Findings of Council and ADOPT the Mitigation Monitoring and Reporting Program.
4. ADOPT the FINDINGS of the Planning and Land Use Management (PLUM) Committee, as the Findings of the Council, including the Environmental Findings and the Finding that per Los Angeles Municipal Code (LAMC) 12.24 I.3, the Central Los Angeles Area Planning Commission (CLAAPC) did not err or abuse its discretion in approving a Conditional Use Permit to allow for the sale of beer and wine for off-site consumption in the C2 Zone.
5. RESOLVE TO GRANT IN PART / DENY IN PART THE APPEALS filed by Doug Haines on behalf of the La Mirada Avenue Neighborhood Association of Hollywood, Robert Blue of the Citizen's Coalition, Los Angeles, Aiha Nguyen on behalf of Los Angeles Alliance for a New Economy, and R. J. Comer on behalf of Target Corporation from part of and the entire determination of the CLAAPC, THEREBY APPROVING: 1) a Conditional Use Permit to allow for the sale of beer and wine for off-site consumption in the C2 Zone, 2) a Specific Plan Project Permit Compliance with the Vermont/Western Transit Oriented District Specific Plan/Station Neighborhood Area Plan, 3) a Site Plan Review for a project which results in an increase of 50,000 gross square feet or more of nonresidential floor area and a net increase of over 1,000 average daily trips, and 4) the following exceptions from the Vermont/Western Transit Oriented District Specific Plan/Station Neighborhood Area Plan, Ordinance No. 173749, pursuant to LAMC Section 11.5.7.F:
 - a. From Section 6.N to request relief from the requirement for projects containing 40,000 square feet or more of retail commercial floor area to submit a program for retail use designed to provide free delivery of purchases made at the site by residents living in the Specific Plan Area.
 - b. From Section 9.B.1 to allow a commercial only project a maximum building height (as measured by LAMC Section 12.21.1) of 74 feet and four inches above grade in lieu of the maximum permitted building height of 35 feet.
 - c. From Section 9.E.3 to allow a commercial project to exceed the maximum number of off-street parking spaces allowed for a total of 458 parking spaces, in lieu of the maximum 390 parking spaces allowed.

- d. From Section 9.I of the Specific Plan and Section V of the Development Standards and Design Guidelines as follows:
- i. Building Design - Stepbacks: To allow the entrance canopy and balconies which are to be located within 15 feet of the property line along Sunset Avenue to exceed the maximum permitted height of 30.
 - ii. Building Design - Stepbacks: To seek relief from the requirement that the second floors along Sunset Boulevard and Western Avenue be setback a minimum of ten feet from the first floor frontage.
 - iii. Building Design - Transparent Building Elements: To permit transparent building elements such as windows and doors to occupy approximately 24 percent of the ground floor facade along St. Andrews Place in lieu of the minimum 50 percent building transparency otherwise required.
 - iv. Building Design - Roof Lines: To be exempted from the requirement that all roof lines in excess of 40 feet must be broken up through the use of gables, dormers, cut-outs or other means.
 - v. Hours of Operations: To seek relief from the allowable hours of operation between 7:00 a.m. and 8:00 p.m. Monday through Friday, to allow store deliveries between the hours of 5:00 a.m. and 12:00 a.m. Monday through Sunday.

for the construction of a 194,749 square foot, multi-tenant commercial structure, approximately 84 feet and four inches high, that includes a 163,862 square foot retail store and 30,887 square feet of other smaller retail and food uses, for property located at 5500, 5510, 5516, 5520, 5526, 5544 West Sunset Boulevard; 1417, 1431, 1433, 1435, 1437, 1439, 1441 North Western Avenue; 1414 St. Andrews Place; and 5505, 5525 West De Longpre Avenue, subject to Conditions of Approval, as modified by the PLUM Committee and attached to Council file No. 12-1604.

Applicant: Target Corporation
Representative: Vasanthi Okuma, Greenberg Farrow

Case No. APCC-2008-2703-SPE-CUB-SPP-SPR

6. INSTRUCT the DCP Urban Design Studio to meet with the Applicant, prior to the issuance of building permit, to review the proposed signage and to approve a final signage plan and instruct the DCP to require the project to comply with LAMC Section 12.24 U.14(d), if applicable.
7. ADVISE the applicant that, pursuant to State Fish and Game Code Section 711.4, a Fish and Game Fee and/or Certificate of Fee Exemption is now required to be submitted to the County Clerk prior to or concurrent with the Environmental Notice of Determination filing.

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

Community Impact Statement: Yes

Against proposal: Hollywood Studio District Neighborhood Council

ADOPTED

AMENDING MOTION (GARCETTI - REYES)

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

ADOPT the following revised recommendation in lieu of the recommendation adopted by Planning Land Use Management Committee, as follows:

- 133. Childcare Facility Requirement.** Prior to the issuance of building permits, for every 50 square feet of net, usable, non-residential floor area, the project shall provide one square foot of Childcare Facility, plus Ground Floor Play Area, pursuant to Section G of the SNAP. A 3,895 square-foot indoor Childcare Facility, plus the required amount of Ground Floor Play Area, shall be required. As an alternative, pursuant to Section 6.G.4 of the Specific Plan, the applicant may request authorization from the Department of Recreation and Parks to omit all or a portion of the required Childcare Facility and Ground Floor Play Area within the Project plans, provided, however, that the applicant must then provide a Cash Payment to the City Child Care Trust Fund in lieu of some or all of the required Child Care Facility and Ground Floor Play Area. The amount of the Cash Payment shall be as calculated by a study overseen and approved by the Department of Recreation and Parks. The applicant shall request the Department of Recreation and Parks to determine and authorize a cash payment in lieu of the required Child Care Facility (pursuant to Ordinance 181192). If authorized, this cash payment shall be deposited into the City's Child Care Trust Fund prior to the issuance of the first Certificate of Occupancy.

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

[11-1161-S1](#)

MOTION (WESSON - HUIZAR) relative to amending a contract with Granicus for continued access to live and on-demand video and audio of City meetings.

[12-0498-S1](#)

MOTION (HUIZAR - ALARCON) relative to funding for the community beautification efforts of the Clean and Green program in Council District 14.

[12-0378-S1](#)

MOTION (HUIZAR - REYES) relative to installing street banners promoting the Lincoln Heights Neighborhood Council.

[13-0600](#)

MOTION (KREKORIAN - WESSON) relative to the City Council holding public hearings on the Mayor's Proposed 2013-14 Budget for the City.

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

[13-0002-S47](#)

RESOLUTION (ROSENDAHL - ZINE - GARCETTI) relative to the City's position in connection with the AIDS/LifeCycle seven-day bicycle ride from San Francisco to Los Angeles.

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

[13-0003-S1](#) - Comelita Gomez Harris

Wesson - All Councilmembers

William Gross

Krekorian - All Councilmembers

Edward Cazier Jr.

LaBonge - All Councilmembers

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

Whereupon the Council did adjourn.

ATTEST: June Lagmay, CITY CLERK

By

Council Clerk

PRESIDENT OF THE CITY COUNCIL